**The enquiry is subject to our general terms & conditions of enquiry as well as general terms and conditions of purchase order as enclosed for ready reference. The enquiry shall also be subject to the following special conditions:**

|  |  |
| --- | --- |
|  | **ENQUIRY NO. E5103003R1 FOR RATE CONTRACT OF BRUSH GEAR LEAD SET AS PER BHEL DRG. NO. 34393080005 REV. 04. ONE SET CONSIST OF ITEM 1, 3 AND 4 OF VAR. 00 AND ITEM 02, 03 & 04 OF VAR. 01. EQUAL QTY OF VAR. 00 AND VAR. 01 TO BE SUPPLIED IN EACH LOT. REVERSE AUCTION SHALL NOT BE IMPLEMENTED FOR DETERMINING L-1 VENDOR IN ENQUIRY NO. E5103003R1.**  **RATE CONTRACT IS TO BE KEPT VALID FOR ORDERING UPTO 12 MONTHS FROM RATE CONTRACT FREEZE DATE. ORDERING WILL BE DONE AGAINST FIRM REQUIREMENT AS & WHEN NEEDED. RATE CONTRACT TO BE FINALIZED ON TWO SOURCES WITH QUANTITY DISTRIBUTION RATIO OF 65% & 35% TO L-1 AND OTHER BIDDER ACCEPTING L-1 RATES RESPECTIVLEY, SUBJECT TO MINIMUM 3 QUALIFIED BIDDERS. FOR ASCERTAINING BIDDER FOR 35% QUANTITY, HESG EQUIVALENT RATES OF L-1 BIDDER WILL BE SEQUENTIALLY COUNTER-OFFERED TO L-2, L-3 AND SO ON SEQUENTIALLY UNTILL ANY BIDDER ACCEPTS THE SAME. INCASE OF ONLY 2 QUALFIED BIDDERS, BHEL RESERVES THE RIGHT FOR DISTRIBUTION AMONG 2 BIDDERS. IN CASE OF ONLY ONE QUALFIFIED BIDDER OR IN CASE NO BIDDER AGREES TO ACCEPT THE COUNTEROFFERED HESG EQUIVALENT RATES OF L-1, BHEL MAY DECIED TO AWARD ENTIRE 100% QUANTITY TO L-1 BIDDER FOR THAT SPECIFIC ITEM. REFER ANNEXURE FOR DISTRIBUTION AS ATTACHED WITH NIT DOCUMENTS. RATE CONTRACT CAN BE SHORT CLOSED AT ANY TIME WITHOUT ASSINGING REASONS WHATSOEVER IT MAY BE. RATE CONTRACT QUANTITY IS TENTATIVE & MAY VARY BY +/-25% OR SO.**  **PRICE BASIS : FIRM PRICE. QUANTITY : 220 SETS. MAXIMUM QUANTITY : 220 + 25% I. E. 275 SETS. DELIVERY REQUIRED : DELIVERY SHALL BE WITHIN 60 DAYS FROM DATE OF PO FOR FIRST LOT OF 110 NOS. AND THEREAFTER EACH SUBSEQUENT LOT OF 110 NOS. SHALL BE WITHIN NEXT 30 DAYS FROM THE EARLIER LOT. BID SHOULD BE SUBMITTED ONLY THROUGH E-PROCUREMENT** **SITE** [**https://bhel.abcprocure.com/EPROC/**](https://bhel.abcprocure.com/EPROC/). **PLEASE SUBMIT YOUR TENDER IN 2 PART BID ON FIRM PRICE BASIS ONLY GENERAL / SPECIAL T & C OF ENQUIRY / PO ALONGWITH ANNEXURE - A ARE ENCLOSED. PLEASE FILL UP THE ANNEXURE-A PROPERLY AND SEND IT ALONGWITH YOUR OFFER. IDENTIFICATION MUST. INSPECTION BY TPIA AT VENDORS WORKS. IN CASE OF REJECTION OF MATERIAL, SUPPLIER TO ENSURE THAT MATERIAL SHOULD BE TAKEN BACK MAXIMUM WITHIN 2 WEEKS AFTER COMMUNICATION FOR RECTIFICATION/REPLACEMENT & SUPPLY BACK THE RECTIFIED/FRESH MATERIAL TO BHEL BHOPAL WITHIN 30 DAYS FROM REJECTION. IN 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. QAP – AS PER ATTACHED QA PLAN NO. QTM/TXM/VENDOR/QAP/2016-17/TM4303/BRUSH GEAR LEAD DT 12.08.2016 REV 01. REFERENCE DRG. NO. 34393080005.**  **THE BIDDER / SUPPLIER / CONTRACTOR WILL, WHEN PRESENTING THE BID ARE TO MADATORILY FILL THE DECLARATION WHETHER OR NOT OTHER FAMILY FIRMS OR SISTER CONCERN AFFILIATES / SUBSIDIARY FIRMS ARE PARTICIPATING IN THE SAME TENDER, SO AS TO ELIMINATE THE POSSIBILITY OF CARTEL FORMATION. THE FORMAT FOR DECLARATION IN AVAILABLE IN THE NIT DOCUMENTS FOR THIS ENQUIRY.**  **"No request for extension of tender due date will be entertained after due date and time of tender opening under any circumstances. Hence all vendors are requested to submit their bid well within due date and time only."** |
|  | Vendors who are not registered with BHEL are required to submit registration form duly (available at BHEL website www.bhelbpl.co.in) filled in all respect along with offer. In case of any deficiency observed in the registration form and documents during its evaluation, the offer of such vendor will not be considered. |
|  | Despite inspection by BHEL and or their authorized representative /customer at supplier works, final inspection will be done at BHEL works. This condition is to be essentially complied with. |
|  | **Please clearly mention the Delivery Schedule from the PO placement date indicating what will be the quantity and lead time to supply 1st Lot and at what rate it will be supplied.** |
|  | **Bidders should quote preferably on FOR destination, duly insured basis. BHEL reserves the right to load Ex-Works bids suitably or consider as deemed appropriate.** |
|  | **MSE suppliers can avail the intended benefits only if** they submit along with offer, attested copies of either EM II certificate having deemed validity (five years from the date of issue of acknowledgement in EM-II) or valid NSIC certificate or EM II certificate along with attested copy of CA certificate (Format enclosed as per Annexure – I where deemed validity of EM-II certificate of five years has expired) applicable for the relevant financial year (latest audited). Date to be reckoned for determining the deemed validity will be the date of bid opening ( 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 benefit shall be applicable for this enquiry if any deficiency in the above required documents are not submitted before price bid opening. If the tender is to be submitted through e-procurement portal, then the above required documents are to be uploaded on the portal. Documents should be notarized or attested by a Gazetted officer. |
|  | **Offer to be submitted strictly in two bid system only. However, for quotations submitted in single bid against our requirement of two-bid will be considered only if the bid is techno-commercially accepted without seeking any clarifications from the vendor. Otherwise the bid is liable to be rejected.** |
|  | During scrutiny of offer, suppliers are supposed to reply for clarifications, if any, within the stipulated time. |
|  | In case of technical/commercial deviations vendors have to be point wise separately indicated under the Heading “Technical/Commercial Deviations” along with reasons for taking such deviations. Bidders shall also quote the cost of withdrawal of deviation in the Price bid however “quoted” to be indicated in the unprice bid (i.e Part-I). In case the cost of withdrawal has not been indicated by the bidders no claim for price implication against withdrawal of deviations may be considered. Also refer clause ‘2.G’ of General Terms and conditions of Enquiry. |
|  | The bidder along with its associate/collaborators/sub-contractors/sub vendors/consultants/service providers shall strictly adhere to BHEL Fraud Prevention Policy displayed on BHEL Website <http://www.bhel.com> and shall immediately bring to the notice of BHEL management about any fraud or suspected fraud as soon as it comes to their notice. |
|  | *For this procurement, Public Procurement (Preference to Make in India) Order (PPP-MII Order), 2017 vide No. P-45021/2/2017-B.E.-II dated 15.06.2017, 28.05.2018, 29.05.2019 & 04.06.2020 and subsequent Orders issued by the respective Nodal Ministry shall be applicable even if issued after issue of this NIT but before finalization of contract/PO/WO against this NIT.*  *In the event of any Nodal Ministry prescribing higher or lower percentage of purchase preference and / or local content in respect of this procurement, same shall be applicable.* |
|  | *Vendors to also inform :*   1. **Self certification of Minimum Local content if more than 50% : Yes/ No.** 2. **Spell out details of location of value addition.** |
|  | **Margin of purchase preference to make in India is 20% as per Govt. of India Order No. P-45021/2/2017-BE-II DTD 15.06.17, 28.05.2018, 29.05.2019 & 04.06.2020 and subsequent Orders issued by the respective Nodal Ministry. Suppliers to comply & take a note of the same.** |
|  | **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.** |
|  | **No request for extension of tender due date will be entertained after due date and time of tender opening under any circumstances. Hence all vendors are requested to submit their bid well within due date and time only.** |
|  | **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.** |
|  | 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. GeM aims to enhance transparency, efficiency and speed in public procurement. Detailed Instructions/ Guides/ Videos/ FAQs for registration and processes are available on the portal (<https://gem.gov.in>).  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. |
|  | **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. BHEL'S DECISION IN SUCH SITUATIONS SHALL BE FINAL AND BINDING. |
|  | **Reverse Auction Applicability / Acceptance :**  It is declared upfront that **Enquiry No. E5103003R1 shall not be subject to Reverse Auction (RA).** Bidders may kindly ignore the Reverse Auction (RA) field if mentioned and asked for in enquiry template or else may proceed with choosing “NO” against same when asked to give their acceptance with the offer for participation in RA. |