

## ANNEXURE-B

Enquiry No \_\_\_\_\_ Due date \_\_\_\_\_

## Mandatory sheet regarding instruction to bidders for compliance for enquiry

**Important: This format is to be submitted, along with Part-1 of bid, duly signed by the bidder. Any deviation from the T&C mentioned below is not acceptable. Offers received without this acceptance will be treated as non-responsive and shall be liable for rejection.**

| Sl no | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Supplier's comments c onfirmation/<br>(Tick appropriate Answer)                                                                             |
|-------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|
| 1     | We confirm that our offer meets all the technical requirements as given in the enquiry item description, technical annexure & remarks of the tender.                                                                                                                                                                                                                                                                                                                                                       | <input type="checkbox"/> Accepted                                                                                                           |
| 2     | Is there any technical deviation from the item specification mentioned in enquiry<br>Note: Offers with technical deviations are liable for rejection                                                                                                                                                                                                                                                                                                                                                       | <input type="checkbox"/> YES, Mention the deviation in the technical offer<br><input type="checkbox"/> No                                   |
| 3     | Taxes & duties to be quoted as per GST act 2017                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <input type="checkbox"/> Accepted                                                                                                           |
| 4     | Offer should remain valid up to 55 days from the tender opening date                                                                                                                                                                                                                                                                                                                                                                                                                                       | <input type="checkbox"/> Accepted                                                                                                           |
| 5     | Rate of GST applicable on item                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | _____ % Extra GST                                                                                                                           |
| 6     | Delivery period in number of days from date of Purchase Order for supply of items.                                                                                                                                                                                                                                                                                                                                                                                                                         | <b>Please write Lot qnty and Number of days from PO Date</b><br>1st Lot qnty_ ____ From ____ PO Date<br>2nd Lot qnty ____ From ____ PO Date |
| 7     | Inspection clause as per Purchase Enquiry remark                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <input type="checkbox"/> Accepted                                                                                                           |
| 8     | Prices should be remain firm till execution of the contract                                                                                                                                                                                                                                                                                                                                                                                                                                                | <input type="checkbox"/> Accepted                                                                                                           |
| 9     | Warranty clause as per Purchase Enquiry remark                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <input type="checkbox"/> Accepted                                                                                                           |
| 10    | Warranty replacement: Goods shall comply with the specifications for material, workmanship and performance. Any replacement of defective/failed item due to unsatisfactory performance and defects in design, materials and workmanship during above warranty period shall be replaced/ repaired free of cost within one month from date of intimation on the basis of FOR BHEL Jhansi/ Customer site. Customs clearance and duty payments, if any, for such cases shall be to the account of vendor only. | <input type="checkbox"/> Accepted                                                                                                           |
| 11    | Test certificate / Warranty certificate/ Conformance certificate/ Instructions Manuals as specified in enquiry header will be provided along with supply.                                                                                                                                                                                                                                                                                                                                                  | <input type="checkbox"/> Accepted                                                                                                           |
| 12    | BHEL reserves the right to go for reverse auction(RA) for finalisation of purchase order ,Applicability As per enquiry                                                                                                                                                                                                                                                                                                                                                                                     | <input type="checkbox"/> Accepted                                                                                                           |
| 13    | Vendor to submit GSTIN certificate and copy of PAN card along with Part-1 of bid.                                                                                                                                                                                                                                                                                                                                                                                                                          | <input type="checkbox"/> Accepted                                                                                                           |
| 14    | <b>Risk Purchase-</b> If the material is not supplied within the agreed delivery period, BHEL reserves the right to cancel the order and purchase the material (of the undelivered portion from alternate source(s) at the Risk and Cost of the Seller.                                                                                                                                                                                                                                                    | <input type="checkbox"/> Accepted                                                                                                           |

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| 15                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | The General Terms and Conditions ( GTC) of Enquiry for - JHS 2055A Rev 03 sent along with purchase enquiry as annexure-A as well as uploaded on SIP at <a href="https://www.bheljhs.co.in/apps/sip/enq_terms/enq_terms18042017.pdf">https://www.bheljhs.co.in/apps/sip/enq_terms/enq_terms18042017.pdf</a> has been read by us and we confirm acceptance of all the General Terms & Conditions of Enquiry.                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <input type="checkbox"/> Accepted                                                                |
| 16                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Basic rate quoted is inclusive of packing & forwarding charges<br>NOTE:- If P&F price not mentioned will be treated as zero.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input type="checkbox"/> YES<br>No, Mention P&F charges as ..... % of basic Price                |
| 17                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <b>Liquidated damage (L.D)-</b><br>A. LD shall be 0.5% of the order value per week of delay or part thereof subject to a maximum of 10% of the full order value.<br>B. In case of any change to the order value, the LD shall be 0.5% of the revised order value per week of delay or part thereof subject to a maximum of 10% of the revised order value.<br>C. In case of staggered delivery schedule, LD shall be 0.5% per week of delay or part thereof subject to maximum of 10% of the undelivered portion.<br>Delivery date as per terms and conditions of purchase order shall be considered as reference date for calculation of LD. Reference date shall be HAWB date for calculation of LD for foreign supplier.<br><b>In case of non-acceptance of BHEL LD clause, the suitable loading up to 10% shall be done on suppliers quoted rate to arrive at L-1 status</b> | <input type="checkbox"/> Accepted                                                                |
| 18                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Delivery Terms:- FOR BHEL JHANSI<br>Rates quoted in the price bid are on -: FOR BHEL JHANSI<br>(Freight and insurance up to "BHEL JHANSI" is in vendor Scope and charges are inclusive in quoted price).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <input type="checkbox"/> Accepted                                                                |
| 19                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <b>PAYMENT TERMS</b><br>100 % payment within 90 days ( 45 days for MSE (micro and small category ) suppliers as per relevant act in force) from the date of receipt Of material and submission of clear and admissible bill, Subject to acceptance of material at BHEL, on direct presentation of the documents.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <input type="checkbox"/> Within 45 days ( For Micro and Small Category vendor , UDYAM attached ) |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | <input type="checkbox"/> Within 90 days                                                          |
| <b>If vendor is MSE (Micro and small category) kindly submit Updated UDYAM cetificate</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                  |
| <p>*Payments to vendors who are seeking benefits under MSE act shall not be entertained if the Udyam registration submitted by them is not valid on the date of Purchase Order and date of supply (SRV Date of BHEL). It is hence in the interest of the vendor that they validate the status of udyam registration regularly with BHEL.</p> <p>* Benefits earmarked for Purchase from Micro &amp; Small Enterprises (MSEs) – Indigenous Purchase is mentioned in annexure A sl no 22. (Latest Indian government rule shall be applicable)</p> <p><b>* Any deviation from the above payment terms, if accepted (by BHEL), shall be loaded @ SBI base rate (as on date of Part I bid opening) + 6% per annum, for the purpose of bid evaluation.</b></p> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                  |
| 20                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Local content in item if any raw material purchasing or manufacturing is being done outside India.<br>Vendor has to provide a certificate from the statutory auditor or cost auditor of the company(in the case of companies) or from practicing Cost Accountant or from a practicing CA(in respect of suppliers other than companies) giving the percentage for Local content in cases of procurement for a value in excess of Rs. 10 Cr.                                                                                                                                                                                                                                                                                                                                                                                                                                       | Yes _____%                                                                                       |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | <input type="checkbox"/> Not applicable if all activities performed in India                     |
| 21                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | SELF CERTIFICATION REQUIRED FROM SUPPLIER<br>Conflict of Interest among Bidders/ Agents                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Submitted                                                                                        |

Note – Please read carefully all the terms condition (Standard as per BHEL) mentioned above and accept them.

If any deviation will be occurs during offer evaluation the condition accepted in annexure B will be final.

Name

Contact No

Company Name

## SELF CERTIFICATION REQUIRED FROM SUPPLIER

### Conflict of Interest among Bidders/ Agents

*"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 authorise 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***

**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. "*