

Ref. Enquiry No.: PE/PG/BIF/E-5982/2018, Dated 28/06/2018

DUE DATE
09-July-2018
BY 02:00 PM (IST)

CONDITIONAL TENDER ENQUIRY THROUGH E-PROCUREMENT

Dear Ma'am/Sir,

Subject : Tender Enquiry for "CONTROL VALVES (FDVs)" as per Technical Specification No. PE-TS-421-145-I801B, Rev.0 for 2X660 MW BIFPCL MAITREE KHULNA STPP-BANGLADESH.

Dear Sir/ Ma'am,

We are pleased to invite your offer in two parts strictly as per **Clause-2.0** of the "Instructions to Bidders" of GCC **Rev. 06** except through E- procurement system for the below mentioned equipment/system.

SCOPE	DESIGN, MANUFACTURE, INSPECTION AND TESTING AT MANUFACTURER'S AND/OR HIS SUB-CONTRACTOR'S WORKS, PROPERLY PAINTED AND PACKED (AS PER SEA-WORTHY PACKING SPECIFICATION) FOR TRANSPORTATION & DELIVERY OF <u>CONTROL VALVES (FDVs) WITH PNEUMATIC ACTUATOR ALONG WITH ACCESSORIES, START-UP/ COMMISSIONING/ E&C SPARES & MANDATORY SPARES</u> TO F.O.R. CHA GODOWN HALDIA PORT/ HALDIA PORT/ CHA GODOWN KOLKATA PORT/ KOLKATA PORT (FOR INDIAN BIDDERS) OR F.O.R. SITE (MAITREE SITE, KHULNA) (FOR BANGLADESHI BIDDERS) OR C&F MONGLA PORT BASIS (FOR FOREIGN BIDDERS) AS PER THE TOTAL SCOPE DEFINED IN VARIOUS VOLUME/SECTIONS OF THE TECHNICAL SPECIFICATION NO. PE-TS-421-145-I801B, Rev.0
PROJECT	2 X 660 MW MAITREE STPP-BANGLADESH
PACKAGE	CONTROL VALVES (FDVs)
QTY	AS PER BOQ GIVEN IN ANNEXURE I

Your best quotation/offer for the above requirement, in line with enquiry terms and conditions, should be submitted online via e-procurement portal (<https://bhel.abcprocure.com>). Please note that you have to submit bids in two parts (Techno-Commercial Bid and Price Bid) **via e-Procurement System**. In case you are not making an offer against this enquiry, you are requested to send a regret letter so as to reach us on or before the due date.

All corrigenda, addenda, amendments, time extensions, clarifications etc., to the tender will be hosted on websites only (www.bhelpem.com, www.bhel.com, <https://bhel.abcprocure.com>) under subject tender reference. Bidders are requested to visit our websites constantly to keep themselves updated. **Bidders may go through the Seller's manual & Help documents provided on E-procurement portal website and obtain required Digital Signature Certificate for participating in subject tender.** For Bidder's convenience, the Helpdesk nos. of E-procurement service providers are also listed in Annexure VIII to this NIT.

It shall be the responsibility of the bidder to ensure that the tender is submitted via e-PROCUREMENT SYSTEM (<https://bhel.abcprocure.com>) on or before the due date i.e. by 2:00 P.M. Part-I bids shall be opened at 3:00 P.M on the due date through e-procurement Portal.

Note :-

1. Please note that part supplies offered for Project shall disqualify the bidder's offer.
2. Late tenders are liable to be rejected.
3. Prices shall be firm.


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ENQUIRY TERMS AND CONDITIONS

Please refer GCC, Rev.06 which is available on www.bhelpem.com/Tenders.aspx. GST related corrigendum to GCC, Rev.06 is enclosed and same is to be considered along with GCC, Rev.06. Bidders are requested to go through the same while submitting the offer.

1. Offers should be submitted **ONLINE via e-Procurement System** separately in two parts as follows :
- Part-I: **TECHNO-COMMERCIAL BID** Part-II: **ONLINE PRICE BID**

For detailed instructions, please see clause no. 2 of "Instructions to Bidders of GCC Rev. 06".

2. If bidder uploads price bid in the unpriced section (techno-commercial attachment page) of the tender in e-procurement, in that case bidder(s) shall only be responsible for such mistake and any consequences thereof. Hence all bidders are requested to be more careful at the time of uploading the Unpriced and Price Bid for Part-I and Part-II respectively to avoid mismatch.
3. Bidders shall submit their offers meeting all the Terms and Conditions mentioned in this Enquiry Letter :
- **ANNEXURE-I:** To be furnished by the Bidders.
 - **ANNEXURE-II:** DEVITION SHEET (COST OF WITHDRAWAL) - To be furnished by the Bidders.
4. **ANNEXURE-II of GCC Rev. 06:** Bidders to note that Deviation sheet (Cost of Withdrawal, as per Annexure-II of GCC 06) is to be necessarily submitted along with offer. In case, no deviation is taken, bidder to quote "NIL" in the Deviation Sheet (Cost of Withdrawal) and submit the same duly signed and stamped along with offer. For multiple deviations, all deviations are to be mentioned in "Deviation Sheet" and "cost of withdrawal" should be mentioned separately against each deviation. Bidder to note all the points mentioned in "Notes" of Annexure-II to GCC Rev 06
5. If any bidder has mentioned the term Not Applicable / Not required / Not Quoted in BHEL price format. The bidder needs to substantiate the same. If the same item will be required in future for the system same will be supplied free of cost by bidder.
6. Purchaser shall be under no obligation to accept the lowest or any other tender and shall be entitled to accept or reject any/all tender(s) in part or full without assigning any reason whatsoever.
7. Tenderers must enclose the Quality Plan in the prescribed format, for approval. Equipment will be dispatched only after Purchaser's/Owner's inspection at the hold points specified in the approved Quality Plan and issue of Material Dispatch Clearance Certificate (MDCC).
8. All correspondence thereof, shall be addressed to the undersigned by name & designation and sent at the following address

Devendra Singh, Sr. Engr, PG-I M/s. Bharat Heavy Electricals Ltd., Project Engineering Management, Power Project Engineering Institute, HRD & ESI Complex, Plot No 25, Sector-16 A, Noida-201301,U.P.,INDIA E-MAIL : devendra.singh@bhel.in Ph. No. +91-120-4368877, +917503632335	HASEEN AHMED, MANAGER, PG-I M/s. Bharat Heavy Electricals Ltd., Project Engineering Management, Power Project Engineering Institute, HRD & ESI Complex, Plot No 25, Sector-16 A,Noida-201301,U.P.,INDIA E-MAIL : haseenahmed@bhel.in Ph. No. +91-120-4368729, +919871116747
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9. Delivery Schedule :

Main Supply - "Six (06) months from the date of "drgs/docs approval in CAT-I" or "manufacturing clearance issued by BHEL", whichever is earlier. This is subject to bidder's 1st submission of drawing/docs within two weeks from the date of PO. Vendor to re-submit documents, if any, within 10 days only, taking care of all the comments of BHEL/customer. Any deficiency in submitted documents w.r.t agreed specification/comments from BHEL shall be treated as non-submission. In case, there are delays in submission/resubmission of documents beyond the stipulated time frame indicated above, that much days of delay would be reduced from the delivery period. The vendor shall be responsible for getting approval from BHEL as early as possible and BHEL will support the process, in full, within above time frame and terms & conditions.

Mandatory spares: To be delivered within 04 months from manufacturing clearance. Separate dispatch/manufacturing clearance will be issued for mandatory spares.

10. Delivery in bidder's scope shall be till :

- A) For Indian Bidders** - CHA GODOWN HALDIA PORT/ HALDIA PORT/ CHA GODOWN KOLKATA PORT/ KOLKATA PORT
- B) For Bangladeshi Bidders** - MAITREE SITE, KHULNA
- C) For Foreign Bidders** - MONGLA PORT

11. Pre-Qualifying Requirement :

Bidders are requested to furnish the details as per "TECHNICAL PRE-QUALIFYING REQUIREMENTS" (enclosed with the enquiry document). Along with the offer, bidders to furnish all legible & valid documents required for Technical PQR. The same shall be properly co-relating with respective clause of PQR. Bids of only those bidders, who meet the Technical pre-qualifying requirements, shall be evaluated.

12. Evaluation will be done overall L1 (Total cost to BHEL excluding GST) basis with necessary loading as applicable

13. Bidders to note for compliance that this is a conditional enquiry (Open Domestic Tender), and the price bid (Part II) opening/RA shall be subjected to following criterion :

- a) Fulfilment of Technical pre-qualifying requirements & Techno-commercial qualification/recommendation of bidder by BHEL-PEM
- b) Approval of bidder by Customer: Approval shall be taken up by BHEL with customer based on the credentials/ reference list (for bidders presently not approved by customer).
- c) Bidder, who are approved by NTPC in any NTPC/BHEL project for subject package, shall be considered as approved by end customer for this tender subject to the fulfilment of the conditions, if any, mentioned in the NTPC approval letter. Bidder must furnish their NTPC approval letter for subject package in lieu of the credentials mentioned at S.No. (b) above.

14. The bidders (who are not registered with BHEL-PEM)- Online Registration Portal is operational in BHEL. Non-registered bidders, who wish to apply for registration with BHEL-PEM, have to apply through Online Registration Portal available at www.bhelpem.com → vendor section → Online Supplier Registration. All credentials and/or documents duly signed and stamped related to registration has to be uploaded on the website and submit the application for registration. One set of hard copy of the filled-up SRF downloaded from Online Registration Portal duly signed and stamped has to be submitted to BHEL-PEM.

15. Over all (%) variation in contract value: The variation on overall package value due to changes in the scope shall +/-10%


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16. BHEL reserves the right to go for Reverse Auction (RA) (Guidelines as available on www.bhel.com) instead of opening the sealed envelope price bid, submitted by the bidder. This will be decided after techno-commercial evaluation. Bidders to give their acceptance with the offer for participation in RA. Non-acceptance to participate in RA may result in non-consideration of their bids, in case BHEL decides to go for RA.

Those bidders who have given their acceptance to participate in Reverse Auction will have to necessarily submit 'Process compliance form' (to the designated service provider) as well as 'Online sealed bid' in the Reverse Auction. Non-submission of 'Process compliance form' or

'Online sealed bid' by the agreed bidder(s) will be considered as tampering of the tender process and will invite action by BHEL as per extant guidelines for suspension of business dealings with suppliers/ contractors (as available on www.bhel.com).

The bidders have to necessarily submit online sealed bid less than or equal to their envelope sealed price bid already submitted to BHEL along with the offer. The envelope sealed price bid of successful L1 bidder in RA, if conducted, shall also be opened after RA and the order will be placed on lower of the two bids (RA closing price & envelope sealed price) thus obtained. The bidder having submitted this offer specifically agrees to this condition and undertakes to execute the contract on thus awarded rates.

If it is found that L1 bidder has quoted higher in online sealed bid in comparison to envelope sealed bid for any item(s), the bidder will be issued a warning letter to this effect. However, if the same bidder again defaults on this count in any subsequent tender in the unit, it will be considered as fraud and will invite action by BHEL as per extant guidelines for suspension of business dealings with suppliers/ contractors (as available on www.bhel.com).

As a reminder to the bidders, system will flash following message (in RED Colour) during the course of 'online sealed bid':

"Bidders to submit online sealed bid less than or equal to their envelope sealed bid already submitted to BHEL".

17. Detailed guidelines of reverse auction 2016 are available in "information section" of www.bhelpem.com and the same are applicable for subject tender and in addition to RA guideline 2016, following points also be part of RA:

"The Bidders has to quote the Single Price (i.e. Total Cost to BHEL excluding GST) in Reverse Auction. Price are to be inclusive of Packing & Forwarding charges, all the routine & type tests as per tender scope, Freight as applicable, including loading (if any). De-loading (if any) shall be done in line with NIT/SCC/GCC terms".

18. **Guarantee period for this tender shall be till 23/08/2023.**

19. CIF is not available for the subject package.

20. Successful bidder shall abide by all Applicable Laws, Rules and Regulations of Bangladesh relating to the execution of contract and performance of work. Successful bidder shall obtain and maintain all consents, permits and licenses that are required under Applicable Laws of Bangladesh.

21. Standard pre-printed terms & conditions of the tenderers (other than BHEL format) shall not be considered valid.

22. Unsolicited fresh/revised price bids shall not be entertained.


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23. Inspection shall be done by BHEL/End Customer/Third party Agency (finalized by BHEL).
24. L1 bidder will have to submit BG as per format enclosed with Enquiry Letter (NIT) instead of format mentioned in GCC, Rev.06.
25. No announcements, press releases, handouts or photographs for publication etc. relating to purchase-order/work-order or any part of the supply/work shall be issued or released by successful bidder without BHEL's prior written approval.
26. 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.
27. Foreign and indigenous bidders participating through open tender will necessarily have to buy class III DSCs issued by the certifying authorities in India. Basic procedure/checklist has been uploaded on www.bhel.com for participating in future tender enquiries through e procurement.
28. The offers of the bidders who are on the banned list as also the offers of the bidders, who engage the services of the banned firms, shall be rejected. The list of banned firms is available on BHEL website www.bhel.com.
29. Following Government notifications (attached with NIT as annexure VII) shall be applicable for GST for exports:
- a) Notification No. 41/2017-Integrated Tax (Rate) dt. 23.10.2017 regarding IGST @0.1%
 - b) Notification No. 40/2017-Central Tax (Rate) dt. 23.10.2017 regarding CGST @0.05%
 - c) Notification no. 1663 dt. 16.11.2017 regarding SGST @0.05%
30. RBI circular no FED.CO.TRADE(EXD)/3543/05.11.001/2017-18 dated 18.10.2017 is enclosed as Annexure-VI.
31. Price Bid should be free from correction, overwriting, using corrective fluid, etc. Any interlineation, cutting, erasure or overwriting shall be valid only if they are attested under full signature(s) of the person(s) signing the bid else bid shall be liable for rejection.
32. The order of precedence shall be NIT/RFQ, Special Conditions of Contract (SCC), and General Conditions of Contract (GCC, Rev.06) in conjunction with GST related corrigendum.
- 33. Bidders have to quote freight charges in percentage of their quoted Total Ex-works prices.**
34. L1 bidder will have to submit Bank Guarantee as per format mentioned in Annexure – IV instead of format mentioned in GCC rev. 06
35. Foreign Bidders will have to quote C&F (Cost & Ocean Freight) basis instead of FOB as per following terms & conditions:
- a) As per Incoterms (CFR), risk transfers to buyer when the goods have been loaded on board the ship in the country of Export. Hence, shipped on board date mentioned on the clean Bill of Lading or Air way Bill, shall be treated as the date of Shipment/ Dispatch for all contractual purposes including calculation of LD.


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- b) Usance period (90 days) of the L/C shall start from the date of Bill of lading/Air Way Bill.
- c) Bill of Lading shall be considered as equivalent document (refer clause 9.7.1 b OF GCC rev-06) for recognition of dispatch.
- d) For claiming payment under clause 9.1.1 and 9.2.1 Bill of lading shall be considered instead of receipted LR (refer clause 9.7.2 b of GCC rev-06)
- e) Freight is to be quoted as inclusive in basic price by vendor and is not to be quoted separately.
- f) Insurance for evaluation purposes shall be @ 0.1 % of quoted C&F price.
- g) There will be no change in MRC payment. In case MRC is not received within 120 days from the date of Bill of lading, Bill of lading shall be treated as MRC for vendor payment purpose. Accordingly, 10% MRC payment shall be made within 180 days from the date of Bill of lading/Air way bill.

36. Please note that all correspondences from BHEL-PEM before Part-1 opening, shall also be part of NIT

37. All the tender documents shall automatically become a part of the Order/Contract after its finalization.

38. All other terms and conditions shall be as per GCC REV 06 along with its GST Corrigenda, SCC REV 00, NIT, and Technical Specification No.- PE-TS-421-145-I801A

39. Please note that detailed offers is to be submitted including the following along with the Price schedules as per BHEL format enclosed with NIT :

- Acceptance of GCC, Rev.06 along with its GST related corrigendum.
- Acceptance of Special Conditions of Contract.
- TECHNICAL Pre-Qualifying Requirement (PQR).
- Technical Deviations and commercial deviations (if any) as per Annexure-II of GCC, Rev.06, refer Sl.No. 4 of this NIT.
- Along with your offers, please submit a copy of this letter duly signed & stamped on each page as token of acceptance of all terms & instructions conveyed.
- Un-Priced price schedules (format) duly filled in 'Quoted' or 'Q' in each column/row.
- Guarantee clause as per Sl. No. 18 of this NIT.

Note : Tenderer must submit UN-PRICED Price schedule duly filled mentioning the word "QUOTED" in place of actual price. The actual price is to be filled in separately and submitted in sealed price bid.

Thanking You.

Yours faithfully,

For and on behalf of BHEL



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Enclosures :

1. Technical Specification for the package (Ref. No. PE-TS-421-145-I801B REV. 00).
2. Sea worthy packing instructions for export Jobs (Ref. No. PE-TS-888-100-A001).
3. Technical PQR no. PE-PQ-999-145-I001
4. Annexure-I - BOQ
5. Annexure-II for cost of withdrawal of Deviations.
6. Annexure-IV, New BG format
7. Annexure V - Project Information
8. Annexure VI (RBI Circular)
9. SCC rev. 00 for 2X660 MW BIFPCL MAITREE KHULNA STPP.
10. Guidelines regarding dealings with Indian agents of Foreign Suppliers



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11. Annexure-VII Govt. Notifications regarding applicable GST for exports: i) Notification No. 41/2017- Integrated Tax (Rate) dt. 23.10.2017 regarding IGST @0.1% ii) Notification No. 40/2017- Central Tax (Rate) dt. 23.10.2017 regarding CGST @0.05% iii) Notification no. 1663 dt. 16.11.2017 regarding SGST @0.05%
12. Annexure VIII List of Helpdesk Nos. of E-Procurement Service Providers.
13. GCC Rev- 06 & corrigendum to GCC Rev. 06 (As available on www.bhelpem.com).
14. Reverse Auction guideline (As available on www.bhelpem.com).
15. BHEL fraud prevention policy (As available on www.bhelpem.com).
16. Letter from MHI& PE regarding declaration of UAM number by MSE bidders on CPP portal