

Clarification on points raised by Participants in the Pre-Bid meeting dated 24th April 2025 for Security Service tender - CEPT/CO/RFP/Main Campus Security Services/25-04/01

Query no.1: - Applicability of BOCW Act?

Exclusion of Building and Other Construction Workers (BOCW) Act

The provisions of the Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Act, 1996, and¹ associated rule, shall not be applicable to security personnel engaged in routine security operations within the University premises. Consequently, the requirements and obligations stipulated under the BOCW Act are not applicable to this tender.

Query no.2: - Gratuity related applicability

Pursuant to prevailing statutory Gratuity regulations, eligibility for gratuity benefits necessitates the completion of a minimum of five (5) years of continuous service. For the purposes of this tender and any subsequent contractual engagement, the accrual of gratuity entitlement for security personnel deployed at the Centre for Environmental Planning and Technology (CEPT) shall be strictly limited to the duration of their service rendered at CEPT.

Specifically, the following conditions shall apply:

- Where security personnel have completed a period exceeding five (5) years of continuous service with the contracted security service provider, and only a fraction of said service (e.g., one (1) year) was performed at CEPT, the gratuity obligation of CEPT shall be confined solely to the pro-rata period of service rendered at CEPT.*
- The disbursement of any gratuity by CEPT shall be contingent upon the satisfactory verification of the security personnel's employment records, including, but not limited to, the authentication of their Provident Fund (PF) Universal Account Number (UAN).*
- The contracted security service provider shall bear the sole responsibility for furnishing comprehensive and verifiable documentation substantiating the continuous service of any security personnel for whom a gratuity claim is submitted to CEPT for the relevant contractual period of service.*

Query No.3: - MSE-MSME firms are exempt from paying tender fee and EMD?

As per Our legal consultant: -

"The concession is governed by Public Procurement Policy for MSME. However, If we do not receive any grant from the State and if the tender does not involve any government fund and if we do not have any specific policy for granting exemptions, the tender fee can be charged. The MSME Act and 2012 procurement policy only requires central ministries, departments and CPSUs to waive fees for Udyam registered MSMEs"

Hence the provision for waivers pertaining to the Tender Fee and Earnest Money Deposit (EMD) is hereby removed from the requirements of this tender. Consequently, the stipulated Tender Fee and Earnest Money Deposit (EMD) shall be applicable to all categories of bidders without exception.

NOTE – above clarifications shall be considered as a part of tender document.