

On Bidder Letter Head

Date:

To,

M/s Bharat Heavy Electricals Ltd.
Electronics Division, Mysore Road,
Bangalore – 560026

Sub: Model Clause / Certificate as per Annex-III (transitional cases) of Restrictions Under Rule 144 (xi) of the General Financial Rules (GFRs) 2017, Dated 23.07.2020.

Ref: BHEL Tender / RFQ / NIT Number

I (authorized signatory for M/s) have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India , we M/s [Vendor Name & Address] hereby certify that we are not from such a country and is eligible to be considered.

For M/s

Authorized Signatory
(with company seal & Name)

On Bidder Letter Head

Date:

To,

M/s Bharat Heavy Electricals Ltd.
Electronics Division, Mysore Road,
Bangalore – 560026

Sub: Model Clause / Certificate as per Annex-III (Tenders) of Restrictions Under Rule 144 (xi) of the General Financial Rules (GFRs) 2017, Dated 23.07.2020.

Ref: BHEL Tender / RFQ / NIT Number

I (authorized signatory for M/s) have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India , we certify that this bidder M/s[Vendor Name & address] is not from such a country or , if from such a country , has been registered with the competent authority . We hereby certify that we fulfill all requirements in this regard and is eligible to be considered [attach evidence of valid registration certificate with competent authority].

For M/s

Authorized Signatory
(with company seal & Name)

On Bidder Letter Head

Date:

To,

M/s Bharat Heavy Electricals Ltd.
Electronics Division, Mysore Road,
Bangalore – 560026

Sub: Model Clause / Certificate as per Annex-III (TENDERS FOR WORKS INVOLVING POSSIBILITY OF SUB-CONTRACTING) of Restrictions Under Rule 144 (xi) of the General Financial Rules (GFRs) 2017, Dated 23.07.2020.

Ref: BHEL Tender / RFQ / NIT Number

I (authorized signatory for M/s) have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India , and on Sub-contracting to contractors from such countries : we M/s [Vendor Name & Address] certify that we are not from such a country or, if from such a country , has been registered with the competent Authority and will not sub-contract any work to a contractor from such countries unless such contractor is registered with the competent authority . We hereby certify that we fulfill all requirements in this regard and are eligible to be considered. [attach evidence of valid registration certificate with competent authority].

For M/s

Authorized Signatory
(with company seal & Name)

On Bidder Letter Head

Date:

To,

M/s Bharat Heavy Electricals Ltd.

Electronics Division, Mysore Road,'

Bangalore – 560026

Sub: Model Clause / Certificate as per clause 9 (a) of Revised Public Procurement (Preference to Make in India Order, 2017 of DPIIT dated 19.07.2024

Ref: BHEL Tender / RFQ / NIT Number

I (authorized signatory for M/s) a 'Class-I Local Supplier' / 'Class-II Local Supplier' at the time of tender, bidding or solicitation hereby confirm that the item meets the Local Content requirement for 'Class-I Local Supplier' / 'Class-II Local Supplier' .

Tick appropriate option & cut the other one:

1) We are the reseller/distributor of the quoted product and the Local Content percentage is Break up of Local value addition to be furnished below (inclusive of Taxes):

a)

b)

c)

OEM certificate for country of origin to be submitted for above.

2) We are not the reseller/distributor of the quoted product and the Local Content percentage is

The address is as below, where the local content / value addition is made:

[Factory Address]

For M/s

Authorized Signatory

(with company seal & Name)

Refer Notes on next page.

Note:

1. Repackaging/ Refurbishment/ Rebranding of imported products are not to be considered for calculation of local content or Domestic Value Addition (DVA). Hence, imported items sourced locally by resellers/ distributors, having such local/ domestic value addition will not qualify for local value addition.
2. The license fees/royalties paid/ technical charges paid to OEMs out of India shall be excluded from local content calculation.
3. For Bids involving supply of multiple items, weighted average of all items to be taken while calculating the local content.
4. For contracts valuing more than Rs 10 Crores, local content declaration/break-up shall be verified by Cost/ Chartered Accountant.
5. In case of defaults/fake declaration, penalty up to 10% of the contract/estimate value shall be imposed. False declarations will be in breach of the Code of Integrity under Rule 175(1)(i)(h) of the General Financial Rules for which a bidder or its successors can be debarred for up to two years as per Rule 151 (iii) of the General Financial Rules along with such other actions as may be permissible under law.

Conflict of interest

A bidder shall not have conflict of interest with other bidders. Such conflict of interest can lead to anti-competitive practices to the detriments of procuring Entity's interest. 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 the bidding process, if:

- a) They have controlling partners in common.
- b) They receive or have received any direct or indirect subsidies / financial stake from any of them; or
- c) They have same legal representative/ agent for purposes of this bid; or
- d) They have relationship with each other, directly or through common third parties, that put them in position to have access to the information about or influence on the bid of another bidder; or
- e) Bidder participate in more than one bid in this bidding process. Participation by bidder in more than one bid will result in disqualification of all bids in which the parties are involved. However, this doesn't limit the inclusion of the components / subassembly / Assemblies from one bidding manufacturer in more than one bid; or
- f) In case of agents quoting in offshore procurements on behalf of their principal manufacturers, one agent cannot represent two manufacturers or quote on behalf in a particular tender enquiry. One manufacturer can also only one agent / dealer. There can be only one bid for the following:
 - 1) The principle manufacturer directly or through one Indian agent on his behalf; and
 - 2) Indian/ foreign agent on behalf of only one principal.
- 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 businesses ownership management, only one unit should quote. Similar restriction would apply to closely related sister companies. Bidder must proactively declare such sister / common business / management, only one unit should quote. Similar restriction would apply to closer related sister companies. Bidder must proactively declare such sister/ common business / management units in same / similar line of business.