

Bid Document

Bid Details	
Bid End Date/Time	16-07-2022 17:00:00
Bid Opening Date/Time	16-07-2022 17:30:00
Bid Offer Validity (From End Date)	80 (Days)
Ministry/State Name	Ministry Of Heavy Industries And Public Enterprises
Department Name	Department Of Heavy Industry
Organisation Name	Bharat Heavy Electricals Limited (bhel)
Office Name	10250020-pem, Noida
Total Quantity	141
Item Category	Main Supply as per Technical Specification , COST OF SUPERVISION FOR SERVICES as per Technical Specification, Except 22 and 23 , COST OF SUPERVISION FOR SERVICES as per Technical Specification , Mandatory spares as per Technical Specification
BOQ Title	LIME DOSING SYSTEM for 2 X 250 MW NSPCL Bhilal TPP
MSE Exemption for Years of Experience and Turnover	No
Startup Exemption for Years of Experience and Turnover	No
Document required from seller	Past Performance,Certificate (Requested in ATC),Additional Doc 1 (Requested in ATC),Additional Doc 2 (Requested in ATC),Additional Doc 3 (Requested in ATC),Additional Doc 4 (Requested in ATC),Compliance of BoQ specification and supporting document *In case any bidder is seeking exemption from Experience / Turnover Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer
Past Performance	80 %
Bid to RA enabled	Yes
RA Qualification Rule	50% Lowest Priced Technically Qualified Bidders
Primary product category	Main Supply as per Technical Specification
Time allowed for Technical Clarifications during technical evaluation	7 Days
Payment Timelines	Payments shall be made to the Seller within 90 days of issue of consignee receipt-cum-acceptance certificate (CRAC) and on-line submission of bills (This is in supersession of 10 days time as provided in clause 12 of GeM GTC)
Evaluation Method	Total value wise evaluation

EMD Detail

Required	No
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ePBG Detail

Advisory Bank	State Bank of India
ePBG Percentage(%)	5.00
Duration of ePBG required (Months).	31

(a). EMD & Performance security should be in favour of Beneficiary, wherever it is applicable.

Beneficiary:

NOIDA

Account no. – 39922687394 IFSC Code- SBIN0017313 BRANCH- CAG II NEW DELHI
(Bhel, Pem)

Splitting

Bid splitting not applied.

Reserved for Make In India products

Reserved for Make In India products	Yes
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MSE Purchase Preference

MSE Purchase Preference	Yes
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1. Bid reserved for Make In India products: : Procurement under this bid is reserved for purchase from Class 1 local supplier as defined in public procurement (Preference to Make in India), Order 2017 as amended from time to time and its subsequent Orders/Notifications issued by concerned Nodal Ministry for specific Goods/Products. However, eligible micro and small enterprises will be allowed to participate. The minimum local content to qualify as a class 1 local supplier is denoted in the bid document. All bidders must upload a certificate from the OEM regarding the percentage of the local content and the details of locations at which the local value addition is made along with their bid, failing which the bid is liable to be rejected. In case the bid value is more than Rs 10 Crore, the declaration relating to percentage of local content shall be certified by the statutory auditor or cost auditor, if the OEM is a company and by a practicing cost accountant or a chartered accountant for OEMs other than companies as per the Public Procurement (preference to Make-in -India) order 2017 dated 04.06.2020 . In case Buyer has selected Purchase preference to Micro and Small Enterprises clause in the bid, the same will get precedence over this clause.

2. Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail the Purchase preference, the bidder must be the manufacturer of the offered product in case of bid for supply of goods. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service. If L-1 is not an MSE and MSE Seller (s) has/have quoted price within L-1+ 15% (Selected by Buyer) of margin of purchase preference /price band defined in relevant policy, such Seller shall be given opportunity to match L-1 price and contract will be awarded for 100%(selected by Buyer) percentage of total QUANTITY.

3. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has no relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.

4. Past Performance: The Bidder or its OEM {themselves or through re-seller(s)} should have supplied same or similar Category Products for 80% of bid quantity, in at least one of the last three Financial years before the bid opening date to any Central / State Govt Organization / PSU / Public Listed Company. Copies of relevant contracts (proving supply of cumulative order quantity in any one financial year) to be submitted along with bid in support of quantity supplied in the relevant Financial year. In case of bunch bids, the category related to primary product having highest bid value should meet this criterion.

5. Reverse Auction would be conducted amongst first 50% of the technically qualified bidders arranged in the order of prices from lowest to highest. Number of sellers eligible for participating in RA would be rounded off to next higher integer value if number of technically qualified bidders is odd (e.g. if 7 bids are technically qualified, then RA will be conducted amongst L-1 to L-4). In case number of technically qualified bidders are 2 or 3, RA will be between all without any elimination. If Buyer has chosen to split the bid amongst N sellers, then minimum N sellers would be taken to RA round. In case Primary products of only one OEM are left in contention for participation in RA based on lowest 50% bidders qualifying for RA, the number of sellers qualifying for RA would be increased to get at least products of one more OEM (directly participated or through its reseller) if available. Further, if bid(s) of any seller(s) eligible for MSE preference is / are coming within price band of 15% of Non MSE L-1 or if bid of any seller(s) eligible for Make in India preference is / are coming within price band of 20% of non MII L-1, then such MSE / Make in India seller shall also be allowed to participate in the RA process.

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(Minimum 60% Local Content required for qualifying as Class 1 Local Supplier)

Brand Type	Unbranded
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Technical Specifications

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BOQ Detail Document	View File

Advisory-Please refer attached BOQ document for detailed consignee list and delivery period.

Consignees/Reporting Officer and Quantity

S.No.	Consignee/Reporting Officer	Address	Quantity	Delivery Days
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COST OF SUPERVISION FOR SERVICES As Per Technical Specification, Except 22 And 23

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Buyer Added Bid Specific Terms and Conditions

1. Generic

OPTION CLAUSE: The Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 percent of bid quantity at the time of placement of contract. The purchaser also reserves the right to increase the ordered quantity by up to 25% of the contracted quantity during the currency of the contract at the contracted rates. Bidders are bound to accept the orders accordingly.

2. Scope of Supply

Scope of supply (Bid price to include all cost components) : Only supply of Goods

3. Inspection

Nominated Inspection Agency: On behalf of the Buyer organization, any one of the following Inspection Agency would be conducting inspection of stores before acceptance:
Pre-dispatch Inspection at Seller Premises (applicable only if pre-dispatch inspection clause has been selected in ATC): At Vendor's works by BHEL TPIA
Post Receipt Inspection at consignee site before acceptance of stores: NA

4. Certificates

Bidder's offer is liable to be rejected if they don't upload any of the certificates / documents sought in the Bid document, ATC and Corrigendum if any.

5. Certificates

The bidder is required to upload, along with the bid, all relevant certificates such as BIS licence, type test certificate, approval certificates and other certificates as prescribed in the Product Specification given in the bid document.

6. Generic

Data Sheet of the product(s) offered in the bid, are to be uploaded along with the bid documents. Buyers can match and verify the Data Sheet with the product specifications offered. In case of any unexplained mismatch of technical parameters, the bid is liable for rejection.

7. Generic

While generating invoice in GeM portal, the seller must upload scanned copy of GST invoice and the screenshot of GST portal confirming payment of GST.

8. **Generic**

Bidders are advised to check applicable GST on their own before quoting. Buyer will not take any responsibility in this regards. GST reimbursement will be as per actuals or as per applicable rates (whichever is lower), subject to the maximum of quoted GST %.

9. **Buyer Added Bid Specific ATC**

Buyer Added text based ATC clauses

1. Scope: supply (Bid price to include all cost components).
2. Bidder has to provide the details as per TECHNICAL PQR (part of Technical Specification in its offer and has to note that bids of only those bidders shall be evaluated who meet the Technical Pre-Qualifying requirements. Above terms for PQR shall prevail in conflict (if any).
3. This is a conditional tender enquiry. Financial bid opening (Part-II) of a bidder shall be subjected to the following:
 - i) Techno-Commercial evaluation by BHEL.
 - ii) Qualification of Technical PQR
 - iii) Offered item should mandatorily conform to PP-MII order provisions.
 - iv) Approval of vendor by end customer i.e. The proposed (Techno-Commercially Recommended) vendors shall be accepted based on Main Contractor's certification regarding past experience with the vendor for supply of similar items. The certification to be submitted to NTPC, before placing the order on the vendor. In case, proposed vendors for such items are not having past experience with Main Contractor, these vendors shall be assessed by the Main Contractor for their capability, and the assessment report shall be submitted to NTPC for reference & record, before placing order on the vendor.

4. **Payment terms:**

Payments shall be made to the Seller within 90 days (45 days for seller qualified and registered as Micro or small and 60 days for Medium enterprises as per MSMED Act.) of issue of consignee receipt-cum-acceptance certificate (CRAC) and on-line submission of bills (This is in supersession of 10 days' time as provided in clause 12 of GeM GTC).

However, 5% payment of main supply shall be released after successful completion of PG test. In case, PG test is not conducted up-to 36 months from the supply completion for reason not attributable to the vendor, then last 5% payment shall be released on submission of all final documents (O &M Manual, final drgs. and Inspection documents) for the package duly certified by Engineering department of the purchaser. However, PBG for contract shall be released only after completion of contractual obligation.

For Services (Supervision of E&C and PG test): - As per clause no. 12 (i) of GTC on GeM. Supplier has to provide Tax invoice, PG test protocol (duly signed by BHEL site).

Supplier has to provide Original Tax Invoice + 1 copy pf Tax invoice, Packing List, LR/RR or AWB, CRAC, Insurance intimation, Guarantee Certificate, E-way bill (as applicable) for payment.

Provision of offline payment in GeM shall be utilized.

PRICE ADJUSTMENT FOR SUPPLY AND MANDATORY SPARES: - As Per attached **Annexure-IV**.

PVC shall be applicable only beyond original overall completion schedule as per LOA. PVC shall be applicable only if the delay is not attributable to contractor/ vendor.

However even if the delay is attributable to vendor then also the negative price variation shall be passed on to BHEL.

5. Terms of Delivery:

As per cl. No. 13 of GTC on GeM. However, loading & Transit insurance shall be in the scope of Seller and unloading of items at delivery point shall be in the scope of BHEL. Bidder to quote prices accordingly

Further, w.r.t. Transit Insurance supplier has to inform the details of dispatches (such as Policy No., Consignee Name, Consignment Packing details, Project Name, Purchase Order No., LR No. & date, Invoice No. & date, Dispatch Origin & destination details etc.) to policy underwriter (whose details shall be shared post award of contract).

Insurance shall be in Supplier's scope and bidders are requested to quote accordingly.

6. Guarantee Terms: As per Cl. No. 10 of GTC on GeM for the bid. However, Guarantee & Warrantee time period (Unit-wise / lot wise /Stage-wise/set wise, as applicable) shall be separate for Main Supply & Mandatory Spares supply and It shall be 18 months from the date of last supply in the contract for Main Supply & Mandatory Spares respectively.

7. Performance Bank Guarantee: Initial ePBG validity shall be 31 months from PO date for Main supply and Mandatory Spares (Considering delivery period of 11 months + 18 months guarantee period + 2 months claim period is already mentioned in GTC cl no. 7.ii GeM 4.0 Version. However, BG will be released only after completion of all contractual liability or guarantee period whichever is later.

As per GEM, Single Purchase order (combined for Main supply, Mandatory Spares and Supervision of Services) shall be issued. Accordingly, BG for total PO (Ex-works) value shall be applicable.

Further, extension if any shall be as per GeM Terms. However, proportionate value of BG can be reduced on elapse of 2 months from expiry of Guarantee & Warrantee period of Main Supply Scope/Mandatory Spares Scope (as applicable).

8. This package is of Not Divisible nature.

9. This item/package /system falls under the list of items defined in para 3 of ministry of finance guideline dtd. 20.09.16 (Procurement of items related to Public safety, Health, Critical Security operations & Equipment's etc.) & hence criteria of prior experience/Turnover shall be same for all the bidders including start-up/MSME

10. Bidders to mention freight/GST percentage for all the items as part of un-priced bid to be submitted along with their Techno-Commercial offer. However, negotiation/RA shall be on Total Evaluation (FOR as per GeM) price only as per GeM logic. Detailed Price Break up to be submitted by bidder prior to Order Placement.

11. Bidders to ensure that Third party / customer issued certificates being submitted as proof of PQR qualification should have verifiable details of document / certificate issuing authority such as name & designation of Issuing Authority and its organisation contact number and e-mail Id etc. In case the same found not available, Purchaser has right to reject such document from evaluation.

12. Delivery Period: Delivery period for sake of GeM bid shall be chosen as 999 days from PO date. This is Indicative only. However, this period shall not be considered for Delivery and Delay analysis purpose.

For Delivery and delay analysis purpose, delivery schedule mentioned below shall be considered:

Main Supply along with Commissioning spares: Within 11 (Eleven) months from the date of PO/LOA. Drawings/ documents submission/ re-submission schedule shall be as per Annexure-V of Sub-Section-D of Section-I of Technical Specification No. of **PE-TS-468-571-A102** for 2x250 MW NSPCL Bhilai Expansion Power Project (FGD). Delay (if any) in BHEL's comments/ approval beyond 18 days shall be in BHEL's account and will be considered for delay analysis.

Engineering Drgs/docs applicable: Engineering drawings/documents applicable for subject tender shall be as per Annexure-V of Sub-Section-D of Section-I of Technical Specification No. of **PE-TS-468-571-A102** (enclosed). There is no change in list of Primary drgs/docs. Based on detailed engineering there may be addition/deletion in the list of secondary docs.

Mandatory Spares: Mandatory spares to be supplied along with last lot (Supply) of Main Equipment.

Supervision for Services & PG Test: - Bidder to depute their personnel at site within 4 weeks from the

date of intimation by BHEL.

Notes:

1. The end period specified is for completion of the deliveries. Deliveries to start progressively so as to meet the completion schedule.
2. The delivery conditions specified are for contractual LD purposes, however BHEL may ask for early deliveries without any compensation thereof.
3. Non applicable drawing shall be decided during execution of the package.
4. Wherever schedule of drawings/documents submission / re-submission is stipulated in the Technical Specifications, same shall be superseded by delivery specified in NIT. Material shall be dispatched by vendor after issuance of MDCC by BHEL only.

13. Liquidated Damage:

a) **Main Supply & Commissioning Spares** :- Purchaser reserves the right to recover from the Seller/Contractor, as agreed liquidated damages and not by way of penalty, a sum equivalent to half ($\frac{1}{2}$) percent and applicable GST thereon, of the total main supply & commissioning spares contract price excluding GST per week or part thereof, subject to a maximum of ten(10) percent of the total main supply & commissioning Spares contract price excluding GST, if the Seller/ Contractor fails to deliver any part of the ordered goods/stores within the period stipulated in the Order/ Contract.

b) **LD on mandatory Spares portion:** - LD shall be applicable @ $\frac{1}{2}$ percent and applicable GST thereon, of the total mandatory spares portion contract value excluding GST per week or part thereof, limiting to 10% of total contract value of mandatory spares excluding GST.

c) **LD on service portion (demonstration charges, PG test, Installation check, Supervision of erection/commissioning charges, engineering charges, O&M, study, calibration charges, type test, AMC etc.)** where delivery for services are defined separately in the NIT. LD shall be applicable @ $\frac{1}{2}$ percent and applicable GST thereon, of the total service portion contract value excluding GST per week or part thereof. However, total LD (main supply and services) shall be limiting to 10% of cumulative total contract value (main supply +services) excluding GST.

NOTE:

i. Receipted LR /RR date for indigenous supplies (Bill of Lading/AWB for Foreign supplies) shall be treated as the date of dispatch for levying LD. However, if receipted LR date for indigenous supply is beyond 30 days for FTL/ 45 days for PTL from the date of LR (PTL to be clearly mentioned in LR), such excess period shall be considered for LD purpose irrespective of dispatch date. Import General Manifest (IGM)/Bill of entry date (whichever is earlier), for foreign supplies, is beyond 90 days from the date of Bill of Lading/AWB, such excess period shall be considered for LD purpose irrespective of dispatch date.

ii. In case of any amendment/ revision, LD shall be linked to the amended/ revised contract value and delivery date(s).

iii. If Order/ Contract involves two or more Units/ Sets/ Lots/ Stages, then Liquidated Damages shall be levied on order/ contract value excluding GST of the delayed Unit/ Set/ Lot/ Stage, provided delivery stipulated in the Order/ Contract is Unit/ Set/ Lot/Stage wise, however total LD amount shall be limited to 10% of total order/ amended order value excluding GST of delayed Unit/ Set/ Lot/Stage. Any subsequent lot released (not envisaged in original contract) due to increase in quantity within permissible quantity variation shall be treated as separate lot for the purpose of LD.

iv. The sum specified above is not a penalty but a genuine pre-estimate of the loss/ damage which will be suffered by purchaser on account of delay on the part of the Contractor/Seller and the said amount will be deductible without proof of actual loss or damage caused by such delay.

Above LD clause shall prevail over the LD clause of GeM GTC.

14. Quantity Variation: The Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 percent of bid quantity at the time of placement of contract. The purchaser also reserves the right to increase the ordered quantity by up to 25% of the contracted quantity during the currency of the contract at the contracted rates. Bidders are bound to accept the orders accordingly. **However, maximum quantity variation shall be +10% of contract value.** Bidders to quote accordingly.

15. Consignee Details (for PRC - Provisional Receipt Certificate & CRAC - Consignee's Receipt cum Acceptance Certificate, as applicable) shall be as per Project Site official details. Consignee details of project considered are mentioned in NIT document for ready reference.

16. Inspection: Due to COVID-19 pandemic condition prevailing in the country, BHEL/PEM may go for Remote Inspection of Offered items, if required. Vendors are requested to be equipped with the facilities/gadgets as indicated in the guidelines attached to take up the inspection REMOTELY as indicated in the guidelines available at:

<https://pem.bhel.com/Documents/VendorSection/Vendor/Guidelines.pdf>

Inspection call to be raised by bidder on BHEL CQIR portal (details shall be shared at the of execution of order) and Inspection agency shall attend at the inspection within seven (07) days of the date on which the material is notified as being ready. In case of delay in witnessing of inspection beyond stipulated time (i.e. 7 days from the date on which the material is notified as being ready), by BHEL arising due to reasons not attributable to vendor, BHEL will extend the delivery period for such delay in carrying out inspection. If BHEL is not able to witness inspection up to 15 days then in addition to delay beyond stipulated period, extension in delivery time of 07 days for arranging fresh inspection will be given.

When the tests have been satisfactorily completed at Seller/ Contractor's works, the Inspection Agency shall issue an inspection report that effect within seven (07) days after completion of the tests, but if the tests were not witnessed by the Inspection Agency or his representative, the material acceptance report would be issued within seven (07) days after receipt of the test certificates by the Purchaser.

Purchaser will issue MDCC to the Seller/ Contractor within 7 days based on inspection report/ test certificates/Certificate of Conformance as applicable. In case of delay in issuance of MDCC beyond 7 days stipulated time (i.e. from the date of successful inspection report), by BHEL arising due to reasons not attributable to vendor, BHEL will extend the delivery period for such delay in issuing MDCC. If BHEL is not able to issue MDCC up to 15 days then in addition to delay beyond stipulated period, 7 days' additional time shall be given to vendor to facilitate the vendor for arranging logistics arrangements.

17. Any other special major condition:

(i). Bidder shall be asked to provide detailed break-up of quoted price in Ex-works, freight & Tax components.

(ii). Bidders shall be required to submit applicable Freight % & GST % included in their prices during tender clarification stage.

(iii). Material shall be dispatched by vendor after issuance of MDCC by BHEL only.

(iv). Advance intimation of dispatch by bidder shall be given, to PEM and Insurance agency/Site.

(vi). Wherever Service charges like Supervision, Inspection etc consequent or incidental to supply are envisaged in tender, such charges should not exceed 2% of the total contract value.

18. Bidders have to note, "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), (PPP-MII) Order 2017 dt. 16/09/2020 issued by DPIIT and MOP circular No. A-1/2021-FSC-Part (5) dated 16.11.2021. 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."

Regarding verification of local content, the local supplier at the time of tender, bidding or solicitation shall be required to provide certification as per para 9 of PP-MII order revision dated 16.09.2020.

Only Class-I local suppliers are eligible to bid in this tender.

Minimum Local Content required for qualifying a bidder as "Class 1 Local Supplier" shall be 60%.

Following point to be noted regarding verification of local content: -

The local supplier at the time of tender, bidding or solicitation shall be required to provide a certificate w.r.t. minimum local content, in accordance with para 9 of PP-MII order revision dated 16.09.2020.

Following may also pls. be noted by the bidders:

a. Eligibility of Suppliers: Class I Local Supplier (as per para no. 3(b) of Public Procurement (Preference to Make in India), (PPP-MII) Order 2017 dt. 16/09/2020 issued by DPIIT) and MOP circular No. A-1/2021-FSC-Part (5) dated 16.11.2021.

b. Minimum Local Content required for qualifying a bidder as "Class I Local Supplier": As per para no. 5 of Public Procurement (Preference to Make in India), (PPP-MII) Order 2017 dt. 16/09/2020 issued by DPIIT and MOP circular No. A-1/2021-FSC-Part (5) dated 16.11.2021.

c. Nature of Package: Not Divisible, for PPP-MII provisions.

d. Purchase Preference: As per para no. 3A (b) of Public Procurement (Preference to Make in India), (PPP-MII) Order 2017 dt. 16/09/2020 issued by DPIIT and MOP circular No. A-1/2021-FSC-Part (5) dated 16.11.2021.

e. Margin of purchase preference: As per para no. 6 of Public Procurement (Preference to Make in India), (PPP-MII) Order 2017 dt. 16/09/2020 issued by DPIIT and MOP circular No. A-1/2021-FSC-Part (5) dated 16.11.2021.

Note: Subsequent orders/circulars to be checked and to be complied.

19. Risk Purchase clause is applicable and as per **Annexure-A & V** in case of default by GeM bidder.

20. The Bidder declares that they will not enter into any illegal or undisclosed agreement or understanding, whether formal or informal with other Bidder(s). This applies in particular to prices, specifications, certifications, subsidiary contracts, submission or non-submission of bids or any other actions to restrict competitiveness or to introduce cartelization in the bidding process. In case, the bidder is found having indulged in above activities, suitable action shall be taken by BHEL as per extant policies/guideline.

21. For recognition of dispatch, vendor to submit following documents to BHEL by e-mail/ fax immediately on dispatch: - GST compliant invoice, LR for Indian Vendors (indicating Invoice No., no. of boxes, PTL (if applicable) etc.) / Bill of Lading or AWB for foreign vendor, Packing List (Must be indicating No. of boxes, Packing size, Gross weight and net weight of each package, Contents of the package with cross reference to BoM item code no. or item serial no. and Quantity of each item separately), Insurance Intimation to underwriter through email/fax, Dispatch Clearance.

22. Bidders to,

- ensure compliance to Ministry of Power (MoP) Order No. 25-11/6/2018-PG dt. 02/07/2020 & Order No. 11/05/2018-Coord. dt. 23/07/2020, if applicable.

- ensure compliance of Ministry of Finance (MoF) Order (Public Procurement No. 1 & 2) F. No. 6/18/2019/PPD dt. 23/07/2020.

- to submit "Model Certificate for Tenders" as per Annexure-III of Ministry of Finance (MoF) Order (Public Procurement No. 1 & 2) F. No. 6/18/2019/PPD dt. 23/07/2020.

Note: Subsequent orders/circulars to be checked and to be complied.

23. "Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail the Purchase preference, the bidder must be the manufacturer of the offered product in case of bid for supply of goods. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises. In respect of bid

for Services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service. If L-1 is not an MSE and MSE Seller (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band defined in relevant policy, such Seller shall be given opportunity to match L-1 price and contract will be awarded for percentage of 100% of total value.

24. Following NOTE of BOQ shall be made part of ATC-

For Main Supply Incl. Supervision of E&C and PG Test: -

i. Bidder to note that above BOQ for this tender has to be read in conjunction with tender specification. Any item, if not mentioned in above BOQ but indicated in tender specification and required for completion of the system shall be deemed to be included in above price.

ii. No. of days at site defined at Sl. no. 21 of price format shall be calculated on the basis of presence at site (travel time is excluded).

iii. No. of Visits and days as mentioned at 20 & 21 in price format may vary, depending upon site requirement. Any variation in no. of visits & no. of days shall be exercised based on unit rate arrived from Sl.No.-20 & 21 respectively.

For Mandatory Spares: -

i. Wherever set is mentioned, one set of the spares of that item shall be for complete replacement of that particular item for one equipment.

ii. Any fraction of an item shall mean the next higher.

iii. Wherever quantity has been specified as percentage (%), the quantity of mandatory spares to be provided by contractor shall be the specified percentage (%) of the total population of the plant. In case, the quantity so calculated happens to be fraction, the same shall be rounded off to next higher whole number.

iv. Wherever the quantities have been indicated for each type, size, thickness, material, radius, range, etc., these shall cover all the items supplied and installed and the breakup for these shall be furnished in the bid.

v. In case, spares indicated in the list are not applicable to the particular design offered by the bidder, the bidder should offer spares applicable to offered design with quantities generally in line with the approach followed in the above list.

vi. Any item which is quoted as "not applicable" in the above list (in price schedule) and is found to be "applicable" at a later date shall be supplied by the Bidder without any commercial implications. The Bidder shall note that if there is any change/ variation in equipment/ system during detail engineering which causes any change/ variation in the essential spares quantity, the same shall be supplied without any commercial implications. The price indicated for the mandatory spares shall be considered for the purpose of evaluation.

vii. (*) Unless otherwise stated, a set shall mean complete replacement for one equipment.

viii. Bidder is also required to refer to notes mentioned at Annexure-II, Sub Section-E, Section-I in technical specification. Bidder declares compliance to same without any deviation.

25. Following ATC available in GEM shall also be made part of NIT: -

i. Bidder's offer is liable to be rejected if they don't upload any of the certificates / documents sought in the Bid document, ATC and Corrigendum if any.

ii. Bidders are advised to check applicable GST on their own before quoting. Buyer will not take any responsibility in this regard. GST reimbursement will be as per actuals or as per applicable rates (whichever is lower), subject to the maximum of quoted GST %.

iii. Data Sheet of the product(s) offered in the bid, are to be uploaded along with the bid documents. Buyers can match and verify the Data Sheet with the product specifications offered. In case of any unexplained mismatch of technical parameters, the bid is liable for rejection.

iv. The bidder is required to upload, along with the bid, all relevant certificates such as BIS license, type test certificate, approval certificates and other certificates as prescribed in the Product Specification given

in the bid document.

v. While generating invoice in GeM portal, the seller must upload scanned copy of GST invoice and the screenshot of GST portal confirming payment of GST.

26. Evaluation shall be on the basis of total all inclusive, landed price at consignee destination (Refer cl. No. 6 of GTC on GEM). However, unloading of items (at delivery point) shall be in the scope of buyer. Bidder to quote prices accordingly.

27. For bidders (who are not registered with BHEL-PEM) - Online registration portal is operational, Non-registered Vendors who wish to apply for registration in BHEL-PEM can apply through Online Registration Portal available at www.pem.bhel.com - vendor section - Online Supplier Registration. All credentials and/or documents duly signed and stamped related to registration can be uploaded on the website and submit the application for registration. However, registration of suppliers is not mandatory in case of open tender.

28. All the Buyer Added Bid Specific Additional Terms and Conditions shall supersede relevant terms & conditions of GeM GTC and shall prevail in case of conflict (if any).

29. Bidders to comply with Packing Instructions and others parameters provided in tender specification document.

31. Bidders to submit applicable Freight % & GST % included in their prices in unpriced bid format attached with specification.

32. CIF is available for 2x250 MW NSPCL Bhilai Expansion Power Project-FGD project. This project has been qualified through Project Import Route. Accordingly, the benefits applicable to PI Project would be granted for this project. Bidders to indicate the Import contents i.e. list of the item, Currency of Import and Country of Import including CIF value in their bids/offers. The benefits availed in Concessional Customs Duty must be passed on to BHEL in their bids/offers.

No request for CIF content shall be acceptable or entertained after Part-1 bid opening, in case of absence of the same in bid/offer.

33. PQR criteria uploaded with specification shall prevail Value of Experience criteria and Past performance parameter mentioned in GeM bid.

34. All other terms & conditions shall be as per selected Additional Terms & Conditions for subject bid and GTC version available on GeM Portal on enquiry date, Buyer specific ATC & as per enclosed documents shall be applicable.

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10. Buyer Added Bid Specific ATC

Buyer uploaded ATC document [Click here to view the file.](#)

Disclaimer

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization. Buyer organization is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any eccentricity/restriction arising in the bidding process due to these ATCs and due to modification of technical specifications and/or terms and conditions governing the bid. Any clause incorporated by the Buyer such as demanding Tender Sample, incorporating any clause against the MSME policy and Preference to make in India Policy, mandating any Brand names or Foreign Certification, changing the default time period for Acceptance of material or payment timeline governed by OM of Department of Expenditure shall be null and void and would not be considered part of bid. Further any reference of conditions published on any external site or reference to external documents/clauses shall also be null and void. If any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations. Also, GeM does not permit collection of Tender fee / Auction fee in case of Bids / Forward Auction as the case may be. Any stipulation by the Buyer seeking

payment of Tender Fee / Auction fee through ATC clauses would be treated as null and void.

[This Bid is also governed by the General Terms and Conditions](#)

In terms of GeM GTC clause 26 regarding Restrictions on procurement from a bidder of a country which shares a land border with India, any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority. While participating in bid, Bidder has to undertake compliance of this and any false declaration and non-compliance of this would be a ground for immediate termination of the contract and further legal action in accordance with the laws.

---Thank You---