



Ref. Enquiry No.: PE/PG/BIF/E-6659/2021, dated 02/06/2020

DUE DATE
14-Jun-2021
BY 11:00 AM (IST)

CONDITIONAL TENDER ENQUIRY THROUGH E-PROCUREMENT

Subject : Tender Enquiry for “LT XLPE POWER CABLE” as per Technical Specification No. PE-TS-421-507-E012, Rev.0 for 2X660 MW BIFPCL MAITREE KHULNA STPP-BANGLADESH.

BHEL invites offers from reputed bidders (Refer Pre-qualifying requirements and other requirements given in tender enquiry letter uploaded on our websites) for design, manufacture, inspection and testing at manufacturer's works, properly packed (as per Sea-worthy packing specification) for transportation & delivery of **LT XLPE POWER CABLE** to F.O.R. CHENNAI PORT or CHA GODOWN, CHENNAI PORT as per the total scope defined in various volume/sections of the Technical Specification No. PE-TS-421-507-E012, Rev.0 for 2X660 MW BIFPCL MAITREE KHULNA STPP.

Your offer shall be submitted in two parts strictly as per Clause-2.0 of the “**Instructions to Bidders**” of GCC, Rev. 07 through **ONLINE via e-Procurement System** for the under mentioned equipment/system.

Your best quotation/offer for the above requirement, in line with enquiry terms and conditions, should be submitted online via e-procurement portal (<https://eprocurebhel.co.in>). Please note that you have to submit bids in two parts (Techno-Commercial Bid and Price Bid) **via e-Procurement System**. In case you are not making an offer against this enquiry, you are requested to send a regret letter so as to reach us on or before the due date.

All corrigenda, addenda, amendments, time extensions, clarifications etc., to the tender will be hosted on websites only (www.bhelpem.com, www.bhel.com, (<https://eprocurebhel.co.in>) under subject tender reference. Bidders are requested to visit our websites constantly to keep themselves updated. **Bidders may go through the Sellers' manual & Help documents provided on E-Procurement Portal website & obtain required Digital Signature Certificate for participating in the subject tender.**

It shall be the responsibility of the bidder to ensure that the tender is submitted via e-PROCUREMENT SYSTEM (<https://eprocurebhel.co.in>) on or before the due date. Part-I bids shall be opened on the due date through e-procurement Portal (<https://eprocurebhel.co.in>).

Note :-

- 1. Please note that part supplies offered for Project shall disqualify the bidder's offer.**
- 2. Evaluation will be done on overall L1 (Total cost to BHEL excluding GST) basis with necessary loading as applicable.**

ENQUIRY TERMS AND CONDITIONS

Please refer GCC, Rev.07 which is available on <https://pem.bhel.com/gcc.aspx>. Bidders are requested to go through the same before submitting the offer.

- Offers should be submitted **ONLINE via e-Procurement System** separately in two parts as follows :
Part-I: **TECHNO-COMMERCIAL BID** Part-II: **ONLINE PRICE BID**

For detailed instructions, please see clause no. 2 of “Instructions to Bidders of GCC Rev. 07”.

DEVENDRA SINGH
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Regd. Office
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2. If bidder uploads price bid in the unpriced section (techno-commercial attachment page) of the tender in e-procurement, in that case bidder(s) shall only be responsible for such mistake and any consequences thereof. Hence all bidders are requested to be more careful at the time of uploading the Unpriced and Price Bid for Part-I and Part-II respectively to avoid mismatch.
3. Bidders shall submit their offers meeting all the requirements as indicated in this Enquiry Letter”
 - **ANNEXURE-I:** To be furnished by the Bidders.
 - **ANNEXURE-II:** DEVITION SHEET (COST OF WITHDRAWAL)- To be furnished by the Bidders.
4. **ANNEXURE-II of GCC Rev. 07:** Bidders to note that Deviation sheet (Cost of Withdrawal, as per Annexure-II of GCC 07) is to be necessarily submitted along with offer. In case, no deviation is taken, bidder to quote “NIL” in the Deviation Sheet (Cost of Withdrawal) and submit the same duly signed and stamped along with offer. For multiple deviations, all deviations are to be mentioned in “Deviation Sheet” and “cost of withdrawal” must be mentioned separately against each deviation.
Bidder to note all the points mentioned in “Notes” of Annexure-II to GCC Rev 07
5. Standard pre-printed terms & conditions of the tenderers (other than BHEL format) shall not be considered valid.
6. The order of precedence shall be NIT/RFQ, Special Conditions of Contract (SCC), and General Conditions of Contract (GCC, Rev.07)
7. Unsolicited fresh/revised price bids shall not be entertained.
8. Purchaser shall be under no obligation to accept the lowest or any other tender and shall be entitled to accept or reject any/all tender(s) in part or full without assigning any reason whatsoever.
9. Tenderers must enclose the Quality Plan in the prescribed format, for approval. Equipment will be dispatched only after Purchaser's/Owner's inspection at the hold points specified in the approved Quality Plan and issue of Material Dispatch Clearance Certificate (MDCC).
10. Late tenders are liable to be rejected.
11. All correspondence thereof, shall be addressed to the undersigned by name & designation and sent at the following address :

Devendra Singh DY MGR, PG-I M/s. Bharat Heavy Electricals Ltd., Project Engineering Management, Power Project Engineering Institute, HRD & ESI Complex, Plot No 25, Sector-16 A, Noida- 201301,U.P.,INDIA E-MAIL : devendra.singh@bhel.in Ph. No. +91-120-4368877, +917503632335	HASEEN AHMED, SR. MANAGER, PG-I M/s. Bharat Heavy Electricals Ltd., Project Engineering Management, Power Project Engineering Institute, HRD & ESI Complex, Plot No 25, Sector-16 A,Noida-201301,U.P.,INDIA E-MAIL : haseenahmed@bhel.in Ph. No. +91-120-4368729, +919871116747
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12. **Delivery Schedule** shall be as per Annexure B.



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13. **Quantity Variation:** Overall (%) variation in contract value: The variation in overall package value due to changes in the scope shall be limited to $\pm 30\%$. This will prevail over the quantity variation clause no. 6.0 indicated in the GCC, Rev.07
14. PVC shall be applicable for this tender and positive price variation shall be limited to +20% of total ex-works actually supplied (cable size wise) and negative (-ve) price variation shall be unlimited as per the PVC formula, which is available at <http://www.bhelpem.com/Tenders.aspx>.
15. Base date for Initial Prices for this tender shall be 1st May, 2021. PVC formulae is available at <https://pem.bhel.com/gcc.aspx>
16. **Pre-Qualifying Requirement:** Bidders are requested to furnish the details as per "TECHNICAL AND FINANCIAL PRE-QUALIFYING REQUIREMENTS" (enclosed with the enquiry document). Along with the offer, bidders to furnish all legible & valid documents required as per Technical PQR. The same shall be properly co-relating with respective clause of PQR. Bids of only those bidders, who meet the pre-qualifying requirements, shall be evaluated.
17. The bidders (who are not registered with BHEL-PEM)- Online Registration Portal is operational in BHEL. Non-registered bidders, who wish to apply for registration with BHEL-PEM, have to apply through Online Registration Portal available at www.bhelpem.com → vendor section → Online Supplier Registration. All credentials and/or documents duly signed and stamped related to registration has to be uploaded on the website and submit the application for registration. One set of hard copy of the filled-up SRF downloaded from Online Registration Portal duly signed and stamped has to be submitted." Format for submission of credentials is attached as Annex-B.
18. Bidders shall be informed that this is a conditional enquiry (Open Domestic Tender), and the price bid (Part-II) opening shall be subject to following criterion:
- Fulfilment of Technical pre-qualifying requirements & Techno-commercial qualification/recommendation of bidder by BHEL-PEM.
 - Approval of bidder by Customer (who are not approved by customer): Approval shall be taken up by BHEL with customer based on the credentials/reference list.
 - Bidder, who are approved by NTPC in any NTPC/BHEL project for subject package, shall be considered as approved by end customer for this tender subject to the fulfilment of the conditions, if any, mentioned in the NTPC approval letter.
19. Inspection shall be done by BHEL/End Customer/Third party Agency (finalized by BHEL).
20. "BHEL shall be resorting to Reverse Auction (RA) (Guidelines as available on www.bhel.com) for this tender. RA shall be conducted among the techno-commercially qualified bidders. Price bids of all techno-commercially qualified bidders shall be opened and same shall be considered for RA. In case any bidder(s) do(es) not participate in online Reverse Auction, their sealed envelope price bid along with applicable loading, if any, shall be considered for ranking."
- Vendors to note that this RA clause and RA Guidelines 2021 will supersede clause no 13 of "Instruction to Bidders" of GCC Rev 07.
21. CIF is not available for the subject package.

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22. No announcements, press releases, handouts or photographs for publication etc. relating to purchase-order/work-order or any part of the supply/work shall be issued or released by successful bidder without BHEL's prior written approval.
23. The bidder along with its associate/collaborators/sub-contractors/sub-vendors/consultants/service providers shall strictly adhere to BHEL Fraud prevention policy displayed on BHEL website <http://www.bhel.com> and shall immediately bring to the notice of BHEL management about any fraud or suspected fraud as soon as it comes to their notice.
24. Successful bidder shall abide by all Applicable Laws, Rules and Regulations of Bangladesh relating to the execution of contract and performance of work. Successful bidder shall obtain and maintain all consents, permits and licenses that are required under Applicable Laws of Bangladesh.
25. The offers of the bidders who are on the banned list as also the offers of the bidders, who engage the services of the banned firms, shall be rejected. The list of banned firms is available on BHEL website www.bhel.com.
26. Following Government notifications (attached with NIT as annexure G) shall be applicable for GST for exports:
 - a) Notification No. 41/2017-Integrated Tax (Rate) dt. 23.10.2017 regarding IGST @0.1%
 - b) Notification No. 40/2017-Central Tax (Rate) dt. 23.10.2017 regarding CGST @0.05%
 - c) Notification no. 1663 dt. 16.11.2017 regarding SGST @0.05%
27. RBI circular no FED.CO.TRADE(EXD)/3543/05.11.001/2017-18 dated 18.10.2017 is enclosed as Annexure-F.
28. Bidders participating through open/limited tender will necessarily have to buy class III DSCs issued by the certifying authorities in India. Basic procedure/ checklist is uploaded on <http://www.bhel.com> & www.bhel.com.
29. Following clause will be applicable in line with MII circular Public Procurement (preference to make in India), order dated 16.09.2020:

"For this procurement, the local content to categorize a supplier as a Class I local supplier/ Class II local Supplier / Non Local supplier and purchase preference to Class-I local supplier, is as defined in Public Procurement (Preference to Make in India) Order 2017 dated 16.09.2020 issued by DPIIT. In case of subsequent orders issued by the nodal ministry, changing the definition of local content for the items of the NIT, the same shall be applicable even if issued after issue of this NIT, but before opening of Part-II bids against this NIT."

Since this package falls under Annexure I of Circular no. 11/05/2018-Coord. dtd. 17.09.2020 from GOIMinistry of Power (refer Engg mail dated 26/05/2021 at page 330), therefore, in line with clause no. 3 (a) of DPIIT's PP-MII order 2017, Rev dated 16.09.2020, "only Class I local supplier" as defined in the order are eligible to bid irrespective of purchase value. In accordance with para 9 (a) of DPIIT's PP-MII order 2017 revision dated 16.09.2020, "Class-I local suppliers" at the time of tender, bidding or solicitation shall be required to indicate percentage of local content and provide self-certification that the item offered meets the local content requirement for the Class-I local supplier". They shall also give details of the location(s) at which the local value addition is made.

30. Subject package is divisible in nature.

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31. Ministry of Finance (MoF) orders no F.No. 6/18/2019-PPD dated 23/07/2020 and clarification dated 24.07.2020 shall be applicable for this NIT and compliance of these circulars shall be ensured by bidders.
32. In the course of evaluation, if more than one bidder happens to occupy L-1 status, effective L-1 will be decided by soliciting discounts from the respective L-1 bidders. In case more than one bidder happens to occupy the L-1 status even after soliciting discounts, the L-1 bidder shall be decided by a toss / draw of lots, in the presence of the respective L-1 bidder(s) or their representative(s). Ranking will be done accordingly. BHEL's decision in such situations shall be final and binding.
33. This Package falls under the list of items defined in Para 3 of Ministry of Finance guideline dtd. 20.09.2016 (procurement of items related to public safety, health, critical security operations and equipment etc.) & hence criteria of prior experience/turnover shall same for all the bidders including start-up/MSME.
34. Declaration of Udyog Aadhar Memorandum (UAM) number on Central public procurement Portal (CPPP) by MSE vendor is mandatory as per Govt. of India notification no 21 (2)/2011-Coord. Dated 04/04/18, falling which such bidders will not be able to enjoy the benefits of public procurement policy for MSEs order, 2012 for tenders invited electronically through CPPP.
35. Bidders to note that packing of equipment shall be sea worthy in line with Technical specification for the package. Further, sea worthy packaging will be witnessed by our inspection agency. Also, Bidders to submit photographs pertaining to packing of material before despatch.
36. Integrity pact is applicable for this tender

IP is a tool to ensure that activities and transactions between the Company and its Bidders/ Contractors are handled in a fair, transparent and corruption free manner. Following Independent External Monitors (IEMs) have been appointed by BHEL with the approval of CVC to oversee implementation of IP in BHEL.

Sl No.	IEM	Phone & Email
1.	Shri Arun Chandra Verma, IPS (Retd.)	acverma1@gmail.com
2.	Shri Virendra Bahadur Singh, IPS (Retd.)	vbsinghips@gmail.com

The IP as enclosed with the tender is to be submitted (duly signed by authorized signatory) along with techno-commercial bid (Part-I, in case of two/three part bid). Only those bidders who have entered into such an IP with BHEL would be competent to participate in the bidding. In other words, entering into this pact would be a preliminary qualification. (Refer Annexure-IX for Integrity pact).

Please refer Section-8 of IP for Role and Responsibilities of IEMs. In case of any complaint arising out of the tendering process, the matter may be referred to the any of the IEMs mentioned in the NIT. All correspondence with the IEMs shall be done through email only.

“No routine correspondence shall be addressed to the IEM (phone/ post/ email) regarding the clarifications, time extensions or any other administrative queries, etc. on the tender issued. All such clarification/ issues shall be addressed directly to the tender issuing (procurement) department officials whose contact details are provided above in NIT”.

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37. All other terms and conditions shall be as per NIT, Technical Specification PE-TS-421-507-E012, Rev.0, SCC Rev 01 and GCC Rev 07.

38. Please note that detailed offers is to be submitted including the following along with the Price schedules as per BHEL format enclosed with NIT :

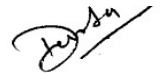
- Acceptance of GCC, Rev.07.
- Acceptance of Special Conditions of Contract.
- TECHNICAL & FINANCIAL Pre-Qualifying Requirement (PQR).
- Unpriced bid
- Technical Deviations and commercial deviations (if any) as per Annexure-II of GCC, Rev.07, **refer S.No. 4 of this NIT.**
- Along with your offers, please submit a copy of this letter duly signed & stamped on each page as token of acceptance of all terms & instructions conveyed.

Note : Tenderer must submit UN-PRICED schedule duly filled mentioning the word “QUOTED” in place of actual price. The actual price is to be filled separately and submitted in sealed price bid.

Thanking You.

Yours faithfully,

For and on behalf of BHEL



DEVENDRA SINGH
DY. MGR/PG-1

Enclosures :

1. Enquiry Letter with Terms & Conditions.
2. Technical Specification for the package (Ref. No. PE-TS-421-507-E001A).
3. Technical PQR
4. Financial PQR
5. Annexure-A Price Schedule (Price should be quoted strictly in this format only).
6. Annexure-II for cost of withdrawal of Deviations.
7. Annexure-B for delivery period.
8. SCC, Rev 01 for 2X660 MW BIFPCL MAITREE KHULNA STPP.
9. Price Variation Formulae for Cables
10. Annexure III - Format for submission of vendor credentials.
11. Guidelines for Reverse Auction.
12. RBI circular no. FED.CO.TRADE(EXD)/3543/05.11.001/2017-18 dtd 18.10.2017.
13. Govt. Notifications regarding applicable GST for exports: i) Notification No. 41/2017- Integrated Tax (Rate) dt. 23.10.2017 regarding IGST @0.1% ii) Notification No. 40/2017- Central Tax (Rate) dt. 23.10.2017 regarding CGST @0.05% iii) Notification no. 1663 dt. 16.11.2017 regarding SGST @0.05%
14. Project Information
15. MHI&PE letter regarding declaration of UAM number