

(ON BIDDER'S LETTER HEAD)

NIT: 2023OVM005

SECTION XI - DECLARATION BY THE BIDDER

I/We, _____, on behalf of the

(Name of Company),
Vendor Code _____ do hereby undertake the following:

- 1) I/ We declare that I/We have submitted our offer taking into account the cost for procurement of raw material, components, Fabrication, transportation cost of sending finished components on 'FOR Destination' basis up to Project site and other costs (as mentioned in Tender).
- 2) I/We declare that I/We have not been presently put on hold, banned or black-listed by any of the BHEL units.
- 3) I / We declare that the offer has been submitted after having read and understood the terms and conditions of NIT.
- 4) I/We declare that I/We have read all the terms and conditions specified under all Sections forming part of the NIT and agree to abide by the terms & conditions stipulated by BHEL.
- 5) I / We accept to provide Performance Bank Guarantee (PBG) as per terms and conditions of NIT.
- 6) I / We accept to abide by the Load Distribution as per terms and conditions of NIT.
- 7) I/We declare that details furnished by us are correct. BHEL may at its discretion visit the Firm for spot evaluation & approval of the Firm if required. Original documents should be available and are required for verification, during Spot visit.
- 8) It is confirmed that I/We have not taken any deviation to any of the terms and conditions given in NIT.
- 9) I/We have understood that No Corrections / Revisions in the quoted rate(s) will be accepted after the Tender opening date.
- 10) I/We understand that, as the tender is being floated through E Procurement System (EPS), it shall be presumed by BHEL that submission of declaration by bidder, uploading bid Supporting documents and Submission of Price Bids in EPS by using the Digital Key registered with BHEL for EPS shall be treated as the bid and supporting documents are being signed / uploaded in EPS by the Authorized Signatory of the Firm.
- 11) I/We declare that submission of offer shall be construed as agreeing to terms and conditions along with latest updates on the important dates, Amendments, Correspondences, Corrigenda, Clarifications, Changes, Revisions, etc. to Tender Specifications hosted in E-Procurement portal.

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- 12) I/We declare that I/We have not been booked by CBI and/or indicted by a court of law in any criminal case during last 5 years.
- 13) I/We declare that I/We will not enter into any illegal or undisclosed agreement or understanding, whether formal or informal with other Bidder(s)/sub-contractors/vendors. 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, it is found that I/We have indulged in above activities, suitable action shall be taken by BHEL as per extant policies/ guidelines.
- 14) I/ We are aware that, in case it comes to notice of BHEL during the finalization of Tender / after placement of Contract and while executing the Contract, that we have given incomplete, false, incorrect, suppressed information & data, forged documents, fake documents / certificates, fake Certificates or any information prejudicial to BHEL's interest, action shall be taken against us under the BHEL guidelines for suspension of business dealings.
- 15) In case there is a lapse / omission or commission in fulfilling the tender requirements as per the commitments given above we fully understand BHEL shall have the right to reject the offers and the decision of BHEL in this regard will be final and binding on us.
- 16) I/We understand that only the Price bid of Vendors submitting the documents forming part of Techno-commercial/Part-1 evaluation and meeting the requirements will be considered for further evaluation and Price/Part II opening.
- 17) I/We agree to submit percentage (%) of local content certificate issued by the statutory auditor or cost auditor of the company (in the case of companies) or from a practicing cost accountant or practicing chartered accountant as defined in Public procurement (Preference to Make in India), Order 2017 dated 16.09.2020 issued by DPIIT during submission of offer.

Signature of Authorized person with seal