

## **CHAPTER 3 : INSTRUCTIONS TO TENDERERS**

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Environmental protection and enhancement works for conventional contract projects are to be specified in the **Instructions to Tenderers (ITT)** and **Conditions of Contracts**. These shall form part of the pre bid document to be prepared for Conventional Contract projects.

### (a)      **Instructions to Tenderers (ITT)**

As stated in the Contract Specification issued by JKR on behalf of the Government of Malaysia, the Contractor shall comply with all legal duties and obligations regarding the protection of the environment as laid down in the Environmental Quality Act 1974 (Act 127). Before the commencement of works Contractor shall submit to the Superintendent Officer (S.O.), an Environmental Management Plan (EMP), detailing the Contractor's proposed arrangement for the abatement and mitigation measures for environmental protection, environmental monitoring, testing programme and reporting, and his organisation chart.

### (b)      **Conditions of Contract**

Within forty-five (45) days from the **Letter of Acceptance**, the successful tenderer shall submit for the S.O.'s approval an Environmental Management Plan (EMP) as specified. In the event if the contractor fail to submit such plan, then the government deserves the right to prepare such plan and the cost incurred shall be deducted from the contract sum. The cost of preparing the EMP shall include the cost involved in obtaining the services of a Registered Environmental Consultant as is deemed to be borne by the Contractor.

The Environmental Impact Assessment (EIA) report and the Conditions of Approval given by the Department of Environment (DOE), where possible, will be made available by the Government to assist the Contractor and the environmental consultant in preparing the EMP.

### (c)      **Design and Build Contract**

For design and build contract, reference shall be made to the need statement pertaining to environmental protection and enhancement requirements.