

ANNEXURE-TC III (A)
TO ENQUIRY
SPECIAL COMMERCIAL TERMS AND CONDITIONS
FOR INDIAN VENDORS

Important: This format is to be submitted in original, along with Part-I of bid, duly signed by the bidder, as proof of acceptance.

. Offers received without this acceptance, may be treated as non-responsive and shall be liable for rejection.

Sl. No.	Terms & Conditions					Vendor's Remarks (Yes/ No)
1.	Sealed Quotations are invited for procurement of KRAFT INSULATING PAPER Item #01-Item #3 as per NIT/ Enquiry					
	Item No	Item Desc. Short	Qty	UOM	Qty Variation (%)	
	1	KRAFT INSULATING PAPER 0.10 MM X 2050 MM WIDE AS PER SPEC. BC00118.	5000	KG	10	
	2	KRAFT INSULATING PAPER 0.10 MM X 1500 MM WIDE AS PER SPEC. BC00118.	4000	KG	10	
	3	KRAFT INSULATING PAPER 0.125 MM X 1000 MM WIDE. AS PER SPEC. BC00118.	31000	KG	10	
2	Reverse auction (RA) is not proposed for this tender enquiry					
3.	Sealed tender in Two-part bid system should be submitted in our tender room addressed to Sr. Manager (MM-Coordination), BHEL, 2nd Floor, Administrative Building, P.O. Piplani, Bhopal-462 022, India, so as to reach on or before 11.00 AM IST on Enquiry Due date super-scribing our enquiry No. & Due date, on the envelope. Tenders shall be opened on the same day at 02.00 PM.IST No late tender shall be entertained. Offers to be submitted in two separate envelopes containing techno-commercial offer in one envelope and price bid in a separate envelope, both envelopes then to be sent in a single packet. Tender can also be submitted through mail directly at mmtender.bpl@bhel.in in Two-part BID system. (max size of documents to be attached is limited to 20 MB)					
4.	SUPPLY AS PER BHEL SPECIFICATION BC00118.					
5	PRICE:					
5.a	Prices shall be quoted on FOR Destination basis up to BHEL BHOPAL inclusive of freight, insurance, packing etc. Taxes & Duties shall be paid extra as applicable.					
5.b	Prices shall remain firm till execution of the contract.					

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5.c	TERMS OF PAYMENT:	
5.c. i	Supply Payment:	
	Indigenous: 100% payment in 90 days of receipt (45 days for Micro & Small and 60 days for medium enterprises as registered in Udyam certificate as per relevant MSME act in force) and subject to acceptance of material and relevant documents at BHEL. In case of dispatch of material to site directly, site certification for receipt of materials is required unless otherwise provided for in the PO. Any deviation from the above payment terms, if accepted (by BHEL), shall be loaded Repo Rate + 4% for the purpose of bid evaluation	
5.c. ii	No "Advance Payment" Term will be accepted	
5.d	Tax and Duties: Ref Sl. No. 14 of BHEL GTC BP 200102C given with enquiry	
6.	VALIDITY:	
6a.	The offer should remain valid upto 90 days from the tender due date.	
7.	DELIVERY:	
7a.	Delivery Schedule: Item1 : 90 days from PO date Item 2 : 90 days from PO date Item 3: Lot1 90 days from PO date Lot 2: 150 days from PO date However, the POs delivery may be beyond this date based on actual requirement of BHEL. Early delivery may also be acceptable as per BHEL requirement.	
7b.	Penalty / LD applicability. Penalty for delay in supply: As per BHEL GTC BP 200102C	
8.	Part shipment: Part shipment of material may be permissible as per BHEL requirement.	
8a	Short Shipment: In case of any short shipment in the main equipment/spares, where separates rates are not available in the contract, all taxes and duties levied on such supplies, if any shall be borne by the supplier.	
9	WARRANTY:	
	Warranty Period: As per SL. No 18 BHEL GTC BP 200102C	
	Warranty Replacements: As per BHEL GTC BP 200102C	
10	Suppliers have to submit offer with compliance to GST. Please furnish the following details.	
	a) Type of Item (Supply/Trading/Services),	

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	b) Input Tax Credit Applicable (Y/N),	
	c) GST Type (IGST/CGST+SGST/UGST),	
	d) HSN /SAC code	
	e) Applicable value/ rate of GST.	
	e) GSTIN No	
11.	Quantity Variation: +/-10% acceptable	
12.	Please furnish the following details in your offer: a) PQR documents b) Letter of confirmation for Total Compliance to Technical specification without any deviation from Vendor. c) Annexure TC III (A) filled & signed d) Udyam e) MII Declaration, if applicable f) Vendor declaration g) OEM authorization for tender enquiry After PO a) Test certificates with each Lot for obtaining dispatch clearance If above documents are not submitted, your offer is liable for rejection	
13	Pre- Qualification Requirements (PQR): Refer Pre-qualification criteria attached with enquiry	
14.	Items are to be procured on Individual Item L1 basis	
15.	PQR documents to be submitted along with technical offer (Part-1)	
16.	The above terms and conditions shall be read in conjunction with BHEL's Standard Terms and Conditions of Enquiry Form No BP 200102C enclosed with enquiry. Wherever difference in terms & Conditions is there, the terms & conditions mentioned in this Annexure-TC III(A) will prevail.	
17.	Price Evaluation of rates of vendors shall be done on the basis of landed cost at BHEL Bhopal in INR	
18.	MI & MSE purchase preference shall be applicable for this tender enquiry as per GOI /DPIIT PPP-MII latest circulars. GTE restriction is not applicable for this tender enquiry.	
19	Acceptance to BHEL GTC BP 200102C	
20	Splitting of Quantity	
	Splitting not applicable	
21	TEST REPORT TO BE FURNISHED FOR EACH LOT HAVING ALL PARAMETERSAS PER Specification	

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	Final Inspection/ Acceptance at BHEL BHOPAL	
22	Acceptance to “MODEL CONCILIATION CLAUSE FOR CONDUCTING CONCILIATION PROCEEDINGS UNDER THE BHEL CONCILIATION SCHEME, 2018”	
23.	Jurisdiction: The competent courts at Bhopal in the state of Madhya Pradesh, India shall have sole jurisdiction.	
24	OEM Authorization: If Not OEM, Authorization from OEM is to be submitted against tender enquiry. If not submitted, your offer is liable for rejection.	
25	Conflict of Interest Clause: Bidders must comply with following: “A bidder shall not have conflict of interest with other bidders. Such conflict of interest can lead to anti-competitive practices to the detriment of Procuring Entity's interests. The bidder, found to have a conflict of interest shall be disqualified. A bidder may be considered to have a conflict of interest with one or more parties in this bidding process, if: a) they have controlling partner (s) in common; · or b) they receive or have received any direct or indirect subsidy/ financial stake from any of them; or c) they have the same legal representative/agent for purposes of this bid; or d) they have relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the bid of another Bidder, · or e) Bidder participates in more than one bid in this bidding process. Participation by a Bidder in more than one Bid will result in the disqualification of all bids in which the parties are involved. However, this does not limit the inclusion of the components/ sub-assembly/ Assemblies from. one bidding manufacturer in more than one bid; or f) In cases of agents quoting in offshore procurements, on behalf of their principal manufacturers, one agent cannot represent two manufacturers or quote on their behalf in a particular tender enquiry. One manufacturer can also authorize only one agent/dealer. There can be only one bid from the following: 1. The principal manufacturer directly or through one Indian agent on his behalf; and 2. Indian/foreign agent on behalf of only one principal; · or g) A Bidder or any of its affiliates participated as a consultant in the preparation of the design or technical specifications of the contract that is the subject of the Bid, · or h) In case of a holding company having more than one independently manufacturing units, or more than one unit having common business ownership/management, only one unit should quote. Similar restrictions would apply to closely related sister companies. Bidders must proactively declare such sister/ common business/ management units in same/ similar line of business. “	
26	Any bidder from a country which shares a land border with India will be eligible to bid in this Tender Enquiry only if the bidder is registered with the Competent Authority (Registration Committee constituted by DPIIT). (Bidders to refer latest circulars with reference to Make in India/ GTE, issued by Ministry of Finance/ Department of Expenditure.) The above clause is in addition to Vendor PQR Criteria.	

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