

GOVERNMENT OF GOA
Directorate of Mines & Geology



Model Tender Document

for

Auction of Mining Dumps

This Tender Document is non-transferable. The Price of the Tender Document is INR 1,00,000 (Rupees One Lakh) plus applicable GST. GST is payable under Reverse Charge Mechanism.

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1. Introduction:

The State Government has notified the dump handling policy on 14/09/2023, published in the official Gazette Series 1 No. 24. The auction of the dumps is in accordance with the e-auction policy at Annexure-1, as amended from time to time.

2. Definitions:

- a. **Technically Qualified Bidders:** Bidders, who have purchased the Tender Document paid the processing fees, EMD, uploaded the Technical document online and offline as per Tender Document, meets net worth criteria, possesses the State license under the Goa (Prevention of Illegal Mining, Storage and Transportation of Minerals) Rules, 2013.
- b. **Successful Bidders:** The Bidder who quotes the highest percentage over and above the Reserve Price.
- c. **Reserve price:** is 22% for each dump
- d. **Premium:** The amount payable by the successful Bidder which shall be the bid percentage quoted by the successful bidder, of the ASP published by the IBM in relation to the quantum of the ore dispatched.

3. Eligibility:

a. State License

The persons interested in participating in the e-auction should be registered under the Goa (Prevention of Illegal Mining, Storage and Transportation of Minerals) Rules, 2013 and should be in possession of a State License granted under sub rule (2) of rule (6A) of the said

Rules, 2013. Further the person participating should be an Exporter or an End User. If the Successful Bidder is an Exporter, then he is permitted to export, or sell the ore recovered from dumps to other Exporters or an End User for captive consumption. The subsequent Exporters should export the ore themselves or in the alternative shall be permitted to sell the ore further only to End Users for captive consumption. If the Successful Bidder is an End Users, then he is permitted to sell the ore to another End User. The subsequent End Users shall use the ore for captive consumption.

b. Tender Fee.

The person interested in participating in the e-auction shall pay an amount of ₹ 1 lakh per dump towards the purchase of the ‘Tender Document’ containing the details of the mining dumps put for e-auction.

c. Net Worth.

The persons/entities participating in the e-auction shall have a Net Worth as under and shall submit a certificate thereto, which shall be duly certified by the statutory auditors along with Income Tax Returns and Annual Balance Sheet both for last 3 years.

The bidder shall have following Net Worth: - **Table 1**

Sr No.	Dump Quantity	Net Worth (Rs.)
1	Up to 2 million	25 crores
2	Above 2 million and upto 5 million	35 crores
3	Above 5 million	45 crores

- d. The person participating in the e-auction should submit Technical Documents as prescribed in general instructions at point no. 20.
- e. The Bidder should be registered on E-auction portal.

4. Bidding Process:

Bidders who do not possess the requirements contained in this Tender Document shall be disqualified and shall not be permitted to participate in the auction. The Highest bidder shall be declared as the Successful Bidder.

5. Reserve Price:

The Reserve Price is 22% for each dump.

6. EMD and Processing Fee:

The Bidders shall make payment of the EMD and Processing fee as under for each dump separately: **Table 2**

Sr. No.	Dump Quantity (Per dump)	Pre-bid EMD, per dump
1	Upto 2 million tons	25 Lakhs
2	Above 2 million tons to upto 5 million tons	35 lakhs
3	Above 5 million tons	45 lakhs

The Bidders participating shall pay non-refundable processing fee of ₹. 10,000/- for each dump. The processing fees and EMD shall be paid at the time of uploading/submitting the Technical Documents.

The EMD of the unsuccessful bidder shall be refunded without any interest thereon. The EMD of the successful bidder shall be adjusted against the upfront payment payable by the Successful Bidder.

The Bidder accepts and acknowledges that without prejudice to Directorate of Mines and Geology's any other right or remedy hereunder or in law or otherwise, the EMD shall be forfeited and appropriated by the Directorate of Mines and Geology as the mutually agreed pre estimated compensation and damages payable to the Directorate of Mines and Geology for, inter alia, the time, cost and effort of the Directorate of Mines and Geology in regard to the tendering process including the consideration and evaluation of the bid submitted in any of the following circumstances:

- a. If any information or documents furnished by the Bidder turns out to be misleading or untrue in any material respect;
- b. If the Successful Bidder fails to submit the Bank Guarantee within the stipulated time or any extension thereof provided by the Directorate of Mines and Geology.
- c. If the Directorate of Mines and Geology determines that the Bidder has, directly or indirectly or through an agent, engaged in a corrupt, fraudulent, coercive, undesirable, or restrictive practice.

7. Bank Guarantee:

The Successful Bidder shall submit a Bank Guarantee at the rate of ₹ 5 per metric tonne of tendered quantity, within 7 working day of being declared as the Successful Bidder.

The Bank Guarantee shall remain in force for a period of 1 year from the date of its submission and may be renewed for a further period as per the directions of the DMG. In the event of failure to make the Upfront Payment, the Bank Guarantee shall be encashed. While submitting Bank Guarantee, the Successful Bidder shall submit Bank details as under:

- i. Name & addresses of Bank
- ii. Email id of Bank
- iii. Name of the Contact Person with Phone Number from Bank

8. Bank details:

i. Bank details for payment of Processing Fees, EMD & for encashment of Bank Guarantee, if any. Table 3

Name of Beneficiary	Directorate of Mines and Geology
Bank Name	Union Bank of India
Account No.	520101219553781
IFSC Code	UBIN0902594

- ii.** The Tender Documents can be purchased by paying Rs. 1,00,000/- for each dump separately through echallan payment Gateway on **website echallanpg.goa.gov.in/home.aspx under the Receipt Head: 0853-00-800-81.** or by obtaining challan copy from Accounts Section of the Directorate of Mines & Geology.

The payment receipt/paid e-challan copy is to be produced at office of the Directorate of Mines & Geology to avail paid tender document, which would then be sent on the registered e-mail ID of bidder.

9. Time Table:

The following timetable shall apply to the tender process. The time table may be amended by the State Government through issuance of an addendum or a corrigendum to the Tender Document which will be uploaded on the e-auction portal.

Table 4

Sr No.	Event Description	Estimated Date
1	Publication of Notice inviting tender for Dump minerals in at least 1(one) English national newspaper, 1 (one) local language newspaper on the Website of DMG & the Website of e-auction portal.	18/12/2024
2	Commencement of sale of Tender Document	18/12/2024
3	Last date for sale of Tender Document (on or before 17:00 hours (IST))	31/12/2024
4	Last date to upload Technical Documents online, also to submit hard copy of Technical documents to the department, to pay Processing Fees and Pre-Bid EMD for each dump.	09/01/2025
5	Opening of the Technical bid	10/01/2025
5	Announcement of Technical Qualified Bidder	20/01/2025
6	Conduct of ascending forward electronic e-auction on e-auction portal	22/01/2025 onwards

10. Details of Dumps:

The details of the Dumps are at Annexure '3' (Paid Documents). Interested bidders requested to make remittances of Rs. 1,00,000/- to Directorate of Mines & Geology, Goa in the bank accounts details provided at point No. 8 ii

11. Site Visit

The dumps that are being auctioned are being auctioned on as is where is basis. The DMG shall not be responsible for the quantity, quality and recovery of the iron ore from the dumps. It shall be the responsibility of the Bidder to visit the location of the dump, make its own assessment with respect to the quantity, quality and recovery of iron ore from the dump put for auction. The Bidders will be permitted to visit the location of the dump and allowed to take three samples of 10kg each. The Bidder by submission of its bid shall be deemed to have inspected the site and satisfied itself with respect to the quantity, quality and quantum of recovery of iron ore from the dump put for auction.

12. Payment by Successful bidder.

a. Upfront Payment:

When the grade of the tendered quantity of the dump assessed by the DMG and specified in the Tender Document is equal to or more than 45%Fe, then the Successful Bidder should make an Upfront Payment towards 25% of the premium in relation to the tendered quantity, within 30 days from issuance of permission by DMG to start the operations on or before the actual sale, whichever is earlier based on the Bid Percentage on the ASP published by the IBM available for the State during the time of making the payment, for lumps or fines,

whichever is higher and for such grade of dump assessed. If the ASP is not available for the State then the all India rate for lumps or fines, whichever is higher, will be considered.

When the grade of the tendered quantity of the dump assessed by the DMG and specified in the Tender Document is less than 45%Fe then the Preferred Bidder should make Upfront Payment towards 20% of the tendered quantity based on the Bid Percentage on the ASP published by the IBM available for the State during the time of making the payment, for lumps or fines, whichever is higher, for the grade 45% to below 51% Fe. If the ASP is not available for the State then the all India rate for lumps or fines, whichever is higher, will be considered. The Upfront Payment shall be adjusted against the Premium. If Upfront Payment is not made than the bid will be cancelled and pre-bid EMD will be forfeited.

Example 1: If the tendered quantity of dump is 1,00,000 metric tonnes with grade 50%Fe and the Bid Percentage offered by the Preferred Bidder over the Reserve Price (22%), is say 30%, then the Upfront Payment to be effected in the month of August 2024 will be as below;

25,000 metric tonnes x 30% of ₹689 (ASP for fines of grade 45% to 51% Fe available for August 2024 for Goa State) = ₹ 51,67,500.

Example 2: If the tendered quantity of dump is 1,00,000 metric tonnes with grade 43%Fe and the Bid Percentage offered by the Preferred Bidder over the Reserve Price (22%), is say 30%, then the Upfront Payment to be effected in the month of June 2024 will be as below;

20,000 metric tonnes x 30% of ₹895 (ASP for lumps of grade 45% to 51% Fe available for June 2024 for all India) = ₹ 53,70,000.

b. Auction Premium and Other Payments:

- i. The Successful bidder shall pay premium on the ASP published by IBM on actual grade of ore recovered and dispatched from the dumps.

Example: If the Bid Percentage is 30% and dump quantity dispatched is 1,000 metric tonnes of lumps of grade 45% to 51% Fe, in the month of July 2024, then the Premium to be effected will be as below;

1,000 metric tonnes x 30% of ₹ 961 (ASP for lumps of grade 45% to 51% Fe for July 2024) = ₹ 2,88,300.

Explanation 1: For the purpose of calculation of Premium, the latest ASP rate published for the State by the IBM, for a particular type and grade of mineral, available during the time of dispatches, shall be considered, and if not available, then the latest all India rate for the particular type and grade shall be considered. Upon publication of the ASP for the State for the month in which the dump is dispatched, the Successful Bidder shall pay the differential amounts towards Premium, failing which, all India rate for the month of dispatches shall be considered.

Explanation 2: If the grade of the dispatched mineral is below 45% Fe then the Premium shall be payable on the latest ASP rate published for the State by the IBM, available during the time of dispatches, for the type and grade 45% to 51% Fe, and

if not available, then the latest all India rate for the type and grade 45% to 51% Fe, shall be considered. Upon publication of the ASP for the State for the month in which the dump is dispatched, the Successful Bidder shall pay the differential amounts towards Premium, failing which, all India rate for the type and grade 45% to 51% Fe for the month of dispatches, shall be considered.

- ii. The Successful Bidder shall pay on salable ore dispatched, Premium, Royalty, DMF, GIOPF, NMET and all other statutory dues. The Royalty, DMF, GIOPF and NMET shall be payable in the same manner as specified in rule 40 of the Minerals (Other than Atomic and Hydrocarbons Energy Minerals) Concession Rules, 2016.

13. Duties and Responsibility of Successful Bidders:

The Successful Bidder shall settle the claim of the land owner/surface right holder if any. The Successful Bidder should engage the services of persons qualified in mining engineering for handling the dumps.

14. Liberties, Powers and Privileges reserved to the Government:

- i. The Government shall not be responsible for any dispute between the Successful Bidder, the landowners and/or any other party. The Successful Bidder shall indemnify the Government to that extent by submitting an Indemnity Bond on a Stamp Paper of Rs 100 to the DMG.
- ii. The State Government may decide the land rate for payment

of any dues to the surface right holder by the Successful Bidder.

- iii. The quantity of dumps to be dispatched will be in accordance with the upper cap/limit prescribed by the Hon'ble Supreme Court of India and as at clause 5.12 of the Policy for Regulating Iron Ore Dump Handling in the State of Goa. The quantity to be dispatched for a particular period by each Successful Bidder will be decided by the DMG.

15. Amendment of Tender Document:

State Government may, for any reason, amend the Tender Document prior to the date of e-auction. Any amendment issued thereunder will be in writing and shall be accessible to all the Bidders and shall be deemed to be part of the Tender Document.

The State Government may, in its sole discretion, extend the date for the conduct of the e-auction.

16. Documents to be uploaded and submitted physically.

- a. The e-auction process will be carried on e-auction portal. The Technical Documents should be uploaded on Link provided Below:

https://www.mstcecommerce.com/auctionhome/index_new.jsp

on or before due date mentioned in the time table. The Technical Documents are also required to be submitted physically in original to the Directorate of Mines & Geology on or before due date mentioned in the Time Table.

17. Bidding Parameters.

- a. The bidders should submit online Technical Documents over the Reserve Price with a minimum increment of 0.1%.
- b. The bidders need to register on e-auction portal to participate in the e-auction. The process will comprise single stage forward auction with the Base Price/Reserve Price for each dump as indicated in the point no. 5 above. The initial auction window will be of four hours. The e-Auction Closing time will be automatically extended by 8 minutes every time the last H-1 Bid is received within 8 minutes of the predetermined or extended closing time. This process will continue till the last H-1 Bid remains unimproved for a minimum period of 8 (eight) minutes, so as to give ample opportunity to all bidders and to generate the best competition. (For example, if the Closing time is 3.00 p.m. and the last H-1 Bid is received at 2.59 p.m., then the closing time will be automatically extended up to 3.07 p.m. and so on.

18. Rejection of bids:

- a. Notwithstanding anything contained in this Tender Document, the State Government reserves the right to accept or reject any Bidder at the stage of evaluation of the Technical Document or any bid and/or to annul the tender process and reject all bids at any time without any liability or any obligation for such acceptance, rejection or annulment, and without assigning any reasons thereof.
- b. The State Government reserves the right not to proceed with the tender process at any time, without notice or liability, and to reject any bid without assigning any reasons.

- c. Without prejudice to the generality of the foregoing, the State Government reserves the right to reject any bid on any criteria specified in this Tender Document, including without limitation, the following:
- i. Technical Documents have not been submitted with all the information and details listed in this Tender Document.
 - ii. Technical Documents is not conforming to the terms of this Tender Document.
 - iii. Technical Documents have otherwise not been submitted in accordance with the TenderDocument.

19. Minor Deviations:

The State Government may permit minor deviations from the requirements of this Tender Documents. It is clarified that such minor deviation would not be permitted in matters related to eligibility and shall be permitted only with respect to procedural requirements. The decision of the State Government regarding what constitutes minor deviation shall be final and binding.

20. General instructions:

The Technical Documents shall comprise of the following documents and to be submitted/upload for each dump separately.

1. IBM Registration Certificate registered under Rule 45 of the MCDR, 1988 and MCDR, 2017.
2. The persons participating in the e-auction should be registered under the Goa (Prevention of Illegal Mining, Storage and Transportation of Minerals) Rules, 2013, and should be in possession of a State License granted under sub rule (2) of rule (6A) of the said Rules, 2013.
3. GST Certificate of the Bidder.
4. In case of an Exporter: Importer & Exporter code Certificate issued by the Directorate General of Foreign Trade, Ministry of Commerce & Industry, and Government of India.
5. Net worth certificate of the Bidder.
6. Balance sheets & IT returns for last 3 years.
7. Payment details of processing fees.
8. Payment details of EMD.
9. Payment details of Tender Document fee.
10. Undertaking saying that documents as per Tender Documents has been uploaded for each dump separately on e-auction portal.



