

SPECIAL CONDITIONS OF CONTRACT (REV00)

2X660 MW THERMAL POWER PLANT AT SINGRAULI, MP

These Conditions shall be read and construed along with General Conditions of Contract enclosed with the tender enquiry. In case of any conflict or inconsistency, the condition given in SCC shall prevail over the GCC (Rev 04).

- 1) Project Name: 2X660 MW Deosar STPP at Singrauli, MP
(Job No. 380)
- 2) Consignee Address: Bharat Heavy Electricals Limited
DB Power (MP) Ltd.
Village- Georgi
Post- Niwas
Tahasil- Deosar
Dist.- Singrauli
Madhya Pradesh- 486669
- 3) BHEL Site Office:
Address Construction Manager, BHEL Site Office,
DB Power (MP) Ltd.
Village- Georgi
Post- Niwas
Tahasil- Deosar
Dist.- Singrauli
Madhya Pradesh- 486669
- 4) Mode of Dispatch: By road on door delivery and freight pre-paid basis
- 5) BHEL Clearance for
Dispatch required: Yes
- 6) BHEL clearance for
road transport required: No
- 7) Road permit required: Yes
- 8) Freight: PREPAID (to be considered for evaluation)
- 9) Project Classification: Mega Power Project (under consideration) and ICB
- 10) Customer: DB POWER (Madhya Pradesh) Ltd.
- 11) Consultant: DPL
- 12) Prior Dispatch intimation
to BHEL Site: Yes, Dispatch documents consisting of LR copy, Packing List/
Challan indicating the items dispatched (**with their net and gross
weights**) and letter informing the underwriters about the value of
consignment and dispatch details (one set) to be sent to:
 - a) BHEL Site office at s. no. 3 above
 - b) Purchaser
 - c) Insurance company

2022/2/22

Phanban

13) Transit Insurance: By BHEL

14) Details of Insurance:
Policy and intimation
to underwriters

Will be intimated later

Details

Will be intimated later

(Vendors are required to intimate underwriters immediately after dispatch along with packing list & LR copy).

15) Customer TIN No.: 23899013825

16) Unloading at site: By BHEL site office for Supply Packages.

(The Supplier shall give LR wise Gross Weight of the consignment for the purpose of handling the consignment by BHEL site loading/ unloading Contractor)

17) Storage at site: By BHEL Site for Supply Packages

18) Movement of Material:
Within site

- a) By BHEL site for Supply Packages
- b) By vendor for Turnkey Packages (Total Scope including Supply, Erection & Commissioning)

19) Document required for releasing vendor payments: As per GCC Rev04

~~Additionally~~, following documents are required by BHEL (6 Sets)

- a) Supplier invoice (Original copy)
- b) Copy of LR (Consignee copy)/ GR/ RR
- c) Packing List indicating Quantity/ Gross Weight/ Net Weight
- d) Test Certificates and CQIR (wherever applicable)
- f) MDCC as required
- g) Guarantee Certificate

Very imp: - **In packing list gross & net weight of the dispatches to be clearly indicated against each LR otherwise vendor invoice shall not be processed.

Sanjay Singh

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20) TAXES & DUTIES:

Custom duty – Exempted.

Excise Duty- Exempted on self manufactured items of vendor

All the bidders to note that this project is expected to be awarded Mega status as M/s DBP (MP) L i.e. end customer has applied for Mega Status and hence DBP (MP) L shall provide all necessary documents to avail Excise Duty Exemption on self manufactured items of vendor and NIL Custom Duty. In the event, Mega Status is not accorded to the project, the supplier shall be re-imbursed ED and CD by BHEL in line with the contract between BHEL & DBP (MP) L.

Central Sales Tax/ VAT- Vendor to quote Central Sales Tax/VAT at applicable rate & amount. However, same shall not be considered for evaluation as it is re-imbursible from customer.

Service Tax-. Vendor to quote Service Tax at applicable rate and amount and same shall not be considered for evaluation.

Octroi: It shall be re-imbursed at actual by BHEL. *as the same is re-imbursible from customer. 30% 2500*

Following information shall be provided by the vendor in service tax invoice-

- A. Vendor service tax registration no.(15 digit)
- B. Nature of service and its code.(8 digit)
- C. Name and address of service provider(Vendor)
- D. Name and address of service receiver (BHEL PEM, Noida)

VAT on your intra-state dispatch shall be paid subject to conditions specified in annexure-I. However VAT shall not be considered for evaluation.

As regards income tax, surcharge of income tax, withholding tax or any other corporate tax, BHEL shall not bear any tax liability whatsoever and hence vendor shall be liable and responsible for payment of such taxes, if attracted under the provisions of law applicable at given times.

CIF is available for following packages viz. Plate Heat Exchangers, Self Cleaning Strainers, Spring Loaded Bypass Valves and Condensate Polishing Unit.

| | PREPARED BY | CHECKED BY | APPROVED BY |
|--------------|--------------------|--------------------------------|--------------------|
| Name: | Apoorv Agrawal | S K Dubey/ D K Kate | S. K. Gupta |
| Designation: | Engineer/ PG-I-2 | Dy. Mgr./ Sr. Mgr. / PG-I-2 | AGM & DH/ PG-I-2 |
| Signature: | <i>[Signature]</i> | <i>[Signature]</i> | <i>[Signature]</i> |
| Date: | 26/04/12 | 26/04/12 | 26/4/12 |

[Signature]
26/4/12

ANNEXURE – I to SCC (Rev 00)

In order to avail the benefit of input tax credit available to BHEL in case of VAT leviable on intra-state transaction between BHEL and vendor, & to fulfill the compliances as per requirements of applicable State's VAT law, the following modality shall be applicable:

BHEL has identified a nodal agency in each State to take care of VAT compliances in the State in which project is located. For the subject project nodal agency shall be:

BHARAT HEAVY ELECTRICALS LIMITED, PIPLANI, BHOPAL – 462022

VAT TIN NO. 23573600001

Nodal agency is defined as Buyer and BHEL/ PEM shall be paying agency in such cases, where VAT is applicable.

Vendors' original tax invoice for intra State transactions is one of important documents for availing Input Tax credit. In this regard the following may be noted by all vendors for strict compliance:

- As a general rule, a tax invoice must be original, must contain vendor's TIN No with full address, invoice no & date, product description with unit rate, quantity, value, VAT rate, VAT amount, gross value of bill, **buyer i.e. BHEL's address with TIN No.** (as given above) special marking like "Original" and/or "valid for input credit"/ Buyer can take credit against this" etc as per applicable State VAT law.
 - Please note that BHEL's address and TIN to be mentioned in vendors tax invoice shall be **principal place of business & applicable TIN No. of nodal agency of BHEL, as given above.** In no case the vendors, invoices shall be addressed to BHEL PEM nor shall they contain our TIN. However for payment purposes, the invoice may mention BHEL PEM as paying authority.
 - As original tax invoice of vendors are to be furnished to nodal unit for assessment/VAT audit purposes, extra copy of Original invoice is reqd to be submitted by vendors for retaining with PEM bank payment voucher.
 - Original tax invoice along with extra copy of Original Tax invoice in line with respective state VAT law shall be essential document to be submitted by vendor for claiming payment.
 - Vendor shall also furnish a certificate/statement/document as prescribed under applicable State VAT law. Please note that some of the States requires additional certificate/documents e.g. Haryana requires certificate in form C-4 in addition to original tax invoice.
 - Please note that reimbursement/payment of VAT shall be subject to furnishing of Vat compliant tax invoice and other certificate/document as per applicable State VAT law.
 - Tax invoice must show Vat rate & VAT amount separately and in no case all inclusive prices is to be shown in the tax invoice since input credit is not admissible in case VAT is not indicated separately.
 - In case vendor is unable to furnish Vat compliant tax invoice & other certificate/document, VAT shall not be reimbursed by BHEL.
- Where the supplies are made from within the same state where the project is located, the vendor has to provide VAT Tax Invoice for such supplies even if the price quoted is all inclusive.