



भारत हेवी इलेक्ट्रिकल्स लिमिटेड

(भारत सरकार का उपक्रम)

BHARAT HEAVY ELECTRICALS LIMITED

(A Govt. of India Undertaking)

TCN - 07

Ref: PSER:SCT:KGN-M2213:23:TCN-07

Date: 05-05-2023

Sub	Tender Change Notice (TCN) - 07	
Job	Erection, Testing, Commissioning, Start up ,Trial operation and Handing over of Mechanical systems for Flue Gas De-sulphurisation (FGD) System of 4x210 MW Stage-I & 3x500 MW stage-II NTPC KAHALGAON STPS , BIHAR.	
Ref	1.0	Tender no PSER:SCT:KGN-M2213:23
	2.0	BHEL's NIT, vide reference no. PSER:SCT:KGN-M2213:9810 Date:04-04-2023.
	3.0	BHEL's TCN-01, vide reference no PSER:SCT:KGN-M2213:23:TCN-01, dated 13-04-2023.
	4.0	BHEL's TCN-02, vide reference no PSER:SCT:KGN-M2213:23:TCN-02, dated 21-04-2023.
	5.0	BHEL's TCN-03, vide reference no PSER:SCT:KGN-M2213:23:TCN-03, dated 24-04-2023.
	6.0	BHEL's TCN-04, vide reference no PSER:SCT:KGN-M2213:23:TCN-04, dated 25-04-2023.
	7.0	BHEL's TCN-05, vide reference no PSER:SCT:KGN-M2213:23:TCN-05, dated 26-04-2023.
	8.0	BHEL's TCN-06, vide reference no PSER:SCT:KGN-M2213:23:TCN-06, dated 03-05-2023.
	9.0	All other pertinent issues till date.

With reference to above, following points/ documents, relevant to tender, may please be noted and complied with while submitting offer.

- 1.0 Revision/ Modification to Clause no. 2.7.9 (LIQUIDATED DAMAGES/ PENALTY) of VOL-IB-GCC is attached vide Annexure-A to TCN-07.
- 2.0 Revised 'No deviation certificate' as per enclosed Annexure-2. Bidder shall submit no deviation certificate as per enclosed format only.
- 3.0 All other terms & conditions shall remain unchanged.

Thanking you,

Yours faithfully,
for BHARAT HEAVY ELECTRICALS LTD

Sr. MGR (SCT)

Encl: As above.

पावर सेक्टर पूर्वी क्षेत्र (मुख्यालय)

POWER SECTOR EASTERN REGION, DJ-9/1, SECTOR-II, SALT LAKE CITY, KOLKATA - 700 091

फैक्स/Fax : (033) 23211960 फोन/Phone : बोर्ड/EPABX : 23211691, 23211798, 23211796

ANNEXURE-A TO TCN-07

JOB: Erection, Testing, Commissioning, Start up , Trial operation and Handing over of Mechanical systems for Flue Gas De-sulpherisation (FGD) System of 4x210 MW Stage-I & 3x500 MW stage-II NTPC KAHALGAON STPS , BIHAR

TENDER NO - PSER:SCT:KGN-M2213:23

REVISION/ MODIFICATION

SI. no.	Reference clause of Tender Document	Existing Provision	Modified Provision
1.0	Clause no. 2.7.9 (LIQUIDATED DAMAGES/ PENALTY) of VOL-IB-GCC	<p>At the end of total work completion as certified by BHEL Engineer, and upon analysis of the total delay, the portion of time extensions attributable to (i) Contractor alone, (ii) Force majeure conditions, and (iii) BHEL, shall be worked out. The total period of time extensions shall be the sum of (i), (ii) and (iii) above and shall be equal to period between the scheduled date of completion and the actual date of completion of contract. LD shall be imposed/levied for the portion of time extensions solely attributable to contractor and recoverable from the dues payable to the contractor.</p> <p>If the contractor fails to maintain the required progress of work which results in delay in the completion of the work as per the contractual completion period, BHEL shall have the right to impose Liquidated Damage/Penalty at the rate of 0.5% of the contract value, per week of delay or part thereof subject to a maximum of 10% of the contract value. For this purpose, the period for which LD is applicable shall be worked out based on portion of time extension granted solely attributable to contractor at the end of the contract. Contract Value for this purpose, shall be the final executed value exclusive of ORC, Extra Works executed on Manday rate basis, Supplementary/ Additional Items and PVC.</p> <p>In case of LD recovery, the applicable GST shall also be recovered from contractor.</p>	<p>At the end of total work completion as certified by BHEL Engineer, and upon analysis of the total delay, the portion of time extensions attributable to (i) Contractor alone, (ii) Force majeure conditions, and (iii) BHEL, shall be worked out. The total period of time extensions shall be the sum of (i), (ii) and (iii) above and shall be equal to period between the scheduled date of completion and the actual date of completion of contract. LD shall be imposed/levied for the portion of time extensions solely attributable to contractor and recoverable from the dues payable to the contractor.</p> <p>If the contractor fails to maintain the required progress of work which results in delay in the completion of the work as per the contractual completion period, BHEL shall have the right to impose Liquidated Damage/Penalty at the rate of 0.5% of the contract value, per week of delay or part thereof subject to a maximum of 10% of the contract value. For this purpose, the period for which LD is applicable shall be worked out based on portion of time extension granted solely attributable to contractor at the end of the contract. Contract Value for this purpose, shall be the final executed value exclusive of ORC, Extra Works executed on Manday rate basis, Supplementary/ Additional Items and PVC.</p>

FORMAT FOR NO DEVIATION CERTIFICATE
(To be submitted in the bidder's letter head)

BHARAT HEAVY ELECTRICALS LIMITED,
Power Sector - Eastern Region,
Plot no 9/1, DJ Block, Sector – II, Salt Lake City,
Kolkata – 700 091

Sub	No Deviation Certificate.	
Job	Erection, Testing, Commissioning, Start up, Trial operation and Handing over of Mechanical systems for Flue Gas De-Sulphurisation (FGD) System of 4x210 MW Stage-I & 3x500 MW stage-II NTPC KAHALGAON STPS , BIHAR.	
Ref	1.0	Tender no PSER:SCT:KGN-M2213:23
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	10.0	All other pertinent issues till date.

Dear Sir/Madam,

With reference to above, this is to confirm that as per tender conditions, we have visited site before submission of our offer and noted the job content & site conditions etc. We also confirm that we have not changed/ modified the tender documents as appeared in the website/ issued by you and in case of such observance at any stage, it shall be treated as null and void.

We hereby confirm that we have not taken any deviation from tender clauses together with other references as enumerated in the above referred NIT. We hereby confirm our unqualified acceptance to all terms & conditions, unqualified compliance to technical specification, integrity pact (if applicable) and acceptance to reverse auctioning process.

In the event of observance of any deviation in any part of our offer at a later date whether implicit or explicit, the deviations shall stand null & void.

We confirm to have submitted/uploaded offer/documents in accordance with tender instructions with acceptance of the terms & conditions of the tender by us and as per aforesaid references.

Thanking you,

Yours faithfully,

(Signature, date & seal of authorized
representative of the bidder)