

**Annexure-II:****Enquiry E4923088**

BHEL wishes to enter into Rate Contract / Framework Agreement for supply of "Numerical Relays & EM Relays". Rate Contract Agreement will be valid for a period of **12 months** for ordering from the date of Rate Contract finalization. The total requirement for the period is as given in enquiry copy separately. Same need to be supplied against Purchase Orders issued to supplier(s) time to time during the rate contract period.

**Instructions for supplier(s) :**

1. Quotations are invited in TWO PART BID only. Price bid(s) shall be opened only of PQC (Pre-Qualification Criteria) qualified and Techno-Commercially acceptable bidders. Quotation received in SINGLE BID will normally be rejected and will be considered only if the bid is PQC qualified & techno-commercially acceptable without seeking any clarifications from the bidder.
2. BHEL prefer the information to be furnished exactly in this format which will help to minimize repetitive clarifications / confirmations.
3. Ensure to sign and affix seal on each page of this annexure and submit along with your Techno-commercial bid.
4. However, if any of the terms of clause is not covered in this Annexure, same may be indicated separately in your techno-commercial bid.
5. Acceptance of all the following terms & conditions is required in your offer. The same is to be signed by bidder(s) and submitted along with offer.

**Commercial Terms & Conditions**

S.No	BHEL's Parameter	Complied/ Not complied
1	<b>Terms of delivery :</b> FOR CRX, BHEL Bhopal i.e. Door delivery. Freight & insurance in supplier's A/c and inclusive in quoted rate.	
2	<b>GST Extra as applicable :</b> (HSN codes are mandatory for each item quoted)	
3	<b>Packing &amp; forwarding charges:</b> To be quoted in % of Basic price / If not indicated then NIL.	Nil , if not mentioned
4	<b>Delivery Schedule:</b> Required delivery for Lot-1 (upto 200 nos.) in <b>90 days</b> from PO against RC & delivery for further lots shall be 200 nos. monthly.	
5	<b>Monthly Capacity :</b> (Required Monthly capacity : 200 nos.) (please indicate separately if any MOQ is there)	
6	<b>Validity of offer:</b> 120 days from the date of tender opening.	
7	Quantity indicated in enquiry is tentative & PO will be placed item wise after receipt of customer PO.	
8	Prices once quoted shall remain <b>firm</b> within the validity or any extension thereof for placement of order, till complete execution of the orders against rate contract, without any escalation/increase for any reason,	
9	<b>Payment Term:-</b> 100% payment in 90 days of receipt (60 days for Medium class manufacturers, 45 days for MSE manufacturers, UDYAM certificate is required for the same), subject to acceptance of material at BHEL and submission of all relevant documents at BHEL, on direct presentation of the documents.	
10	<b>For vendor covered under MSE</b> If yes, for MSE suppliers (manufacturers only), a copy UDYAM certificate is required)	
11	<b>Evaluation of tender:</b> Item wise L1 basis (For a item quantity is indivisible)	
12	<b>Penalty Clause :</b> Please accept BHEL's standard penalty clause "An unconditional penalty of half percent (0.5%) of the price of the goods in arrears per week subject to a maximum of 10% of the order value"	
13	With Reference to Government of India Guidelines of Preference to Make in India Order Dated 04 June 2020, Please Inform Your Status as Class (either as Class I or Class II) of Supplier for This Item. [Class I-Local Supplier Has Local Content Is Equal To Or More Than 50 % & Class II-Local Supplier Has Local Content More Than 20 % But Less Than 50 %].	
14	<b>Integrity Pact</b> to be furnished by the bidder as pe enclosed format	
15	<b>Price Impact clause due to variation in quantity</b>  i. BHEL shall not consider any kind of price impact offered by bidder on overall package price quoted by them due to change in quantity of any of the items of the enquiry. ii. In case there is increase in quantity of any of the items of the enquiry, bidder is allowed to offer percentage discount w.r.t the unit rate quoted by bidder against those item(s) only. BHEL shall evaluate bidder's package price for the enquiry based on discounted unit rate or original quoted rate whichever is lower. iii. In case there is decrease in quantity of any of the items of the enquiry before price bid opening, BHEL shall consider the unit rate quoted by bidder against those	

	item(s) only for evaluation of bidder's package price for the enquiry.	
16	<b>Reverse Auction</b> : BHEL shall be resorting to Reverse Auction (as per RA Guidelines as available on <a href="http://www.bhel.com">www.bhel.com</a> ) for this tender.	
17	<b>Packing Instruction</b> : Utmost care must be exercised in packing and transporting the finished material, PO NO / Gross weight / Net weight should be mentioned in bold letters, on each case / Box. Packing list shall be furnished along with each consignment.	
18	<b>Basis for deciding lowest (L1) offer:</b> <ul style="list-style-type: none"> <li>Only offers meeting the terms and conditions of the enquiry will be considered.</li> <li>All the offers shall be compared for total cost to BHEL stores.</li> <li>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 sealed envelope and will be open in tender room. 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 presence of the respective L-1 bidders or their representatives. Ranking will be done accordingly. BHELs decision in such situations shall be final and binding.</li> <li>Offers having deviations to the terms and conditions will be suitably loaded or liable to be rejected.</li> </ul>	
19	<b>Guarantee/Warranty</b> requirements : For a period 60 months from the date of commissioning	
20	<b>Performance Bank Guarantee (PBG)</b> : Applicable, PBG for 3% of order value, valid for 03 years from the first dispatch against the firm PO to be submitted. PBG to be extended up to guarantee period if required.	
21	Contact person & Contact number (Mobile & Landline)	
22	Email ID of contact person	
23	It is not necessary that PO will be placed for all the items. PO will be placed for items only for which customer requirement exists.	
24	PO No. & Material code may be mentioned on packing box else material may be rejected by store.	
25	In addition to above, BHEL Bhopal's General terms & conditions BP200102A from a part of tender. A copy of same can be downloaded / seen from <a href="https://bpl.bhel.com/mm/asc_docs/BP_200102.pdf">https://bpl.bhel.com/mm/asc_docs/BP_200102.pdf</a>	
26	Any deviations to above T&C will not be accepted, is so your offer will be suitably loaded before evaluation.	
27	Above conditions supersede any T&C quoted by vendor against subject enquiry.	
28	<b>Following Documents are required for evaluation along with offer:-</b> <ol style="list-style-type: none"> <li>Compliance to technical specification Annexure-A (Duly filled, Signed &amp; Sealed)</li> <li>Documents mentioned in PQC Annexure-1</li> <li>Catalogues of items quoted, if any</li> <li>Compliance of Commercial T&amp;C ; Annexure-II (Duly filled, Signed &amp; Sealed)</li> <li>Compliance of GTC BP200102A (Duly filled, Signed &amp; Sealed)</li> <li>Integrity Pact (Duly filled, Signed &amp; Sealed)</li> <li><b>Make in India Declaration (as per format attached) (Duly filled, Signed &amp; Sealed)</b></li> <li>MSE (UDYAM) Certificate, if applicable</li> </ol>	

Please submit offer in line with above terms and conditions otherwise offer may be rejected

Dy.Mgr. (MM-SCR)

**Bidder's seal & Sign**