

Sub: Proposal for inviting bids through "Custom Bid" on GeM Portal

We have received requirement of item "Lead in Plate & Pressure Cap" vide Indent no. 20232291, Rev 00, dated 04.10.2023 (C/16-C/17) & for Indent no. 20231921, Rev 00, dated 27.09.2023 (C/14-C/15) for various projects.

The current case values of each indent categories are 'A' i.e. up to Rs. 2 lacs. As per latest communication received from GM / SS&P **AA: SSP: GeM: Clar: R00 dated 01.12.2022**, it is informed that all the procurements will be conducted through GEM portal now. It is proposed to open the estimate through Tender Room for calculating the 'Reference price'. Same Reference price shall be uploaded on GeM portal. As prices quoted by vendors on GeM are inclusive of taxes, estimate shall be loaded with 18% GST to calculate the lended cost, if estimate will found excluding of above mentioned parameters.

Being case value as per Indent category is less than 2 Cr. (up to Rs 4 lacs as Indent category of each Indent is 'A', thus total case values are of Rs. 4 lacs), no EMD is applicable in this tender as per Circular 13, 2022-23.

MII preference shall not be required as the case value of each Indent is up to 2 lacs for each Indent and MSE benefits as per MSME act stated in GeM will be given to the MSE vendors. MSE benefits as per MSME act stated in GeM (such as Price preference, Payment preference etc.), will be given only to those MSE Vendors who are manufacturers of offered items against this NIT. No MSE benefits shall be provided to Agents / Stockists / Dealers / Traders etc. for the items offered but not manufactured by themselves.

GeMARPTS reports shall be generated for the item to create custom catalogue for generating custom bids on GeM portal.

Price bid to RA shall be conducted for only those bidders who qualifies PQR and whose techno-commercial bid is acceptable to BHEL. RA shall be conducted with option of RA with 50% bidders in line with BHEL Reverse Auction Guideline (AA: SSP: RA:05 dated 08.03.2021) Clause 10.1 RA action Rule. Rest terms & conditions shall be as per General terms and conditions on GeM.

Quality plan for the enquiry will be – According to Indents 2023-2291(C/16-C/17) & 20231921 (C/14-C/15)- For Mat. Code-**W96413900334- 1 No.**, - Vendors has to confirm for inspection by BHEL/ BHEL nominated Inspection agency (**M/s. INTERTEK**) as per BHEL SQP" **QA/BE/QP/351 Rev.-00**". Vendor also has to endorsed the copy of BHEL SQP & submit along with offer.

For rest of the quantities, Vendors to confirm for inspection by BHEL/ BHEL nominated Inspection agency (**M/s. INTERTEK**) as per BHEL approved QP. **Vendor** also has to submit the endorsed copy of QP along with offer and in case of ordering vendor also has to follow terms & conditions as per approved QP.

Following clause will be added in the enquiry as per mail dated-07.10.2022(refer C/24-C/25)-

A) Risk Purchase- In case of abnormal delays (beyond the maximum late delivery period as per LD clause) in supplies / defective supplies or non-fulfilment of any other terms and conditions given in Purchase Order, BHEL may cancel the Purchase Order in full or part thereof, and may also make the purchase of such material from elsewhere / alternative source at the risk and cost of the supplier. BHEL will take all reasonable steps to get the material from alternate source at optimum cost. If bidder does not agree to the above Risk Purchase Clause, BHEL reserves the right to reject the offer. In case for compelling reasons BHEL accepts the offer without acceptance of this clause by the bidder and in the eventuality of Risk Purchase, appropriate action will be taken as per BHEL extant rules. This will be without prejudice to any other right of BHEL under the contract or under General Law

B) Action against Bidders / vendor / supplier / contractor in case of default: In order to protect the commercial interests of BHEL, BHEL shall take action against supplies / contractors by way of suspension

of business dealings, who either fail to perform or are in default without any reasonable cause, cause loss of business/ money/ reputation, indulge in malpractices, cheating, bribery, fraud or any other misconduct or formation of cartels so as to influence the bidding process or influence the price etc. Suspension of Business Dealings could be in the form of "Hold" or "Banning" a supplier/ contractor or a bidder and shall be as per "Guidelines for Suspension of Business Dealings with Suppliers/ Contractors" available at BHEL's website "<https://www.bhel.com/guidelines-suspension-business-dealings-supplierscontractors>".

Right of Acceptance-BHEL reserves the right to reject any or all the bids / quotations without assigning any reason thereof.

Restriction under Rules 144(XI) of the general financial rules(GFRS), 2017 all provisions of Order No. F No. 6/18/2019-PPD, Dated-23.07.2020 and subsequently office memorandum no.-18/37/2020-PPD, Dated-08-02-2021 of department of Expenditure(DoE) shall be applicable for this enquiry.

Order Copy is available at(<https://doe.gov.in/procurement-policy> divisions) .Accordingly , any vendor from a country which shares a land border with India shall require to be registered with Competent Authority for this tender . Please ensure while submission of offer.

Above order & subsequent orders from Government of India w.r.t participation of bidders/vendors from Land Border Sharing Countries shall be applicable.

Submitted for kind approval to invite bids through "Customised bids" option on GeM portal and opening of indent estimate through tender room before floating tender. Total case value as per indent category is up to Rs. 04 Lacs. Submitted for kind approval under clause 2.1 of DOP Purchase Policy and for upfront declaration of conducting RA approval of competent authority is Sr. Engineer empowered for ordering (Clause 3.1 of DOP) is required as per clause 4.0 of Guidelines for Reverse Action-2021.

Dummy
09/10/2023

दीप्तेंद्र किशोर भट्टाचार्य/अपर. अभियन्ता, ग्रेड-१ (क्रय-विद्युतमशीन)

अद्वैत प्रकाश / उप प्रबंधक (क्रय-विद्युत मशीन)

[Signature]