



**GOVERNMENT OF MIZORAM,
DIRECTORATE OF INSTITUTIONAL FINANCE & STATE LOTTERY
MIZORAM : AIZAWL**

**BID DOCUMENT FOR PAPER LOTTERY
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GOVERNMENT OF MIZORAM
DIRECTORATE OF INSTITUTIONAL FINANCE & STATE LOTTERY

Dated Aizawl, the 30th May, 2018

**INVITATION FOR EXPRESSION OF INTEREST (IEI) FOR APPOINTMENT OF
SELLING AGENTS OF MIZORAM STATE PAPER LOTTERIES.**

It is notified for general information that the Government of Mizoram hereby invites Expression of Interest /Tender from the interested and eligible Firms/Proprietorship concerns/Companies Registered/LLP or other legal entity Registered under the applicable law for selection and appointment as Selling Agent(s) for sale of Paper Lotteries conducted by the State of Mizoram under the Lotteries (Regulation) Act, 1998, the Lotteries (Regulation) Rules, 2010, the Mizoram State Lottery Rules, 2011 and subsequent amendments made thereto from time to time with the following terms and conditions :

1. Interested Parties as mentioned above may submit their Bids for Paper Lotteries containing their credentials, past experience and technology infrastructure created by them in the fields of Lottery business.
2. Every Bidder must bid for a minimum of 6(six) draws per day. The number of draws allotted for Paper Lottery will be as decided by the Government of Mizoram.
3. The Tender Document may be obtained from the Office of the Director, Institutional Finance & State Lottery, Government of Mizoram, Aizawl, Pin- 796001 during office hours from 31st May, 2018 (Friday) to 20th June, 2018 (Wednesday) on payment of a non-refundable amount of ₹ 2,00,000/- (*Rupees two lakh only*) as Tender Fee by Demand Draft/Pay Order to be drawn on any Scheduled/Nationalized Bank having its Bank Branch at Aizawl in favour of the Director, Institutional Finance & State Lottery, Government of Mizoram. It can also be downloaded from the Department Official website, www.ifsl.mizoram.gov.in, State official website www.mizoram.gov.in and www.mizoram.nic.in. In case the Tender Document is downloaded from the website as mentioned, the Tender fee of ₹ 2,00,000/- (*Rupees two lakh*) should be submitted in a separate sealed envelope along with the Earnest Money Deposit as prescribed at Clause 1(12) of Section 'A' of the Tender Document.
4. The prescribed Application Form duly filled in along with all the requisite certificates/documents shall be submitted in sealed cover(s) as instructed at Clause 1(12) of Section 'A' of the Tender Document in the Office of the undersigned during office hours on or before 28th June, 2018 (Thursday) till 5:00 p.m. The Applications received after the prescribed date and time shall not be entertained.
5. The Tender should be accompanied by a refundable Earnest Money Deposit (EMD) of ₹ 2.00 crore (*Rupees two crore only*) by Demand Draft to be drawn on any Scheduled/Nationalized Bank having its Bank Branch at Aizawl in favour of the Director, Institutional Finance & State Lottery, Government of Mizoram. In the event of the Bidder withdrawing the Tender before the completion of selection of the successful Bidder or in case the successful Bidder fails to execute the Agreement within the stipulated time, the Earnest Money deposited shall be forfeited to the Government.



6. Pre-Bid conference will be held on 21st June, 2018 (Thursday) from 11:00 a.m at Secretariat Conference Hall, New Secretariat Complex, Aizawl.
7. The sealed Tender documents received within the stipulated time shall be opened on 29th June, 2018 (Friday) at 11:00 a.m in the Secretariat Conference Hall, New Secretariat Complex, Government of Mizoram, Aizawl in the presence of Principal Secretary, Finance Department, Government of Mizoram, Aizawl or his representative. The Bidders or their authorized representatives shall remain present as Reverse bidding shall be conducted immediately after opening of the bids at the same venue.
8. The tenure of contract shall be for a period of 5 (five) years from the date of signing the Agreement which will be in line with the Model Agreement circulated by the Ministry of Home Affairs, Government of India vide their letter No. V-17013/1/2010-CSR-I dated 28th December, 2011.
9. The Bids should be in sealed cover by means of wax embossed with brass-seal or by means of brown adhesive tape superscribing “**BID DOCUMENTS FOR APPOINTMENT OF SELLING AGENTS FOR PAPER LOTTERY OF GOVERNMENT OF MIZORAM**”.
10. Interested parties/persons interested in participation in this Bid process Should regularly visit the website as indicated in Para 3 above to get any new information, if any, put up by the Director.

**Director
Institutional Finance & State Lottery
Mizoram, Aizawl.**



**GOVERNMENT OF MIZORAM
DIRECTORATE OF INSTITUTIONAL FINANCE & STATE LOTTERY**

TERMS AND CONDITIONS FOR PAPER LOTTERY

SECTION “A”

1. INSTRUCTION TO THE BIDDERS:

- 1) The Tender Document consists of Sections ‘A’ to ‘E’ the contents of which are given at the beginning under the heading ‘TABLE OF CONTENTS’. The Bidders are requested to carefully go through each and every Clause / Sub-clause of the terms and conditions contained in each of the Sections of the Tender Document and the Lotteries (Regulation) Act, 1998, the Lotteries (Regulation) Rules, 2010, the Mizoram State Lottery Rules, 2011 and subsequent amendments made thereto from time to time.
- 2) For the purpose of the Agreement to be executed, the Clauses and Sub-clauses of all the Sections namely Section ‘A’, Section ‘B’, Section ‘C’, Section ‘D’ and Section ‘E’ shall be deemed to be a part of the Agreement between the Government of Mizoram and the successful Bidder and shall be binding on both the parties.
- 3) Proforma for Undertaking (Section ‘B’) should be executed on Notarized Non-Judicial Stamp Paper of not less than ₹ 100/- (*Rupees one hundred only*).
- 4) The Bidder must Bid for the Minimum Guaranteed Revenue of ₹ 20,000/- (*Rupees twenty thousand only*) per draw and in addition, a percentage of the Gross Value of the tickets sold per draw that it shall pay to the State Government. The Gross Sales Value for this purpose shall be the total number of tickets sold multiplied by the MRP of the ticket minus GST, cost of printing, cost of transportation from the Printing Press to the designated single point destination of the Selling Agent, Prize money disbursed and Unclaimed prize money.
- 5) Every Bidder must Bid for a minimum of 6 (six) draws per day.
- 6) Any conditional or incomplete Bid shall not be accepted and shall be rejected.
- 7) The sealed Tender documents received shall be opened on 29th June, 2018 (Friday) at 11:00 a.m in the Secretariat Conference Hall, New Secretariat Complex, Aizawl in the presence of Principal Secretary, Finance Department, Government of Mizoram, Aizawl or his representative. The Bidders or their authorized representatives shall remain present as Reverse bidding shall be conducted immediately after opening of the bids.
- 8) Pre-Bid conference will be held in the Secretariat Conference Hall, New Secretariat Complex, Aizawl Government of Mizoram on 21st June, 2018 (Thursday) at 11 a.m onwards. The Bidders or their representatives who may wish to raise their doubts and queries regarding the terms and conditions of the Tender, if any, may do so at this time which will be clarified and recorded in the form of a minute. Further queries will not be entertained after the pre-Bid conference.
- 9) There will be no draws on 03 (three) National Holidays i.e. 26th January, 15th



August and 2nd October.

- 10) The Bidder shall furnish Tender Fee of ₹ 2.00 lakh (*Rupees two lakh only*) in the form of Demand Draft/Pay Order drawn on any Scheduled or Nationalized Bank in favour of the Director, Institutional Finance & State Lottery.
- 11) The Bidder shall also furnish Earnest Money Deposit of ₹ 2.00 crore (*Rupess two crore*) in the form of Demand Draft/Pay Order drawn on any Scheduled or Nationalized Bank in favour of the Director, Institutional Finance & State Lottery.
- 12) The complete Bid should be submitted in two parts in two different sealed covers marked as '**TECHNICAL BID**' and '**FINANCIAL BID**'. These two covers and another sealed cover containing Tender Fee and Earnest Money Deposit shall be sealed and kept in another large sealed cover duly superscribing "BID DOCUMENTS FOR APPOINTMENT OF SELLING AGENT FOR MIZORAM STATE PAPER LOTTERY" and shall be addressed to the Director, Institutional Finance & State Lottery, Government of MIZORAM, Aizawl with full address of the Bidders. This large sealed cover should contain the following separate covers:-
 1. Sealed cover containing Tender Fee (or its receipt) and Earnest Money Deposit.
 2. Sealed cover containing Technical Bid.
 3. Sealed cover containing Financial Bid.

These sealed covers shall be appropriately superscribed with its relevant content.

- 13) Each and every page of the documents from section "A" to section "E" must be signed by the Bidder and the documents stated in Clause No. 2 'A' and 3 'A' should be duly attested by a Class - I Officer of the State/Central Government or any 1st Class Magistrate/Notary/Oath Commissioner except those documents which are mandatory to be submitted in original.
- 14) Furnishing false documents or information shall render the Bidder liable to be disqualified.

2. **THE TECHNICAL BID:**

(A) **To be technically qualified, the Bidder must fulfill each of the following requirements :**

- (i) The Participating Entity shall have carried out similar jobs of Paper Lotteries and should have an experience of at least 12 (twelve) months working directly as Sole Selling Agents/ Distributors of at least one State Government during the past 36 (thirty six) months or part thereof immediately preceding the date of publication of this Tender.
- (ii) The Bidder should bid for at least 6(six) draws daily.
- (iii) The Bidder must be a valid legal entity which can sue and be sued.



- (iv) The Bidder should not have any outstanding liabilities whatsoever towards the Government of Mizoram relating to the business of Lottery, not being sub-judice as on the date of Bid submission.
- (v) The Bidder should be an Income Tax Assesse and have a valid Permanent Account Number/Tax Deduction Account Number issued by the Income Tax Department, Government of India.
- (vi) The Bidder should have paid tender fee of ₹ 2,00,000 (*Rupees two lakh only*).
- (vii) The Bidder should be solvent on the date of bid submission.
- (viii) The Bidder should have a positive net worth and a certificate issued by a registered Chartered Accountant to that extent as on 31.3.2017 should be enclosed.
- (ix) The Bidder should furnish refundable **Earnest Money of ₹ 2.00 crore (*Rupees two crore only*)** in the form of Demand Draft drawn by any Scheduled or Nationalized Bank having its Bank Branch at Aizawl in favour of the Director, Institutional Finance & State Lottery, Government of Mizoram at the time of bid submission, failing which the Bid shall be summarily rejected. In the event of the Bidder withdrawing the Tender before the completion of the selection of the successful Bidder or in case the successful Bidder fails to execute the Agreement within the stipulated time, the Earnest Money Deposited shall be forfeited.

2.(B) To be Technically qualified, the Bidder must submit each of the following documents.

- (i) Proforma for Undertaking (Section 'B') duly Notarized in original in a Non-Judicial stamp paper of not less than ₹ 100/- (*Rupees one hundred only*).
- (ii) Demand Draft towards Refundable Earnest Money Deposit drawn on any Scheduled/Nationalized Bank having its Bank branch at Aizawl, in favour of *the Director, Institutional Finance & State Lottery, Government of Mizoram, Aizawl* .
- (iii) Technical Bid (Section 'C') should be submitted in original and duly signed by the Authorised signatory of the Bidder.
- (iv) Certificate of Incorporation/Registration of the Bidder under the applicable law.
- (v) Copy of the Agreement executed with respective State Governments thereby reflecting their experience of the lottery business for at least 12 (twelve) months during the past 36 months or part thereof immediately preceding the date of this tender.
- (vi) The Participating Entity shall submit a Copy of the Memorandum and Articles of Association of the entity.
- (vii) Power of Attorney/ Board Resolution original copy authorizing the signatory to sign the Tender documents on behalf of the Bidder. The Power of Attorney/ Board Resolution should be specifically for this tender.



- (viii) 02 (two) coloured recent passport sized photographs of the Authorised Signatory shall be submitted.
- (ix) Copy of the Permanent Account Number (PAN)/ Tax Deduction Account Number (TAN).
- (x) Copy of the Income Tax return acknowledgement for the last 03 (three) financial years.
- (xi) Copy of the Solvency Certificate issued by a registered Chartered Accountant not older than January 2018.
- (xii) Certificate showing the net worth of the Participating Entity as on 31.3.2017 issued by a Registered Chartered Accountant in original.

3. **THE FINANCIAL BID:**

- (i) All applicable taxes, duties and charges payable to the Central Government and the State Government under whose jurisdiction the Mizoram State Lottery tickets are being sold shall be borne and paid by the Selling Agent.
- (ii) The Participating Entity must Bid for a minimum of 6(six) draws daily and 2 (two) Bumper draws in a Calendar year.
- (iii) The Participating Entity must Bid for the Minimum Guaranteed Revenue of ₹ 20,000/- (*Rupees twenty thousand only*) per draw and in addition, what percentage of the Gross Value of the tickets sold per draw that it shall pay to the State Government. The Gross Sales Value for this purpose shall be the total number of tickets sold multiplied by the MRP of the ticket minus GST, cost of printing, cost of transportation from the Printing Press to the designated single point destination of the Selling Agent, Prize money disbursed and Unclaimed prize money.
- (iv) The participating Entity must Bid for the Minimum Guaranteed Revenue of ₹ 6.00 lakh (*Rupees six lakh only*) per Bumper draw and in addition, what percentage of the Gross Value of the tickets sold per draw that it shall pay to the State Government. The Gross Sales Value for this purpose shall be the total number of tickets sold multiplied by the MRP of the ticket minus GST, cost of printing, cost of transportation from the Printing Press to the designated single point destination of the Selling Agent, Prize money disbursed and Unclaimed prize money.
- (v) The Minimum Guaranteed Revenue of ₹ 20,000/- (*Rupees twenty thousand only*) per draw and ₹ 6.00 lakh (*Rupees six lakh only*) per Bumper draw shall be paid by the Selected Agent to the Government of Mizoram irrespective of whether the draws are actually conducted or not.
- (vi) There should not be any overwriting. Corrections, if any, should be authenticated under the full signature of the authorized signatory of the Bidder. In case of any discrepancy between figures and words, the amount quoted in words shall be taken to be correct.



3(A) DOCUMENTS TO BE SUBMITTED IN THE FINANCIAL BID

- (i) Financial Bid (Section 'D') should be submitted in original and duly signed by the Authorized signatory of the Bidder.
- (ii) The percentage of the Gross Sales Value of the tickets per draw in addition to the Minimum Guaranteed Revenue that the Selling Agent shall pay to the State Government should be quoted both in figures and in words.

4. EVALUATION OF BIDS:

- i) On the date of Bid opening, the BID sealed envelope containing 3 (three) separate sealed covers indicated at Clause No. 1(12) (**Instruction to the Bidders**) shall first be opened.
- ii) Thereafter sealed cover containing Tender Fee & Earnest Money Deposit will be opened. If Tender Fee or its receipt and Earnest Money Deposit are not found to be in order, the Bid shall stand disqualified.
- iii) If the Earnest Money Deposit and Tender Fee are in order, sealed cover containing Technical Bid shall be opened.
- iv) Only if the Bidder qualifies in the Technical Bid, the sealed cover containing the Financial Bid shall be opened.
- v) The highest Bidder shall be determined by the percentage of Gross Sales Value that the Bidder offers to the State Government.
- vi) Once the highest Bidder is known, the same will be declared without disclosing the name of the Bidder and Reverse Bidding shall be invited from amongst the qualified Bidders. If any Bidder in the Reverse Bidding exceed the offer of the highest Bidder, the highest Bidder shall be offered opportunity to match the same. If the highest Bidder matches the same, he shall be given the first preference in terms of Selection as Selling Agent and the number of draws to be allotted.
- vii) In the event of more than 2 (two) Bidders matching the highest Bid including the highest Bidder in the Reverse bidding, the selection of the winning Bidders other than the original highest Bidder, shall be done by a draw of lots.

5. DATE AND TIME OF ISSUE OF TENDER DOCUMENTS.

The Tender Document containing the prescribed Application Form and the detailed terms and conditions of the Tender may be obtained from the Office of the Director, Institutional Finance & State Lottery, Aizawl during office working hours from 30th May, 2018 (Wednesday) to 20th June, 2018 (Wednesday) on payment of a non-refundable amount of ₹ 2,00,000/- (*Rupees two lakh only*) as application Fee by Demand Draft/Pay Order to be drawn on any Nationalized/Scheduled Bank having its Bank Branch at Aizawl in favour of the Director, Institutional Finance & State Lottery, Government of Mizoram, Aizawl. It can also be downloaded from the Department Official website, www.ifsl.mizoram.gov.in, State official website www.mizoram.gov.in and



www.mizoram.nic.in. In case the Tender Document is downloaded from the website as mentioned, the Tender fee of ₹ 2,00,000/- (*Rupees two lakh*) should be submitted in a separate sealed enveloped along with the Earnest Money Deposit as prescribed at Clause 1(12) of Section 'A' of the Tender Document.

6. **SUBMISSION OF TENDER/ BID**

The Bid should be addressed and submitted personally to the Director, Institutional Finance & State Lottery, Government of Mizoram, Aizawl during office hours. The Bid submitted after the due date will not be accepted.

7. **THE LAST DATE AND TIME OF RECEIPT OF TENDER.**

The last date and time for receipt of Tenders is 28th June, 2018 (Thursday) till 5:00 p.m.

8. **THE DATE AND TIME FOR THE OPENING OF TENDER**

The Bids will be opened on 29th June, 2018 (Friday) at 11:00 a.m and onwards in the Secretariat Conference Hall, New Secretariat Complex, Aizawl in the presence of the Principal Secretary, Finance Department, Government of Mizoram or his representative. The Bidders or their authorized representatives shall remain present as Reverse bidding shall be conducted immediately after opening of the bids.

9. **EARNEST MONEY DEPOSIT & TENDER FEE:**

- (i) The complete Bid documents must be accompanied by a non-refundable Tender Fee of ₹ 2,00,000/- (*Rupees two lakh only*) in the form of Demand Draft/ Pay Order and an Earnest Money Deposit (EMD) of ₹ 2.00 crore (*Rupees two crore only*) in the form of Demand Draft drawn on any Scheduled/Nationalized Bank having its Bank branch at Aizawl in favour of the Director, Institutional Finance & State Lottery, Government of Mizoram. Aizawl.
- (ii) Earnest Money Deposit shall be refunded if the Firm/Company is not selected.
- (iii) Interest shall not be payable on the amount of Earnest Money Deposit for its retention by the Government of Mizoram during the Bid period.
- (iv) Earnest Money Deposit shall be forfeited:
 - (a) If the Bidder withdraws the Bid before completion of the entire process of selection.
 - (b) If the selected Bidder fails to accept the Agency within the time specified by the Director, IF&SL.

10. **CONDITIONS OF CONTRACT:**

- (i) Every Bidder shall Bid for amount of Minimum Guaranteed Revenue and what percentage of the Gross Value of the tickets sold per draw that it shall pay to the State Government for Paper Lottery. The Gross Sales Value for this purpose shall be



the total number of tickets sold multiplied by the MRP of the ticket minus GST, cost of printing, cost of transportation from the Printing Press to the designated single point destination of the Selling Agent, Prize money disbursed and Unclaimed prize money.

- (ii) The selected Selling Agent shall start the actual operation of lottery draws within a period of 30 days from the date of signing of Agreement or as specified by the Government, whichever is earlier, failing which the appointment shall stand terminated. The damage/loss of Government revenue caused by such failure shall be borne by the Selling Agent.
- (iii) The selected Selling Agent shall deposit every month the Minimum Guaranteed Revenue and the percentage of the Gross Sales Value that it offered to the State Government within 7 (seven) working days of the succeeding calendar month. Such payment shall be made by electronic payment like RTGS/NEFT to the designated account to be specified by the Director, Institutional Finance & State Lottery.
- (iv) The Selling Agents shall pay penal interest at rate of SBI base rate plus (+) 7% for any delay in payment beyond 7 days stipulated at sub-clause (iv) above.
- (v) The Director, Institutional Finance & State Lottery shall be at liberty to recover/adjust the Minimum Guaranteed Revenue and the State's share of Gross Sales Value and the interest thereon either from the Advance Deposit under Clause 12 of the Tender Document or from the Security Deposit under Clause 11 of the Tender Document or from both.
- (vi) The Director, Institutional Finance & State Lottery shall not be required to give any prior notice to the Selling Agents for taking actions under Sub-Clause (v) above and shall have absolute right and authority to resort to such action(s) accordingly.
- (vii) The tenure of the Agreement shall be for a period of 5 (Five) years from the date of signing of Agreement.
- (viii) The number of draws that will be allotted to the successful Bidder/Bidders will be decided by the Government of Mizoram.
- (ix) The selected Selling Agent should strictly abide by the relevant provisions of the Lotteries (Regulation) Act, 1998 and Lotteries (Regulation) Rules, 2010 the Mizoram Lotteries (Regulation) Rules, 2011 and subsequent amendments made thereto from time to time and instructions of the Central/ State Government.
- (x) Any legal suit, case or proceedings relating to any terms and conditions of the tender and the rights and liabilities of the selected Selling Agents and the Government of Mizoram shall lie exclusively within the jurisdiction of the Courts in Mizoram, irrespective of the points of Sales of Mizoram Lottery tickets.
- (xi) Notwithstanding the provisions of the Agreement to be executed between the successful Bidder and the Government of Mizoram, any conditions subsequently stipulated by the Government of Mizoram or the Government of India as a direct consequence of change in law or orders of the competent court shall be binding upon



the parties to the Agreement and shall be deemed to have been incorporated in the terms and conditions, *ab initio*.

- (xii) If there is a ban or restriction on Lotteries by the Central Government by an Act of Parliament or by order of the competent Court, neither party to this contract shall have right to claim damages or compensation on the other party.
- (xiii) The Agency shall not be transferable under any circumstances.
- (xiv) The State Government, through the Director, Institutional Finance & State Lottery, shall have the absolute right and authority to terminate the contract/ Agreement with the Selling Agent and terminate all the rights of the Selling Agents for default and/or violations of any of the terms and conditions of the contract/Agreement.
- (xv) The State Government, through the Director, Institutional Finance & State Lottery, shall have the right to extend the period of the Contract/Agreement in case new contracts could not be finalized before end of the contract period on such terms as may be decided by the Government.

11. **SECURITY DEPOSIT**

- (i) Selected Selling Agent should furnish **₹ 15.00 crore (Rupees fifteen crore only)** as **Security** in the form of Demand Draft drawn on any Scheduled/ Nationalized Bank having its Bank Branch at Aizawl, or in the form of Bank Guarantee issued by any Scheduled/Nationalized Bank from its Bank Branch at Aizawl in favour of the Director, Institutional Finance & State Lottery, Government of Mizoram, Aizawl within 10 (ten) working days following the date of signing of the Agreement or before the first draw is conducted, whichever is earlier. The validity of the Demand Draft/ Bank Guarantee should cover a period of 180 days beyond the date of expiry of the Agreement.
- (ii) If the **Security** is furnished in the form of Bank Guarantee, prescribed format at Section 'E' of the Bid document should be duly executed and submitted within 10 (ten) working days following the date of signing of the Agreement or before the first draw is conducted, whichever is earlier. No interest shall be payable by the Government to the Bidder on the Guarantee.
- (iii) The Demand Draft/Bank Guarantee of the selected Selling Agent shall be released only after adjusting the Government dues, if any. Provided that the State Government, through the Director, Institutional Finance & State Lottery, shall have absolute rights and authority to encash the entire amount or part of the amount of Security Deposit for making recoveries under Sub- Clauses (v), (vi) and (vii) of Clause 10 above and or any other dues of the Selling Agent.

12. **ADVANCE DEPOSIT FOR PAYMENT OF MINIMUM GUARANTEED REVENUE AND THE STATE'S SHARE OF THE GROSS SALES VALUE**

Selected Selling Agent shall deposit a sum of **₹ 1.50 crore (Rupees one crore fifty lakh only)** as **Advance payment of Minimum Guaranteed Revenue and the State's share of the Gross Sales Value of the tickets** in the form of Demand Draft drawn on any Scheduled/Nationalized Bank having its branch in Aizawl in favour of the Director,



Institutional Finance & State Lottery, Government of Mizoram within 10 (*ten*) working days following the date of signing an Agreement or before the first draw is conducted, whichever is earlier.

Provided that the selected Selling Agent shall have to replenish the advance Minimum Guaranteed Revenue and the State's share of the Gross Sales Value within 30 (thirty) calendar days of adjustment failing which penal interest @ SBI base rate plus 7 percent shall be recovered from the Security Deposit for the period of delay beyond 30 calendar days.

E.g. If the SBI base rate is 8 percent, Interest to be recovered from the Security Deposit will be (8% + 7%) i.e 15 percent.

13. **PRIZE POOL**

Selected Selling Agent should submit ₹ 2.00 crore (*Rupees two crore only*) in the form of Demand Draft drawn by any Scheduled/ Nationalized Bank having its branch in Aizawl in favour of the Director, Institutional Finance & State Lottery, Government of Mizoram as a **Prize Pool** within 10 (*ten*) working days following the date of signing an Agreement or before the first draw is conducted, whichever is earlier.

Provided that the selected Selling Agent shall have to replenish the Prize Pool within 30 (thirty) calendar days of adjustment from the Prize Pool failing which penal interest @ SBI base rate plus 7percent shall be recovered from the Security Deposit for the period of delay beyond 30 calendar days.

E.g. If the SBI base rate is 8 percent, Interest to be recovered from the Security Deposit will be (8% + 7%) i.e 15 percent.

14. **PAYMENT OF DRAW EXPENSES**

The successful Bidder shall pay ₹ 1,500/- (*Rupees one thousand five hundred only*) towards Draw Expenses per allotted draw and Bumper draw.

15. **CONDITIONS FOR SELECTION:**

- (i) The number of Bidders to be selected as Selling Agents for Paper Lottery will be decided by the Government.
- (ii) The Bid shall be opened at the place and on the date and time prescribed by the Government in the presence of the Bidders or their authorized representatives who shall remain present.
- (iii) Any representative who is to be present in the opening of the Bid documents must do so with proper authorization letter duly issued by the authorized signatory of the Company/ Firm/ Body/ Individual or other Legal entities. Such representative should be duly authorized to participate in the Reverse bidding and make offers and commitments for and on behalf of the Bidder.



- (iv) The offers received after the prescribed date and time or without Tender Fee or Earnest money or requisite documents shall be considered invalid. Any conditional/incomplete Tender shall be rejected.
- (v) The Financial Bid of the Bidder shall be opened only if the Bidder qualifies in the Technical Bid.
- (vi) The Participating Entity must be capable of commencing the operations with effect from the date as stipulated in the Agreement.
- (vii) The State Government reserves the right to reject all or any of the Tenders without assigning any reasons thereof.
- (viii) Any other terms and conditions as the State Government may deem fit and proper to specify.
- (ix) This correspondence does not entitle or confer any right of selection of the applicant/party.
- (x) Failure to meet any of the terms and conditions so prescribed in the Tender documents shall result in rejection of the Bid(s).
- (xi) The Director, Institutional Finance & State Lottery reserves the right of acceptance/rejection of the Bid on the basis of requisite qualifications. In any case, the decision of the Government shall be final and binding.

16. **TERMINATION OF AGENCY**

The Government, may, at its sole discretion terminate the **Agency after giving 90 (ninety) days notice for violation of any conditions of the Agency Agreement**, including misconduct, erratic provision of services without any sufficient cause, non-payment of prizes payable, fraud, deterioration of quality of services below specifications, non-fulfillment of pre-qualification condition etc.

17. **TERMINATION FOR CONVENIENCE**

The Selling Agent desiring to stop the marketing of tickets at his own will shall be required to give prior notice of 90 (ninety) days to the Government failing which the Selling Agent shall have to compensate the State Government for the revenue that it would have otherwise earned during the period of 90 (ninety) days.



SECTION “B”
(PROFORMA FOR UNDERTAKING)

I, Mr/Shri/Smt..... S/o,D/o,W/o
a permanent resident of presently working in
..... as (Designation)..... having
its Registered office at hereby undertake and affirm for and on behalf of
..... (Bidder) to comply with the following:-

1. That, I/we shall abide by the existing rules and regulations notified by the Government of India, Government of Mizoram and also such circulars, orders, notifications, press releases, instructions, etc. as may be issued from time to time.
2. That I/we agree to execute and sign such deeds, documents, Agreements, bonds or undertakings as required by the Government of Mizoram from time to time in terms of operating the Mizoram State Paper Lottery. I/we shall follow and comply with such orders or instructions, be they in the nature of penalty or otherwise in the event of committing any violation.
3. I/We shall provide our best services to earn revenue to the State of Mizoram promoting Mizoram State Lotteries in all feasible markets. All the applicable software, machinery and equipments so involved in the operation shall be maintained in good working conditions at all times by regularly servicing and replacing the obsolete technical parts/equipment’s.
4. That, the terms and conditions prescribed by the Government of Mizoram in the Tender papers have been fully understood by me/us.
5. I/We undertake to furnish a **Security Deposit** of ₹ 15.00 crore (*Rupees fifteen crore only*) in the form of Demand Draft drawn by any Scheduled/Nationalized Bank having a Bank Branch at Aizawl or by Bank Guarantee issued by any Scheduled/Nationalized Bank from its Bank Branch at Aizawl, Demand Draft of ₹ 1.50 crore (*Rupees one crore fifty lakh only*) for **Advance Payment of Minimum Guaranteed Revenue and the State’s share of the Gross Sales value** and ₹ 2.00 crore (*Rupees two crore only*) as **Prize pool** money from any Scheduled/Nationalized Bank having a Bank Branch at Aizawl, if I/we am/are selected as Selling Agent.
6. I/We have already paid ₹ 2.00 lakhs (*Rupees two lakhs only*) to the Director, Institutional Finance & State Lottery, Government of Mizoram, Aizawl as non-refundable Tender Fee by Demand Draft/Pay Order vide Nodated
7. I/We enclose herewith Demand Draft No..... dated..... .. for ₹ 2.00 crore (*Rupees two crore only*) drawn on (Scheduled/Nationalized Bank) having a Bank Branch at Aizawl in favour of Director, Institutional Finance & State Lottery, Government of Mizoram, Aizawl as an Earnest Money Deposit (EMD) which shall be refunded to me/us if I/we am/are not selected. No interest shall be payable on the amount of the EMD for its retention by Director, Institutional Finance & State Lottery, Government of Mizoram during the Bid period.

The EMD may be forfeited:-

- (a) If I/we withdraw the Bid before completion of the entire process of selection.



- (b) In case of my/our selection, if I/we fail to accept the Agency.
8. In the event of any differences of opinion about the meaning and/or interpretation of the provisions of the Tender Documents and/or the provisions of the Contract/Agreement, the decision of the Government of Mizoram shall be accepted as final and binding.
 9. I/We understand that the Government of Mizoram reserves the right to accept or reject my/our proposal without assigning any reason thereof.
 10. I do hereby affirm that I am duly authorized and am competent to give this undertaking for and on behalf of (Bidder).

Seal of the Company/Firm
Place:

(Signature of the Authorised Signatory)
Name of Authorised Signatory
Contact Number:



SECTION "C"

**TECHNICAL BID
FOR AGENCY OF MIZORAM STATE PAPER LOTTERY**

Photo of the
Director/
Manager/ Head of
the Company/
Firm duly attested
by notary

To,

The Director,
Institutional Finance & State Lottery,
Government of Mizoram,
Aizawl.

Subject : Submission of Bids for Appointment as Selling Agent for marketing of MIZORAM STATE PAPER LOTTERY.

Sir,

With reference to your notice inviting Expression of Interest dated as advertised in for submission of Bid for appointment of Selling Agent for sale of Mizoram State Paper Lottery, we are pleased to submit our particulars and offer as follows:-

I. Personal details of Director/Proprietor/Partner of the Firm/Authorised Signatory:-

(a)	Name of applicant in full (BLOCK LETTERS)	
(b)	Father's name	
(c)	Date of birth	
(d)	Place of birth	
(e)	Permanent address (Proof to be attached)	
(f)	Designation	
(g)	Telephone numbers Mobile Landline Fax E-mail: PAN (Proof to be attached)	



II. Company/ Firm details:-

(a)	Name of company/ firm	
(b)	Type of Organization (Public / Pvt./LLP/ Proprietorship etc.) <i>(Certificate of incorporation/ registration to be attached)</i>	
(c)	Date/ Year of establishment	
(d)	Company /LLP Registration number. <i>(Certificate of incorporation/ registration to be enclosed)</i>	
(e)	Main Office address: Telephone No Fax No E-mail Website	
(f)	List/details of Branch offices (if any)	
(g)	List of Directors/Shareholders/ Sole Proprietor with permanent Address	

III. Business and financial details:-

(a)	Date of commencement of lottery business.	
(b)	GST Registration No. (if any)_	
(c)	PAN No. of concern <i>(Proof to be attached)</i>	
(d)	Name of the Bank(s) where its account is maintained along with Bank Account numbers.	
(e)	Audited Financial Statement for the last 3 financial years. <i>(Certificate issued by a Registered Chartered Accountant to be enclosed)</i>	
(f)	Income Tax return acknowledgement. <i>(Copy for the last 03 (three) financial years to be enclosed)</i>	
(g)	Details and Certificate of Company/ Firm's net worth as on 31.3.2017. <i>(Certificate issued by Registered Chartered Accountant to be enclosed)</i>	



(h)	Solvency Certificate of Company/Firm. (Certificate issued by Chartered Accountant to be enclosed)	
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IV. Lottery business details:-

(a)	Has your company/ firm operated as Selling Agent of any of the Organising States for at least 12 months during the last 36 months? If so, give details. (Copy of Agreement with the concerned State to be enclosed)	
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V. Other details:-

(a)	Details of Earnest money	Demand Draft no : Date : Amount : Bank Name :
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The above information furnished by me/us is/are true and authentic, and the same are supported by documentary proof and nothing has been concealed whatsoever. In case, any information is/are found to be false and misleading at any stage, the Government may take any actions as it deemed fit against me/us.

I hereby affirm that I am duly authorized and am competent to furnish the above information and documents for and on behalf of..... (Bidder)

For and on behalf of (Bidder)

Signature :
Name (in full) :
Designation :

*Official Seal/ Stamp
of the company/ firm*



SECTION “D”
FINANCIAL BID
FOR AGENCY OF MIZORAM STATE PAPER LOTTERY

To,

The Director,
Institutional Finance & State Lottery,
Government of Mizoram,
Aizawl.

Subject : Submission of Bids for Appointment as Selling Agent for marketing of MIZORAM STATE PAPER LOTTERY.

Sir,

With reference to your notice inviting Expression of Interest dated as advertised in newspaper for submission of Bid for appointment of Selling Agent for sale of Mizoram State PAPER Lotteries, we are pleased to submit our offer as follows :-

- i) **In addition to the Minimum Guaranteed Revenue of ₹ 20,000/- (*Rupees twenty thousand only*) per draw, I/We offer to give _____ percent of the Gross Sales Value per draw to the Government of Mizoram to be paid on monthly basis as stipulated at Clause 3(iii) of the terms and conditions of the Tender.**
- i) **In addition to the Minimum Guaranteed Revenue of ₹ 6,00,000/- (*Rupees six lakh only*) per Bumper draw, I/We offer to give _____ percent of the Gross Sales Value per draw to the Government of Mizoram to be paid on monthly basis as stipulated at Clause 3(iv) of the terms and conditions of the Tender.**

I hereby affirm that I am duly authorized and am competent to give the above offers(s).

For and on behalf of (Bidder)

Signature :
Name (in full) :
Designation :

*Official Seal/ Stamp
of the company/ firm*



SECTION - 'E'

(FORMAT FOR SECURITY DEPOSIT (BANK GUARANTEE))

1. In consideration of (hereinafter called the 'Government') represented by on the first part and M/s.of (hereinafter referred to as 'Bidder') on the Second part, having agreed to accept the Security Deposit of ₹ 15.00 crore (*Rupees fifteen crore only*) in the form of Bank Guarantee for the IEI for selection SELLING AGENTS for conducting Paper Lottery in Mizoram, we (Name of the Bank) , (hereinafter referred to as the 'Bank'), do hereby undertake unequivocally, irrevocably and unconditionally to pay to the Government of Mizoram or any officer authorised by it in this behalf forthwith on demand without any demur and without seeking any reason whatsoever, an amount not exceeding ₹ 15.00 crore (*Rupees fifteen crore only*).
2. This guarantee shall be valid and binding on this Bank up to and including..... and shall not be terminable by notice or any change in the constitution of the Bank or the term of contract or by any other reasons whatsoever and our liability hereunder shall not be impaired or discharged by any extension of time or variations or alternations made, given, or agreed with or without our knowledge or consent, by or between parties to the respective Agreement.
3. The Guarantor Bank hereby agrees and acknowledges that Government shall have a right to invoke this BANK GUARANTEE in part or in full, as it may deem fit.
4. The Guarantor Bank hereby expressly agrees that it shall not require any proof in addition to the written demand by Government, made in any format, raised at the above mentioned address of the Guarantor Bank, in order to make the said payment to Government.
5. The Guarantor Bank shall make payment hereunder on first demand without restriction or conditions and notwithstanding any objection by [Insert name of the Bidder] and/or any other person. The Guarantor Bank shall not require Government to justify the invocation of this BANK GUARANTEE, nor shall the Guarantor Bank have any recourse against Government in respect of any payment made hereunder
6. This BANK GUARANTEE shall be interpreted in accordance with the laws of India and the courts at Mizoram shall have exclusive jurisdiction.
7. The Guarantor Bank represents that this BANK GUARANTEE has been established in such form and with such content that it is fully enforceable in accordance with its terms as against the Guarantor Bank in the manner provided herein.



8. This BANK GUARANTEE shall not be affected in any manner by reason of merger, amalgamation, restructuring or any other change in the constitution of the Guarantor Bank.
9. This BANK GUARANTEE shall be a primary obligation of the Guarantor Bank and accordingly Government shall not be obliged before enforcing this BANK GUARANTEE to take any action in any court or arbitral proceedings against the [Insert name of the Bidder], to make any claim against or any demand on the [Insert name of Bidder] or to give any notice to the [Insert name of the Bidder] or to enforce any security held by Government or to exercise, levy or enforce any distress, diligence or other process against the [Insert name of Bidder].
10. The Guarantor Bank acknowledges that this BANK GUARANTEE is not personal to Government and may be assigned under intimation to us, in whole or in part, (whether absolutely or by way of security) by Government to any entity to whom Government is entitled to assign its rights and obligations under the Agreement.
11. We are liable to pay the guaranteed amount or any part thereof under this Bank Guarantee only if Government serves upon us a written claim or demand.
12. The Bank Guarantee shall be released only after adjustment of the Government dues if any.
13. No interest shall be payable by the Government to the Bidder on the guarantee for the period of its currency.

Dated this _____ date of _____ 2018.

For the Bank of _____
(Agent / Manager)