

TENDER ENQUIRY LETTER (NIT)

Ref. Enquiry No.: PE/PG/YAD/E-6864/2021 dated 22.01.2022

Bid Submission Due Date & Time:
01.02.2022 (by 14:00 hrs IST)

Part-1 Opening Date & Time:
01.02.2022 (by 15:00 hrs IST)

Dear Sir,

Subject: Tender Enquiry for “MS ROD FOR BELOW GROUND EARTHING” as per Technical Specification No. PE-TS-417-509-E002 Rev 00 for 5X800 MW YADADRI TPP.

BHEL is pleased to invite offer for “**MS ROD FOR BELOW GROUND EARTHING**” package of 5X800 MW YADADRI TPP through E-procurement route. Please submit your best quotation/offer online via e-procurement portal (<https://eprocurebhel.co.in/nicgep/app>). Detailed Scope of work & Equipment details shall be as per Technical Specification no. **PE-TS-417-509-E002 Rev 00** and other tender documents hosted on <https://www.bhel.com/tenders>, <https://pem.bhel.com/Current Tender.aspx> & <https://eprocurebhel.co.in/nicgep/app> /enclosed herewith.

Your best quotation/offer shall be submitted in two parts (Techno-Commercial Bid and Price Bid) strictly as per Clause-2.0 of the “**Instructions to Bidders**” of GCC, Rev. 07 (<https://pem.bhel.com/gcc.aspx>) online via e-Procurement portal (<https://eprocurebhel.co.in/nicgep/app>) for the under mentioned equipment/system.

Item Description	Project	Technical Specification
MS ROD FOR BELOW GROUND EARTHING	5X800 MW YADADRI TPP	PE-TS-417-509-E002 Rev 00

All corrigenda, addenda, amendments, time extensions, clarifications etc., to the tender will be hosted on websites only (<https://www.bhel.com/tenders>, <https://pem.bhel.com/Current Tender.aspx> & <https://eprocurebhel.co.in/nicgep/app>) under subject tender reference. Bidders are requested to visit the websites constantly to keep themselves updated. Bidders to obtain required Digital Signature Certificate for participating in the subject tender.

It shall be the responsibility of the bidder to ensure that the tender is submitted via e-procurement system (<https://eprocurebhel.co.in/nicgep/app>) on or before the due date and time.

Important Note to be considered by All Bidders:

The offers of the bidders who are on the banned list as also the offers of the bidders, who engage the services of the banned firms, shall be rejected. The list of banned firms is available on BHEL web site www.bhel.com. The list of banned firms is available on BHEL website at following URL: <https://www.bhel.com/list-banned-firms>

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ENQUIRY LETTER (NIT) TERMS AND CONDITIONS

Please refer to GCC Rev. 07 (available at <https://pem.bhel.com/gcc.aspx>), Bidders are requested to go through the same while submitting the offer.

1. Integrity Pact:

Integrity pact is applicable for subject package. IP is a tool to ensure that activities and transactions between the Company and its Bidders/ Contractors are handled in a fair, transparent and corruption free manner. A panel of Independent External Monitors (IEMs) have been appointed by BHEL with the approval of CVC. The names of the IEMs in panel are as follows:

I. Shri Arun Chandra Verma, IPS (Retd.) - acverma1@gmail.com

II. Shri Virendra Bahadur Singh, IPS (Retd.) - vbsinghips@gmail.com

The IP as enclosed is to be submitted (duly signed by authorized signatory) along with techno-commercial bid. Only those bidders who have entered into such an IP with BHEL would be competent to participate in the bidding. In other words, entering into this pact would be a preliminary qualification.

Please refer Section-8 of IP for Role and Responsibilities of IEMs. In case of any complaint arising out of the tendering process, the matter may be referred to the any of the IEMs mentioned above. All correspondence with the IEMs shall be done through email only.

"No routine correspondence shall be addressed to the IEM (phone/ post/ email) regarding the clarifications, time extensions or any other administrative queries, etc. on the tender issued. All such clarification/ issues shall be addressed directly to the tender issuing (procurement) department officials."

2. Pre-Qualifying Requirements:

Bidders have to provide the required details as per TECHNICAL PQR in their Techno-Commercial offer and has to note that bids of only those bidders shall be evaluated who meet the Technical Pre-Qualifying requirements.

3. **Make in India:** Bidders to note that 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. 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.

Minimum Local Content - Since this package falls under the category of goods, services or works in respect of which nodal ministry/ department has communicated that there is a sufficient local capacity and competition, **only Class-I local suppliers as defined in the PP (MII) order are eligible to bid.**

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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 & Ministry of Power notification no. A-1/2021-FSC-Part (5) dtd. 16.11.21.

Following may also please be noted by the bidders:

- a. **Eligibility of Suppliers:** Only Class I Local Supplier (as per para no. 3(a) of Public Procurement (Preference to Make in India), (PPP-MII) Order 2017 dt. 16/09/2020 issued by DPIIT)
- 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.
4. This is a conditional tender enquiry. Part-II opening/RA participation of a bidder shall be subjected to the following:
 - i) Approval of vendor by end customer i.e. (TSGENCO)
 - ii) Techno-Commercial evaluation by BHEL.
 - iii) Qualification of Technical PQR
 - iv) Offered item should mandatorily conform to PP-MII order provisions.
5. 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 & Equipments etc.) & hence criteria of prior experience/Turnover shall be same for all the bidders including startup/MSME.
6. Bidders have to note that following forms the part of Tender Documents:
 - General Conditions of Contract (GCC) Rev. 07.
 - Technical Specification: PE-TS-417-509-E002 Rev 00
 - Technical PQR
 - Integrity Pact
 - Price format
 - Special Conditions of Contract (SCC of project)
 - NIT CONDITIONS & other Enclosures

Bidders to note that offers shall be submitted strictly in accordance with the requirements of the above Tender Documents & all the above Tender Documents along with post-bid agreements/MoMs (during Techno-Commercial evaluation) shall automatically become the part of the Order/Contract after its finalisation.

7. **DELIVERY TERMS:** Within 02 Months from P.O. date.

Notes:

- A. The end period specified is for completion of the deliveries. Deliveries to start progressively so as to meet the completion schedule.
- B. The delivery conditions specified are for contractual LD purposes, however BHEL may ask for early deliveries without any compensation thereof.
- C. Vendor to start manufacturing activities only after obtaining specific manufacturing clearance from BHEL Purchase group.

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8. **Freight & GST:** Bidder to mention freight%, applicable GST rate on (Total Ex. works + freight) & type of GST in the specified cells of price schedule on price form in e-procurement portal.
9. The Evaluation Currency for this tender shall be INR.
10. Evaluation shall be done on Total Cost to BHEL basis (excluding GST) on lump sum basis.
11. **Overall (%) quantity variation:** Overall (%) variation in contract values (due to changes in the scope) is NIL.
12. Prices of this tender shall be finalized through price bid opening.
13. Bank Guarantee is not applicable for this tender
14. CIF is not applicable for this package.
15. Bidder has to note that in the event of ordering when contract value exceeds 25 lakhs, Bidder has to mandatorily furnish Gem seller ID prior to award of contract.
16. 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/guidelines.
17. Bidders to ensure that Third party/Customer issued certificates being submitted as proof of PQR qualification should have verifiable details of documents/certificate issuing authority such as name & designation of issuing authority and its organization contact number and e-mail id etc. In case the same found not available, purchaser has right to reject such document from evaluation.
18. In 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 bidders. In case more than one bidder happens to occupy L-1 status even after soliciting discounts, the L1 bidder shall be decided by a toss / draw of lots, in the presence of respective bidder(s) or their representative(s). Ranking will be done accordingly. BHEL's decision in such situation shall be final and binding.
19. 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.
20. 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.

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21. All other correspondence thereof shall be addressed to the undersigned by name & designation and sent at the following address:

Ms. Sumant Kumar, Dy. Manager/PG-II
M/s Bharat Heavy Electricals Ltd.,
Project Engineering Management,
PPEI Building, HRD & ESI Complex,
Plot No 25, Sector-16 A, Noida-201301
E-MAIL: sumantkumar@bhel.in
Ph. No. +91-120-4368779

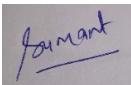
Mr. Amit Meena, Manager/ PG-II
M/s Bharat Heavy Electricals Ltd.,
Project Engineering Management,
PPEI Building, HRD & ESI Complex,
Plot No 25, Sector-16 A, Noida-201301
E-MAIL: amitmeena@bhel.in
Ph. No. +91-120-4213613

22. Prices shall be Firm till completion of contract.
23. The bidders who are not registered with BHEL-PEM may apply for registration in BHEL-PEM through Registration Portal available at www.bhelpem.com-->vendor section-->online supplier registration. All credentials and/or documents duly signed & stamped related to registration has to be uploaded on the website & submit the application for registration. One set of hard copy filled-up SRF downloaded from Online Registration Portal duly signed & stamped has to be submitted.
24. If any bidder uploads price bid in the unpriced section (techno-commercial attachment page) of the tender in e-procurement, in that case bidder(s) shall only be responsible for such mistake and any consequences thereof. Hence all bidders are requested to be more careful at the time of uploading the Unpriced and Price Bid for Part-I and Part-II respectively to avoid mismatch.
25. Bidders have to note that Deviations from NIT are generally not acceptable. Deviations, if any, are to be listed out clearly, as per Annexure-II (Deviation Sheet – Cost of Withdrawal), of GCC Rev 07, in techno-commercial offer. Any deviation mentioned or shown separately or found hidden in offer, will not be taken cognizance of.
In case of deviations from NIT, the bidder shall give the cost of withdrawal of such deviation in Price Bid, as per Annexure-II, Deviation Sheet (Cost of Withdrawal) of GCC Rev-07. For multiple deviations, all deviations are to be mentioned in “Deviation Sheet” and “cost of withdrawal” must be mentioned separately against each deviation.
26. All terms & conditions shall be as per NIT, SCC of Project & GCC Rev. 07. In the event of any contradiction in the terms and conditions mentioned, the order of preference shall be as mentioned in cl. no. 36 of GCTC of GCC Rev. 07.

Note - In case you are not making an offer against this enquiry, you are requested to send a regret letter so as to reach us on or before the due date.

Thanking you,

Yours faithfully,
For and on behalf of BHEL



SUMANT KUMAR
(DY. MANAGER / PROJECT GROUP-II)

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Enclosures:

(1) SCC of the project (2) BOQ (as per online bidding form in e-procurement) (3) Technical Specification (4) Technical PQR (5) Latest Make in India Order (6) Order no-F6/18/2019-PPD dated 23.07.2020 issued by Ministry of Finance (7) Format for Certificate as per Order no-F6/18/2019-PPD dated 23.07.2020 issued by Ministry of Finance. (8) Remote inspection Guidelines (9) Integrity pact (10) Ministry of Power order no 25-111612018-PG dated 02/07/2020 (11) Unpriced Format (12) Vendor approval format