

It is hereby notified that sealed tenders in duplicate are invited for **Contract No. YL/2023/03, Hung Shui Kiu/Ha Tsuen New Development Area Second Phase Development—Contract 3—Site Formation and Engineering Infrastructure Works (Public Works Programme Item No. 7787CL-2 and 7829CL-2)**. The works mainly include:—

1. site clearance and formation (including land decontamination works) for about 50 hectares of lands, together with provision of associated engineering infrastructure;
2. construction of district distributor and local roads connecting Hung Shui Kiu/Ha Tsuen New Development Area to Tin Ha Road and Castle Peak Road;
3. construction of a pedestrian footbridge and associated stairs and lifts;
4. construction of a vehicular underpass and associated depressed roads;
5. realignment and revitalisation of some sections of Tin Sam Channel;
6. construction of a sewage pumping station;
7. construction of a common utility enclosure;
8. re-provision of a sitting-out area near Tung Lei Path;
9. modification of existing MTR Light Rail Transit junctions at Castle Peak Road;
10. modification of MTR Tuen Ma Line Emergency Access Point 26 in Tuen Mun;
11. construction of associated works including water mains, drainage and sewerage works, district cooling mains, cycle tracks, footpaths, box culverts, landscaping works, electrical and mechanical works and other ancillary works; and
12. implementation of environmental mitigation measures (including noise barriers) and environmental monitoring works for the works mentioned above.

The works are scheduled to commence in the third quarter of 2024 and will take about 95 months to complete.

Tenders must be clearly marked with the tender reference and the subject of the tender on the outside of the envelope (but should not bear any indication which may relate the tender to the tenderer) addressed to the Chairman, Central Tender Board and placed in the Government Secretariat Tender Box situated at the Lobby of the Public Entrance on the Ground Floor, East Wing, Central Government Offices, 2 Tim Mei Avenue, Tamar, Hong Kong, before 12.00 noon on Friday, 21 June 2024. Tenders must be deposited in the tender box as specified in this tender notice ('Specified Tender Box') before the tender closing time. Late tenders and tenders not deposited in the Specified Tender Box will not be accepted. If tropical cyclone signal No. 8 or above is hoisted, or a black rainstorm warning signal or 'extreme conditions after super typhoons' announced by the Government is/are in force at any time between 9.00 a.m. and 12.00 noon on Friday, 21 June 2024, the tender closing time will be postponed to 12.00 noon on the first working day after the tropical cyclone signal No. 8 is lowered, or the black rainstorm warning signal or the 'extreme conditions after super typhoons' announced by the Government has/have ceased to be in force. In case of blockage of the public access to the location of the Specified Tender Box at any time between 9.00 a.m. and 12.00 noon on Friday, 21 June 2024, the Government will announce extension of the tender closing time until further notice. Following removal of the blockage, the Government will announce the extended tender closing time as soon as practicable. The above announcements will be made *via* press releases on the website of Information Services Department (<https://www.info.gov.hk/gia/general/today.htm>).

Forms of tender and further particulars are obtainable from Mr. Ken CHAN, Director, Ove Arup & Partners Hong Kong Limited at Level 5, Festival Walk, 80 Tat Chee Avenue, Kowloon Tong, Kowloon, Hong Kong (Telephone No.: (852) 3447 6109; Fax No.: (852) 2268 3953; Email Address: ken.chan@arup.com).

Selective tendering is adopted. Confirmed contractors on the List of Approved Contractors for Public Works in Group C under the Roads and Drainage Category or joint ventures with participation of local and/or overseas contractors with at least one of the participants or shareholders being a confirmed contractor on the List of Approved Contractors for Public Works in Group C under the Roads and Drainage Category, who also meet the following qualifications and other conditions for participation stipulated in the tender documents are invited to tender:—

- (i) The tenderer, or the participants/shareholders collectively in case of a joint venture tenderer, has completed at least one construction contract involving roads and drainage works with an adjusted contract value not less than HK\$1,300 million, in or outside Hong Kong, within the past 10 years counting from the original date set for the close of tender. The adjusted contract value shall be the awarded contract value being adjusted to current price level as stipulated in the tender documents.
- (ii) In case of a joint venture tenderer, the requirement in either paragraph (1) or (2) below has to be satisfied:—
 - (1) the lead participant or major shareholder is a confirmed Group C contractor included in the List of Approved Contractors for Public Works under the Roads and Drainage Category; OR
 - (2) the lead participant or major shareholder is a contractor who is not enlisted in any service category under the List of Approved Contractors for Public Works and the List of Approved Suppliers of Materials and Specialist Contractors for Public Works. In this case,
 - (a) the total percentage participation of participant(s) or shareholder(s) who is/are confirmed Group C contractor(s) included in the List of Approved Contractors for Public Works under the Roads and Drainage Category is at least 40%; and
 - (b) the percentage participation of the lead participant or major shareholder is no more than 60%.

The detailed requirements for joint ventures with participation of local and/or overseas contractors, if applicable, are stipulated in the tender documents.

Contractors not yet on the List of Approved Contractors for Public Works in Group C (Confirmed) under the Roads and Drainage Category may also submit a tender if they submit a request for participation together with a duly completed application for inclusion in the above-mentioned approved list/category by 21 May 2024 to Chief Engineer/West 3, West Development Office, Civil Engineering and Development Department on 9th Floor, Sha Tin Government Offices, 1 Sheung Wo Che Road, Sha Tin, New Territories, Hong Kong, meet the qualifications and conditions for participation, and the application for inclusion is duly approved on or before the tender closing date. Details for making the application are available at:—

http://www.devb.gov.hk/en/construction_sector_matters/contractors/index.html

Contractors will be liable to have their names removed from the approved list(s) if they fail or refuse to implement an accepted tender.

This tender is covered by the Agreement on Government Procurement of the World Trade Organization and will not involve electronic auction. This notice also serves as a summary notice required under the Agreement on Government Procurement of the World Trade Organization.

A charge will be levied for delivery of tender documents where the delivery of tender documents is requested by a tenderer. A written request must be made.

The Government of the Hong Kong Special Administrative Region does not bind itself to accept any tender irrespective of whether the tender is the lowest bid or where the assessment of tenders is based on a marking scheme or formula approach, the tender with the highest overall score.

The Government of the Hong Kong Special Administrative Region reserves the right to negotiate with any tenderer about the terms of the offer.

Details of the award of this contract will be published on the Internet at (<https://pcms2.gld.gov.hk/>).

12 April 2024

Michael H. S. FONG *Director of Civil Engineering and Development*