



HIMACHAL PRADESH  
PUBLIC WORKS DEPARTMENT

☎ 0177-2621401

e-mail :-pwd-hp-nic@nic.in

No PW /CTR//32-20/Genl Inst.CPWD/2020- 19111-210

Dated:- 25/10/21

To

The Engineer –in- Chief (Project).  
HPPWD, Shimla.-2.

All the Chief Engineers,  
Including PMGSY, HPRIDC & NH  
In HPPWD.  
All the Superintending Engineers,  
In HPPWD.

Subject:- Regarding adoption of CPWD Works Manual 2019 & other publications  
of CPWD in Himachal Pradesh Public Works Department.

Reference:- Principal Secretary (PW) to the Govt., of H.P. letter No. PBW (B) A (3)  
1/2020 dated 22/07/2020.

This is in continuation of this office letter of even file No. 4694-4704  
dated 31-7-2020 on the subject cited above vide which the approval to adopt the CPWD  
Works Manual along with SOPs & others in Himachal Pradesh Public works Department  
has been circulated.

Now the Govt., vide his letter No. PBW (B) A (3) 1/2020-1 dated 7-10-  
2021 has revised the point no. 12 of the said instructions (copy enclosed).for taking  
further necessary action.

It is, therefore requested, to take necessary action in the matter and adhere  
the instructions in letter & spirit to avoid unnecessary litigation in later-stage.

The soft copies of the notification is also available on the departmental  
website.

Encl. As above.

Engineer –in- Chief  
HPPWD, Shimla-2.

Copy of above is forwarded to :-

1. The Principal Secretary (PW) to the Govt., of H.P. w.r.t his office letter under  
reference for information please.
2. All the Executive Engineers in HPPWD for information and taking further necessary  
action.
3. The Deputy Distt., Attorney (internal) for information.
4. All the Branch Officer (internal) for information.
4. The Executive Engineer (IT) for information. He is requested to upload the above  
instructions on the departmental website.

Engineer –in- Chief  
HPPWD, Shimla-



No. PBW(B)A(3)1/2020-I  
Government of Himachal Pradesh  
Public Works Department

From

Principal Secretary (PW) to the  
Government of Himachal Pradesh

To

✓ The Engineer-in-Chief,  
HPPWD, Nigam Vihar, Shimla-2

Dated: Shimla-2 the

07.10.2021

Regarding adoption of CPWD Works Manual 2019 & other  
publication of CPWD in Himachal Pradesh Public Works  
Department.

Subject:-

Sir,

In continuation of this Department letter No. PBW(B)A(3)1/2020 dated  
22.07.2020 on the subject cited above and to say that the Government has revised Point No. 12  
of the salient features for adopting of CPWD Works Manual alongwith other publications in HP  
PWD of Annexure-A as under:

Point No. 12	<p>Tenders will also be invited on the basis of working estimates approved on market rates and shall be awarded to the lowest bidder without any negotiation of his quoted rates if his tendered amount is within limit of (+) 5% of the amount put to tender. However, the competent authority can call a clarification meeting with the contractor to seek clarification if needed on any of the following points:-</p> <p><b>(A) For tendered amount on plus (+) side:-</b></p> <p>(i) Error in unit/nomenclature of any item.</p> <p>(ii) Absurdly high and low rates quoted by the contractor for any one or more items required to be clarified from him by way of detailed price analysis for the said item(s).</p> <p>(iii) In case of any absurdly high rate item(s) for which the contractor cannot justify his rate(s), the competent authority may put any suitable condition(s) such as payment of part rate in case of absurdly high rated item till successful completion of low rated item(s)/ Work subject to condition that deviation if any on plus (+) side in high rated item(s) shall be paid on the rate of Draft Notice Inviting Tender(DNIT).</p> <p>(iv) In case of any low rated item(s) for which the contractor cannot justify his rate, the competent authority may decide and put any suitable condition(s) such as deposit of Additional Performance Security for that/ those particular item(s) which will be released after the successful completion of said low rated item(s).</p>
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C.I.R. VI  
J.C. "A"  
Sd/- 12/10/21

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12/10/21



**NOTE:** The above conditions are subject to the condition that tendered amount should remain within 5% of the amount put to tender.

**(B) For tendered amount on minus (-) side [Conditions (i) to (iv) in Para-A) supra shall also be applicable in this case]:-**

- (i) If the Bid Price offered by the lowest bidder is up to 10% below the amount put to tender, no Additional Performance Security is required except for any particular absurdly low rated item quoted by him, which the competent authority feels necessary for taking Additional Performance Security.
- (ii) If the Bid Price offered by the lowest bidder is lower than 10% but up to 20% of the amount put to tender, then the Additional Performance Security shall be calculated @ 20% of the difference in the (a) Project cost as per Working estimate - 10% of the Project Cost as per Working estimate and (b) the Bid price offered by the lowest bidder.
- (iii) If the Bid price offered by the lowest bidder is lower than 20% up to 30% of the amount put to tender, then the Additional Performance Security shall be calculated @30% of the difference in the (a) Project cost as per Working estimate - 10% of the project cost as per Working estimate and (b) the Bid price offered by the lowest bidder.
- (iv) If the Bid price offered by the lowest bidder is lower than 30% of the amount put to tender, the tender will be cancelled and recalled immediately.
- (v) The lowest Bidder has to deposit Additional Performance Security in the shape of Bank Guarantee or FDR duly pledged in the name of concerned EE before award of work.

In case, the tendered amount of the lowest bidder comes more than 5% in 1<sup>st</sup> call, the negotiation can be conducted with him but the negotiated amount should remain within 5% of the amount put to tender (on market rate). In case the lowest bidder(s) do not agree to negotiate his amount within limit of 5% till 3<sup>rd</sup> call of tender, the working estimate may be revised and approved by the competent authority on market rates at the relevant time before further call of tender, if the tender approving authority feels appropriate for the same.



	The Negotiation shall be governed as per CPWD Works Manual 2019 Para 5.1.8 and its SOP No. 5/4 which are limited only in specific situation as mentioned in paras.
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In addition to above, these instructions shall also form the part of General Condition of Contract (GCC) of HPPWD and bidding document for NABARD works.

You are, therefore, requested to upload the same on official website of the Department and also issue necessary directions to subordinate offices for necessary action accordingly.

Yours faithfully,

  
(Nivedita Negi)

Special Secretary (PW) to the  
Govt. of Himachal Pradesh