



Ref. Enquiry No.: PE/PG/BIF/E-6284/2019, Dt. 07.08.2019

DUE DATE
17-Aug-2019
BY 02:00 PM (IST)

Dear Ma'am/Sir,

Subject: Tender Enquiry of **FIRE TENDERS** as per Technical Specification No. **PE-TS-421-550-A001** for **2 X 660 MW BIFPCL MAITREE KHULNA STPP-BANGLADESH**.

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.

This enquiry is intended to cover design (i.e. preparation and submission of drawing /documents including "As Built" drawings and O&M manuals), engineering, manufacture, fabrication, assembly, inspection / testing at vendor's & sub-vendor's works, painting, maintenance tools & tackles, fill of lubricants & consumables as required, forwarding, proper packing of accessories, shipment and delivery of **FIRE TENDERS** as per NIT and carrying out Performance guarantee / Functional / Demonstration tests at site, training of customer/client O&M staff, temporary registration, permanent registration and required vehicle insurance and handover in flawless condition to the end customer complete with all accessories for the total scope defined including supply of fire safety equipments including extended warranty for vehicles as per BHEL NIT & tender technical specification (PE-TS-421-550-A001) as specified above, amendment & agreements till placement of order. The bidder's scope shall also include any other services, etc. if called for in the succeeding sections of the specification.

Please note that you have to submit bids in two parts (Techno-Commercial Bid and Price Bid) separately **ONLINE 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.

Your best quotation/offer for the above requirement, in line with our terms and conditions, should be submitted online via e-procurement system. It shall be the responsibility of the bidder to ensure that the Tender is submitted on or before the due date by 02:00 PM (IST). Part-I bids shall be opened at 04:00 PM (IST) on the due date. Bidder to note that no extension shall be given to submit their offer.

IMPORTANT NOTE: Bidder to note that this is a conditional enquiry and the price bid (Part-II) opening/RA shall be subject to fulfilment of Technical Pre-Qualifying Requirements and Approval by end-Customer.

INSTRUCTIONS REGARDING SUBMISSION OF OFFER:

1. Please refer GCC Rev-06 also corrigendum to GCC Rev. 06 which is available on www.bhelpem.com. Bidders are requested to kindly download the same. Bidders are advised to go through the same while submitting the offers.
2. Offers should be submitted **ONLINE via e-Procurement System** separately in two parts as follows:

Part-I: **Online TECHNO-COMMERCIAL BID** Part-II: **Online PRICE BID**
(For detailed instructions, please see clause no. 2.0 of "Instructions to Bidders" of GCC (Rev. 06).
3. Tenders shall be submitted strictly in accordance with the requirements of the above tender documents. Deviations (Technical as well as Commercial), if any, shall be listed out separately as per **Annexure-II of GCC Rev 06**. Tenders shall be uploaded strictly in accordance with the requirements of the above tender documents. Deviations (Technical as well as Commercial) from NIT are generally not acceptable, if any, Technical deviations and Commercial deviations shall be furnished in "Cost of Withdrawal sheet" (as per Annexure-II of GCC Rev. 06) only under the headings "TECHNICAL DEVIATIONS" and "COMMERCIAL DEVIATIONS" respectively, along with reasons for taking such deviations.



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4. 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.
5. Standard pre-printed terms & conditions of the tenderers shall not be considered valid. Unsolicited fresh/revised Price Bids shall not be entertained.
6. 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.
7. 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.
8. 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.
9. Bidders have to submit their credentials, in customer format, required for approval from customer along with their offer. Customer format is part of enquiry documents.
For registration in BHEL PEM- Online registration portal is operational, Non-registered Vendors who wish to apply for registration in BHEL-PEM can 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. Above shall be part of NIT.
10. 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 shall be uploaded on www.bhel.com for participating in future tender enquires through E-procurement.
11. **Bidders may go through the Sellers' manual & Help documents provided on E-Procurement Portal website & obtain required Digital Signature Certificate for participating in the subject Tender. For Bidders' convenience, the Helpdesk Nos. of E-Procurement Portal mjunction are also listed below: +91-79-68136819/809/862/867/823/872/842**

12. All correspondence, thereof, shall be addressed to the undersigned by name & designation and sent at the following address:

Mr. Devendra Singh/ Sr. Engr/PG-1
M/s Bharat Heavy Electricals Ltd.,
Project Engineering Management,
Power Project Engineering Institute,
HRD & ESI Complex,
Plot No 25, Sector-16 A, Noida-201301
Kind Attn: Devendra Singh / PG-1
E-MAIL: devendra.singh@bhel.in
Ph. No. 0120-4368877
Mob:7503632335

Mr. Haseen Ahmed/ Sr. Manager /PG-1
M/s Bharat Heavy Electricals Ltd.,
Project Engineering Management,
Power Project Engineering Institute,
HRD & ESI Complex,
Plot No 25, Sector-16 A, Noida-201301
Kind Attn: Haseen Ahmed / PG-1
E-MAIL: haseenahmed@bhel.in
Ph. No. 0120-4368729
Mob: 9871116747



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COMMERCIAL TERMS AND CONDITION:

1. **Delivery:** Following is the delivery schedule for this package:

Main Supply (along with Accessories and Maintenance Tools & Tackles): - Delivery Schedule shall be Eight (08) months from the date of drgs. / docs. approval in CAT-I or manufacturing clearance by BHEL, whichever is earlier. Drawing / Documents submission / re-submission schedule shall be as per Sec.-II, Annexure IX of Technical Specification. In case, there is delay in submission / re-submission of drawings / documents then that much delay will be reduced from the delivery period. Drawings mentioned from S.No.1 to 6 of Annexure IX are linked to manufacturing and shall be considered for delay analysis.

Performance Demonstration Test: - Vendor has to depute their personnel at site for Performance Demonstration within One (01) month from the date of intimation from BHEL.

2. In case there is delay in Supply of Fire Tenders, LD shall be applicable as per Clause No. 16.0 of GST related Corrigenda to GCC, Rev. 06.
In case of delay in deputing the vendor representative for Performance Demonstration Test, LD@0.5% per week shall be applicable on Ex-Works Prices of Performance Demonstration Test. Maximum LD shall be 10%.
LD for delay in deputing the vendor representative for Performance Demonstration Test, shall be over and above the Supply LD. However, the Total LD shall be limited to 10% of the Total Ex-Works of the P.O.
3. Bidders to note that this is a conditional enquiry (Open domestic Tender), and the price bid (Part-II) opening/RA shall be subject to following criterion:
- Fulfilment of Technical pre-qualifying requirements & Techno-commercial qualification/recommendation of bidder by BHEL-PEM.
 - Approval of bidder by Customer (who are not approved by customer): Approval shall be taken up by BHEL with customer based on the credentials/reference list.
 - 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.
4. **Evaluation will be done on overall L1 (Total cost to BHEL) basis, excluding GST, upto delivery point mentioned in point no. 03 of SCC rev. 01**
5. "Individual Vehicles Total Performance Demonstration" charges (ex-works) shall be minimum 4% of Total Ex-Works Prices of Individual Fire Tender. In case of failing so, same shall be adjusted to 4% and supply prices shall be reduced proportionately. Adjusted prices shall be considered for evaluation as well ordering.
6. Bidder shall arrange necessary temporary registration, permit required (if any), and insurance as applicable and further permanent registration, permit (if any), and required vehicle insurance of supplied vehicles.
7. Incomplete offer or offer for part of NIT BOM/BOQ shall be summarily rejected.
8. **"Guarantee period for this tender shall be till 23/08/2023". Supply and services during guarantee period for Foam cum water tenders as well as for Ambulance shall be in bidder's scope.**
9. Prices shall be firm till completion of contract.
10. There will be NIL variation in overall contract values (due to changes in scope).
11. Deviations (Commercial as well as Technical) from NIT are generally not acceptable. In case there are deviations from NIT, the tenderer shall give cost of withdrawal of such deviations as per annexure-II of GCC Rev 06. [Deviation Sheet (Cost of withdrawal)].



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12. 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.
13. Any taxes & Duties applicable on the date of bid but not quoted by the bidders shall be to bidder account.
14. Bidders have to quote freight charges in percentage of their quoted Total Ex-works prices.
15. Payment terms shall be as per clause no. 9.2 of GCC Rev-06 & corrigendum to GCC Rev. 06.
16. All the tender documents shall automatically become a part of the Order/Contract after its finalization.
17. **Inspection Agency:** -Vendor shall give inspection call on BHEL-CQS website to applicable inspection agency with a copy of inspection call to BHEL-PEM for arranging customer participation (If applicable) in inspection/Joint inspection on the proposed date with the advance notice of 15 working days. Inspection charges shall be paid by BHEL-PEM.
18. Bank Guarantee Format as enclosed in NIT as per Annexure –IV to be followed.
19. CIF is not available for subject package.
20. 5% overhead charges are to be considered instead of 30% [presently in GCC rev-06 clause 26.2 (b)] in the event of implementation of Risk & Cost option on Non-performing and/or Defaulting Contractors/ Suppliers.
21. As per OM No.F.5/4/2018-PPD dtd: 28.02.2018 regarding declaration of UAM number by MSE bidders on CPPP is mandatory, all MSE bidders will be asked to furnish UAM documents, otherwise they will not be able to enjoy the benefits of public procurement policy for MSEs order, 2012.
22. Following Government notifications (attached with NIT) 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%.
23. RBI circular no FED.CO.TRADE(EXD)/3543/05.11.001/2017-18 dated 18.10.2017 as enclosed is applicable.
24. No announcements, press releases, handouts or photographs for publication etc. relating to purchase order or any part of the supply shall be issued or released by successful bidder without BHEL's prior written approval.
25. In case of joint bidding, Bidders shall be required to furnish scope matrix which should be clearly defined between foreign bidder and their Indian representative along with the offer for the Main Supply and Erection & Commissioning.
26. 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.
27. For this procurement, public procurement (**Preference to Make in India**), Order 2017 dated 15.06.18, 28.05.18 & 29.05.2019 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 % of purchase preference and/ or local content in respective of this procurement, same shall be applicable.

Min. Local content value for subject tender is 100%, & it may vary in case department of industrial Policy and Promotion (DIPP) issue any new (revised) circular in future, the same % of content shall be informed as & when we receive from above authorities.


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28. MSME/Start up Vendors to submit applicable documents along with their offer for availing the benefits as per GOI guidelines. Further PEM is already registered with RXIL (TReDS) Platform. You are requested to get registered with **RXIL (TReDS)** Platform to avail the facility as per **GOI guidelines**.
29. BHEL (SS&P, COM New Delhi) Circular no. 44 of 2018-19 dated 30.11.2018 and Circular No. 46 of 2018-19 dated: 02.01.2019 based on ministry guidelines for PPP for MSEs Amendment Order, 2018 (enclosed).
30. BHEL reserves the right to go for Reverse Auction (RA) (Guidelines as available on www.bhel.com) instead of opening the 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 Color) 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"

Detailed guidelines of reverse auction 2016 are available in "information section" of [www. bhelpem.com](http://www.bhelpem.com), same are applicable for subject tender.

31. Foreign Bidders will have to quote C&F (Cost & Ocean Freight) basis instead of FOB as per following terms & conditions:
- 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.
 - Usance period (90 days) of the L/C shall start from the date of Bill of lading/Air Way Bill.
 - Bill of Lading shall be considered as equivalent document (refer clause 9.7.1 b OF GCC rev-06) for recognition of dispatch.
 - 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)
 - Freight is to be quoted as inclusive in basic price by vendor and is not to be quoted separately.
 - Insurance for evaluation purposes shall be @ 0.1 % of quoted C&F price.
 - 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.

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


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33. All other terms and conditions shall be as per GCC REV 06 along with its GST Corrigenda, SCC REV 01, NIT, and Technical Specification No.- PE-TS-421-550-A001.
34. Revised Integrity Pact (IP) as issued along with tender documents to be signed by authorised signatory and to be submitted along with techno-commercial bid instead of format as given in Annexure IX of GCC rev. 06. Only those bidders who commit themselves to such a pact with BHEL, would be considered competent to participate in bidding process. In other words, submitting duly signed IP is a preliminary qualification.

Note: No routine correspondence shall be addressed to the IEM (phone/post/email) regarding the clarifications, time extensions or any other administrative queries etc. on the tender issued. All such clarification/ issues shall be addressed directly to the tender issuing (procurement) department officials whose contact details are provided at point no. 12

35. 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.3 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. 8 of this NIT (Commercial Terms & Conditions).

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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SR. ENGR/PG1

Enclosures :

1. Technical Specification for the package (Ref. No. PE-TS-421-550-A001).
2. Sea worthy packing instructions for export Jobs (Ref. No. PE-TS-888-100-A001).
3. Technical PQR no. PE-PQ-421-550-12000-A001
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. IP Pact
10. SCC rev. 01 for 2X660 MW BIFPCL MAITREE KHULNA STPP.
11. Guidelines regarding dealings with Indian agents of Foreign Suppliers
12. 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%



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13. Annexure VIII List of Helpdesk Nos. of E-Procurement Service Providers.
14. GCC Rev- 06 & corrigendum to GCC Rev. 06 (As available on www.bhelpem.com).
15. Reverse Auction guideline (As available on www.bhelpem.com).
16. BHEL fraud prevention policy (As available on www.bhelpem.com).
17. Letter from MHI& PE regarding declaration of UAM number by MSE bidders on CPP portal
18. BHEL (SS&P, COM New Delhi) Circular no. 44 of 2018-19 dated 30.11.2018 and Circular No. 46 of 2018-19 dated: 02.01.2019 for Public Procurement Policy for MSEs Amendment Order, 2018