



प्रलकीर्तिमपावृणु

Government of India,  
Archaeological Survey of India  
Delhi Mini Circle, Puratattva Bhawan,  
GPO Complex, D-Block, 1st Floor, INA  
New Delhi-110023

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Delhi Mini Circle of Archaeological Survey of India, on the behalf of President of India, invites Request For Proposal (RFP) in two bid system (technical & financial bid) for running and maintaining of boating facility for recreational purpose at Moat/Lake area of Purana Qila initially for a period of one year which is further extendable, year wise, up to maximum period of three years.

Interested bidders may also visit Purana Qila to inspect the proposed site with prior information to Sh. Anurag Sharma, Sr. Conservation Assistant, Sub Circle-Purana Quila (contact No. 011-24354260).

Last date and time for submission of Documents	25/7/2017 upto 3:00 PM
Date and time for opening of Technical Bid of Tender Documents : -	25/7/2017 at 3:30 PM
Date and time for opening of Financial Bid of Tender Documents	shall be intimated separately
Validity of quotation	120 days from date of Tender Opening
Estimated Cost	25,00,000/-

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## TENDER NOTICE

1. Sealed tenders on behalf of the President of India, are invited under **Two Bid System** i.e. Technical Bid and Financial Bid for running and maintaining of boating facility for recreational purpose at Moat/Lake area of Purana Qila initially for a period of one year which is further extendable, year wise, up to maximum period of three years. .
2. Complete Tender Documents maybe downloaded from the website [www.asi.nic.in/](http://www.asi.nic.in/) [www.asidelhicircle.co.in](http://www.asidelhicircle.co.in) of this Department
3. Interested Companies/Firms/Agencies may submit/deposit the tender documents complete in all respects along with Earnest Money Deposit (EMD) of **Rs 50,000/- (Fifty Thousand)**, and other requisite documents on or before **25/7/2017** to the tender box /Delhi Mini Circle.
4. No tender shall be entertained after this deadline under any circumstances whatsoever. The Technical Bid of tenders will be opened at 3:30 PM in the presence of authorized representative of Bidders as may wish to be personally present.
5. ASI reserves the right to amend or withdraw any of the terms and conditions contained in the Tender Document or to reject any or all tenders without giving any notice or assigning any reason. The decision of the DG, ASI in this regard shall be final and binding on all.

**Archaeological Survey of India  
For and on behalf of the President of India**

**Copy to:**

1. Notice Board
2. Website of this Department
3. All Ministries/Departments

### **Scope of Work and Instruction to Tenderer**

**Purana Qila**, a Centrally Protected Monument located in Delhi, is managed/ maintained/ conserved by Delhi Mini Circle, Archaeological Survey of India under the Ministry of Culture. Purana Qila is visited by 1500 (approx) visitors daily, including both Indian and Foreign tourists. The monument remains open from sunrise to sunset every day and one of the major places of tourist interest in the NCR region. The area identified for boating purpose in the northwest of the main entrance (Bara Darwaza) of Purana Qila is marked in the layout plan (Annexure-1) other specification are given below:

<b>Location of the Proposed Boating</b>	<b>Measurement in m<sup>2</sup></b>
Area MOAT of Purana Qila	39221.825 m <sup>2</sup>
Actual Boating area	32376.909 m <sup>2</sup>

The scope of work include

1. Running and maintaining Boating Facility at Purana Qila for specified duration.
2. Visitors management i.e. Issue of tickets to visitors, waiting and sitting arrangement and arrangement of boating. The bidder will charge for the tickets for boating facility in consultation with A.S.I.
3. Firms, Agencies, Companies, Organizations who intend to bid, should have experience of at least one year in running similar facilities having sufficient boats, support staff and life guards.
4. Firms, Agencies, Companies, Organizations who intend to bid, should have completed one order of running and maintaining boating facility.
5. Following Boat types and number boats are to be provided (this will stand as a minimum requirement):-
  - a) Pedal Boat – 11 nos. (5nos.of 2 Persons capacity, 4nos.of 4 Persons capacity and 2nos. of 6 Persons capacity)
  - b) Bumper Boat-2 nos.
  - c) Rowing Boat- 2 nos. (capacity of 4 persons)
  - d) Rescue Boat -2 no.
6. Adequate member of life jackets (minimum 50 nos.) and other safety measures for emergency situations as per prescribed safety guidelines.
7. Provision of adequate nos. of qualified and experienced boat operators. Copy of Experience certificate shall be enclosed. (minimum 5 nos. ).
8. The Boats shall be certified by respective certified agencies. Copy of certificate shall be submitted by bidder at their own cost before starting of work.
9. The Bidder at their own cost, will make arrangement of Porta Cabin for ticket counter with due consent of ASI.
10. Proper arrangement of filling and maintaining of water level at moat/lake.
11. The tenders have been invited under two bid system i.e. Technical Bid and Financial Bid. The interested agencies are required to submit two separate sealed envelopes super scribing “Technical Bids for providing running and maintaining of boating facility for recreational purpose at Moat/Lake area of Purana Qila to the ASI ” & “Financial Bid for running and maintaining of boating facility for recreational purpose at Moat/Lake area of Purana Qila. Both sealed envelopes should be kept in a third envelope super scribing “Tender for running and maintaining of boating facility for recreational purpose at

Moat/Lake area of Purana Qila to the Dy. SA, Delhi Mini Circle, Puratattva Bhawan, GPO Complex, D-Block, 1st Floor, INA New Delhi-110023 ”.

12. The interested Companies/Firms/Agencies may deposit /submit the tender document complete in all respects along with the Earnest Money Deposit (EMD) for Rs. 50,000/- in the form of Demand Draft /Pay Order drawn in the favour of Dy. SA, Delhi Mini Circle and other requisite documents and drop it in the tender box kept at office of Deputy. Superintending Archaeologist, Archaeological Survey of India, Delhi Mini Circle, Puratattva Bhawan, GPO complex, D-Block, 1<sup>st</sup> floor, INA, New Delhi - 110023
13. The crucial dates relating to “Tender for running and maintaining of boating facility for recreational purpose at Moat/Lake area of Purana Qila are cited asunder:

Bid Reference No.	DMC/11/41/2016-M-
Bid issue date	As per NIT
Last date of submission of bid	25/7/2017 upto 3:00 PM
Date and time of opening of bid	25/7/2017 at 3:30 PM
Meeting after bid opening for document verification	28/7/2017 at 11:30 AM
Place of submission and opening of bids	Deputy Superintending Archaeologist, Archaeological Survey of India, Delhi Mini Circle, Puratattva Bhawan, GPO complex, D-Block, 1 <sup>st</sup> floor, INA, New Delhi - 110023
Address for communication for any queries	Deputy Superintending Archaeologist, Archaeological Survey of India, Delhi Mini Circle, Puratattva Bhawan, GPO complex, D-Block, 1 <sup>st</sup> floor, INA, New Delhi – 110023

14. Cost of tender form is Rs. 500/- ( Nonrefundable)
15. Envelope to be super scribed as **“RFP for management boating facilities at Purana Qila a Centrally Protected Monument”**. Notwithstanding anything contained in this tender document, the Authority reserves the right to accept or reject any Application/Bid/Proposal and to annul the Bidding Process and reject all Applications/ Bids, at any time without any liability or any obligation for such acceptant, reject or annulment, and without assigning any reasons thereof.
16. A sum of Rs. 50,000/- as earnest money have to deposit (“EMD”) for Boating facility at Purana Qila by way of a crossed demand draft drawn on any scheduled bank payable at New Delhi. The Demand Draft should be drawn in favour of Dy. Superintending Archaeologist. EMD shall not be accepted in any other form and shall be adjustable/ refundable as has been set out in his Tender.
17. The tender is neither an arrangement nor an offer by the licensor to the prospective bidders of any other person. The purpose of this tender is to provide interested parties with information that may be useful to them in the formulation of their bids for this tender.
18. Bidders are advised to fill up all information clearly and legibly in typed format.
19. In the event a qualified Bidder wants to withdraw the Bid, the EMD of such Bidder shall be forfeited.
20. The EMDs of all unsuccessful Bidders will be refunded, without any interest, after the Letter of Award accepted by the Successful Bidder.
21. The EMD will not carry any rate of interest.

22. The Successful Bidder shall be required to submit a Letter of Acceptance to the Authority within 7 days of issuance of Letter of Award.
23. The Successful Bidder shall be required to Sign the Management Agreement within 30 days of acceptance of the Letter of Award.
24. No alternation in the description of the schedule shall be permitted. All corrections should be authenticated under the full manual signature of the Bidder.
25. The issue of this tender does not imply that the licensor is bound to select and shortlist or qualify the bidders for the bid process or to appoint the selected bidder for the bid process or to appoint the selected bidder or operator as the case may, the licensor reserve the right to reject all or any of the bids without assigning any reason whatsoever.
26. The bidder shall bear all its cost associated with or relating to the preparation and submission of its application and expenses associated with any demonstration or presentation which may require by the licensor.
27. Bids should be submitted on or before the bid due date and should be in the prescribed forms/ formats as mentioned in this tender. The Bid should be sealed covers respectively Super-scribed as "Technical Bid" and "Price Bid" separately (Schedule-1 and 2).
28. The Earnest Money Deposit (EMD) of **Rs. 50,000/- (Fifty Thousand)** refundable (without interest) should be necessarily kept in the sealed cover containing Technical Bid of the agency, failing which the tender shall be rejected summarily.
29. The successful tenderer will have to deposit Performance Security Deposit of Rs. 1.5 lakh.
30. The tendering Companies /Firms/Agencies are required to enclose photocopies of the following documents along with the Technical Bid, failing which their bids shall be summarily/out-rightly rejected and will not be considered any further:-
  - a. Registration certificate.
  - b. Copy of PAN card.
  - c. Copy of IT return filed for the last three financial years.
  - d. Copies of the Service Tax registration certificate.
  - e. Proof of annual turnover of the firm for the last 3 years ending on 31/03/2017
  - f. Declaration regarding black listing as per format attached.
31. Conditional bids shall not be considered and will be outrightly rejected in the very first instance.
32. All entries in the tender form should be legible and filled clearly. If the space for furnishing information is insufficient, a separate sheet duly signed by the authorized signatory may be attached. No overwriting or cutting is permitted in the Financial Bid form. In such cases, the tender shall be summarily rejected. However, corrections, if any, in the Technical Bid Application must be initialed by the person authorized to sign the tender bids.
33. Statutory payments shall be made by Service provider to their personnel's as per existing law and act.
34. The Technical Bid of tenders shall be opened on **25/7/2017 at 3:30 PM** at Office of Dy. SA, Delhi Mini Circle New Delhi-110023, in the presence of the authorized representatives of the Companies/Firms/Agencies, if any, who are present on the spot at that time.

35. The **DG ASI** reserves the right to cancel any or all the bids without assigning any reason.
36. The tender document may be downloaded from the ASI web site [www.asi.nic.in](http://www.asi.nic.in) or [www.asidelhicircle.co.in](http://www.asidelhicircle.co.in) or Central Public Procurement Portal <http://eprocure.gov.in>. The tender document consists schedules given below, and should be read in conjunction with any addendum / amendments issued subsequently.
37. The Bidder shall examine carefully all the contents of the tender document including instructions, conditions, terms, specifications and drawings and take them fully into account before submitting his bid. Failure to comply with the requirements as detailed in these documents shall be at the bidders own risk and tender submission will render the bids liable for rejection. Pursuant to Clauses above, bids, which are not responsive to the requirements of the bids conditions, will be rejected.
38. At any time prior to the deadline for submission of tenders, the Deputy Superintending Archaeologist, ASI, Delhi Mini Circle may, for any reason, whether on his own initiative or in response to a clarification by a prospective Bidder, modify the tender documents by issuing addendum.
39. A Bidder requiring any clarification regarding the tender documents contact the Deputy Superintending Archaeologist, ASI, Delhi Mini Circle ([dmc16.asi@gov.in](mailto:dmc16.asi@gov.in) and [asidelhiminircle@gmail.com](mailto:asidelhiminircle@gmail.com)) through e-mail only. The queries which are received three (3) days prior to the deadline for submission of tenders will be responded. The queries will be uploaded in the web site [www.asi.nic.in](http://www.asi.nic.in) or [www.asidelhicircle.co.in](http://www.asidelhicircle.co.in) including description of the quarry, but, without mentioning the source of the quarry. It is to be noted that no queries, clarifications will be received after the period stipulated above.
40. All prospective bidders are requested to browse the web sites cited above for information. It is deemed that they are fully aware of the corrigendum so issued once they bid for the work.
41. Any amendments thus issued will be loaded on the website up to two days prior to the dates specified for submission of the bids. All the bidders who have downloaded the Bid Document shall verify if any such amendment/modifications have been issued before submitting their bid and shall take cognizance of and include such amendment(s) in their submission. In any case, the amendment(s)/modification(s) if any shall be binding on the Bidder. No separate notice/intimation of amendments/modifications will be sent to those who have downloaded the document from the web.
42. If any addendum is issued, reasonable time will be given to Bidders to take the corrigendum into account in preparing their bids, in which case, the authorities may extend the deadline for submission of bids.
43. While all efforts have been made to avoid errors in the drafting of the bid documents, the bidder is advised to check the same carefully. No claim on account of any errors detected in the bid documents shall be entertained.

**TECHNICAL ELIGIBILITY REQUIREMENT FOR THE TENDERING COMPANY/FIRM/AGENCY.**

The tendering manpower Company/Firm/Agency should fulfill the following ELIGIBILITY requirement and furnish self attested copies of documents with technical bid.

SL NO	REQUIREMENT	COPY OF RELEVANT DOCUMENT	ENCLOSED YES/NO	PAGE NO.OF BID DOCUMENT
1	The Registered Office or one of the Branch Offices of the Company /Firm/Agency should be located either in Delhi/New Delhi or NCR region of Delhi.	Proof of Address		
2	The Company/ Firm/ Agency should be registered with the appropriate registration authority.	Copy of Registration Certificate		
3	Firms, Agencies, Companies, Organizations who intend to bid ,should have experience of at least one year in running similar facilities having sufficient Boats ,support staff and life guards	Copy of work orders.		
4	Firms, Agencies, Companies, Organizations who intend to bid, should have atleast completed one order of running and maintaining boating facility.	Copy of work orders.		
5	Firms, Agencies, Companies, Organizations who intend to bid , should have following boats  a) Pedal Boat – 10 nos. (5 nos. of 2 Persons capacity, 4 nos. of 4 Persons capacity and 1nos. of 6 Persons capacity)  b) Bumper Boat- 2 nos.  c) Rowing Boat- 2 nos. (capacity of 4 persons)  d) Rescue Boat -1 no.	Certificate from Statutory Auditor		
6	The Boats shall be certified by respective certified agencies. Copy of certificate shall be submitted by bidder at their own cost before starting of work.	Copy of certificate.		
7	Provision of adequate nos. of qualified and experienced boat operator. Copy of Experience certificate shall be enclosed. (minimum 5 nos. ).	Copy of certificate.		

8	Firms, Agencies, Companies, Organizations who intend to bid, should have adequate member of life jackets (minimum 50 nos.) and other safety measures for emergency situations as per prescribed safety guidelines.	Certificate from Statutory Auditor		
9	The Bidder at their own cost, make arrangement of Porta Cabin for ticket counter with due consent of ASI and arrangement of filling/maintaining water level at moat/lake.	Self Certification		
10	The Company/ Firm/ Agency should be registered with Service Tax Department.	Copy of Registration Certificate/Number		
11	The Company/ Firm/ Agency should be registered with appropriate authorities under Employees Provident Fund and Employees State Insurance Act.	Copy of Registration Certificate/Number		
12	Copy of PAN card	Copy of PAN		
13	The Annual Turn Over of the company should not be less than Rupees 25 lakh in last 3 years i.e. 2014-15,2015-16 and 2016-17	Certificate from Statutory Auditor		



**APPLICATION FOR TENDER**

1. Name of Tendering Company/Firm/Agency (Attach certificate of registration)
2. Name of proprietor/Director of Company/Firm/Agency:
3. Full Address of Regd. Office:  
  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- Telephone No:  
Fax No.:  
E-Mail Address:
4. Full address of Operating Branch:  
  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- Telephone No:  
Fax No.:  
E-Mail Address:
5. (a) Banker of Company/Firm/Agency (Full Address) -----  
  
(Attach certified copy of statement of A/c for the last three years) -----  
  
(b) Telephone Number of Banker -----
6. PAN/GIR No. -----  
(Attach attested copy)
7. Service Tax Registration No/GST registration, if any (Attach attested copy) -----
8. E.P.F. Registration Number, if any -----  
(Attach attested copy)
9. E.S.I. Registration Number, if any -----  
(Attach attested copy)

10. Financial turnover of the tendering Company/Firm/Agency for the last three Financial Years with documentary proof thereof. (Attach separate sheet if space provided is insufficient):

Financial Year	Annual Turn over Amount (Rs. Lakhs)	Remarks, if any
2014-15		
2015-16		
2016-17		

11. Give details of the major similar contracts handled by the tendering Company/Firm/Agency during the last four years in the following format:

Sl. No	Details of client along address, telephone and FAX numbers	Amount value of Contract (Rs. in Lakhs)	Duration of Contract	
			From	To
1.				
2.				
3.				

(If the space provided is insufficient, a separate sheet may be attached)

12. Additional information, if any (Attach separate sheet, if required)

Signature of authorized person

Date:  
Place:

Name:  
Seal:

## **DECLARATION**

1. I, \_\_\_\_\_ Son/Daughter of Shri -----signatory of the agency/firm mentioned above, is competent to sign this declaration and execute this tender document:
2. I have carefully read and understood all the terms and conditions of the tender and undertake to abide by them:
3. My agency has not been blacklisted/debarred from participating in tender of any Ministry/Department of Government of India and Government of India undertaking in the last Three Years as on date of opening of this Tender.
4. The information/documents furnished along with the above application are true and authentic to the best of my knowledge and belief.
5. I/we am/are well aware of the fact that furnishing of any false information/fabricated document would lead to rejection of my tender at any stage besides liabilities towards prosecution under appropriate law:

Signature of authorized person (s)

Date:  
Place:

Full Name:  
Seal:

## APPLICATION FOR TECHNICAL BID

Date;

To,

Deputy Superintending Archaeologist  
Archaeological Survey of India  
Delhi Mini Circle, Puratattva Bhawan,  
GPO Complex, D-Block, 1st Floor, INA  
New Delhi-110023

Re: Technical Bid for selection of Operator for operation and maintenance of Boating Facility at Purana Qila, New Delhi.

SL NO	REQUIREMENT	COPY OF RELEVANT DOCUMENT	ENCL OSE D YES/ NO	PAGE NO.OF BID DOCUMEN T
1	The Registered Office or one of the Branch Offices of the Company/ Firm/ Agency should be located either in Delhi/New Delhi or NCR region of Delhi.	Proof of Address		
2	The Company/ Firm/ Agency should be registered with the appropriate registration authority.	Copy of Registration Certificate		
3	Firms, Agencies, Companies, Organizations who intend to bid ,should have experience of at least one year in running similar facilities having sufficient Boats ,supporting staff and life guards	Copy of work orders.		
4	Firms, Agencies, Companies, Organizations who intend to bid, should have atleast completed one order of running and maintaining boating facility.	Copy of work orders.		
5	Firms, Agencies, Companies, Organizations who intend to bid , should have following boats  a) Pedal Boat – 10 nos. (5 nos. of 2 Persons capacity, 4 nos. of 4 Persons capacity and 1nos. of 6 Persons capacity)  b) Bumper Boat- 2 nos.  c) Rowing Boat- 2 nos. (capacity of 4 persons)  d) Rescue Boat -1 nos.	Certificate from Statutory Auditor		

6	The Boats shall be certified by respective certified agencies. Copy of certificate shall be submitted by bidder at their own cost before starting of work.	Copy of certificate.		
7	Provision of adequate nos. of qualified and experienced boat operator. Copy of Experience certificate shall be enclosed. (minimum 5 nos. ).	Copy of certificate.		
8	Firms, Agencies, Companies, Organizations who intend to bid , should have adequate member of life jackets ( minimum 50 nos. ) and other safety measures for emergency situations as per prescribed safety guidelines.	Certificate from Statutory Auditor		
9	The Bidder at their own cost, make arrangement of Porta Cabin for ticket counter with due consent of ASI and maintaining of water level at the moat/lake.	Self Certification		
10	The Company/ Firm/ Agency should be registered with Service Tax Department.	Copy of Registration Certificate/Number		
11	The Company/ Firm/ Agency should be registered with appropriate authorities under Employees Provident Fund and Employees State Insurance Act.	Copy of Registration Certificate/Number		
12	Copy of PAN card	Copy of PAN		
13	The Annual Turn Over of the company should not be less than Rupees 25 lakh in last 3 years i.e. 2014-15,2015-16 and 2016-17	Certificate from Statutory Auditor		

Date:  
Seal:

Signature of authorized person  
Full Name & Place:

**Application for Financial Bid**

Price bid (for reference)  
[On the Letter head of the Bidder]

Date;

Price bid (for reference)  
[On the Letter head of the Bidder]

Date;

To,

Deputy Superintending Archaeologist  
Archaeological Survey of India  
Delhi Mini Circle, Puratattva Bhawan,  
GPO Complex, D-Block, 1st Floor, INA  
New Delhi-110023

Re: Price Bid for selection of Operator for operation and maintenance of Boating Facility at Purana Qila, New Delhi.

Dear Sir,

In response to the tender document, I hereby quote 'Price Bid' payable by us/me to the Licensor as under:

1. Price offered for Management Fees for operation and maintenance of boating facility at Purana Qila Moat/Lake is **Rs. ....(Rs In words.....)** per month, over and above minimum Management Fees of 50,000 per month which is exclusive of applicable taxes and duties, levies, VAT etc.

The price offer quoted here above is valid for 120 days from the date of opening of the price bid.

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## **EVALUATION CRITERIA**

1. The bidder who fulfills Technical Eligibility Requirement mentioned under Application for Technical bid shall be declared technically qualified and financial bid in respect of only technically qualified bidder shall be opened.
2. The bidder who quotes highest price as per financial bid will be declared successful bidder.
3. The work shall be awarded to successful bidder.

### **1. Terms and Conditions**

- 1) The cost of installing appropriate number of ticket counter (Porta Cabin) for the boating etc shall be borne by the successful bidder itself covering minimum space.
- 2) Power supply and water will be chargeable, for which separate meters will have to be installed by the successful bidder and electricity and water charges to be paid by him within the first week of every month as per actual.
- 3) Electrical fixtures and fittings, furniture and civil works (if any) and required maintenance may be undertaken by the successful bidder at his own expenses, but, strictly as per the written approval of the ASI and under the supervision of concerned Sub-Circle officer.
- 4) The successful bidder has to ensure the cleanliness in and around the boating moat area which is to be cleaned up on regular basis.
- 5) The successful bidder shall keep adequate manpower (no child labour is allowed) for running the boating with appropriate trained and experience, at his own expense, for the proper discharge of the responsibilities entrusted to him. Such persons shall be medically fit and neatly dressed in uniforms and well behaved.
- 6) The successful bidder should adhere to the provisions of the Provident Fund Act, ESI, Service Tax, the Minimum Wages Act and other such acts which are applicable. The successful bidder has to ensure the payment of all applicable taxes related to providing service and employing manpower.
- 7) The successful bidder shall, at his cost, maintain adequate good quality boats and other accessories for smooth functioning of the boating.
- 8) Security of licensed premises, equipment, fittings and fixtures, furniture etc. is the responsibility of the successful bidder.
  - (i) Timing to Start and Timing to close the Boating (sunrise to sun set)
  - (ii) Safety Measures to avoid any mis-happening
- 9) In case at the time of boating any mis-happening like accident/death etc takes place with the visitor, the entire financial implication will have to borne by the licensee and his license will be forfeited.
- 10) Any officer authorized by Dy. Superintending Archaeologist, Delhi Mini Circle and Sub-Circle In-charge, Purana Qila would reserve the right to check on cleanliness and upkeep of premises and quality of provisions and quality of the Boats.

- 11) No accommodation shall be provided to the workmen of successful bidder.
- 12) The monthly license fee shall be paid in form of DD/digital payment as applicable, in favour of "Dy. Superintending Archaeologist, Archaeological Survey of India, Delhi Mini Circle, New Delhi" payable at New Delhi by the first week of every month as advance failing which ASI have the right to terminate the dead agreement and sealed the material/ equipment for recovery of Govt. dues.
- 13) Memorandum of Agreement approved by the DG, Archaeological Survey of India shall be signed between Dy. Superintending Archaeologist, Delhi Mini Circle and the successful bidder maximum within two weeks after receiving acceptance letter from the successful bidder.
- 14) Any bid received by ASI after the deadline for submission of bids prescribed above will be summarily rejected and returned unopened to the bidder at the address mentioned on the outer cover by Speed Post/Registered Post.
- 15) ASI will not be responsible for any postal delay or non-receipt/non-delivery of the bid. No further correspondence will be entertained on the subject.
- 16) A bidder cannot modify the bid after the submission. Bidder may withdraw his bid through a written submission to the opening authority before the expiration of deadline prescribed for submission of bids.
- 17) ASI reserves the right to accept any bid, and to cancel / abort the Tender process and reject all bids at any time prior to award of contract, without thereby incurring any liability to the affected agency or agencies, of any obligation to inform the affected agency of the grounds for ASI action and without assigning any reason.
- 18) The bid shall be submitted in the form of printed document. Bids submitted in other modes or in unsealed envelopes shall not be entertained.
- 19) The bidder should ensure that no relative of him or his relatives are staff of ASI in any capacity.
- 20) In order to safeguard the interest of the Authority with regards to payment of Management Fee and other compliances as per the Agreement during the Management Agreement period shall submit and Irrevocable and unconditional Bank Guarantee which will be furnished at the time of Agreement. Performance Bank Guarantee shall be of Rs 1,50,000 (One lakh fifty thousand) for Boating Facility at Purana Qila. This Bank Guarantee shall be valid initially for 1 (one) year and thereafter kept valid & effective during the Management Agreement period by renewing its validity three (3) months prior to its expiry. The bank guarantee should be issued from, Nationalized/Schedule Bank.
- 21) The Operator will have to pay the salaries and wages of the hired employees as per Minimum Wages Act.
- 22) The licensee shall display the name of the Licensor and permissible hoardings on the premises of the said moat/lake area showing the Licensor as the Owner and the Licensee as running and managing the Water Sports activities.



- 23) The Licensee shall install adequate all necessary safety equipments etc. and shall be responsible for checking and servicing them from time to time and Licensee shall adhere strictly and rigidly to any security of safety regulation prescribed by concerned authority. The licensee will keep trained staff/Lifeguards sufficient lifesaving like rescue equipment, communication equipment. First Aid Box, life Jackets at the location of Water Sports Centre.
- 24) The licensee will strictly follow the guidelines, general & specific operating regulations lay down by the Govt. of Delhi/ Govt. of India and other respective authority.
- 25) Any member of Licensee trained staff whose conduct while on duty is in the opinion of Licensor detrimental to the interest of Licensor take appropriate action in the matter.
- 26) The Licensee at their own cost, make arrangements of suitable, sophisticated and safe water sports equipment of good certified standard for the boating due consent of licensor.
- 27) The Licensee shall be fair in dealings and courteous in behavior with the tourists. Any negligence/complaints may result in termination of contract.
- 28) The Licensee shall abide by and observe each and every law, rules and regulations of the police, local bodies, Government and statutory Authorities etc. in respect to the running of the boating.
- 29) The Licensee shall not do or permit to be done upon the premises of the said Operations area anything which may cause a nuisance or annoyance or in any way interference with comfort, peace of the inmates of the properties in the vicinity of the said Operations area.
- 30) In case of non –fulfillment of operational obligations during minimum operational period of 2 (two) years, the bank guarantee will be forfeited.
- 31) During the aforesaid period of 2 (two) years the licensee shall have license to operate boating activities at their own cost with prior approval of the licensor and subject to permission of other authority and no other purpose whatsoever and the license shall be deemed to be a bare licensee only for the said boating activities.
- 32) The licensee will have to strictly abide by the terms & conditions as laid down in the MOU. Disobeying anyone of them may lead to the cancellation of license.
- 33) In case of breach of any terms and condition the said EMD/bank guarantee shall be forfeited forthwith in favor of the licensor.

## **2. Arbitration**

All disputes or differences, including the claims for damages and compensation whatsoever, arising between the parties, out of or relating to the contract operation or effect of this agreement or the breach thereof shall be settled amicably. However, if the parties are not able to resolve them amicably within a period of 15 (fifteen) days, the same shall be resolved by arbitration in accordance with the Arbitration and Conciliation Act, 1996. The dispute may be referred to arbitration by either party only after notice in writing to the other, clearly mentioning the nature of the dispute/differences. Such arbitration shall be conducted

by an arbitral tribunal consisting of three arbitrators one arbitrator to be appointed by each Party, and the third arbitrator to be nominated by Director General, Archaeological Survey of India, Government of India. The Arbitration and Conciliation Act 1996 or any statutory modification thereof shall apply to the arbitration proceedings and the venue for the arbitration proceedings shall be New Delhi and courts at Delhi shall have exclusive jurisdiction. All the arbitration proceedings shall be carried out in English language.

### **Confidentiality**

The successful bidder shall treat all the documents and information received from the Department, submitted to Department and all other related documents /communications in confidence and shall ensure that all who have access to such material shall also treat them in confidence. The successful bidder shall not divulge any such information without the prior written permission of Department.

### **Suspension of the Contract**

1. If any of the following events shall have happened and be continuing, then Department may, by written notice to the successful bidder, suspend in whole or in part, payment due thereafter to the successful bidder under the contract.
2. A default shall have occurred on the part of the successful bidder in the execution of the contract.
3. Any other condition which makes it unable for either party by reason of "Force Majeure" to successfully carry out the assignment/s or to accomplish the purpose of the contract.

### **Termination of Contract**

Termination of Contract by Department during the period of contract, if the performance of the successful bidder not satisfactory or not up to the expectation of the Deputy Superintending Archaeologist, ASI, Delhi Mini Circle or his representative or the Expert Committee constituted by Director General, the contract will be terminated forthwith and the payment will be assessed by the Deputy Superintending Archaeologist, ASI, Delhi Mini Circle on the recommendation of the Expert Committee for the value of work done. The decision of the Deputy Superintending Archaeologist, ASI, Delhi Mini Circle in this regard is final and binding.

Annexure-1

