

**Expression of Interest (EOI)**  
For  
Design, Development, Operation and Maintenance  
Of  
Ecotourism activities Banabitan Biodiversity Park,  
Central Park, Sector 1, Salt Lake City, Bidhannagar, West Bengal 700064  
Under  
Public Private Partnership Model

(This notice is issued only to elicit an Expression of Interest from Parties interested in the Project and does not constitute any binding commitment from GPW/WBFDCL to proceed with the Project or invite any or all the Parties in the subsequent bidding process)

**EOI NO: 105/2-24/GPW/WBFDCL/2023-24**

**Issued By:**

**Ex Officio Manager, Green Projects Wing, WBFDCL  
&  
Deputy Conservator of Forest,  
Urban Recreation Forestry Division, Kolkata  
10A, Auckland Road, Kolkata – 700 021  
Email : [dcfurfkolkata@gmail.com](mailto:dcfurfkolkata@gmail.com) Contact no. 033 2248 2504**

## **DISCLAIMER**

The information contained in this EOI document or subsequently provided to Applicants, whether verbally or in documentary or any other form by or on behalf of the Authority or any of its employees or advisers, is provided to Applicants on the terms and conditions set out in this EOI and such other terms and conditions subject to which such information is provided.

This EOI is not an agreement or an offer by the Authority to the prospective Applicants or any other person. The purpose of this EOI is to provide interested parties with information that may be useful to them in the formulation of their Proposals pursuant to this EOI. This EOI includes statements, which reflect various assumptions and assessments arrived at by the Authority in relation to the Agency. Such assumptions, assessments and statements do not purport to contain all the information that each Applicant may require. This EOI may not be appropriate for all persons, and it is not possible for the Authority, its employees or advisers to consider the objectives, technical expertise and particular needs of each party who reads or uses this EOI. The assumptions, assessments, statements and information contained in this EOI, may not be complete or adequate. Each Applicant should, therefore, conduct its own investigations and analysis and should check the accuracy, adequacy, correctness, reliability and completeness of the assumptions, assessments and information contained in this EOI and obtain independent advice from appropriate sources.

Information provided in this EOI to the Applicants may be on a wide range of matters, some of which may depend upon interpretation of law. The information given is not intended to be an exhaustive account of statutory requirements and should not be regarded as a complete or authoritative statement of law. The Authority accepts no responsibility for the accuracy or otherwise for any interpretation or opinion on the law expressed herein.

The Authority, its employees and advisers make no representation or warranty and shall have no liability to any person including any Applicant under any law, statute, rules or regulations or tort, principles of restitution or unjust enrichment or otherwise for any loss, damages, cost or expense which may arise from or be incurred or suffered on account of anything contained in this EOI or otherwise, including the accuracy, adequacy, correctness, reliability or completeness of the EOI and any assessment, assumption, statement or information contained therein or deemed to form part of this EOI or arising in any way in this Selection Process.

The Authority also accepts no liability of any nature whether resulting from negligence or otherwise however caused arising from reliance of any Applicant upon the statements contained in this EOI. The Authority may in its absolute discretion, but without being under any obligation to do so, update, amend or supplement the information, assessment or assumption contained in this EOI.

The issue of this EOI does not imply that the Authority is bound to select an Applicant or to appoint the Selected Applicant, as the case may be, for the Agency and the Authority reserves the right to reject all or any of the Proposals without assigning any reasons whatsoever and cancel the entire bidding process.

The Applicant shall bear all its costs associated with or relating to the preparation and submission of its Proposal including but not limited to preparation, copying, postage, delivery fees, expenses associated with any demonstrations or presentations which may be required by the Authority or any other costs incurred in connection with or relating to its Proposal. All such costs and expenses will remain with the Applicant and the Authority shall not be liable in any manner whatsoever for the same or for any other costs or other expenses incurred by an Applicant in preparation for submission of the Proposal, regardless of the conduct or outcome of the Selection Process.

## **SCHEDULE OF EOI PROCESS**

West Bengal Forest Development Corporation Ltd. invites proposals for “Design, Development, Operation and Maintenance of Banabitan Biodiversity Park and Ecotourism activities at Central Park, Sector 1, Salt Lake City, Bidhannagar, West Bengal 700 064 on PPP / Land Lease Model” in accordance with the conditions and manner prescribed in the EOI document.

Collection (downloading) and Submission (uploading) of EOI can be made online through the website <https://wbtenders.gov.in> only directly with the help of Digital signature Certificate.

Interested firms/ parties / agencies are advised to study the EOI document carefully before submitting their documents in this regard.

### Schedule of Dates of EOI

Date of Publication of EOI	21 <sup>st</sup> July, 2023 at 10.00 AM
Last date for submission of request for clarification	Queries shall be emailed to <a href="mailto:projects@wbfdc.com">projects@wbfdc.com</a> by 28 <sup>th</sup> July, 2023
Meeting with prospective participants	4 <sup>th</sup> August, 2023 (online) Prospective participants interested to participate in the video conference are requested to submit their willingness through email to <a href="mailto:projects@wbfdc.com">projects@wbfdc.com</a> by 28 <sup>th</sup> July, 2023. Link to join the video conference will be shared with the prospective participants through email only.
Proposal Submission start date	7 <sup>th</sup> August, 2023 from 10.00 AM
Last date and time of submission of Proposals	28 <sup>th</sup> August, 2023 up to 05:00 PM
Opening of the Proposal	31 <sup>st</sup> August, 2023 at 05:00 PM
Presentation	To be intimated later
<p>Note:</p> <p>1) In case of any unscheduled holiday or on days of Bandh or natural calamity on the aforesaid dates, the next working day will be treated as scheduled / prescribed date for the same purpose.</p> <p>2) The EOI Inviting Authority may change the venue of opening the Proposal in case of exigent circumstances like breakdown of communications link or conditions of force majeure.</p> <p>3) The EOI Inviting Authority reserves the right to defer the date of opening of either Technical or Financial Proposal or both, if required.</p> <p>4) Addenda/Corrigenda, if published: Participants are to keep track of all the Addendum/Corrigendum issued with this particular EOI and upload their proposal, digitally signed, along with the EOI. Proposal submitted without the Addendum/Corrigendum will be treated as invalid and liable to be rejected.</p> <p>The EOI Inviting Authority reserves the right to cancel this EOI due to unavoidable circumstances without assigning and no claim in this respect will be entertained.</p>	

## SECTION I

### 1. Introduction of Green Projects Wing, West Bengal Forest Development Corporation Limited

The primary objective of the Green Projects wing, West Bengal Forest Development Corporation Ltd. is greening of lands and degraded land in the State of West Bengal along with allied forestry activities. Starting with the creation of plantations on lands and supply of organic fertilizers to forest divisions, it gradually started diversifying into activities such as landscaping, creation of green shelter belts, creation of theme parks roadside beautification. Green Projects wing has come a long way in the past times establishing itself as a premier organization for taking up forestry and allied activities in the State of West Bengal.

### 2. THE PROJECT

**Urban Recreation Forestry Division** intends to develop Nature based tourism activities in **Banabitan Biodiversity Park (Children's Park), Kolkata**. This facility is being established with the objective of developing Nature based tourism/Park & Adventure activities to utilize the facility for environmental awareness and recreation purpose. The baseline idea is to create an economically self- sustainable system, making best use of local resources. Components of the project could include identifying scenic zones for Nature-based tourism to provide substantial active spaces for activities like Rides - (water playing slide & some water boats, rides & attractions equipment are children's climbers, joy rides, multi Lanes, float rides, rope way etc.), flora and fauna observation trips, Kolkata's fairs and festivals, events for sustainability of local traditions, etc.

The objective of Authority under the PPP model is to ensure optimum utilization of upcoming Nature based tourism infrastructure through sustainable development and operations model, which will help in sensitizing the community towards environmental awareness via knowledge dissemination, further enhancing the quality of forest through their engagement in the Nature based tourism activities.

The Authority proposes to invite **Expression of Interest ("EOI")** from interested Applicants leading to commencement of open and competitive bidding process to select a suitable Private entity. The primary objective of EOI is to obtain interest of Applicants from Nature based tourism Infrastructure or similar background and also incorporate best practices for development and operations of Nature based tourism Activities under suitable PPP model on long term Concession Period basis.

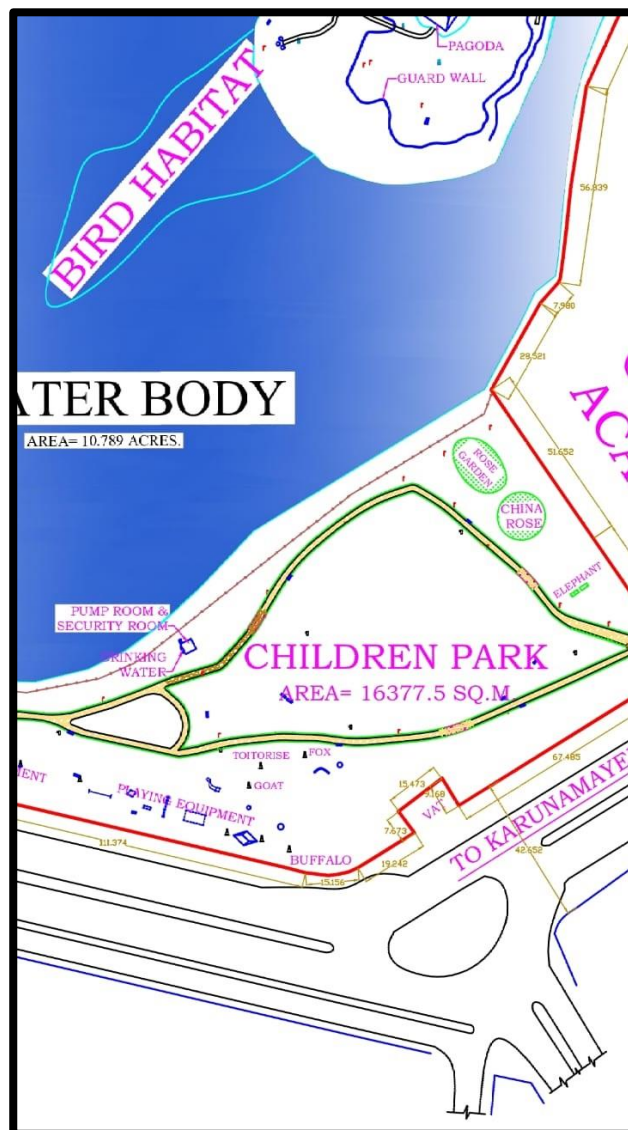
The Authority may appoint a Transaction advisor for Bid preparation and also assisting The Authority during the bidding process, if required.

### 3. DEVELOPMENT, OPERATIONS AND REVENUE OPTIMISATION

- a. The objective of URFD for PPP model is not limited to development and operations of the facility by private entity for long term concession period but to also ensure that development, Operations & Maintenance and usage of the facility is planned and implemented through sustainable business model. CAPEX (capital expenditure) of which may be on DBO (design build operate) model or can be on a sharing basis.
- b. Broad project components proposed includes various revenue generating sources for financial viability and sustainability of the project. However, URFD is also encouraging interested Applicants for EOI to submit their suggestion on projects components, estimated project cost, PPP Structure and necessary modification required to achieve sustainable business model. Suggestion can be submitted as part of EOI submission document under EOI Application format.
- c. Key revenue sources from the Eco tourism/Park facility will include income from activities proposed and operated by the bidder. Public will be allowed to use the premises for daily leisure activities, as done presently. A mechanism for managing the same will be suggested by the bidder.

#### 4. PHYSICAL PROJECT

#### FEATURES OF LOCATION:



Map indicating the location proposed: (not to scale – for information purpose only. Actual site space/measurements may vary depending upon final survey and depending on the Children's Park requirement and business proposal from the prospective investors.)

Banabitan Biodiversity Park (Children's Park), Kolkata & adjacent areas – 4 acres (16378 sqm) [Approx.]

Additional Area for development – Nursery area

Access: Well connected to Salt Lake area

: 08 km from Sealdah Station

: 10 kms from Howrah Railway Station

#### 5. THE INVITATION

Urban Recreation Forestry Division invites Expression of Interest (EOI) for 'Design, Development, Operation and Maintenance of Children's Park at Banabitan Biodiversity Park, Kolkata on PPP / Land Lease Model' from investors/experienced resourceful firms with proven technical and financial capabilities with experience in Operation & Management of related to any infrastructural project / PPP Model / Hospitality Sector / Tourism Sector / Agent related to Horticulture & Floriculture Farm /Amusement Park / tourism.

They can also have business experience tie ups with any State Government / Central Government / PSU or tourism businesses which will help in bringing visitors to the Park. They can also form Joint Ventures for the above activities.

The interested parties are free and encouraged to offer any innovative business proposition, provided, the proposed venture contributes to increasing business through Park/Nursery and contributes assured revenue generation and increased foot-fall.

Projects like establishing Small Water Park, Eco - Children Park / Amusement Park, Open Air Theatre, Food Kiosk & Nature Restaurant recreational facilities, adventures sports, set up event management facilities, or any other business/facilities that brings Visitors / tourists to Park and those which add to enhancing the promotion of Banabitan Biodiversity Park as an iconic tourism destination, will be entertained.

## **6. INPUTS**

The Agency shall bear all expenses related to Infrastructure development, personnel, labour, inputs (seeds, fertilizers, pesticides, nutrients as applicable) for nursery etc. The Agency shall also bear all expenses for Operations and Maintenance, including but not limited to electricity charges, telephone bills, fuel charges and repair/maintenance charges. The Agency will be allowed to use the land area at the Banabitan Biodiversity Park, Kolkata, for operation of park as and when applicable.

## **7. REVENUE STREAM**

There are two revenue sources in the project viz., (i) revenue generated on account of handling the entry fee from visitors; (ii) from different rides, game etc. and (iii) the revenue generated by providing ancillary services. Please note that the proposal of revenue stream suggested in the subsequent paragraphs are only indicative model and the Park will revise/modify/re-structure this while framing the final tender document.

- **For the Bidder:**

- I. Yearly Minimum payment to authority (Annual License Fee)**

- II. From Entry Fee:-**

- The bidder is entitled to a revenue share of Visitors entry fee / Others entry fees component as levied as per prevailing policy of URFD. The indicative (sample) slab of revenue share is as below:-

S No	No. of Passengers	% share of Revenue	Remarks
01.	Upto 50000	10%	At present, the Entry Fee is 10/- Passenger
02.	50001-100000	15%	
03.	100001 & Above	20%	

- III. Share portion in % of the revenue generated by providing ancillary services like event, room booking, fair & other programs.

- IV. Share portion in % from Nursery Selling.

The Investor has to generate revenue from the businesses promoted in the land allotted to them other than the Nursery area, where the Investor/JV partners are expected to create infrastructure and amenities related to amusement park, tourism, hospitality, entertainment, leisure, recreation, events & exhibitions etc. as are necessary to increase foot-falls in Banabitan Biodiversity Park, Kolkata, round the year.

## **8. QUALIFYING REQUIREMENTS :-**

- a) The firm should have carried out Development, Operation and Maintenance (O&M) of any Eco-tourism Activities in PPP Model with any state govt., central govt., Municipality during the last seven years; Or
- b) Operation and Maintenance of Eligible Projects in hospitality sector in the last seven years; Or
- c) Successful completion of at least one infrastructure project in hospitality sector in the last seven years;



The above qualification criteria are only provisional and pertain only to experience. The final qualification criteria including experience and financial eligibility will be framed during tendering stage and will be based on the model, the tender is invited.

## **9. PROPOSAL**

Interested firms meeting the qualifying requirements above are hereby invited to submit their “Expression of Interest” (EOI) for Design, Development, Operation and Maintenance of Banabitan Biodiversity Park and Ecotourism activities at Central Park, Sector 1, Salt Lake City, Bidhannagar, West Bengal 700064 on PPP / Land Lease Model’ which consists of Operation & Management of the existing park area and development of adjacent land plots for facilitating amenities for visitors / tourists. Any innovative business proposal, not mentioned herein, that has potential to bring in visitors / tourists which results in increase of revenue for the URFD, will also be entertained. The information submitted will be treated as confidential.

## **10. DESIGN, DEVELOPMENT, OPERATION, MAINTENANCE LICENSE PERIOD**

The agency will be given concession rights to set up and operate the project for a period for 5 Years from the date of signing of agreement.

## **11. SHORTLISTING**

The agencies will be shortlisted based on the organizational credentials, prior sectoral experience and project-plan. The short-listed agencies shall be required to make a presentation before the concerned Committee to be constituted by GPW/ WBFDC Ltd. for this specific purpose. The date of the presentation shall be communicated to shortlisted agencies later.

The Second stage of this EOI will be among the shortlisted technically qualified bidders only, where they will quote their Annual License Fees. Technically Qualified Bidder quoting the highest Annual License Fee shall be selected as Successful Bidder.

Annual Lease/ License fee will be subjected to an upward revision of 5% each year.

## **12. SECURITY DEPOSIT**

The Selected Bidder shall be responsible to keep 50% of Annual License Fee as Security Deposit all the time with GPW/ WBFDC Ltd.

## **13. OTHER GUIDELINES**

The Selected Agency will indemnify, defend, save and hold harmless the GPW/ WBFDC Ltd. and its Officers, Servants, Agents, Government Instrumentalities and Government owned and/or controlled entities/enterprises, against any and all suits, proceedings, actions, demands and claims from third parties for any loss, damage, cost and expense of whatever kind and nature, whether arising out of any breach by the Selected Agency of any of its obligations under the Contract or any related contract or on account of any defect or deficiency in the provision of services by the Selected Agency to any User or from any negligence of the Selected Agency under contract or on any other ground whatsoever, except to the extent that any such suits, proceedings, actions, demands and claims have arisen due to any negligent act or omission, or breach or default of the Agreement on the part of the GPW/ WBFDC Ltd. Indemnified Persons.

GPW/ WBFDC Ltd. may, in its absolute discretion but without being under any obligation to do so, update, amend or supplement the information, assessment or assumptions contained in this EOI.

#### **14. PREMATURE TERMINATION OF CONTRACT**

In case of violation of any accepted Point of the Agreement by the Selected Agency, GPW/ WBFDC Ltd. shall be at the liberty to terminate the Lease/Contract of the Selected Agency. Along with this GPW/WBFDCL shall be at the liberty to

1. Forfeit the Security Deposit.
2. Take away the ownership of all assets (movable/immovable) created by the Selected Agency to the GPW/ WBFDCL at Zero Cost..

#### **15. DISPUTE RESOLUTION**

- I. All dispute shall be tried to be resolved amicably.
- II. The courts at Kolkata shall have exclusive jurisdiction over matters arising out of or relating to the Contract/Agreement.

In case of violation of any accepted Point of the Agreement by the Selected Agency, GPW/ WBFDC Ltd. shall be at the liberty to terminate the Lease/Contract of the Selected Agency. Along with this GPW/WBFDCL shall be at the liberty to

3. Forfeit the Security Deposit.
4. Take away the ownership of all assets (movable/immovable) created by the Selected Agency to the GPW/ WBFDCL at Zero Cost..



## SECTION-II

### FORM A – COVER LETTER

(To be submitted on letter head of the applicant duly signed by authorized signatory)

To  
Ex-officio Manager, Green Projects Wing, Wbfdcl &  
Deputy Conservator of Forests  
Urban Recreation Forestry Division

**Subject:** Design, Development, Operation and Maintenance of Banabitan Biodiversity Park and Ecotourism activities at Central Park, Sector 1, Salt Lake City, Bidhannagar, West Bengal 700 064 on PPP / Land Lease Model

Sir,

I/ WE am/are writing to express my/our interest in the Expression of Interest for Design, Development, Operation and Maintenance of Banabitan Biodiversity Park and Ecotourism activities at Central Park, Sector 1, Salt Lake City, Bidhannagar, West Bengal 700 064 on PPP / Land Lease Model at Darjeeling recently announced by GPW/ Wbfdcl. With my/our extensive experience and expertise in the field, I am/ We are confident in my/our ability to contribute to the successful implementation and ongoing management of this exciting project.

I am /we have been involved in similar projects in the past, working closely with stakeholders to ensure smooth operations, optimal safety standards, and outstanding customer experience.

I /We have examined in detail and have understood the terms and conditions stipulated for eligibility of the Applicant in the Document issued by GPW/Wbfdcl. I / We agree and undertake to abide by all these terms and conditions. I/ We hereby submit all the necessary information and relevant documents. I/ We undertake, if my / our Proposal is/are accepted, to deliver services as specified in the document.

I/ We acknowledge that I/we have not, during the last three years, failed to perform on any agreement, as evidenced by imposition of a penalty by an arbitrator or judicial authority or a judicial pronouncement or arbitration award against us, nor been expelled from any project agreement nor have had any agreement terminated for breach of contract.

The validity of the proposal is 365 days from the last date of submission of proposal and we agree that the proposal is unconditional. We understand that GPW/ Wbfdcl reserves the right to reject any application without assigning any reason thereof.

Thanking you,

Yours faithfully,

Signature of Authorized Person and seal

Name and Designation  
Name of the Entity/ Firm/

## **FORM B – DETAILS OF INTERESTED AGENCY/ FIRM/ PARTIES**

(To be submitted on letter head of the applicant duly signed by authorized signatory)

1. Name of the Applicant:-
2. Firm's Constitution (Proprietorship / Partnership / Private Limited / Public Limited/ Association/ Consortium/ Society etc.): - Enclose supporting document such as Trade License, registered partnership deed (if applicable), Memorandum of Understanding (if applicable), Article of Association (if applicable), and all other relevant documents.
3. Address of Corporate Headquarters and its branch office(s), if any :-
4. Date of incorporation and/or commencement of business:-
5. Number of years in sector of relevance:-
6. Positive Net worth of the firm not before 31st March 2022 (Enclose CA Certificate)
7. Turnover of the firm in last 3 financial years of Firm (Proprietorship / Partnership/ Private Limited/ Public Limited/ Association/ Consortium/ Society etc.): - (Enclose CA Certificate).
8. Details of qualifying experience as mention in Clause 8 of Section-I (Enclose supporting documents including work order & work completion certificates)
9. Type of contractual arrangements for the above-mentioned project(s) along with their techno-commercial summary of the project along with date and time.
10. ITR Acknowledgement, Audited Balance Sheet, Profit and Loss Accounts of last five financial year duly certified by CA.
11. GST Registration Certificate, EPF and ESI registration certificate (if applicable).
12. Details of individual(s) who will serve as the point of contact/ communication within the company.

Name:-

Designation:-

Company:- (In case of Consortium) Address-

:

Telephone Number:-

E-mail Address:-

Signature of Authorized Person and seal Name and

Designation

Name of the Bidding Entity/ Firm

**NOTE – In case of Consortium, details of individual partners are to be furnished separately.**

## **FORM C – PROPOSED PROJECT DETAILS**

(To be submitted on letter head of the applicant duly signed by authorized signatory)

Proposed Concept Plan details covering the following details (but not limited to)

- a. Proposed development Plan:
- b. Approx. cost of Project and proposed financial model for operation
- c. Facilitation support required from GPW/WBFDC Ltd. (if any)
- d. Safety Compliances
- e. Other Information (If any)

AFFIDAVIT – Y

(To be furnished in Non-judicial stamp paper of appropriate value duly notarized)

- (I) I, the undersigned do certify that all the statements made in the attached documents are true and correct. In case of any information submitted, proved to be false or concealed, the application may be rejected and no objection/claim will be raised by the undersigned.
- (II) The undersigned also hereby certifies that neither our Firm/ Company/ Society/ LLP \_\_\_\_\_ nor any of constituent partners had been debarred to participate in tender by State/ Central Government, State /Central Government undertaking, Statutory/ Autonomous bodies constituted under the Central/ State statute in favour of whom credentials are preferred by the undersigned towards eligibility criteria claim; during the last 5 (five) years prior to the date of publication of this EOI.
- (III) The undersigned would authorize and request any Bank, person, Firm, or Corporation to furnish pertinent information as deemed necessary and/or as requested by EOI Inviting Authority, to verify this statement.
- (IV) The undersigned understands that further qualifying information may be requested and agrees to furnish any such information at the request of the EOI Inviting Authority.
- (V) Certified that I have applied in the EOI in the capacity of individual (proprietorship firm) / as partner of a firm / Registered Company / Registered Societies/ LLP & I have not applied severally for the same job.
- (VI) I do not have any litigation in past or present with any Govt./PSU/Semi-Govt. Organization of State/ Central Government.
- (VII) I or any of my constituent partner shall neither have abandoned any work nor any of our contract have been rescinded during the last 5 (five) years from the date of publication of this EOI. Such abandonment or rescission will be considered as disqualification towards eligibility.

Date:\_\_\_\_\_

Authorized signatory of the Firm/Company:\_\_\_\_\_

Title & Capacity of the officer:\_\_\_\_\_

Name of the Firm with Seal:\_\_\_\_\_

## INSTRUCTION TO BIDDERS (ITB)

### 1. General Guidance for participation

1.1 Instructions / Guidelines for electronic submission of the EOI online have been shown in Web site <https://wbttenders.gov.in>.

### 1.2 Registration of Contractors

Any participant willing to take part in the process of submitting EOI will have to be enrolled and registered with the Government e-Procurement System.

### 1.3 Digital Signature Certificate (DSC)

Each participant is required to obtain a Class-II or Class-III Digital Signature Certificate (DSC) for submission of EOI.

### 1.4 Collection of EOI Documents

The contractor can search and download EOI documents electronically from computer once he logs on to the website mentioned in Clause 1.1 using the Digital Signature Certificate. This is the only mode of collection of EOI documents.

### 2. Submission of Tenders:

#### 2.1 General process of submission:

EOI are to be submitted online through the website stated in Clause 1.1 before the prescribed date and time mentioned in the schedule of dates. Using the Digital Signature Certificate (DSC), the documents are to be uploaded, virus scanned and digitally signed.

3. Where an individual person holds a Certificate in his own name duly issued to him against the company or the firm of which he happens to be a director or partner, such individual person shall, while submitting any tender for and on behalf of such company or firm, invariably submit a copy of registered power of attorney showing clear authorization in his favour, by the rest of the directors of such company or the partners of such firm, to submit such tender. The Power of Attorney shall have to be registered in accordance with the provisions of the Registration Act, 1908. (Non-statutory Documents).

4. Conditional / Incomplete EOI will not be accepted under any circumstances.

5. The participation by an intending participant who is already blacklisted in any State/Central Government, State/ Central Government Undertaking, Statutory/ Autonomous bodies constituted under the Central/ State Statute will not be entertained.

6. The eligibility of a participant will be ascertained on the basis of the attached documents uploaded using digital signature and the declaration executed through prescribed affidavit in non-judicial stamp paper (must be upload both sides of Stamp Paper) of appropriate value duly notarized. If any documents submitted by a bidder is either manufactured or false, in such cases, the eligibility of the participant will be out rightly rejected at any stage without any prejudice.

7. No participant shall be deemed to be fit for consideration unless the EOI documents are fully and completely filled in. All information that may be asked from the participants must be unequivocally furnished. The eligibility of a participant will be ascertained on the basis of the documents submitted by a participant in support of eligibility. If any document submitted by a Tenderer is found to be incomplete/incorrect/ manufactured / fabricated or false, his participation will be out rightly rejected at any stage and legal action will be taken against him.

### **8. Grounds for Suspension and Debarment:**

The procedure as laid down below shall govern the suspension/debarment of Participants for offences or violations committed during submission of EOI under GPW/WBFDCLtd..

- (1) Submission of eligibility requirements containing false information or falsified documents.
- (2) Submission of documents that contain false information or falsified documents, or the concealment of such information in the documents in order to influence the outcome of eligibility screening or any other stage of the bidding process.
- (3) Unauthorized use of one's name/digital signature certificate for the purpose of bidding process.
- (4) Any documented unsolicited attempt by a participant unduly influencing the outcome of the bidding in his favour.
- (5) Refusal or failure to post a self-declaration to the effect of any previous debarment imposed by any other department of State Government and/or Central Government.

- (6) All other acts that tend to defeat the purpose of the competitive bidding such as lodging false complain about any participant, lodging false complain about any Officer duly authorized by the GPW/WBFDCL, restraining any interested participant to participate in the EOI, etc.
- (7) Whenever adverse reports related to adverse performance, misbehavior, direct or indirect involvement in threatening, making false complaints etc. damaging the reputation of GPW/ WBFDCL or any other type complaint considered fit by the competent authority of GPW/WBFDCL, are received from more than one Officer or on more than one occasion from individual Officer.
- (8) Refusal or failure to submit the required performance security / security deposit within the prescribed time without justifiable cause.
- (9) Failure in deployment of Technical Personnel, Engineers and/or Work Supervisor having requisite license / supervisor certificate of competency as specified in the contract.
- (10) Refusal to accept the work order after issuance of “Letter of Acceptance” or enter into contract with the GPW/WBFDCL Ltd. without justifiable cause.
- (11) Failure of the Contractor, solely due to his fault or negligence, to mobilize and start work or performance within the specified period as mentioned in the “Letter of Acceptance”, “Letter of Acceptance cum Work Order”, “Work Order”, “Notice to Proceed”, “Award of Contract”, etc.
- (12) Failure by the Contractor to fully and faithfully comply with its contractual obligations without valid cause, or failure by the Contractor to comply with any written lawful instruction of the Executing Authority (the Officer authorized by the GPW/ WBFDCL Ltd.) or its representative(s) for the implementation of the Contract.
- (13) For the execution of Contracts, poor performance by the Contractor of his services arising from his fault or negligence. Any of the following acts by the Contractor shall be construed as poor performance.
- (i) Non deployment of competent technical personnel, competent Engineers and/or work supervisors;
  - (ii) Non-deployment of committed equipment, facilities, support staff and manpower;
  - (iii) Deviation from approved design resulting in defective works;
  - (v) Using materials which are inappropriate and substandard or inferior to acceptable standards;
- (14) For the procurement of goods, unsatisfactory progress in the delivery of the goods by the manufacturer, supplier, or distributor arising from Contractor’s fault or negligence and/or unsatisfactory or inferior quality of goods, vis-à-vis as laid down in the contract.
- (15) Willful or deliberate abandonment or non-performance of the project or Contract by the Contractor resulting in substantial breach thereof without lawful and/or just cause.

#### CATEGORY OF OFFENCE :-

- (A) First degree of offence: 1 to 15 of the above Clause-8 to be considered as First degree of offence.
- (B) Second degree of offence: Any one of the offences as mentioned under Clause-8 above, committed by a particular Bidder/Contractor on more than one occasion, be considered as Second degree of offence.

In addition to the penalty of suspension/debarment, the security deposit submitted by the concerned Bidder or prospective Bidder shall also be forfeited.

#### PENALTY FOR OFFENCE :-

- (I) For committing First degree of offence: Disqualifying a Bidder from participating in any assignment process under West Bengal Forest Development Corporation Limited up to 2 (two) years.
- (II) For committing Second degree of offence: Disqualifying a Bidder from participating in any assignment process under the West Bengal Forest Development Corporation Limited up to 3 (three) years.

#### **9. Verification of documents:**

The EOI Inviting Authority may verify the credential and other documents of the participants if found necessary. After verification, if it is found that such documents submitted by the participant is either manufactured or false in that case, participation will not be considered valid and legal action will be taken against him.

10. Canvassing in connection with the EOI is strictly prohibited.

11. In the event of a EOI being submitted by a prospective participant, it must be signed by a Proprietor / Partner / Director / Member / Employee of the Firm / Company / Society /LLP, having legal authority to do so in form of registered power of attorney showing clear authorization in his favour, by the rest of the Directors / Partners / Members of such firm / company / Society / LLP, to submit such EOI. The Power of Attorney shall have to be registered in accordance with the provisions of the Registration Act, 1908 and if called for, legal documentations in support thereon must be produced for inspection.