

**Enq- 4102000037 dt 07.09.2020 - Procurement of BW Fittings (CS, AS & SS)
Techno-Commercial Terms**

Sl No	BHEL requirement
1	Quotation no
2	Quotation date
3	Currency of quote
4	Applicable GST % shall be indicated
5	<u>Technical requirements-</u> 1) TDG 102 Rev 09 and TDG 7328-002 is applicable. 2) Quality Plan QPG46 Rev 01 and 7328QPC22 rev01 is applicable. 3) Fabrication, Supply and Inspection shall be as per applicable TDG, Drawings and Quality Plan. 4) Packing procedure shall be as per PC-PKG-01. 5) EP shall be as per DRG 3-80-300-19825/04 if not indicated explicitly in the drawing.
6	<u>Technical deviations (if any)-</u> Bidders may note that except for the deviations listed in the 'Enquiry Deviation Format', the bid shall be deemed to comply with all the requirement in the bidding documents and the bidders shall be required to comply with all terms, conditions and specifications of the bidding documents irrespective of any mention to the contrary, anywhere else in the bid. Deviations taken by vendors (if any) are subject to BHEL approval. If deviation format is not submitted by bidder, it will be construed that the bidder complies to all the technical requirements of BHEL without any deviation.
7	<u>Delivery period-</u> 4 months from LOI / PO date. Mandatory to accept. Bids with higher delivery period shall be liable for rejection.
8	<u>Bid Validity-</u> Price Validity shall be sought for a period of 3 months from date of Part-I (Techno-commercial) bid opening OR 60 days from date of Price bid opening/reverse auction whichever is later.
9	<u>Delivery term-</u> 'FOR' BHEL Trichy / Site (all inc of P&F, F&I, testing, inspection charges etc).
10	<u>Liquidated Damage clause-</u> 0.5% of the price for each week of delay upto a maximum of 10% of the price of delayed / undelivered portion. For the purpose of LD calculation, BL date / LR date will be considered respectively for import and indigenous bidders. In case of deviation to BHEL's standard LD terms, loading will be applicable and will be limited to the extent to which it is not agreed to by the bidder.
11	<u>Evaluation & Ordering-</u> 1. Evaluation will be done Item wise. 2. Item wise ordering will be resorted to. 3. Minimum Order Quantity (MOQ) / Minimum Order Value (MOV) condition will not be accepted. Bids of such bidders (if any) insisting for MOQ / MOV will be rejected.
12	<u>Payment term-</u> 1. 100% payment after 60 days after receipt and acceptance of materials (site acknowledgement to be submitted in case of Direct to Site supplies). 2. For MSE bidders, Payment shall be MSME Act. For availing MSE benefits bidder shall submit relevant MSE documents prior to the start of work. No other payment terms will be accepted. If bidders propose for any other payment term other than indicated above, such bids will be rejected.
13	<u>Price Finalization-</u> Prices will be finalized by opening of Price bids (Bid Part-II) thru Sealed Price Bid Opening. BHEL may decide to negotiate with L1 vendor of price bids.(refer Annexure A for details).
14	<u>Cancellation / termination of contract, default / breach of contract and risk purchase-</u> As per BHEL's Standard Cost and Risk clause indicated in Annexure A enclosed. By submitting the bid, vendor explicitly accepts to BHEL's requirement. Bids deviating from BHEL's standard condition will be rejected.
15	<u>Purchase Preferences for the Enquiry-</u> If Make in India preference is applicable as per Annexure A to NIT, declaration format as per NIT shall be submitted. In the event of non-submission of declaration, purchase preference will not be extended to bidders.
16	<u>Purchase Preferences for the Enquiry-</u> If MSE preference is applicable as per Annexure A to NIT, supporting documents as per NIT shall be submitted. In the event of non-submission of supporting documents, purchase preference will not be extended to bidders.
17	All other terms and conditions other than those indicated above shall be as per Annexure A (General Terms and Conditions enclosed and Techno-commercial MOU (latest) signed with BHEL.

18	General note- Any disparity to terms indicated above, Annexure A and bidders offer, only the agreed terms and conditions above / Annex shall stand valid. Bidders terms and conditions which are in conflict will be ignored and will not be taken into consideration BUEF
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