



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

BHEL ENQUIRY NO. E5163109

NIT TERMS & CONDITIONS:

SL. NO.	DESCRIPTION	DETAILS
1.	RATE CONTRACT TERMS	We intend to enter into a Rate Contract (RC) for ordering up to 18 months from RC freeze date, i.e. RC is to be kept valid for ordering up to 18 months from RC freeze date. Purchase Ordering shall be done as per BHEL requirement against the finalised rate contract & within its validity. Dispatches to be made against our purchase order (computerized) only, which will be issued against this Rate Contract.
2.	ITEM DESCRIPTION	SHORT CIRCUIT RING DE & NDE AS PER DRG NO.34454505051 REV.02. (QAP NO:- QAP/ QTM/ VENDOR QAP/ 2022-23/ SHORT CIRCUIT (SC) RING REV 00 DTD 10/03/2023).
3.	TECHNICAL CONDITION	As per T-PQR & Drawing.
4.	QUANTITY	1400 Nos.
5.	QUANTITY VARIATION/ Option Clause	+/-30%.
6.	SPLITTING OF ORDER	YES, Between Two vendors (in Ratio 65:35). In case only two techno-commercially acceptable offers, RC shall be done on Single Source.
7.	DELIVERY SCHEDULE REQUIREMENT	For the first lot of 200 Nos. scheduled delivery date shall be within 60 days from the PO date & thereafter for each subsequent lot of 200 Nos. scheduled delivery date shall be within 30 days from the scheduled delivery date of the previous lot. Early delivery is acceptable.
8.	DELIVERY TERMS	FOR Destination, BHEL BHOPAL.
9.	DELIVERY INSTRUCTION	Packing list for all dispatched items to be provided. Cases containing the item shall indicate the description and quantity of stores, name & address of consignee, gross weight of package, name of supplier along with BHEL name and distinct marking. Material shall be suitably packed to avoid any damage.
10.	QAP	Applicable for Inspection.
11.	INSPECTION CONDITION	BY BHEL AUTHORISED TPIA AT VENDOR'S WORKS
12.	SAMPLE	Not applicable.
13.	TEST CERTIFICATE	All Material TC to be supplied along with material.
14.	GUARANTEE / WARRANTY	Terms & condition of warranty shall be governed by BHEL GTC of ENQUIRY (BP200102C, Cl. No. 18).
15.	GUARANTEE/ WARRANTEE CERTIFICATE	GC to be supplied along with the material and GC should incorporate the item description, PO Number & Supply Inv ref.



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16.	PAYMENT TERMS	100% payment in 90 days of receipt (45 days for Micro & Small and 60 days for Medium enterprises as registered in Udyam Certificate as per relevant MSME act in force) 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. Other terms as per attached BHEL GTC of ENQUIRY (BP200102C, Cl. No. 16).
17.	TECHNICAL PQR (T-PQR)	Technical Pre-Qualification Requirements (T-PQR) for procurement of the items is attached with the NIT. Compliance of all the points in T-PQR is mandatory. In absence of compliance of above and non-submission of documents required against the T-PQR, the Vendor's offer is liable to be rejected. Duly filled T-PQR with desired documents shall be submitted by the Vendor along with the offer. <i>Information/ compliance/ documents submitted by vendor shall be authentic in all aspects. In case any deviation/ false information/ forged documents are observed / revealed later on, BHEL is free to initiate appropriate punitive proceeding against the Vendor as per Prevalent Processes and Guidelines of Company.</i>
18.	FINANCIAL PQR (F-PQR)	Compliance FINANCIAL-PQR as below is mandatory: - (a) Average Turnover of three financial years ending on or before 31st March (i.e FY 2022-23, FY2023-24 and FY2024-25) should be at least: Rs. 75 Lacs. (b) MANDATORY SUPPORTING DOCUMENTS TO BE SUBMITTED: -Any document certified by a Chartered Accountant / Cost Accountant indicating the turnover for the relevant period shall be submitted along with the bid. Such documents must be duly signed by the Chartered Accountant / Cost Accountant and shall bear his/her seal, name, firm name, Membership Number, FRN Number, UDIN, the capacity in which he/she is signing (Proprietor/Partner), along with the date and place of signing. In case the bidder submits Audited Balance Sheet and Profit & Loss Account statements for the relevant financial year(s), the same must be signed by the owner and should be accompanied by the corresponding Audit Report with valid UDIN mentioned on it. Financial statements of the participating bidder shall be considered for evaluation of financial PQC. In absence of compliance of above and non-submission of documents required against the F-PQR, the Vendor's offer is liable to be rejected.
19.	BID PARTS	Offer shall be submitted by the bidders in Two Parts, i.e. Part-I Technical cum Commercial bid & Part-II Price bid.
20.	PENALTY / LD	As per attached BHEL GTC of ENQUIRY (BP200102C, Cl. No. 9) i.e. 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. Any loading on penalty clause shall be to the extent to which it is not agreed to by the bidder (at offered value).

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21.	PRICE BASIS	PVC applicable as per Annexure-I. Base rate for PVC is Rs 1337.27 per Kg.
22.	PRICING TERMS	As per attached BHEL GTC of ENQUIRY (BP200102C, Cl. No. 12)
23.	PRICE VALIDITY	Offer shall be valid for a period of 90 days from the date of Techno- commercial (Part-I) bid opening date.
24.	TAXES & DUTIES	As per attached BHEL GTC of ENQUIRY (BP200102C, Cl. No. 14)
25.	EVALUATION CRITERIA	Overall L1 basis.
26.	EVALUATION IN CASE OF MORE THAN ONE L-1 BIDDER	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). Ranking will be done accordingly. Decision of BHEL in such situations shall be final and binding.
27.	BID SECURITY/ Earnest Money Deposit (EMD)	Not Applicable
28.	PERFORMANCE SECURITY (PBG)	Not Applicable
29.	REVERSE AUCTION	Applicable It is declared upfront that this Enquiry shall be subjected to Reverse Auction (RA). Bidders may kindly note the Reverse Auction (RA) field as mentioned and asked for in enquiry template & ensure to proceed with choosing "YES" against same when asked during submission of their offer to give their acceptance for participation in RA. BHEL shall be resorting to Reverse Auction (RA) (Guidelines as available on https://www.bhel.com/guidelines-reverse-auction-2024) for this tender. RA shall be conducted among the techno- commercially qualified bidders. Price bids of all techno-commercially qualified bidders shall be opened and same shall be considered for RA. In case any bidder(s) do(es) not participate in online Reverse Auction, their sealed envelope price bid along with applicable loading, if any, shall be considered for ranking. The techno-commercially qualified H1 will not be allowed to participate in RA. In case more than one H1 bidder quote the same rate, the Price Offer received last, as per the time log of the Portal, shall be removed first, on the principle of last in, first out by the system. However, H1 will be allowed to participate in RA in certain cases as mentioned in 10.3 of the above RA Guidelines.
30.	MSE PREFERENCE	Applicable as per attached BHEL GTC of ENQUIRY (BP200102C, Cl. No. 29). Item is divisible on package basis.
31.	PUBLIC PROCUREMENT (PREFERENCE TO	"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), Order 2017 dated 19.07.2024 issued by DPIIT.



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	MAKE IN INDIA), ORDER 2017 (As per BHEL GTC BP200102C, Cl. No. 33)	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.” For this procurement, Public Procurement (Preference to Make in India), Order 2017 Dtd 19.7.2024 and subsequent orders issued by both DPIIT and the respective nodal ministries shall be applicable. Tendered item is divisible on package basis and purchase preference shall be granted after due compliance for local content of the PPP-MII Order. 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. Bidders to submit the Actual Percentage of the Local Content and the Complete Address of the Location of Local Value Addition as per the attached MII format. 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 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 as per the above circular. For contracts valuing more than Rs 10 Crores, local content (in cases of self-certification submitted by bidders at the time of tendering) will be re-verified during execution of contract by Cost/ Chartered Accountant/ Statutory Auditor/Cost Auditor (as applicable) and in case of defaults, penalty upto 10% of the contract value shall be imposed. However, contract once awarded shall not be terminated on this account. Bidder to refer the Sample format of MII self-certificate (Annexure – 1 of the GTC) and sample certification format of statutory auditor or cost auditor of the company (in the case of companies) or from a practicing cost accountant or practicing chartered accountant (in respect of suppliers other than companies) (Annexure- 2 of the GTC). <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>												
32.	INTEGRITY PACT (IP)	Applicable as per attached BHEL GTC of ENQUIRY (BP200102A, Cl. No. 30 & 32). <i>Integrity Pact to be sealed & signed along with a witness and submitted along with the offer.</i> (A) 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. Following Independent External Monitors (IEMs) on the present panel have been appointed by BHEL with the approval of CVC to oversee implementation of IP in BHEL. <table><tr><th>SN</th><th>IEM</th><th>Email</th></tr><tr><td>1</td><td>Dr. Sarat Kumar Acharya, Ex-CMD, NLC</td><td>iem1@bhel.in</td></tr><tr><td>2</td><td>Shri R. Mukundan, IRPS (Retd.)</td><td>iem2@bhel.in</td></tr><tr><td>3</td><td>Shri Madan Lal Meena, IAS (Retd.)</td><td>iem3@bhel.in</td></tr></table>	SN	IEM	Email	1	Dr. Sarat Kumar Acharya, Ex-CMD, NLC	iem1@bhel.in	2	Shri R. Mukundan, IRPS (Retd.)	iem2@bhel.in	3	Shri Madan Lal Meena, IAS (Retd.)	iem3@bhel.in
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		(B) The IP as enclosed with the tender is to be submitted (duly signed & sealed by authorized signatory) along with Techno-Commercial bid (Part-I, in case of two/ three-part 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. (C) 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 panel of IEMs. All correspondence with the IEMS shall be done through email only. NOTE: 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's officials whose contact details are provided below: Details of contact person(s): (1) Name: Manendra Singh (Dy. Manager) Dept: <u>MNX</u> Address: <u>Block-9/Annexe/EW/GF, BHEL, Piplani, Bhopal - 462022</u> Phone: <u>0755-250-5880</u> Email: <u>manendra1@bhel.in</u> (2) Name: Rajesh Kr Parte (<u>Addl GM/MNX</u>) Dept: <u>MNX</u> Address: <u>Block-9/Annexe/EW/GF, BHEL, Piplani, Bhopal - 462022</u> Phone: <u>0755-250-3336</u> Email: <u>rparte@bhel.in</u>
33.	RESTRICTION UNDER RULE 144 (xi) GFR	As per attached BHEL GTC of ENQUIRY (BP200102C, Cl. No. 34)
34.	CONFLICT OF INTEREST AMONG BIDDERS/ AGENTS AND THEIR DECLARATION	A bidder shall not have conflict of interest with other bidders. Such conflict of interest can lead to anti-competitive practices to the detriment of Procuring Entity's interests. Bidders having a conflict of interest shall not be eligible to participate in the tender process. Treatment of cases regarding conflict of interest: - 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: - i) 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; ii) The bidder (or his allied firm) provided services for the need assessment/ procurement planning of the Tender process in which it is participating; iii) 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. iv) 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. The Bidder declares 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. 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.
35.	ANNEXURE-IX	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). Same is to be submitted with the offer.
36.	SPECIAL CONDITIONS	Bidders who fall under MSE (Micro & Small Enterprises only) and fail to upload 'UDYAM Registration Certificate (URC)' shall automatically be considered as Non-MSE supplier for this tender. Further, it is to be noted that MSE benefits are not being extended to Agent/ Dealer/ Trader/ Distributor (i.e. Other than manufacturer). Supplier has to also provide supporting document(s) such as Agreement Between OEM & 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 & 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. Offers of suppliers who are in 'HOLD/BANNED' status in BHEL Bhopal PMD shall not be considered. Unregistered vendors to submit documents required for registration to BHEL Portal Online (https://bhel.com/supplier-registration).
37.	OTHER TERMS & CONDITIONS	Other Terms & Conditions as per attached BHEL GTC of ENQUIRY (BP200102C).



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		Any deviation of NIT, BHEL GTC of ENQUIRY (BP200102C) and BHEL PO Terms, where vendor response is not affirmative to be clearly indicated, else BHEL will consider that all above Terms & Conditions are acceptable to vendors.
38.	GEM REGISTRATION	As you are kindly aware that Government e-Marketplace (GeM) is a one stop portal to facilitate Online Procurement of Goods & Services required by various Government Departments/ Organizations/ PSUs. 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. Hence, you are requested to get yourselves registered on GeM.
39.	TENDER FEE	Not applicable
40.	BID SUBMISSION WITHIN DUE DATE & TIME	No request for extension of tender due date will be entertained at the time of tender opening and after due date under any circumstances. Hence, all bidders are requested to submit their bid well within due date and time only. <i>BHEL reserves the right for extension of tender based on the situation without assigning any reason whatsoever it may be.</i>
41.	DOCUMENTS TO BE FURNISHED ALONG WITH YOUR QUOTATION	Signed and Sealed copy of: - NIT - BHEL GTC of ENQUIRY (BP200102C) - BHEL ENQ & PO Terms Duly Filled, Signed and Sealed copy of: - Techno-Commercial Annexure - Compliance of T-PQR - Compliance of F-PQR - Annexure-IX in Company Letterhead - Annexure-A - OEM & MSE Declaration - PPP-MII Certificate for local content attached with GTC - Integrity Pact as attached with the tender. Others: UDYAM Registration Certificate (<i>as applicable for MSME bidders only</i>)
42.	INVOICING THROUGH SUVIDHA PORTAL	For supply orders placed on Indian Suppliers, irrespective of the value of the invoice amount, the bidder / vendor should necessarily upload the despatch & invoice details on BHEL SUVIDHA portal at https://suvidha.bhel.in/suvidha/, 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. The material will not be accepted inside BHEL in absence of the above.

IT IS HEREBY MENTIONED THAT THIS IS E-TENDER SO OFFER SUBMITTED THROUGH E-PROCUREMENT PORTAL (www.eprocurebhel.co.in) SHALL ONLY BE CONSIDERED.