

**(ON BIDDER'S LETTER HEAD)**

**NIT: 2023OSB020**

**SECTION VIII - DECLARATION BY THE BIDDER**

I/We, \_\_\_\_\_, on behalf of the  
Vendor Code \_\_\_\_\_ (Name of Company),  
do hereby undertake the following:

- 1) I/We declare and certify that **%** of local content as defined in Public Procurement (Preference to Make in India), Order 2017 dated 16.09.2020 issued by DPIIT is \_\_\_\_\_ **%**.
- 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 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. It is also confirmed that I/we have not taken any deviation to any of the terms & conditions mentioned in any of the Sections of NIT.
- 4) I/We accept the terms and conditions as given in all the sections of the **NIT** and upload the mandatory documents forming part of **NIT** as required by BHEL.
- 5) 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.
- 6) 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.
- 7) 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.
- 8) I / We accept to provide Bank Guarantee (BG) as per terms and conditions of NIT.
- 9) I / We accept to abide by the load distribution as per terms and conditions of NIT.
- 10) I/We have understood that No Corrections / Revisions in the quoted rate(s) will be accepted after the Tender opening date.

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- 11) 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.
- 12) 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.
- 13) 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.
- 14) I/We declare that the raw material issued in connection with the fabrication contract shall remain the property of BHEL, Tiruchirappalli and the above materials shall be used only for the execution of BHEL's POs for which the materials have been issued, and for no other purpose whatsoever.
- 15) I/We declare that our Firm shall be liable for the loss or damage to such property from whatever the cause may be while such property is in the possession or under the control of our Firm employees, workmen or agents or any other person connected with our Firm. I/We declare that all the materials of BHEL, Tiruchirappalli shall under no circumstance be sold/hypothecated to any bank or to any lending institution or to any party whomsoever. Such materials shall not be shown as our Firm's assets in any of the statements to any party.
- 16) I/We declare that I/We will submit the Stock statements quarter-wise.

**Signature of Authorized person with seal**