

F.No. SC-26/1/2023/MG
Government of India
Ministry of Ports, Shipping & Waterways

1, Transport Bhawan, New Delhi
Dated: 13.07.2023

CORRIGENDUM

In reference to this Ministry's Tender No. SC-26/1/2023-MG dated 19.06.2023, the undersigned is directed to inform following modifications in the tender document:

- i. In paragraph no. 7 (vii) under PART II titled as 'Terms of Reference (TOR) related information', the sentence "Duly filled check list as given in Annexure II of the RFP" stands deleted.
- ii. In 4th paragraph of point no. 14 under Section 1 (Instructions to Legal Firms) titled as 'Dispute Resolution', the sentence "...subject to the provisions of Arbitration and Conciliation Act, 2015 (amended) or any amendments thereof." may be read as "...subject to the provisions of Arbitration and Conciliation Act, 1996 as amended in 2015 or any amendments thereof."
- iii. The factual/ status of each act in respect of this Ministry is annexed as **Annexure-'A'** for better clarity to bidders.
- iv. In paragraph no. 10 under PART-II (TOR related information) titled as 'Payment Terms', following things has been added for better clarity in respect of Payment Terms:
 - a) The bidders are required to submit financial bid as per **Annexure – 'B'**. Accordingly, the **Form FP2** in the earlier RFP may be treated as withdrawn.
- v. Point no. xii and xiii of PART-I under Terms of Reference titled as 'Scope of Work' has been amended and may be read as under:
 - xii. **Deployment of team:** The team from selected firm constitutes three members- 1. Team Leader; 2. Counsel; and 3. Associate. One resource from the Firm i.e. Associate shall be required to work regularly at MoPSW premises on all working days of a given month. He will be required to visit requisite officials for undertaking the scope of work. Such Associate shall also be the single point of contact (SPOC) on behalf of the Firm. The other two members i.e. Team Leader and Counsel are required to come to the premises for 02 days and 04 days respectively in a given month.
 - xiii. The selected firm will be paid each month as per the financial bid made by it as per **Annexure – 'B'**. To complete a particular task (as defined in the scope of work or any additional scope), if additional efforts are required beyond the man-days prescribed in point 12 above, the additional man-days required will be negotiated and mutually agreed and the same would be paid as per the quoted price.



- vi. Under Secretary (A) will be the Coordinating Officer. The team will be reporting to the Director (A).
- vii. In case the Personnel are required to travel outside NCR, the travel, boarding and lodging expenses would be reimbursed as per the rules applicable for MoPSW official at the level of Under Secretary.
- viii. If at any point during the project assignment it is found that the tasks assigned to any consultant are not upto the reasonable standard, the said consultant may be substituted by a competent personnel satisfying the eligibility criteria mentioned in the RFP as the consultant who is being substituted.
- ix. Last date for **receipts of bids** has been extended up to **Monday, 01st August, 2023** (upto 5pm) and accordingly opening of **Technical offers** will be at **1500 hours on 02nd August, 2023**.
- x. All other terms & conditions remains un-changed.


(Avinash Kusumakar)

Under Secretary to Government of India
Tele.No. 23710363

To

All concerned (Through Ministry's website)

Status of all Acts under the Ministry of Port, Shipping & Waterways

S. No.	Act	Status
1.	The Coasting Vessels Act, 1838	Merchant Shipping Bill 2023 has been prepared and sent to LD for approval. The 1838 Act is proposed to be replaced by the new Act.
2.	The Indian Bills of Lading Act 1856	The Indian Bill of Lading Bill, 2023. The 1856 Act is proposed to be replaced by the new Indian Bill of Lading Act.
3.	The Northern Indian Ferries Act, 1878	It has been recommended by NALSAR that States are the Competent Legislature to enact laws on the subject matter of ferries, the Centre cannot repeal the VIF Act. However, the Centre may issue a recommendation for repealing the Act to the relevant States (Punjab, Rajasthan (for Ajmer), Haryana, Delhi, Madhya Pradesh odisha, Assam, Madhya Pradesh).
4.	The Obstructions in Fairways Act, 1881	The Act has been identified for repeal and a proposal in this regard is presently under submission to the Legislative Department for inclusion of the said Act in the Repealing and Amending Bill.
5.	The Indian Ports Act, 1908	The draft IP Bill, 2023 has been received from Legislative Department on 26.06.2023 with some modifications. A revised DCN is to be prepared accordingly, LD has also requested the Ministry to convey if the IP Bill, 2023 prepared by them is in consonance with the intention & requirements of the Ministry and further action is now in process.
6.	The Indian Carriage of Goods by Sea Act, 1925	The Indian Carriage of Goods by Sea Bill, 2023 has been sent to LD for vetting. The 1925 Act is proposed to be replaced by the new Indian Carriage of Goods by Sea Act.
7.	The Dock Workers (Regulation of Employment) Act, 1948	The Act is still functional in Calcutta Dock Labour Board as per its schemes framed under Section 3 of the Dock Workers (Regulation of Employment) Act, 1948 as a non-aided autonomous body under the Ministry of Ports, Shipping & Waterways.
8.	The Calcutta Port (Pilotage) Act, 1948	The Act is being used by Syama Prasad Mookerjee Port Authority (SMPA), Kolkata, for its operation. The Act primarily deals with transfer of Pilot services from the Central Government to the Commissioners of Ports, of Kolkata and has relevance since recruitment, training, grading of Pilots flow from the provisions of the Act.
9.	The Merchant Shipping Act, 1958	Proposed to be replaced by the Merchant Shipping Bill 2023.
10.	The Seamen's Provident Fund Act, 1966	-
11.	The Hooghly Docking and Engineering Company Limited (Acquisition and Transfer of Undertakings) Act, 1984	-
12.	The Inland Waterways Authority of India Act, 1985	-

13.	The Multimodal Transportation of Goods Act, 1993	-
14.	The Dock Workers (Regulation of Employment) (Inapplicability to Major Ports) Act, 1997	-
15.	The Suppression of Unlawful Acts Against Safety of Maritime Navigation and Fixed Platforms on Continental Shelf Act, 2002	-
16.	The Indian Maritime University Act, 2008	-
17.	The National Waterways Act, 2016	-
18.	The Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017	-
19.	The Recycling of Ships Act, 2019	-
20.	The Major Port Authorities (MPA) Act, 2021	Repealed and replaced the Major Port Trust Act 1963
21.	The Maritime Aids to Navigation Act, 2021	Repealed and replaced the Lighthouse Act 1927
22.	The Inland Vessels Act 2021	Repealed and replaced by the Indian Vessels Act 1921



FINANCIAL PROPOSAL

To,

The Under Secretary (Administration),
 Ministry of Ports, Shipping & Waterways
 Parivahan Bhawan, 1, Parliament Street, New Delhi,

The team from the Firm shall be responsible for undertaking the scope of work as specified in Section 2 Part I and shall expand the number of days as stated under: -

S. No.	Designation (A)	Working day in month (B)	Price per day (C)	Total Team (C=A*B)
1	Team Leader	2		
2	Counsel	4		
3	Associate	Full month		
		Total		

- 1 day will be treated as 8 hours
- For calculation propose the No. of days in the month will be treated as 22 days.
- Pay will be disbursed on actual man-days spent.

I/ We understand that financial quote submitted by any bidder under this RFO shall not be binding on the Ministry of Ports, Shipping & Waterways.

Authorized Signatory

Company / Firm Name

Date

