

**Clarifications - RFP for Conducting Traffic Survey Using Portable ATCC System published on dated 08.03.2018**

<b>S. No</b>	<b>Clause Number</b>	<b>Clause</b>	<b>Query</b>	<b>Reply IHMCL</b>
1	Section 1, 3.10.1(ii) and 3.13.1	EMD / Bid Security	Under the provisions of Government of India, Ministry of Micro, Small & Medium Enterprises Office of the Development Commissioner (MSME) EP&M Division the industries categorized under MSME are exempt from payment of EMD. Relevant documents / certificates attached .	As per RFP
2	3.17.1	Extension of Dead line for submission of Bid	It is requested that the dead Line for submission of Bid be extended to any day between 25 to 30 Apr 2018. We have approached the banks for loans for procurement of financial assistance. Due to the termination clause at 4.14.4, they are considering our proposal at their higher levels and we need more time for negotiation.	Refer Corrigendum-1
3	3.3(i)	Maximum number of partners in the JV or Consortium shall be two	JV/Consortium of 3 companies may be permitted as the investment in equipment is high, the period is only 2 years and there remains an uncertainty about the life of the contract agreement.	As per RFP
4	NA	N.A	You are requested to kindly confirm whether this tender would be in addition to services being provided under tender awarded against RFP Numbers "IHMCL/Portable-ATCC/2014" & "IHMCL/Portable-ATCC-01/2014" or in lieu of those. If the latter, what would be the status of the contracts awarded under the said tender awarded against RFP Numbers "IHMCL/Portable-ATCC/2014" & "IHMCL/Portable-ATCC-01/2014".	Matter not pertains with this RFP
	NA	N.A	We would like to request you to highlight the details under which the previous contracts are being terminated so as to enable us to understand how to ensure something like that does not get repeated in this tender process.	Matter not pertains with this RFP
5	NA	N.A	If case this RFP is being called with a view to short closing the Tender of 2014, we would like to request you to give us the reasons for which the previous contract is being terminated.	Matter not pertains with this RFP
6	NA	NA	Will IHMCL indemnify the winning bidders against any action brought by existing service providers, and against costs incurred in case of any decision of any authority /court against continuation of contract.	Matter not pertains with this RFP
	3.22	Imbalanced Bid	Please explain IHMCL's estimate of the cost of work to be performed under the Contract to enable us to ensure that price bids are not imbalanced.	As per RFP

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7	4.12	CONTRACT PERIOD. The total contract period shall be for a period of Two (02) Years, however the IHMCL shall review the performance of the Service Provider after completion of the above mentioned period and accordingly renew the Contract on an yearly basis thereafter, if deemed appropriate in the sole discretion of IHMCL (the "Contract Period")	In the whole RFP, there seems to be no safety and security factor incorporated for the service provider. A huge investment is at stake once again and we would like an assurance from IHMCL that this contract will not be foreclosed before this defined and committed contract period of 2 years. Please highlight if there is any minimum period of time for which this contract is guaranteed.	As per RFP
8	4.14.4	Notwithstanding the above, IHMCL may terminate the Contract for convenience by giving 30 days prior notice without assigning any reason.	In the whole RFP, there seems to be no safety and security factor incorporated for the service provider. A huge investment is at stake once again and we would like an assurance from IHMCL that this contract will not be foreclosed before this defined and committed contract period of 2 years. Please highlight if there is any minimum period of time for which this contract is guaranteed. Please explain if IHMCL is giving any assurance that this contract will not be short-closed before this defined and committed contract period. Please highlight if there is any minimum period of time for which this contract is guaranteed.	As per RFP
9	4.14.5	Upon Termination (except on account of expiry of Term of this Agreement, Force Majeure or for Clause 4.14.4), the IHMCL shall be entitled to appropriate the entire Performance Security or part thereof as Damages	In the event of ATCC agency performing adequately as per contract clauses and as per Tender requirements, in the event of closure of the contract before period, would the ATCC agency be entitled to claim damages on the IHMCL in lieu of loss of business and to recover the capital investments made by the ATCC agency	As per RFP
10	5.5.2	Submission of Final Data after correction T + 15 days	The time period for submission of Final data has also been reduced from T +20 to T + 15 (by 5 days without consideration that videos are sent in a External HDD from site to our control centre and then to IHMCL control centre. There are times when there are 2-3 holidays at a stretch and courier services are not functional. It is recommended that this time period be left at T +20 as hitherto fore	Timeline for submission of final data shall be T+15 days, where T=End date of traffic survey

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11	5.2.2	Contractor shall submit survey schedule of all locations within 07 days of issuance of the letter of commencement of works, and survey shall be commenced within 07 days after approval of survey schedule. After collection of 7 days traffic data at each location, the agencies shall submit survey reports within 15 days after validation / correction.	As the OEM of ATCC machine will take a time period of 45 to 60 days for manufacture, complete formalities and export equipment to India. Hence, we request to allow period for commencement of surveys up to 60 days	Contractor shall submit survey schedule of all locations within 07 days of issuance of the letter of commencement of works, and survey shall be commenced within 15 days after approval of survey schedule. After collection of 7 days traffic data at each location, the agencies shall submit survey reports within 15 days after validation / correction.
12	Annexure-1	Traffic count locations in India	Kindly provide the bifurcation with respect to 2/4/6/8 lanes alongwith the latitude and longitude	Refer Corrigendum-1