



**MATERIAL MANAGEMENT - TRACTION MACHINES**  
**HEAVY ELECTRICAL PLANT, BHOPAL**  
**BHARAT HEAVY ELECTRICALS LIMITED**

**BHEL ENQUIRY NO. E5163052**

**NIT TERMS & CONDITIONS:**

SL. NO.	DESCRIPTION	DETAILS
1.	ITEM DESCRIPTION	<b>E5163052- RATE CONTRACT FOR SUPPLY OF TM4303-VENTILATOR</b>  AS PER BHEL DRG NO.14394080006, REV.01, VAR.00
2.	QUANTITY	300 No.
3.	QUANTITY VARIATION	APPLICABLE ( $\pm 30\%$ ) i.e., Max Quantity 390 No.
4.	RATE CONTRACT TERMS	We intend to enter into a Rate Contract (RC) for ordering up to <b>12 months</b> from RC freeze date, i.e. RC is to be kept valid for ordering up to <b>12 months</b> from RC freeze date. Ordering shall be done against firm requirement as & when needed by BHEL. BHEL reserves the right to cancel/ short close the RC at any point of time even before the expiry of RC validity without assigning any reason whatsoever it may be.
5.	SPLITTING OF ORDER	<b>Splitting on 2 Sources (65:35)</b>  - Rate Contract to be finalized on 2 (two) sources with quantity distribution ratio of 65% & 35% to L-1 and the other bidder accepting L-1 rates in sequence, subject to minimum 3 qualified bidders. - For ascertaining bidder for 35% quantity, HESG equivalent rate of L-1 bidder shall be counter-offered to L-2, L-3 and so on sequentially until any bidder accepts the same.  - <b>In case of only 2 qualified bidders, Splitting shall not be done.</b> - In case no bidder agrees to accept the counter-offered HESG equivalent rate of L-1 OR in case of only one qualified bidder, BHEL may decide to award entire 100% quantity to L-1 bidder. - Distribution in compliance with latest guidelines for MII and MSE shall also be ensured.
6.	TECHNICAL QUALIFICATION CRITERIA	Applicable, As attached with Specification.
7.	FINANCIAL PQR (F-PQR)	Not Applicable
8.	QAP	Applicable, As attached with Specification
9.	TOOLS / FIXTURES (from BHEL on Loan basis)	Not applicable
10.	BID PARTS	Offer shall be submitted by the bidders in Two Parts, i.e. <b>Part-I Technical cum Commercial bid &amp; Part-II Price bid</b>
11.	DELIVERY AT	CRX, BHEL, Bhopal-462022
12.	DELIVERY TERMS	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 3) i.e. <b>FOR Destination</b>
13.	DELIVERY SCHEDULE	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 6)



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		- FOR THE FIRST LOT OF 50 No. SCHEDULED DELIVERY DATE SHALL BE WITHIN 60 DAYS FROM THE PO DATE & THEREAFTER FOR EACH SUBSEQUENT LOT OF 50 No. SCHEDULED DELIVERY DATE SHALL BE WITHIN 30 DAYS FROM THE SCHEDULED DELIVERY DATE OF THE PREVIOUS LOT. EARLY DELIVERY IS ACCEPTABLE.
14.	<b>PENALTY/LD</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 9) i.e. <b>0.5% of the undelivered portion per week of delay or part thereof, subject to a maximum of 10% of the undelivered order value owing to delayed delivery.</b>  <b>Total undelivered order value above shall be item wise, lot wise order value of PO.</b> <i>On selection of any value other than 10%, bid shall be suitably loaded while evaluating the price-bid.</i>
15.	<b>PRICE BASIS</b>	Firm Price basis.
16.	<b>PRICING TERMS</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 12)
17.	<b>PRICE VALIDITY</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 13) i.e. <b>Offer shall be valid for a period of 90 days from the date of Techno- commercial (Part-I) bid opening date.</b>
18.	<b>TAXES &amp; DUTIES</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 14)
19.	<b>PAYMENT TERMS</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 16)  i.e. 100% payment in 90 days of receipt ( <b>45 days for Micro &amp; Small and 60 days for Medium enterprises as registered in Udyam certificate as per relevant MSME act in force</b> ) and subject to acceptance of material and relevant documents at BHEL.  Any deviation from the above payment terms, if accepted (by BHEL), shall be loaded @ Repo rate + 4% for the purpose of bid evaluation.
20.	<b>TECHNICAL CONDITION</b>	Identification must
21.	<b>SAMPLE</b>	No
22.	<b>INSPECTION CONDITION</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 17) <b>- BHEL AUTHORISED TPIA AT VENDOR'S WORKS</b>
23.	<b>TEST CERTIFICATE</b>	All Material TC to be supplied along with material as per Drg. & Spec. and TC should incorporate Drg./Spec. as mentioned in item description.
24.	<b>GUARANTEE / WARRANTY</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 18)
25.	<b>GUARANTEE CERTIFICATE</b>	GC to be supplied along with the material and GC should incorporate Drg./Spec. as mentioned in item description.
26.	<b>EVALUATION CRITERIA</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 19) <b>- Overall L1 basis</b>
27.	<b>BID SECURITY/ Earnest Money Deposit (EMD)</b>	Not Applicable



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28.	<b>PERFORMANCE SECURITY (PBG)</b>	Not Applicable
29.	<b>REVERSE AUCTION</b>	Not Applicable.
30.	<b>MSE PREFERENCE</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 29)
31.	<b>PUBLIC PROCUREMENT (PREFERENCE TO MAKE IN INDIA)</b>	<p>As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 33)</p> <p>For this procurement, Public Procurement (Preference to Make in India) Order (PPP-MII Order), 2017 vide no. P-45021/2/2017-PP(BE-II) dated 15.06.2017, 28.05.2018, 29.05.2019, 04.06.2020, 16.09.20, 19.07.2024 and subsequent orders issued by the respective Nodal Ministry shall be applicable even if issued after issue of this NIT but before finalization of Contract/PO/WO against this NIT.</p> <p>In the event of any Nodal Ministry prescribing higher or lower percentage of purchase preference and/or local content in respect of this procurement, same shall be applicable. 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 above circular issued by DPIIT/ Nodal Ministry.</p> <p>Bidders to also inform the <b>Actual Percentage of the Local Content</b> and the <b>Complete Address of the Location of Local Value Addition</b> as per the <b>attached MII format</b>, failing which no purchase preference shall be granted.</p> <p>In case the bid value is more than Rs. 10 Crore, the declaration relating to the Actual Percentage of the Local Content and the Complete Address of the Location of Local Value Addition shall be <b>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 OEM other than Companies</b> as per the above circular.</p> <p><i>Bidders or successors can be debarred for false declarations for up to 2 years. Debarred suppliers not eligible for preference in any other procuring entity.</i></p>
32.	<b>INTEGRITY PACT (IP), FRAUD PREVENTION POLICY &amp; INTEGRITY COMMITMENT</b>	Not Applicable
33.	<b>ANNEXURE-IX</b>	The Bidder/Supplier/Contractor will, when presenting his bid, declare whether other Family Firms or Sister Concern Affiliates/Subsidiary firms are participating in the same tender, so as to eliminate the possibility of cartel formation. Format for declaration is available in the nit documents for this enquiry (Annexure-IX).
34.	<b>RESTRICTION UNDER RULE 144 (xi) GFR</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 34)
35.	<b>CONFLICT OF INTEREST AMONG BIDDERS/ AGENTS</b>	<p>As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 35)</p> <p><b>Treatment of cases regarding conflict of interest:</b></p> <p>The bidder notes that a conflict of interest would said to have occurred in the tender process and execution of the resultant contract, in case of any of the following situations:</p>



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		<p>1) If its personnel have a close personal, financial, or business relationship with any personnel of BHEL who are directly or indirectly related to the procurement or execution process of the contract, which can affect the decision of BHEL directly or indirectly.</p> <p>2) The bidder (or his allied firm) provided services for the need assessment/ procurement planning of the Tender process in which it is participating.</p> <p>3) Procurement of goods directly from the manufacturers/ suppliers shall be preferred. However, if the OEM/ Principal insists on engaging the services of an agent, such agent shall not be allowed to represent more than one manufacturer/ supplier in the same tender. Moreover, either the agent could bid on behalf of the manufacturer/ supplier or the manufacturer/ supplier could bid directly but not both. In case bids are received from both the manufacturer/ supplier and the agent, bid received from the agent shall be ignored. However, this shall not debar more than one Authorised distributor (with/ or without the OEM). from quoting equipment manufactured by an Original Equipment Manufacturer (OEM) in procurements under a Proprietary Article Certificate.</p> <p>4) A bidder participates in more than one bid in this tender process. Participation in any capacity by a Bidder (including the participation of a Bidder as a partner/ JV member or sub-contractor in another bid or vice-versa) in more than one bid shall result in the disqualification of all bids in which he is a party. However, this does not limit the participation of an entity as a sub-contractor in more than one bid if he is not bidding independently in his own name or as a member of a JV.</p> <p>The Bidder shall declare that they have read and understood the above aspects, and the bidder confirms that such conflict of interest does not exist and undertakes that they will not enter into any illegal or undisclosed agreement or understanding, whether formal or informal with other Bidder(s), in this regard. 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. <b>In case, the Bidder is found having indulged in above activities, the same will be considered as a violation of the tender conditions, and suitable action shall be taken by BHEL as per extant policies/ guidelines.</b></p> <p>- Duly filled, seal and signed declaration to be submitted by bidders with Part1- techno commercial offers of each tender.</p>
36.	<b>Breach of Contract</b>	As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 36)
37.	<b>Grievance Redressal Mechanism</b>	<p>As per attached BHEL GTC of ENQUIRY (BP 200102C, Cl. No. 39)</p> <p><b>Grievance Redressal Mechanism:</b> To promote transparency and ensure fair treatment of all bidders, a structured Grievance Redressal Mechanism is in place to address any concerns or issues arising during the tendering process or in subsequent business dealings with the company. Suppliers/Contractors are requested to follow the below escalation process for grievance resolution:</p>



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		<ol style="list-style-type: none"><li><b>1. First Level:</b> Any grievance should initially be addressed to the designated Dealing Officer, whose contact details are provided in the Notice Inviting Tender (NIT)/Contract.</li><li><b>2. Second Level:</b> If the issue remains unresolved, it may be escalated by lodging a formal grievance through the SUVIDHA Portal: <a href="https://suvidha.bhel.in/suvidha/">https://suvidha.bhel.in/suvidha/</a>. Responses will be provided in accordance with the defined escalation matrix.”</li></ol>
38.	<b>BIDDER'S DECLARATION</b>	<p>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.</p> <p>In case, the bidder is found having indulged in above activities, suitable action shall be taken by BHEL as per extant Policies/ Guidelines.</p>
39.	<b>EVALUATION IN CASE OF MORE THAN ONE L-1 BIDDER</b>	<p>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 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 the presence of the respective L-1 bidder(s) or their representative(s).</p> <p>Ranking will be done accordingly. Decision of BHEL in such situations shall be final and binding.</p>
40.	<b>SPECIAL CONDITIONS</b>	<p>Bidders who fall under MSE (Micro &amp; Small Enterprises only) and <b>fail to upload 'UDYAM Registration Certificate (URC)' shall automatically be considered as Non-MSE supplier for this tender.</b></p> <p>Further, it is to be noted that <b>MSE benefits are not being extended to Agent/ Dealer/ Trader/ Distributor (i.e. Other than manufacturer).</b> Supplier has to also provide supporting document(s) such as Agreement Between OEM &amp; Bidder(s) etc. Identification must. Soon after rejection of material, it is to be ensured by supplier that material should be taken back maximum within two weeks after communication for rectification/ replacement &amp; supply back the rectified/ fresh material to BHEL Bhopal within 30 days from rejection. In the event of non-lifting of rejected material by supplier, BHEL will not be responsible for loss of such items to the supplier in any case.</p> <p><b>Offers of suppliers who are in 'HOLD/BANNED' status in BHEL Bhopal PMD shall not be considered.</b></p> <p>Unregistered vendors to submit documents required for registration to BHEL Portal Online (<a href="https://bhel.com/supplier-registration">https://bhel.com/supplier-registration</a>).</p>
41.	<b>OTHER TERMS &amp; CONDITIONS</b>	<p>Other Terms &amp; Conditions as per attached BHEL GTC of ENQUIRY (BP 200102C)</p> <p>Any deviation of NIT, BHEL GTC of ENQUIRY (BP 200102C) and BHEL PO Terms, where vendor response is not affirmative to be clearly indicated, else BHEL will consider that all above Terms &amp; Conditions are acceptable to vendors.</p>



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42.	<b>GEM REGISTRATION</b>	<p>As you are kindly aware that Government e-Marketplace (GeM) is a one stop portal to facilitate Online Procurement of Goods &amp; Services required by various Government Departments/ Organizations/ PSUs. GeM aims to enhance transparency, efficiency and speed in public procurement. Detailed instructions/ guides/ videos/ FAQs for registration and processes are available on the portal (<a href="https://gem.gov.in">https://gem.gov.in</a>).</p> <p>BHEL being a PSU, would like that its suppliers/ contractors also have visibility on this portal so that GeM can be used for procurement by BHEL.</p> <p>Hence, you are requested to get yourselves registered on GeM.</p>
43.	<b>BID SUBMISSION WITHIN DUE DATE &amp; TIME</b>	<p>No request for extension of tender due date will be entertained on/after the tender due date under any circumstances. Hence, all bidders are requested to submit their bid well within due date and time only.</p> <p><b><i>BHEL reserves the right for extension of tender based on the situation without assigning any reason whatsoever it may be.</i></b></p>
44.	<b>INVOICING THROUGH SUVIDHA PORTAL</b>	<p><b>For supply orders placed on Indian Suppliers:</b> Irrespective of the value of the invoice amount, the bidder / vendor should necessarily upload the despatch &amp; invoice details on BHEL SUVIDHA portal at <a href="https://suvidha.bhel.in/suvidha/">https://suvidha.bhel.in/suvidha/</a>, prior to despatch. All documents as per PO checklist, along with additional documents (if any), must be uploaded on the portal. It is mandatory that tax invoices with a net amount (including taxes) exceeding Rs five lakhs uploaded on the portal are digitally signed using a Class 3 Digital Signature Certificate (DSC) issued by a licensed Certifying Authority. Submission of invoice document in hard copy is allowed for invoices with a net amount (including taxes) equal to and upto Rs five lakhs, in case they were not digitally signed and uploaded on the portal.</p> <p><b>The material will not be accepted inside BHEL in absence of the above.</b></p>
45.	<b>TENDER FEE</b>	Not applicable
46.	<b>DOCUMENTS TO BE FURNISHED ALONG WITH YOUR QUOTATION</b>	<p><b>Signed and Sealed copy of:</b></p> <ul style="list-style-type: none"><li>- NIT</li><li>- BHEL GTC of ENQUIRY (BP 200102C)</li><li>- BHEL PO Terms</li></ul> <p><b>Duly Filled, Signed and Sealed copy of:</b></p> <ul style="list-style-type: none"><li>- T-PQR along with all supporting documents</li><li>- <b>Annexure-M</b> in Company Letterhead</li><li>- <b>Annexure-IX</b> in Company Letterhead</li><li>- <b>Annexure-A</b> in Company Letterhead</li><li>- NIT Commercial Bid</li><li>- NIT Technical Bid</li></ul> <p><b>Others:</b></p> <ul style="list-style-type: none"><li>- Latest UDYAM Registration Certificate (<i>as applicable for MSE bidders only</i>)</li></ul>