

Sub:- Procedure of Debarring / blacklisting agencies of construction works in Corporation.

(I) The procedure of debarring in the following events that construction agency is proposed to be debarred.

- 1) Non following the guidelines framed for registration.
- 2) Submission of false fabricated / forged documents for construction in tender.
- 3) Misbehavior / ill treatment to departmental officials during tendering process / execution of work.
- 4) Not attaining required quality of work.
- 5) Inordinate delay in construction of work resulting loss to MSWC.
- 6) Non execution of work as per terms & condition of contract.

A show cause notice will be issued to the agency seeking his explanation for the lapses committed by him. His explanation will be expected within 15 days from the issue of letter. In case his explanation is not found satisfactory, decision of debarring agency for one year to three years, depending upon the intensity of lapses, will be taken. Even after debarring, agency will be allowed to complete his ongoing works, unless otherwise rescinded by competent authority on grounds of breach conditions of contract. The letter of debarring to agency will be published on website.

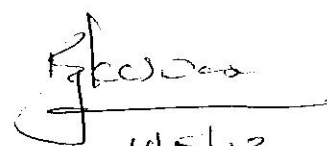
II) Procedure of blacklisting of agency- The agency will be blacklisted on following grounds.

1. Submission of false/fabricated/forged documents for consideration of a tender.
2. Involvement in any sort of tender fixing.
3. Persistent and intentional violation of important conditions of contract.
4. Constant non-achievement of milestone on insufficient and imaginary grounds and non- adherence to quality specifications despite being pointed out.
5. Misbehavior/threatening of departmental & supervisory officers during execution of work/tendering process.
6. Security consideration of the State i.e, any action that jeopardizes the security of the State.

A show cause notice will be issued to the agency seeking his explanation for the lapses committed by him. His explanation will be expected within 15 days from the issue of letter. In case his explanation is not found satisfactory to the C. & M.D, decision of blacklisting agency for three years to Ten years depending upon the intensity of lapses, will be taken. The letter of blacklisting to agency will be published on website.

After issue of the order of blacklisting of said contractor. Corporation shall intimate to registering authority also regarding same and it will be published in the website of Corporation. Here also agency will be allowed to complete all his ongoing works, unless otherwise rescinded on the grounds of breach of conditions of contract

- A) The names of partners and allied concerns of the blacklisted contractors shall also be communicated to all concerned. Care shall be taken to see that, the contractor blacklisted and his partners do not transact any business with MSWC under a different name or title.
- B) Once the blacklisting order is issue it shall not be revoked ordinarily unless:
 - i) On review in later date, the C & M. D. is of the opinion that there is sufficient justification to revoke the order of blacklisting, or
 - ii) In respect of the same offense, the accused has been honorably acquitted by court of law.


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