

Tender for traffic survey on National Highways using portable ATCC systems

Clarifications to Bidders' queries

S.No	Reference	Details (Queries)	Response
1		1. Classification of the Vehicles: while we do the survey do we need to follow the Classification of vehicles as per the Toll Plaza or as per NHAI. Since in most of the Toll Plaza they follow 5 types, i.e Car, LCV, Bus/Truck, 3 Axel and Oversize Vehicles. But according to NHAI, there will be 7 types which includes Auto and Two wheeler.	Please refer Sl.no. 11 of Corrigendum-1
2		2. There are 7 zone for the country, can we quote for a particular zone.	Bidders can quote for any number of zones
3		3. As per the tender there are 1609 Traffic counts, while quoting should we include the 2nd audit or only for 1609 counts We look forward to your positive response at the earliest.	Please refer Sl.no.13 of Corrigendum-1
4		<p>1. In the RFP document, it is mentioned that the traffic surveys have to be conducted on various sections of 2/4/6/8 lanes of National Highways at identified locations and no. of traffic count stations for each State are as given in Annexure -1. However, the effort/ expenditure anticipated for conducting the traffic survey on 2 lane highway viz.a viz conducting the same survey on multilane highway is of much variance. The common formula/ criteria for assigning weightage for variation in lanes are not provided in RFP.</p> <p><i>Therefore, IHMCL is requested to provide the classification of traffic count stations (lane-wise) for each location in order to facilitate bidders for estimating the cost of work.</i></p>	Please refer Sl.no.13 of Corrigendum-1
5		<p>2. In the RFP document, it is generally mentioned that the traffic surveys have to be conducted by using Portable Automatic Traffic Counter & Classifier (ATCC) Systems, and the contract period would be 5 years. The point 5.4.1 mentions that the Contractors may select the portable ATCC system based on any sensor technologies.</p> <p>Please clarify that if any bidder proposes to use any other latest technology/ instrument which might be equivalent/ superior to ATCC Systems in giving survey results, then whether he would be allowed to use the same or not?</p>	Please refer Sl.no.8 of Corrigendum-1

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6		<p>3. As per provision no. 3.30 of RFP document, the successful bidder has to submit PBG of Rs. 25 Lakhs within 15 days of receipt of LOA.</p> <p>Please clarify that if any bidder is selected successful for more than one Zone (say in 2 Zones), then whether he should submit only one PBG of Rs. 25 lakhs or two PBGs of Rs. 25 Lakhs each? On the other hand, in case of successful bidder for the zone with lowest no. of traffic count locations, whether the security amount shall be proportionally reduced?</p>	Please refer Sl.no.4 of Corrigendum-1
7		<p>4. As per 4.11, the total contract period will be for 5 Years renewable on yearly basis at the option of IHMCL. Hence, the successful bidder, who would be incurring huge Capital Expenditure on procuring ATCC, video camera and other supporting equipment at the start of contract period; would be at risk of losses if renewal is not done by IHMCL for subsequent year. The draft agreement already contains various provisions which adequately protect the IHMCL's interests:</p> <ul style="list-style-type: none"> · Penalty on Agency for delays/ non completion of assignment, · Termination on Breach of Contract · Force Majeure <p>Therefore, provision of yearly renewal of contract at the option of IHMCL is threat to Agency's heavy capital investments made at the start of contract period, and should be dropped.</p>	As per RFP, applicable Service Tax will be reimbursed on actuals.
8		<p>5. It is observed that while conducting the traffic surveys at any location, the support from State/ Local Police/ Administration is required for smooth functioning of survey activities being undertaken for several days. However, there is no mentioning of such obligation on IHMCL for facilitating these kinds of support.</p> <p>Therefore, it is requested that provision regarding IHMCL's obligation for providing necessary support from State/ Local Police/ Administration should be included in Contract for smooth functioning of survey activities.</p>	Bidder's responsibility
9		<p>6. As per point 4.8 (d) related to Prices, it is stated that the effects of any increase / decrease of any type of taxes levied by the Government shall be borne by the Contractor. Also, point 4.8 (g) says that Prices quoted by the bidder shall be fixed for the entire Contract period</p> <ul style="list-style-type: none"> o These provisions don't consider the effect of inflation/ escalation during 5 years. o This provision puts Agency into risk when there is a Change of Law/ Statutory Provision after Bid Date, resulting into increase in taxes to be paid to Govt. 	

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		Therefore, it is requested that provision regarding adequate compensation to Contractor against adverse effect of any Change of Law/ Statutory Provision/ inflation/ escalation during 5 years , should be included in the Contract.	As per RFP
10		Other Clarifications needed: 7. It is mentioned in point 5.5.2 that the Sample Traffic Survey Report is provided at Annexure-4. However, there is only Annexure-1 is attached with the RFP document, and Annexure 2,3 &4 are missing.	Please refer Sl.no.10 of Corrigendum-1
11	ATCC RFP, Clause 3.22 and 3.30.1	As the number of count locations as per Annexure 1 (Traffic Count Location in India) varies from 166 (Zone 1) to 287 (Zone 3), the cost even at same rate would be almost double for zone 3 as compared to zone 1. Normally performance security is considered as the percentage of the project cost. We would request NHAI to please specify the upper limit (percentage) so that same could be inbuilt in our financial proposal.	Please refer Sl.no.4 of Corrigendum-1
12	Clause 5.2.4	For count less than three day separate rates should be considered.	As per RFP
13	Clause 5.5.2	Kindly provide the annexure - 4 the sample report format. Please also provide annexure 2 & 3.	Please refer Sl.no.10 of Corrigendum-1
14	4. General	Please provide the zone wise breakup of number of lanes for count station, for better estimation of fee for the project.	Please refer Sl.no.13 of Corrigendum-1
15		Please confirm the number of surveys to be carried out at per station per month or per year	Please refer Sl.no.6 of Corrigendum-1
16		Please share the exact locations where surveys to be carried under each zone state	Please refer Sl.no.13 of Corrigendum-1
17		Please confirm the locations shall remain same for surveys under each zone state	As per RFP
18		May we bid for selected Zones	Bidders can quote for any number of zones
19		Payments Terms: are very tight and we request flexibility in payment terms.	As per RFP
20		The classification accuracy demanded as per the document is quite high considering the vehicle types, speed variations at highway shall be a real challenge. Request a consideration looking at the realistic problems	As per RFP
21		Please confirm power shall be provided at site for setting up the units and Camera.	Bidder's responsibility

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22		1) Our Video based ATCC is capable of processing Offline with the desired accuracy and meet the requirements mentioned in the Tender. Are we eligible to bid?	Videography will be for the purpose of cross checking/ auditing ATCC system. Bidder is expected to capture traffic data with the help of independent portable sensor based ATCC systems.
23		1. As there is a 5 year engagement as per the clause wherein each year what would be the expected sites to be done surveys for this will enable us plan our manpower mobilisations	Please refer Sl.no.13 of Corrigendum-1
24		2. In continuation to the above . How many maximum number of locations would be expected on an average this is important fo us to ensure to keep minimum nos of ATCC equipment and hardwares in stock considering traffic study of over 3000 Locations segmentation will enable us organise things accurately	Please refer Sl.no.13 of Corrigendum-1
25		3. Payment will be on monthly basis as advised by you , Is there a possibility of some mobilisation advance - reason is realistically projects get delayed and we have to upfront invest on manpower as well as equipments may I kindly request at 10 -15% advance against equal bank guarantee / Bond etc whatever deemed appropriate .	As per RFP
26		4. MORTH has some highway stretches in particular which might be challenging as getting clearance is time taking and this might hamper timely submissions from our ends	As per RFP
27		5. As per the IRC report the same is very generic perhaps outdated may we suggest a more upgraded format which although is tedious for us but will certainly facilitate the MIS	Please refer Sl.no.11 of Corrigendum-1
28		7. As we would have to deploy loops for activation and likewise Solar energy to not be dependant on electricty at remote locations would we get the permission from site authorities to dig in the road and ROW	The system shall be non-intrusive without damaging the road
29		8. In the JV arrangement if the case is 60- 40 perhaps the accountability is of the Lead bidder or both are equally accountable , due to the project timeframe a single provider might not be able to comply.	As per RFP

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30		<p>Query 1: - Clause 4.8 a) All taxes and duties as applicable shall be payable by the Contractor</p> <p>Request: We understand that the data collected from survey to be conducted shall be utilized for determining Road Development Activities, it is thereby requested that Custom Duty Benefit may be offered like other Highway Projects. We further request that since the contract duration is of prolonged time (i.e. 5 years) and thereby predicting tax structure for such time is not possible. It is thereby requested that tax is considered in NHAI's / IHMCL's Scope.</p>	As per RFP
31		<p>Query 2: - Clause 3.2.3 The bidder should have experience of undertaking minimum 10 traffic surveys on Highways using ATCC systems or setup ATCC systems in 3 different highway projects during the last five years ending March 2014.</p> <p>Request: - It is requested that 3 different highway projects may be please changed to 3 different locations.</p>	Please refer Sl.no2 of Corrigendum-1
32		<p>Please refer clause 3.2.1 under Eligibility Criteria : As per our best knowledge and belief most of the companies who are participating in traffic data collection are not likely to have Company Act, 1956 registration. Rather the registration with Sales Tax and Service Tax are essential, relevant and these registrations are sufficient. For instance a company is incorporated & registered company in India under the Companies Act, 1956, but has no registration with Sales & Service tax department and has little or no experience in data collection, shall be of no use to you. Therefore a firm registered with Sales & Service Tax Department and has good experience in data collection shall be rather much more relevant.</p>	Please refer Sl.no.01 of Corrigendum-1
33		<p>Please refer clause 3.2.2 under Eligibility Criteria : We also believe that, the creditability of a company should be judged on the basis of satisfactory completion of work in the same field. If any company fulfills or exceeds in experience criteria, which you have mentioned in clause 3.2.3, should not be bounded by annual turnover. Therefore, the turnover criteria should not be clause of rejection of a firm.</p>	As per RFP
34		<p>Clause 3.10.1 (ii) EMD of Rs 10,00,000 in the form of DD</p> <p>Question : Can we provide a bank guarantee instead of DD?</p>	As per RFP
35		<p>Clause 3.2.1 The applicant shall be a Company incorporated and registered in India under the Companies Act, 1956.</p>	

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36		<p>Question : If applicant is a JV or Consortium and one of the partner in JV is a proprietary firm and another one is a private ltd company incorporated and registered in India under the Companies Act, 1956. Is it acceptable?</p> <p>Clause 3.3 (iii) The lead partner, shall be the most experienced firm amongst the parties in JV.</p> <p>Question : If most experienced firm in JV is a lead partner but is not private limited but another partner in JV is private limited. Is it acceptable?</p>	<p>Yes, Please refer Sl.no.1 of Corrigendum-1</p> <p>Yes, acceptable</p>
37 38		<p>Clause 3.3 (v) The eligibility / experience of each partner of JV or Consortium shall be considered in proportion to their stakes in the JV or Consortium</p> <p>Question : If one partner in JV has and experience and other is having turnover, is it acceptable?</p> <p>Clause - Annexure – 1 – Traffic Count Locations in India</p> <p>Question : Zone wise number of traffic count stations are mentioned but it should be divided separately as per highway lanes (how many in each zone are 2/4/6/8 lane highways). Costing of ATCC traffic count depends on number of highway lanes so separate rates should be asked for diff highways according to lanes.</p>	<p>Please refer Appendix-3 of Corrigendum-1</p> <p>Please refer Sl.no.13 of Corrigendum-1</p>