



SECTION III

SPECIAL PROVISIONS FOR MICRO AND SMALL ENTERPRISE (MSE)

In line with Gazette notification issued by Ministry of Micro small and medium enterprises on MSE suppliers, the following special provisions shall be applicable.

- I. 25% of the tendered value is earmarked for MSE suppliers in this tender.
- II. If L1 vendor (or) Counter Offer accepted vendor is from a Micro / Small enterprise which put together covers 25% of the total tendered quantum, then 25% earmarking provision is not applicable.
 - Out of the 25% tendered quantum reserved for MSE suppliers, 6.25% shall be earmarked for procurement from MSE owned by SC / ST entrepreneurs. In event of failure of such Micro and Small enterprises to participate in the tender process or meet the tender requirements and the L1 price, the 6.25% sub-target for procurement ear-marked MSE owned by SC / ST entrepreneurs shall be met with other MSE enterprise/s.
 - Out of the 25% tendered quantum reserved for MSE suppliers, 3% shall be earmarked for procurement from MSE owned by women entrepreneurs. In event of failure of such Micro and Small enterprises to participate in the tender process or meet the tender requirements and the L1 price, the 3% sub-target for procurement ear-marked MSE owned by SC / ST entrepreneurs shall be met with other MSE enterprise/s.
- III. In case MSE vendor participating in the tender quotes within the price band of L1 + 15%, they will be allowed to supply the portion of the requirement subject to acceptance of L1 price by MSE vendor. In case of more than one such MSE, the supply shall be shared proportionately, provided the package can be split.
- IV. In case the Package cannot be split / not envisaged for splitting as per tender, and if a non-MSE vendor becomes L1, and MSE vendor also participates in the tender, the MSE vendor will be given preference for ordering the package provided the MSE vendor quoted price is within L1 + 15%, and if the MSE vendor accepts the L1 rate.
- V. In case of a similar package required for two boilers, if a non-MSE vendor becomes L1, and MSE vendor also participates in the tender, then L1 will be ordered with one package of one boiler and MSE vendor will be given preference for ordering the other package of other boiler, provided the MSE vendor's quoted price is within L1 + 15%, and if the MSE vendor accepts the L1 rate.



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- VI. As per the Gazette notification from *MINISTRY OF MICRO, SMALL AND MEDIUM ENTERPRISES Dtd: 16.06.2021*, UDYAM REGISTRATION CERTIFICATE (URC) shall be applicable from 1st April 2021 and the existing enterprises registered prior to 30th June, 2020, shall continue to be valid only for a period up to the 31st day of December, 2021. In light of above, MSE suppliers can avail the intended benefits if they submit UDYAM REGISTRATION CERTIFICATE (URC). MSE suppliers can also avail the intended benefits if they submit along with the offer, attested copy of EM II certificate having deemed validity (five years from the date of issue of acknowledgement in EM II) or valid NSIC certificate or attested copy of EM II certificate along with CA certificate applicable for the year, certifying quantum of investment in plant and machinery within the permissible limits as per the act for relevant status (MICRO or SMALL) where the deemed validity of EM II is over. Date to be reckoned for determining the deemed validity will be the last date of technical bid submission (Part 1 in case of two part bid). Non submission of such documents will lead to consideration of their bid at par with other bidders. No benefits shall be applicable for the enquiry in case any deficiency in the above required documents is found and the same is not corrected by the sub-contractor before price bid opening. Documents should be notarized or attested by a Gazette officer. In addition to above, Udyog Aadhar Memorandum (UAM) along with CA certificate is also acceptable as per latest MSE notification. This provision for MSE will apply subject to the condition that the participating MSE meets the tender requirements.
- VII. In case of any change in the MSE status of the bidder, it shall be the responsibility of the bidder to notify the change as a part of the bid document. If at a later date it comes to the knowledge of BHEL that the change in the status has not been intimated by the bidder and the order is obtained under the premise of an MSE, then BHEL would cancel the pending order against this tender and take necessary steps for suspension of the business dealing with the bidder as per the procurement policy of BHEL.
- VIII. In case after the bid opening it is seen that no MSE has become L1, then depending on the nature of the item, if it is not possible to split the tendered items / quantities on account of reasons like customer contract requirements of supplying one make for a given project or technical reasons like tendered items being a system, tendered quantity being low etc., then BHEL would not counter offer the L1 prices even though there may be MSE bidders within the + 15% band of L1.

PAYMENT PREFERENCE FOR MSE VENDORS:

- *For Micro and Small Enterprises (MSEs), payment shall be made within 45 days.*
- *For Medium Enterprises, Payment shall be made within 60 days.*
- *Except for the number of days, all other terms and conditions of payment as described in clause 17.0 of Section I of NIT shall be applicable.*



2.0 DEFINITIONS OF MSEs OWNED BY SC/ST IS AS UNDER:

- I. In case of proprietorship firm, proprietor must be SC/ST.
- II. In case of partnership firm, the SC/ST partners must be holding at least 51% shares in the unit.
- III. In case of private limited companies, at least 51% share must be held by SC/ST promoters.
- IV. The caste/Tribe/Community certificate issued by the following authorities in the prescribed form for SCs/STs can be considered.

3.0 AUTHORITY TO ISSUE SC/ST CERTIFICATE:

- I. District Magistrate/Additional District Magistrate/Collector/Deputy commissioner/Additional Deputy Commissioner/Deputy collector/1st class stipendiary magistrate/Sub divisional Magistrate/Taluka Magistrate/Executive magistrate/Extra Assistant commissioner.
- II. Chief Presidency magistrate/Additional chief presidency magistrate/Presidency magistrate.
- III. Revenue Officer not below the rank of tehsildar.
- IV. Sub-Divisional officer of the area where the individual and / or his family normally resides.

To avail the benefits of MSE under SC/ST category, the related documents as stated above should be submitted along with tender documents. No benefits shall be applicable for the enquiry if any deficiency in the above required documents is not submitted before the price bid opening.

4.0 DEFINITIONS OF MSEs OWNED BY WOMEN ENTREPRENEURS IS AS UNDER:

- I. In case of proprietorship firm MSE, proprietor must be Women.
- II. In case of partnership firm MSE, Women partners shall be holding at least 51% shares in the unit.
- III. In case of private limited companies, at least 51% share must be held by Women promoters.

To avail the benefits of MSE under women entrepreneur's category, the related documents as stated above should be submitted along with tender documents. No benefits shall be applicable for the enquiry if any deficiency in the above required documents is not submitted before the price bid opening.