

CORRIGENDUM

In the light of clarification/queries asked by the participants in the Pre-Bid Meeting held on 28.01.2014 at 10:30 AM in the Conference Room, of New Delhi Municipal Council, the following modifications has been made in the RFP for Design conceptualizations for modern modular toilet structures on Design, Build, operate & manage basis (DBOM) with Advertisement rights in NDMC Area.

The following officers were present in the meeting.

- 1) Sh. O.P. Mishra, Director (Projects), NDMC.
- 2) Sh. Rakesh Chhabra, Dy Director (Projects), NDMC.
- 3) Sh. Ansari, AEE(Projects), NDMC

Representatives from the following bidders were present in the said meeting.

- a) M/s JCDecaux
- b) M/s Supreme Advertising

Compliance of queries raised in this meeting by the bidders is as follows;

S.no	Pg. no.	Cl. no.	As per Tender	Request for change	Amended as / Clarifications
Queries raised by JCDecaux					
1	3	1.3	NDMC will enter into a Concession Agreement with the Concessionaire for 10 years which will be counted from the date of signing of Concession Agreement. During the period, the Concessionaire shall carry out the services as per the technical specifications, performance standards and guidelines given as part of the Concession Agreement. After 10 years the agreement will cease to exist.	The duration of 10 years is too less with any standards of BOT keeping in mind the huge investments to be made by the bidder towards designing & construction of the toilets. Hence, it is imperative to have 15 years Concession period.	Not Agreed
2	4	1.10	"COD" means the commercial operations date for each phase of the Project, which shall be the date on which the NDMC Engineer will issue the Completion Certificate upon completion of project at the Project Sites. Subject to the provisions of this RFP, the final COD for the full Project shall be not later than 6 months from date of handing over of 80% of project sites by NDMC to the Concessionaire.	Minimum 1 year should be given as the Construction Period for project implementation to the successful bidder.	Agreed. Clause Suitably amended.

S.no	Pg. no.	Cl. no.	As per Tender	Request for change	Amended as / Clarifications
3	Pg. 1 of Corr. Issued on 11.01.14	Para 1	Every vendor is authorized for bidding for all Divisions, but, will be awarded toilets only in two Divisions of all the three types. If a bidder is found getting highest marks in more than two Divisions, he will be given choice for opting the two Divisions	It is suggested that there should be only one partner to undertake this project of Toilet blocks to ensure exclusivity of the project and not on the basis of division as explained in the corrigendum	Denied
4	7	13.0	Proposal will be received up to 15.00 hours on 29.01.2014 At O/o Director (Projects), Room No.: 7008, 7th Floor, New Delhi Municipal Council Any Proposal, which is received after the prescribed deadline shall be returned, unopened. The technical bids shall be opened at 4.00 PM on the last date of submission As per Corrigendum dated 28.01.2014, last date of receipt of bids has been changed from 29.01.2014 to 20.02.2014	Bid Submission date: it is stated that the scope of the project has been increase tremendously by the addition of 112 toilet blocks and hence requires a thorough assessment on ground. It is further stated that the Pre-Bid Meeting for the RFP is schedule for 24.01.2014 and the date for final submission of the bid by the bidders is 29.01.2014 which gives very less period to the bidders for a thorough assessment on ground for this project. Also the design is required to be worked upon considering the aesthetics and the environment of the NDMC for the new toilet blocks which would require considerable amount of time. It is therefore requested that sufficient time of at least 6 weeks should be given for bid submission to the bidders from the date of reply made by NDMC for the pre-bid queries.	Last Date of receipt of bids has been changed from 20.02.14 to 12.03.2014 up to 3.00 pm
Queries raised by Supreme Advertising Pvt. Ltd.					
5	Sch 'A" of the Corr. Issued on 11.01.14	Sch. 'A'	Schedule 'A' – (New Sites) R-III Division, S.no.: 9 PTU/Urinal block at Keshav Park, Sarojini Nagar Market	While the capacity augmentation by adding 57 PTUs of schedule 'A' & schedule 'B' is a welcome step of NDMC, we find that only one urinal block is being added at Sarojini Nagar Market. We are your existing Concessionaire and have experienced that this market need many more toilets. Considering the heavy footfall, we recommend that at least 4 additional PTUs, having adequate capacity for female users, be built at Sarojini Nagar Market	Denied

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6	3	1.2	Project Framework: The New Delhi Municipal Council (NDMC) intends to outsource the services of reputed companies in the field of Design ,modular, sleek aesthetically good looking to adapt with NDMC environment with Operations and Maintenance of Modular Structure toilets blocks at specified locations in its area (called public toilet utilities "PTUs" hereinafter) with Advertisement rights on the toilets <u>only</u> to interested parties having adequate experience in this field and adequate financial strength.	Modular Public Convenience is no answer to the demand of PTUs in populous city of Delhi. What is needed is conventional toilets with sizeable & need based capacity. With the existing specification, these PTUs would become like the toilets existing on Ring Road near Sarai Kale Khan and on footpath of Ring Road & other important roads of Delhi; where a large number of people can be noticed defecating in open. The proposed toilets are mainly for labours, beggars, rickshaw pullers and auto drivers etc, who have no toilets of their own and have to depend on public toilets. We therefore recommend having need-based conventional toilets against the proposed modular toilets.	Denied
7	Pg. 1 of Corr. Issued on 11.01.14	3.1	"Annual turn-over of 20 crores P.A. "be read as "Rs. 4 crores P.A." if he is bidding for one division. if he is bidding for two divisions or more, the annual turn-over requirement for preceding three years should be read as " 8 crores". Similarly the net work of 25 crores for las financial years is reduced to 5 crores if he is bidding for single division and Rs. 10 crores if he is bidding for more."	Kindly clarify whether the revised / changed requirement of turnover & net worth is valid for the 57 PTUs as well.	Yes, revised / changed requirement of turnover & net worth is valid for the 57 PTUs as well.
8	3	1.8	The PTUs will have to be kept open to the public at large, free of any charge. Between 7:00 AM to 11:00 PM every day	The PTUs are scheduled for opening between 7am to 11pm. This is not feasible / practical in view of the fact that a huge population living in market areas, on streets or in the JJ cluster need the toilet facility round the clock. This is important because no bushes or open areas are left in NDMC area, where otherwise the people till recent past, have been defecating	Agreed. Clause Suitably amended. Clause should read as "The PTUs will have to be kept open to the public at large, free of any charges between 7:00 AM to 11:00 PM every day & operator is free to keep it operational beyond it"

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9	3 4	1.3 1.10	<p>"NDMC will enter into a Concession Agreement with the Concessionaire for 10 years which will be counted from the date of signing of Concession Agreement...."</p> <p>"Subject to the provisions of this RFP, the final COD for the full Project shall be not later than 6 months from date of handing over of <u>80%</u> of project sites by NDMC to the Concessionaire."</p>	Kindly clarify the significance of COD under the para 1.10 vis-a vis Concession Period of 10 years. In case NDMC fails to ensure 80% encumbrance free sites for construction within a reasonable period or to say within 6 months what effect would it have on the Concession Period? Will the Concession Period be extended proportionately?	COD for the full Project extended from 6 months to 1 year from date of handing over of <u>80%</u> of project sites by NDMC to the Concessionaire.
10	3	1.2 & 1.7	<p>1.2 Project Framework: The New Delhi Municipal Council (NDMC) intends to outsource the services of reputed companies in the field of Design ,modular ,sleek aesthetically good looking to adapt with NDMC environment with Operations and Maintenance of Modular Structure toilets blocks at specified locations in its area (called public toilet utilities "PTUs" hereinafter) with Advertisement rights on the toilets <u>only</u> to interested parties having adequate experience in this field and adequate financial strength. The approval on the detached formats and sizes will be the sole discretion of the NDMC. The bidders will have to submit the RFP as a whole complete solution along with designs for the detached formats of advertising to generate revenues.</p> <p>1.7 EXCLUSIVE RIGHTS: From the date of execution of the Concession Agreement with the successful bidder, NDMC grants to the Company exclusive rights to display advertisement on the PTU's only. Advertisement in the form of banners, posters, etc on footpaths, roads around the PTUs will not be permitted</p>	Para 1.2 & 1.7 has contradictions. It has been provided in RFP that the advertisement will be only on toilets and at the same time the next sentence provides for discretionary detached advertisement. Kindly specify the roads on which the NDMC proposes to allow this discretionary detached advertisement. This is important so that financially competitive proposal could be made.	Cl 1.2 should be read as "Project Framework: The New Delhi Municipal Council (NDMC) intends to outsource the services of reputed companies in the field of Design ,modular ,sleek aesthetically good looking to adapt with NDMC environment with Operations and Maintenance of Modular Structure toilets blocks at specified locations in its area (called public toilet utilities "PTUs" hereinafter) with Advertisement rights on the toilets <u>only</u> to interested parties having adequate experience in this field and adequate financial strength. The approval on the detached formats and sizes will be the sole discretion of the NDMC. The bidders will have to submit the RFP as a whole complete solution along with designs for the advertising (on the toilets only) to generate revenues."

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11	Pg. 1 of Corr. Issued on 11.01.14	Para 1	Every vendor is authorized for bidding for all Divisions, but, will be awarded toilets only in two Divisions of all the three types. If a bidder is found getting highest marks in more than two Divisions, he will be given choice for opting the two Divisions	After going through the terms of RFP, it appears that for the NDMC money from PTUs supersede the quality of public utilities in the NDMC area. We feel that the proposal for engaging more than one agency for construction and maintenance of PTUs in the NDMC area would cause confusion because fixing of responsibility for bad upkeep would be a big confusion. Therefore, it is suggested that only one agency be engaged.	Denied
12	Pg. 1 of Corr. Issued on 11.01.14	--	As per the Corrigendum issued on 11.01.14 Para 1: Please find enclosed the total list of existing PTUs for Operational & Maintenance (112 nos.) / New sites - Schedule "A" (22 nos.) / New Toilets on ROMPT basis - Schedule "B" (35 nos.), is revised and enclosed. Every vendor is authorized for bidding for all Divisions, but, will be awarded toilets only in two Divisions of all the three types. If a bidder is found getting highest marks in more than two Divisions, he will be given choice for opting the two Divisions.	In the schedule pertaining to 112 nos. PTUs, except for 3 nos. PTUs (2 nos. indicated at S. no. 46 & 47 under Div. R-III & 1 no. indicated at s. no. 5 of R-V Div.) are the subject matter of NDMC's existing Concession Agreement with us. After inordinate delays in handing over PTUs by the NDMC and in relocating the PTUs because of the works by DMRC and other agencies, the COD for 94 PTUs was fixed as 31.03.2009. the initial Concession Period of this is 7 years which as per the Concession Agreement would expire on 31.03.2016. even after COD, 15 nos. additional PTUs were awarded by the NDMC during the Commonwealth Games 2010. The sites for PTUs mentioned at S. no. 3, 25 & 36 of Div-R II, S. no. 25, 26, 38 & 45 of Div-R III, S. no. 2 of Div-R IV & S. no. 1, 2, 3, 4, 6, 7 & 8 of Div-R V have been handed over during Commonwealth Games in June 2010. These PTUs have been with us for the last about 3.5 years against the Concession Period of 7 (+5) = 12 years. Therefore 112 (-3) = 109 PTUs cannot be the subject matter of the proposed / above said RFP.	Agreed. Clause Suitably amended. Para 1 of Corrigendum issued on 11.01.14 should be read as " Please find enclosed the total list of New sites - Schedule "A" (22 nos.) / New Toilets on ROMPT basis - Schedule "B" (35 nos.), is revised and enclosed. Every vendor is authorized for bidding for all Divisions, but, will be awarded toilets only in two Divisions of all the two types. If a bidder is found getting highest marks in more than two Divisions, he will be given choice for opting the two Divisions." <u>Note:</u> 112 toilets covered under existing PTUs are removed from the tender bid due to court directive


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