

**BHARAT HEAVY ELECTRICALS LIMITED**

(A Government of India Undertaking)

PIPING CENTRE, ANCILLARY DEVELOPMENT

80, Gopathy Narayanasamy Road, T.Nagar, Chennai – 600 017.

Phone : 28161251, 28161320

Fax : 044 -28158824

PUR 002/01

INDIGENOUS ENQUIRY	ENQUIRY REFERENCE	DATE
	4601700009 E	28.11.2017
As per list enclosed	<i>DUE DATE FOR QUOTATION: 19.12.2017</i>	
	THIS IS ONLY A REQUEST FOR QUOTATION AND NOT AN ORDER	

Suppliers Are Requested To Go Through Terms & Conditions Before Submission of Offers

Sl. No.	Material Code	Description & Specification	Unit	Qty.	DELIVERY SCHEDULE		
					Qty.	Date	Remarks
-	-	MANUFACTURE OF CLAMPS - SA387 GR-91 WITH BHEL MATERIALS	MT	1600	STAGGERED	AS PER P.O	

Encl. To Enquiry:

1.General Terms 2. Terms & Conditions 3.General Conditions 4.Special terms and conditions.
5.Overall Points 6. PQR Bid 7. Technical Bid 8. Price Bid 9. List of Indicative Drgs. 10. Integrity Pact
11.Quality Plan - QPG : 76 REV03, 12.Indicative clamp details. 13.Indemnity Bond. 14.Packing
procedure. 15. Clamp Manufacturing Process 16.BG format

Dear Sirs,

Please submit your lowest quotation in eProcurement Portal, subject to our terms and conditions
overleaf, for the above materials on or before the due date 19.12.2017 by 2 P.M.

1. Quotations will be opened at 3:00 P.M. on the due date
2. Price should be net FOR destination inclusive of risk in transit and remain valid for 3 months from the price bid opening / reverse auction date.
3. Our GSTN Code 33AAACB4146P2ZL
4. If the enquired items are coming under D.G.S & D rate contract, please indicate the rate contract prices duly sending a copy of the rate-contract along with your offer.
5. No revision of prices will be entertained after tenders are opened.
6. Manufacturer's name, brand name, trade mark or patent No. if any should be specified.
Illustrative leaflets giving particulars are required along with quotation wherever necessary.
7. Products with I.S.I. certification marks will be preferred.
8. The purchaser shall be under no obligation to accept the lowest or any other tender and shall be entitled to accept or reject in part or full without assigning any reason what so ever.
9. Late tenders are liable to be rejected.
10. Any deviations to the enquired Technical and Commercial conditions shall be clearly indicated in the covering letter of the quotation.

Yours faithfully,

P.T. HEMA CHANDRAN
Sr. Manager / Outsourcing
BHEL - Piping Center
BHARAT HEAVY ELECTRICALS LIMITED
T. Nagar, Chennai - 600 017.

Enquiry for Fabrication of Pipe Clamps-SA387 Grade-91 material on Conversion Basis with BHEL Material Enquiry No : 4601700009 E dt 28.11.2017 due on 19.12.2017

To,

All Eligible Vendors

OPEN TENDER

Dear Sirs,

Sub: Fabrication of Pipe Clamps - SA387 Grade 91 material on conversion basis with BHEL Material - Framework agreement for 18 months.

BHEL - Piping Centre, T.Nagar, Chennai - 600017, hereby invites offers for the manufacture of Pipe Clamps - made out of SA 387 Grade 91 plates with BHEL material , as per enclosed / attached details and request to submit your offers by 14:00 Hrs on or before 19.12.2017 in Three Parts as below in the E-procurement website <https://bheleps.buyjunction.in>.

Tender will be opened (Part-I PQR Bid) at 15:00 Hrs on 19.12.2017.

The Approximate total quantum for this framework agreement is 1600 MT.

Part I: Pre-Qualification Requirement (PQR) evaluation

Part II: Techno Commercial part accepting technical requirements and commercial conditions "without filling the Price portion "

"MONEY VALUE SHOULD NOT BE INDICATED IN THIS PART".

Part III: Price bid with filled up values called for as per format enclosed.

The following are enclosed for information:

1. A. General Requirements, B.Terms and Conditions, C. General Conditions, D. Special Terms and Conditions. E. Overall Points
2. Format for
 - Annexure- P - Pre-Qualification Requirement (PQR)
 - Annexure- A - Techno Commercial offer
 - Annexure- B - Price Bid Format

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- Annexure- C - Indemnity Bond format
- Annexure- D - Integrity Pact format
- Annexure- E - Bank Guarantee format
- Annexure- F - Declaration
- Annexure- G - Packing procedure
- Annexure- H1 - Indicative Clamp Details
- Annexure- H2 - Clamp Manufacturing process
- Annexure- H3 - Cutting Plan Norms
- Quality Plan: QPG 076 Rev 03
- Indicative Clamp Drawings.

3. E-procurement:

This Tender shall be processed via E-procurement portal <https://bheleps.buyjunction.in>. Hence vendors are requested keep note of below Points:

- a) Vendor shall download all attachments as mentioned in above points 1 to 2.
- b) Vendor shall fill in **Annexure P - PQR evaluation format**, **Annexure A - Techno Commercial Offer** & **Annexure B - Price Bid** (All in Encrypted Excel format) and upload the same in E-procurement website.
- c) Vendors shall take a print out of the **Annexure F Declaration**, fill the same with seal & Signature. The **Annexure F Declaration** shall be scanned and uploaded as an attachment separately.
- d) Vendors shall also upload the MSE document (if applicable) as per Clause no: 8.0 of General Requirements.
- e) Vendors shall take a print out of the Integrity Pact, fill the same with seal & Signature. The integrity pact shall be scanned and uploaded as an attachment separately.

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Note:

The following details to be furnished along with the offer

- Complete postal address with Pin Code.
- Contact Person /s, Phone No, Mobile No, FAX No, Email ID etc.

Any other terms or conditions mentioned in your offer other than the above mentioned formats will not be evaluated and will be considered null & void. Hence your offer shall contain **ONLY** the above mentioned formats.

For verification of data submitted towards evaluation of bidder's capability, BHEL may decide to visit the bidder(s) works. Any fact found deviating from submitted data shall make the bidder liable to be disqualified.

Kindly submit your bids well before the due date.

Guidance to bidders for Submission of Offer in E-procurement

a) Invitation for bid

Tenders are invited through electronic mode from eligible suppliers for the fabrication and supply of SA387 Grade 91 Pipe Clamps with BHEL Material, on Framework Agreement basis for a period of 18 months. The offers shall be submitted in the E-procurement portal before the due date and time. The offer shall be submitted on three-part basis as specified. Bids shall be submitted through E-procurement portal, <https://bheleps.buyjunction.in>.

b) Hardware and Software requirements for participating in e-tender

- I. A Computer with internet connectivity (Internet Explorer Version 9 and above).
- II. Digital Signature Certificate (Class 3- SHA2-2048 BIT- with both Signing and Encryption component separately).
- III. JAVA (Version 7 Update 51 or any other updated versions of JAVA7)

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c) Instructions for Registered Suppliers

An automated email alert regarding issue of the Tender will be sent by the E-procurement portal to all Suppliers registered with BHEL, PC for the item/s for which the tender is issued.

Registered suppliers with registered DSC will have to login with their user id/password & DSC and search for the Open Tender. On clicking the "Interest" button, they will get attached to that particular Open Tender.

Registered suppliers without DSC will have to first register themselves in <https://bheleps.buyjunction.in> as new supplier by clicking the "New Supplier" button.

To know the procedure for obtaining Digital Signature Certificate (DSC), suppliers who are not having the DSC are advised to visit our website www.bhel.com >> **Tender Notifications >> *Sample checklist to obtain Class-III Digital Signature Certificates (DSCs) for participating in tenders floated through E-procurement***

d) Instructions for new suppliers wishing to bid against open tenders

All New and unregistered suppliers wanting to bid against this tender will have to first register themselves in <https://bheleps.buyjunction.in> as new supplier by clicking the "New Supplier" button.

After entering the Income Tax Permanent Account Number (PAN) details and pressing "Enter", they have to click the "Interested" button against the respective BHEL Unit for which they want to participate in the Open Tender and also fill up other relevant Company information as a one-time activity.

Then, a box for filling in a "preferred login id" will appear at the top of the page. After giving the "preferred login id" and then clicking the "Next" button, Supplier

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would have to map their DSC (which will be activated by M/s MJunction Services Limited), if available. Or else, by pressing "skip" button and selecting relevant procurement category from the list available in the next page and "agreeing" to the BHEL's terms & conditions, user id and password will be generated/activated once in 2 hours and mailed to their registered email id. Using this user id and password, Supplier has to login and map the Digital Signature Certificate they have purchased to their code.

The DSC will then be activated by M/s MJunction Services Limited. As required by the tender, the necessary documents (Pre-Qualification requirements, Techno-commercial bid & Price bid) have to be filled-in Excel format, in the provided template.

Additional documents required are to be scanned and uploaded as .pdf file. Suppliers are advised to take note that the maximum space that is provided for uploading the documents that are to be attached is 300 MB.

However the size of an individual document cannot exceed 10 MB. For any clarification on submission of offer on line, attention of the Supplier/s is invited to our document "Supplier Manual" hosted in the homepage of the E-procurement portal. During normal business hours, helpline maintained by the service provider M/s MJunction is available for clarifying any doubts of supplier/s. The helpline numbers are 09840704941 or 09500199108.

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Note:

All **New bidders** shall register themselves with BHEL Piping Centre - Sub Contractors via BHEL Online Vendor registration system - <https://supplier.bhel.in/> The bidder's documents shall be evaluated and BHEL may decide to visit the bidder(s) works for verification of data submitted towards evaluation of bidder's capability. Any fact found deviating from submitted data shall make the bidder liable to be disqualified.

INTEGRITY PACT (IP):

(a) IP is a tool to ensure that activities and transactions between the Company and its Bidders/Contractors are handled in a fair, transparent and corruption free manner. A panel of Independent External Monitors (IEMs) have been appointed to oversee implementation of IP in BHEL.

The IP as enclosed with the tender is to be submitted (duly signed by authorized signatory who signs in the offer) along with techno-commercial bid. Only those bidders who have entered into such an IP with BHEL would be competent to participate in the bidding. In other words, entering into this Pact would be a preliminary qualification.

Details of IEM for this tender is furnished below:

Name: MRS. PRAVIN TRIPATHI, IA & AS (Retd)
Address: D-243, Anupam Gardens, Lane IB, Neb Sarai,
Sainik Farms,
New Delhi - 110 068
Ph : +91 11 29533206 / 29531715.
EMAIL : pravin.tripathi@gmail.com

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- (b) Please refer Section-8 of the IP for Role and Responsibilities of IEMs. In case of any complaint arising out of the tendering process, the matter may be referred to the IEM mentioned in the tender.

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 tender issuing (procurement) department.

Thanking you,

Yours faithfully,



For Bharat Heavy Electricals Ltd

P.T. HEMA CHANDRAN
Sr. Manager / Outsourcing
BHEL - Piping Centre
T. Nagar, Chennai - 600 017.

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A. GENERAL REQUIREMENTS

Vendor's specific attention is drawn to the following:

1. RATES

F.O.R DESTINATION RATE TO ANY BHEL PROJECT SITE IN INDIA OR TO BHEL SHIPPING (TRICHY or THIRUMAYAM) shall be Quoted inclusive of manufacturing as per drawings and GMS and Quality requirements, Painting, Packing (as per Annexure G) and forwarding to the Various Project sites in India/ BHEL Shipping (Trichy or Thirumayam) with Transportation rates inclusive of transit insurance charges, in **Rupees per KG** weight of Finished items and any other applicable taxes with details.

The Vendors shall submit Rate per KG of Net cash outflow (Basic Rate + Paint Rate + Packing Rate + Freight rate + transit insurance) per KG on F.O.R destination basis (to any Project Site in India or to BHEL, Shipping (Trichy or Thirumayam)) as per the price format for items in **Annexure- B**.

The quoted rates shall also include the following

- Trial assembly charges as called for in the drawing or by the inspection authority
- Cost of machining wherever involved.
- Charges for Testing the components
- Charges for Heat treatment and Non-destructive testing

2. Submission of Bids

Quotation shall be furnished strictly as per

- **Pre-Qualification Requirements - Annexure "P",**
- **Techno Commercial Offer- Annexure "A" and**
- **Price Bid Format - Annexure "B",**

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with all details as called for shall be uploaded in the E-procurement website <https://bheleps.buyjunction.in>.

Quotations shall not be subjected to any correlation or indirect interpretations Any value not indicated in the Price Format even if covered in any form in the techno commercial offer will not be considered for evaluation.

2.1 Pre-Qualification Requirements

The Fabrication of Grade 91 clamps involves special processes, infrastructures and advanced technical and quality requirements. In order to meet the requirements, a separate questionnaire for Pre-qualification requirements is enclosed along with this tender (Annexure-P)

Bidders are requested to go through the questionnaire in detail and confirm acceptance for the same. Necessary detailed supporting documents/credentials as required shall be furnished for evaluation by the bidders. Incomplete documentation / missing information shall make the bidder liable to be disqualified.

2.2 Techno - Commercial Requirements

For thorough understanding to meet the BHEL requirements, both Technical and Commercial requirements comprising of procedures, standards, quality requirements etc., are given in the Techno-commercial offer (Annexure-A)

Bidders are requested to study and understand the requirements fully and submit the techno-commercial offer accordingly.

2.3 Price Bid Filling Requirements

Bidders are requested to study in detail the Scope of work, Clamp Indicative Drawings, Quality Plan, Clamp Manufacturing process, BHEL material accounting procedures, BHEL Offcut Norms, Delivery Terms (Despatch to respective project sites) etc., and submit the Price Bid (Annexure-B) quoting the rates both in figures and words. In addition, bidders have to give declaration in this regard.

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3.0 Evaluation of Bids

First PQR evaluation will be done by the Tender committee, vendors whose PQR credential will match as per BHEL PQR will be eligible for Technical and commercial bid. Techno commercial Bid will be opened for PQR qualified vendors only and a detailed scrutiny of the same will be done. Only after acceptance of the Techno Commercial Bids, Price bid will be opened or reverse auction will be conducted. Prices quoted shall be kept Valid for a period of 90 days from the date of opening of the Price Bid/Reverse Auction for finalizing the rate-contract.

Tender will be evaluated and finalized either through by Price Bid opening or Reverse Auction. Both in case of Price Bid Opening or Reverse Auction Highest bidder elimination (H1 / H2 as applicable) will be arrived for each item.

Highest Bidder Elimination: If the number of Techno commercially accepted Vendors are less than or equal to 10 then Highest Bidder (H1) will be eliminated Item wise. If the Techno commercially accepted Vendors are more than 10 then Highest Bidders (H1 / H2) will be eliminated Item wise.

Incase of Price Bid Opening

All the techno-commercially qualified vendors shall be intimated on the date and time of Price bid opening. The price bid shall be opened on the intimated date via E-procurement portal online. Rates are to be quoted as per Price Bid Format Annexure "B".

Incase of Reverse Auction

"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

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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)."

Reverse Auction shall be conducted for individual line items in ***Annexure-B***.

- i. All the techno-commercially qualified Vendors shall submit their **ONLINE DYNAMIC SEALED BID** during the Start of **REVERSE AUCTION** for item 1 to 5.
- ii. The online Start Price and bid decrement shall be provided by BHEL.
- iii. For Determination of Highest Bidders (H1/H2 as applicable)
 - Step-1: If the number of Techno commercially accepted Vendors are less than or equal to 10 then Highest Bidder (H1) will be eliminated Item wise during online sealed bid itself.
 - Step-2: If the number of Techno commercially accepted Vendors are more than 10 then the Highest bidders (H1,H2) will be eliminated as follows,

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- During online sealed bid - Highest Bidder will be eliminated Item wise.
 - After Reverse auction - Highest Bidder will be eliminated Item wise.
- iv. In case of tie for H1 bid (identical online sealed bids), 15 minutes additional time shall be provided and all the participating bidders shall be informed by mail/ message on bidding screen to enable bidders submit revised online sealed bids so as to break the tie.

Note:

- ***"Bidders to submit online sealed bid less than or equal to their envelope sealed bid already submitted to BHEL"***
- *In case any Vendor does not participate in the reverse bidding after the submission of ONLINE DYNAMIC SEALED BID, then their Value of ONLINE DYNAMIC SEALED BID shall be considered for determination of ranking.*
- *In cases of failure of RA, sealed envelope price bids (of item(s) for which RA has failed) of all the techno-commercially qualified bidders shall be opened and the tender shall be processed accordingly. However, the envelope sealed bid(s) of techno-commercially acceptable bidder(s) who had agreed to participate in the RA and had failed to submit the online sealed bid shall not be opened.*

4. Deviations

All clarifications may please be obtained to ensure the technical, quality, delivery, price requirements are understood, before submitting the offer.

NO DEVIATION ON TENDER TERMS are acceptable. All the deliverables shall be meeting BHEL Technical Delivery conditions and Quality requirements. In case of any unavoidable circumstances of engineering deviation during Purchase Order Execution, then Vendor shall get BHEL Engineering acceptance in writing (or) email, before proceeding, on a case to case basis.

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5. Abnormally Low Bids

A bid may be considered as abnormally low bid if (i) the bid price by the L1 is lower by 30% or more, than the indent estimate against open tender and (ii) the difference between L1 and L2 bid price is more than 10% of the estimate.

Such bids may be rejected if the purchase committee determines that the price quoted by the bidder is abnormally low as defined above, in relation to the subject matter of the procurement and raises concerns on the ability of the bidder to execute the order/contract.

Upon rejection of the Abnormally Low Bid (Item wise), only the remaining bidders will be ranked and Lowest Bidder shall be arrived for that particular item

Vendors are cautioned that, quoting abnormally low rates which are unworkable or withdrawal after price bid opening or after PO will be construed as tampering of BHEL's Tender process, and action will be taken BHEL policy.

6. Finalizing the contract

From eligible vendors, Item wise L1 rate will be finalized on rate per kg basis and L1 vendor will be arrived on item wise lowest rate basis. L1 rates of each Item arrived through Price bid opening/Reverse Auction after negotiation (if required) shall be counter offered to all eligible vendors except Highest bidders eliminated and Frame work agreement will be finalized valid for the Eighteen Months period with L1 Vendor and other vendors who accept our counter offer rates with an option for extension with the concurrence of the vendors. If the counter offer is accepted by only few vendors, then BHEL will place orders only to those vendors. In case those vendors do not execute the orders, BHEL may get the job done through other sources at the risk and cost of those vendors and the extra expenditure Involved shall be recovered from those vendors from any amount due to them. BHEL may also take appropriate action as per BHEL policy guidelines.

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7. Loading on Vendors & MSE vendors

Item wise Loading on vendors will be progressively made as and when requirement arises within the Framework Agreement (FA) period.

No of Eligible Vendors	Item wise Proposed Loading %				
	L1	L2	L3	L4	L5 and above
1	100				
2	60	40			
3	50	30	20		
4	40	30	20	10	
Equal to or Greater than 5	30	70 % shared between Counter offer accepted Vendors.			

Ordering on a Vendor shall be limited to their capacity to complete the ordered quantity as committed by them and accepted by us. Also it is subjected to

- (i) Customer approved Vendors, if applicable
- (ii) Availability of Design Documents and material
- (iii) MSE Criteria.
- (iv) Mutually Agreed capacity per month
- (v) Performance of vendors

In the case of new Vendors manufacturing Gr91 clamps for the first time, initial ordering will be done and further ordering will be decided after completion of first of trial (FOT).

The performance of the vendors will be monitored for subsequent ordering. In case of unsatisfactory performance by the vendors, the framework agreement may be terminated.

8. Micro & Small Enterprises Vendors:

A. Micro & Small Enterprises (MSE) Vendors shall submit Valid MSE certificate along with the latest certification by CA while submitting the Techno commercial offer.

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- B. 20% of the tendered Quantity is earmarked for all the eligible MSE Vendors who enter into annual rate contract. Out of the 20% reserved for MSE Vendors, 4% shall be earmarked for MSE owned by SC/ST entrepreneur (supporting document proof to be submitted).
- C. Loading of MSE Vendors who enter into Framework Agreement (*including SC/ST owned MSE*) shall be as follows:
- i. If MSE Vendor is 'L1', the minimum 20% of the Total loading shall be given to the 'L1' vendor/ further loading shall be subject to Loading Criteria (Point 5 above).
 - ii. If 'L1' is other than a MSE Vendor, then all MSE Vendor(s) L2, L3, L4 etc (as applicable) who accept the counter offer rates shall share the 20% of Loading.

Note: The MSE Vendors shall be treated on par with other vendors during Elimination process of H1 & H2

"MSE Suppliers can avail the intended benefits only if they submit along with offer, attested copies of either Entrepreneur Memorandum Part II (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 a CA Certificate (Format enclosed at Annexure 1 where deemed validity of EM II 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 part 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 Gazetted officer."

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B. TERMS & CONDITIONS

1. Scope of Work

Scope of the work for each item indicated in the tender is only indicative and not exhaustive.

- a) Collection of raw materials from BHEL, Trichy/Thirumayam stores.
- b) On receipt of material at vendors works, raw material verification (PMI) will be carried out by PC/QUALITY/ THIRD PARTY.
- c) Cutting plan should be submitted to BHEL for approval. Cutting / machining allowance will be as per BHEL standard practice.
- d) Manufacture of CLAMPS - SA387 GR-91 out of materials issued by BHEL as per the relevant drawings and quality plan.
- e) Machined surface shall be coated with Temporary rust preventive oil
- f) Finished items are to be offered for final inspection to our Quality Department / BHEL/Piping Centre, Chennai / Authorised agency.
- g) Painting to be carried out as per applicable painting scheme.
- h) Packing as per Annexure-G.
- i) Delivery of finished goods to any project site in India / Trichy / Thirumayam unit inclusive of freight and insurance.
- j) Returning of Offcuts to BHEL Trichy / Thirumayam unit at vendor's cost and Material Accounting.

2. Technical Requirements

- a) Fabrication shall strictly confirm to the dimension and tolerances indicated in the drawings. Care must be taken to strictly adhere the NOTES given in the drawing and QCP. Vendor must ensure that correct dimensions and deviations, if any, are recorded properly in the Dimensional Report books and the same shall be made available to BHEL officials or their authorized agencies.
- b) All Fabrication, machining, heat treatment and non-destructive testing and other testing should confirm to drawings / QCP / CQP /SQP/TIP.

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- c) Any other work done outside the requirements of drawings, CQP/TIP/QCP shall have the prior written approval of the competent Authority of Outsourcing Department.
- d) Adequate facilities like welding equipments, baking oven, handling facilities and measuring instruments (calibrated by BHEL or approved NABL) as called for must be available with the Vendor for the manufacture of Grade 91 clamps. All the above basic fabrication requirements must be under working condition and the same shall be made available for verification by BHEL officials or their authorized representatives whenever they are called for.
- e) Procurement of Welding electrodes, consumables like paints, VCI pallets. Etc. calibration of instruments and gauges, heat treatment, non-destructive testing, laboratory services should be done only from BHEL approved sources.

3. Inspection

All fabrication components shall be offered for BHEL Inspectors/BHEL authorized agencies. Apart from the above inspections, there may be third party inspection like Lloyds/ NTPC/Customer etc. as nominated by BHEL /customer as a specific customer requirement, which will be arranged by BHEL. Vendors shall complete the inspection documentation as a part of this basic scope. All facilities, equipment and instruments required for inspection shall be provided by the Vendor free of cost. BHEL's Representatives will have free access to Vendor's works during the currency of the contract. History cards shall be maintained for all the items (DU wise) duly signed by BHEL Inspector. One copy of the History card shall be handed over to QA&C/ Piping Centre, BHEL, Chennai.

4. Documents

- a) Vendors shall furnish the Inspection reports, CHP, MDCC and COC Clearance as applicable along with Invoice CHP/COC Clearance etc as applicable along with Invoice, Delivery Challan & acknowledged LR.

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- b) All inspection documents (PO wise) like IR's, History Cards, In process reports/charts, COC, CHP, MDCC, Lloyds/Third Party IR's etc to be submitted as soft file in a CD to Quality Department

5. Packing

Packing shall be strictly as per Annexure G (enclosed)

6. Delivery Schedule and Liquidated Damages

As the components are required to meet the delivery requirements of the projects,

Delivery shall be made 5 Months from placement of Purchase Order or 3 months from the Last Material clearance date whichever is later

The sequential Delivery requirement as per PO will be discussed and finalized at the time of placing order.

Liquidated damages at the rate of ½% of the total value of the Purchase order for each week of delay or part thereof will be levied subject to a maximum of 10% of Purchase Order value without prejudice to any other relief or compensation to BHEL, under any other condition of the contract.

Vendors shall arrange for despatch of the finished goods for safe delivery through their transport carriers. Safe delivery of the goods to Project authorities shall be in the scope of vendor.

7. Billing / Invoicing and Payment

Payment will be made on fulfillment of the following,

90 % Payment of full value shall be made after 45 days of submission of

- Original Invoices with packing slip
- Inspection report issued by BHEL/ authorized agency
- Acknowledged Lorry Receipt and delivery challan having delivered the goods at site / BHEL Shipping in good condition after due verification.

Balance 10% shall be made only on submission of

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- Final Material Accountal Statement (FMAS)
- In case of NTPC projects, original MDCCs documents
- Quality documents shall be submitted in a CD to QC/BHEL and the acknowledged copy to be submitted along with bills. Bills of a part of the system will not be accepted for payment. Payment shall be made through E payment by ECS. All successful Vendors have to furnish appropriate Bank details for the same.

Note: Acknowledgement date of LR shall be taken as zero date for payment.

Invoices shall be raised for the DU weights only. Separate invoices shall be raised for each work order. All the invoices shall be addressed to,

**Additional General Manager, Outsourcing,
BHEL Piping Centre,
No. 80 (Old No.93), G.N.Road,
T.Nagar,
Chennai, 600 017**

8. MANNER OF MATERIAL UTILISATION

8.1 Checking of material compatibility:

On receipt of materials (AS specification) at vendor works, the same shall be intimated to BHEL / PC/ Quality to ascertain the correctness of the material collected using PMI and certify accordingly in the vendor's history cards

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8.2 DEFINITION OF OFFCUT / SCRAP NORMS:

SL NO	DESCRIPTION	SCRAP SIZE IN MM	OFFCUT SIZE IN MM
01	CS / AS SHEETS AND PLATES	BELOW 500 X 250	500 X 250 & ABOVE
02	ROLLED SECTIONS - INCLUDING RODS ANGLES ETC.	BELOW 1000 LENGTH	1000 & ABOVE LENGTH

The off cuts are treated as equivalent to prime materials.

8.3 Scrap Rates:

Cost of scrap [as per BHEL standards and as per BHEL approved cutting plan] shall be recovered from the vendor at BHEL's applicable rates and the same will be intimated later.

In the event of non - return of prime material / off cuts, value as per BHEL's prevailing book value will be deducted along with taxes as applicable.

8.4 Material Accounting:

The material supplied by BHEL shall be properly utilized as per the Quality documents in order to meet the design and quality requirements of the product. Hence economic cutting plans are to be submitted for our approval within 7 days of material collection in any of the following cases:

- a) Wherever the issued quantity is insufficient owing to shape or size.
- b) Excess issue against demanded quantity wherein the excess issue quantum is more than off-cut norms.

However, in working out such economic cutting plans, it is to be ensured that the details prescribed by quality documents is adhered to. After the approval of the cutting

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plans any off-cuts available from the issues made either in original or in supplementary shall be returned to BHEL at vendor's cost at the earliest. The cutting plans as approved by BHEL/PC/OS shall be kept at vendor works and to be made available whenever required by BHEL. Moreover, for the other cases also cutting plans to be made available as and when demanded by BHEL. It should also be ensured that the jobs shall be as per the approved cutting plans adhering the norms as per Annexure-H3, and for any loss due to wastage of material arising out of non- approved cutting plans, recovery of the cost of prime material plus departmental / administrative charges fixed from time to time will be made. In addition, statutory taxes, duties and levies etc. applicable will also be recovered.

- 8.5** BHEL insists for return of prime off-cut material. Vendor shall return the prime, off-cut material in good condition as called for in cutting plan approval letter/PMAS, to BHEL Stores within the time period stipulated in clause 8.6. Failure to return the prime/off-cut material will entail recovery as per BHEL norms.
- 8.6** For the purpose of material accounting, System will generate Provisional Material accountal statement (PMAS) automatically on the next day on completion of the last DU of the P.O. PMAS will be available in Vendor Information System (VIS) for Vendor to view and take further actions to complete Material accounting. Returnable offcuts shall either be returned to stores through RSV or Transferred to other P.Os through IAMTV within 15 days from the PMAS date. Vendors shall interact with MAS group so that all activities are completed within the stipulated time and P.O s closed within 30 days from the PMAS date. Payment of the vendor shall be blocked across BHEL if MAS of any one the P.Os is pending for more than 37 days from the PMAS date.
- 8.7** The raw material issued to the vendor as free issue in connection with the fabrication contract shall remain the property of BHEL. Vendor shall use the issued materials only for the execution of this Frame work Agreement/ P.O.s /addendum and for no other purpose whatsoever. Vendor shall be responsible for the value there of as assessed by BHEL, whose decision shall be binding on Vendor. Vendor shall be liable for the loss or damage to such property from whatever cause happening while such property is in the possession or under the control of Vendor, their employees, workmen or agents or any other person connected with them. All the materials of BHEL under any circumstance shall not be

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hypothecated/encumbered to any bank or to any lending institution or to any party whomsoever.

- 8.8 Vendor shall produce the materials supplied as free issue by BHEL in the form of raw material, semi-finished boiler components to BHEL officials visiting their premises for verification purposes. If Vendor fails to produce or properly account the materials issued, BHEL will take further action as deemed fit including recovery of the value of materials from the running bills.
- 8.9 Whenever availability of materials becomes critical for certain work orders, BHEL will transfer material available either in full/part with the vendor including the scrap sizes for which purchase order is not closed, from one vendor to other. For this, necessary credit will be given during material accounting. The material transfer from BHEL's advise is to be honored by the vendor, otherwise, appropriate action will be initiated as per BHEL Guidelines.

9. Taxes

This is a conversion job, taxes as applicable will be paid extra based on tax invoice. Income tax(TDS) shall be deducted at source as applicable from vendors running bills.

10. Bank Guarantee:

A Revolving Bank guarantee on any Nationalized bank for a value of Rs 25 lakhs will be required to be executed for release of orders for the work to be awarded on the Vendor. (Annexure-E)

As per the CVC Guideline vide No:02-07-01-CTE-30, "The Original Bank Guarantee should be sent to the beneficiary directly by the issuing Bank under the registered Post (A.D)"

In addition to bank guarantee, Corporate indemnity bond signed by CEO / Proprietor /MD of the company covering a value of Rs 1 crore as per Annexure-C will be required valid till completion of all the orders in all aspects.

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11. Performance Guarantee

Successful Vendors shall execute a Performance Guarantee for Defect free manufacture of the supplied Items and Good quality of the raw material, for a period of 24 Months from the date of supply of the materials. In the event of defects or performance related problems, the Vendors shall supply and replace the items, or rework and make good of the item at their cost at the project site, to the satisfaction of the Customer

12. Subletting

The Vendor will not sublet or assign this contract or any part thereof to anyone without the written permission of the BHEL. In the event of the Vendor subletting or assigning this contract or any part thereof without such permission, the BHEL shall be entitled to cancel the contract and to execute the fabrication work elsewhere at the risk and account of the Vendor and the Vendor shall be liable for payment for any loss or damage which the BHEL may sustain in consequence of or arising out of such fabrication elsewhere.

13. Delayed Execution, Failure & Termination of Contract

a. Action and Compensation in case of Bad Workmanship:

If any work has been executed with unsound, imperfect or bad workmanship or with materials of inferior quality, the Vendor shall on demand in writing from BHEL specifying the work, materials/ articles complained of notwithstanding that the same may have been passed, certified and paid for, forthwith, rectify the work so specified in whole or in part as the case may require, at their own cost and in the event of his failure to do within reasonable period, BHEL will rectify or remove and re-execute the work at the risk and expense of the Vendor.

b. Compensation against damage of Plant & Machinery / Tools/ and Gauges

BHEL reserves the right to claim adequate compensation from the Vendor on account of any damage caused to the plant and equipment / tools and gauges handed over to

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them for execution of work, due to careless handling or negligence on the part of the Vendor.

BHEL shall have general supervision and direction over the work. BHEL has the authority to stop the work, whenever such stoppage may be necessary to ensure the proper execution of the contract. BHEL shall also have the authority to reject all the work which do not conform to the specification.

BHEL reserves the right to suspend the work or part thereof at any time and no claim whatsoever on this account will be entertained.

Any change in the constitution of the Vendor's unit will have to be made only after getting the specific approval from Outsourcing Department (PC), BHEL, Chennai. Any deviation found later will be dealt with as deemed fit including cancellation of registration.

Partnership firm should have the Form A (Rule 5) Declaration issued by the Registrar of Firms and copy of the same shall be produced at the time of signing the contract. All the statutory obligations such as ESI, PF, Labour Acts, Factory Act etc., will have to be taken care of by the Vendor. BHEL will have no liability on them. Notwithstanding the above, if any demand notice is served by the concerned statutory authorities for recovery of any of their dues on BHEL, the same would be paid without notice to the Vendor and recovered as a due from any pending / future bills.

All safety precautions and use of safety equipment are to be followed while carrying out the fabrication and dispatch of the same. The Vendor must have proper tools and handling equipment. There should always be a responsible persons available to oversee the operation and compliance of safety regulation etc.

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All documents of BHEL made available to the Vendor should be kept in strict confidence and under no circumstance be made available to others or allow others to make use of them. The secrecy of clause is binding on the employees of the Vendors also. Any contravention will be viewed seriously. Such documents should not be disposed of / destroyed without the prior approval of Outsourcing Department (PC), BHEL, Chennai.

C GENERAL CONDITIONS

a. Definition

Throughout these conditions and in the specifications, the terms:

- a. a) 'THE CONTRACTEE' / 'BHEL' means the Bharat Heavy Electricals Ltd, acting through Additional General Manager, Outsourcing, Piping Centre, Chennai, unless the contract otherwise provides.
- b. 'THE VENDOR' / 'FABRICATOR' / 'SUB VENDOR' means the person, firm, or company with whom the order for fabrication is placed and shall be deemed to include the Vendor's successor (as approved by the contractee), representatives, heirs, executors and administrators as the case may be unless excluded by the term of contract.
- c. 'DRAWINGS' means the drawings exhibited or issued for the guidance of the Vendor.

b. Execution

The whole contract is to be executed in the most approved substantial and workman like manner to the entire satisfaction of the BHEL or the Inspecting Officer, who shall have power to reject any of the fabrication of which he may disapprove and his decision thereon and on any question as to the true intent and meaning of the specifications of drawing or of the work necessary for the proper completion of the contract shall be final and conclusive. The BHEL may require alterations if any to be made during the progress of fabrication/machining and should these alterations be such that either party to the contract considers an alteration in the charges is justified, such alterations shall not be carried out until amended cost of fabrication /machining charges have been submitted by the Vendor and accepted by the BHEL. Should the Vendor proceed to fabricate and without obtaining the consent of the BHEL in writing to an amended cost of fabrication/machining charges, the

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Vendor shall be deemed to have agreed to execute fabrication at such charges as may be considered reasonable by the BHEL.

c. Force Majeure

If at any time during the continuance of this contract the performance in whole or part by either party of any obligation under this contract shall be prevented or delayed by reason of war, hostilities, acts of public enemy, civil commotions, sabotage, fire, flood, explosion, epidemic, quarantine restrictions or acts of God(here in referred to as events), then provided the notice of the happenings of any such event is given by either party to other party within 21(twenty one)days from the date of occurrence thereof, either party shall reason of such event, not be entitled to terminate this contract nor shall either party have any claim for damages against other in respect of such non-performance and delay in performance and delivery under the contract shall be resumed soon as practicable after such event has come to an end or ceased to exist and the decision of the BHEL as to whether the deliveries, have been so resumed or not shall be final and conclusive. If the performance in whole or part of any obligation under the contract is for extension of time shall be granted for periods, considered reasonable by the Vendor to the BHEL subject to prompt notification by the Vendor to the BHEL of the particulars of the events and supply to the BHEL if required of any supporting evidence. Any waiver of time in respect of particular part and thereof shall not be deemed to be a waiver of time in respect of remaining deliveries.

d. Termination of Contract

If as a result of difficulty in the supply of finished clamps in time or due to force majeure reasons or any other reasons whatsoever the Vendor is unable to keep the delivery schedule of BHEL the extension of time may be granted by the BHEL to the extent considered necessary. Should there be delay in supply beyond the extended date of delivery, it shall be open to the BHEL to terminate the contract in part or full and make other arrangements for executing fabrication elsewhere at the cost and risk of the Vendor.

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e. Interpretation

Any dispute or difference of opinion in respect of interpretation, effect of application of this particular condition of the Vendor of the amount recoverable hereunder from the Vendor shall be decided by the BHEL and decision shall be final conclusive.

f. Book Examination Clause:

- a. The Vendor shall, whenever required, shall produce for examination by any officer of the BHEL authorized in that behalf, any cost or other account book, account voucher, receipt letter memorandum, paper or writ or any copy of extract from any such document, and also furnish information and returns verified, in such a manner as may be required in any way relating to the execution of the contract (the decision of such officer of the BHEL on this question and relevancy of any documents, information or return, being final and binding on the parties). The obligation imposed by this clause is without prejudice to the obligation of the contract/ Purchase orders or any orders binding the Vendor.
- b. The Vendor shall, if the authorized officer of the BHEL so required (whether before or after the prices have been finally fixed), extend facilities to the officer of BHEL concerned to visit the Vendor's work for the purpose of the examining the process of manufacture and estimate or ascertaining the cost of production of the articles. If any portion of the work be carried out by the Vendor or any sub-Vendor or any subsidiary or an allied firm or Company, the authorized officer of the BHEL shall have power to secure the books of such Vendor or sub-Vendor or any subsidiary or allied firm or company and the same shall be open for inspection.

g. Set of Clauses

Payment shall be subject to the deduction of any amount for which the Vendor is liable under this contract, or any contract in respect of which Bharat Heavy Electricals Limited, Piping centre, Chennai the BHEL.

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h. Laws Governing the Contract:

- a. The contract shall be governed by the Laws of the Government of India in force.
- b. Irrespective of the place of execution of the contract, place of delivery, place of payment under the contract, the contract shall be deemed to have been made at the place at which the Acceptance of the tender has been issued.

i. Jurisdiction of the Court

The Courts of the place from where the acceptance of the tender has been issued shall alone have jurisdiction to decide any dispute arising out of or in respect of the contract.

j. The Global Compact

The Global Compact is a signature initiative of then United Nations Ex-Secretary General Mr. Kofi Annan and

Four United Nation Agencies.

- *Office of the High Commissioner for Human Rights.
- *International Labour Organization.
- *United nations Environment Programme.
- *United Nations Development Programme.

This is a broad based initiative and engages:

Individual Companies

Business Associations

International Labour

Human Rights, Environment and Development Organizations

Academic & Public Policy Institutions and United Nations.

The BHEL is a member of this Global Compact.

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As a participating company,

- We have the obligation to Support and respect Human Rights within our spheres of influence.
- Make sure We are not complicit in Human Rights abuses.
- Make sure We are not employing forced or compulsory labour.
- Refrain from employing Child labour.
- Eliminate discrimination in our hiring and firing policies.
- Support a precautionary approach to environmental challenges.
- Undertake initiatives to promote greater environmental responsibility.
- Encourage development and diffusion of environmentally friendly technologies.

Vendor shall also ensure to fall in line with the above principles.

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D. Special Terms and Conditions

- a) BHEL reserves the right to increase or decrease the tendered quantity and split the tendered quantity among more than one tenderer and place orders accordingly in any proportion, based on commitment, requirement and supplier's capability in terms of delivery and quality, or any other reason like contract priorities, logistics etc.
- b) Abnormally Low Bid shall be dealt as per BHEL Policy. Upon rejection of the Abnormally Low Bid (Item wise), only the remaining bidders will be ranked and Lowest Bidder shall be arrived for that particular item.
- c) BHEL reserves the right to negotiate or re float the tender opened if L1 price is not the lowest acceptable price to them inter-alia other reasons.
- d) BHEL reserves the right to negotiate the L1 rate/finalise the tender thro' reverse auction/price bid opening.
- e) BHEL may order on more than one vendor at the lowest acceptable price to BHEL.
- f) All Vendors shall maintain quality system and organization as per BHEL requirement. This will be periodically audited by BHEL.
- g) All welding process shall be approved. Approval for new process should necessarily be obtained before initiating regular production.
- h) BHEL has developed a Vendor Information System site, Vendor shall establish compatible system to interact with BHEL and download the online data through the Internet.
- i) All inspection documents like IRs, History Cards, in process reports/charts, COC, MDCC, Lloyds / Third party IRs etc to be submitted as soft file in a CD to Quality Department.

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OVERALL POINTS:

In addition to the above terms and conditions, the overall points to be considered for understanding the tender requirements and BHEL practices are indicated below:

- Vendors shall be conversant with relevant standards adopted by BHEL, and manufacture in accordance with standards, and relevant quality plans, drawings.
- Vendors shall get familiarized and understand fully all BHEL drawings, Quality Control Procedures, Quality plans.
- Vendors shall have established infrastructures and capability in handling, receipt of materials and usage etc. for carrying out the jobs in the most fitting manner to meet the expectations of Industry standards and meeting the manufacturing, design and quality requirements.
- Vendors shall submit a complete current profile of their organization and existing facilities with full details of financial back ground with audited Balance sheets, income tax returns filed for the last three years.
- The quantum of work indicated is for overall appreciation of the job content and BHEL reserves the right to distribute the work to more than one vendor, or restrict ordering to limited items and limited quantity.
- Contract specific QP and Painting Scheme will be handed over at the time of ordering along with P.O.
- Weight indicated in the GMS only will be considered for determining the weight of each clamp for payment purpose.
- Raw materials will be issued free of cost with cutting / machining allowance as per BHEL standard practice.
- GST will be applicable as per prevailing rates. BHEL will provide GST supply invoice for finished goods to despatch to site.
- All applicable taxes mentioned are subject to change as per government norms issued time to time.
- Load pin washer & split pin are in vendor's scope.
- Vendors shall use electrodes / consumables from BHEL approved vendors only.
- BHEL will place purchase orders for the items usually in small lots as and when requirement arises during the framework agreement period.

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- **Vendors shall ensure following are uploaded in E-procurement website during Tender submission:**

- Pre Qualification requirements " Annexure P " - **Mandatory**
- Duly filled in Techno commercial Bid "Annexure A" - **Mandatory**
- Duly filled in Price Bid "Annexure B" - **Mandatory**

Attachments to be made separately are:

- Declaration - Annexure F duly filled in with seal and signature. - **Mandatory**
- Integrity Pact- Annexure D duly filled in with seal and signature. **Mandatory**
- MSE document (if required) as per **Micro & Small Enterprises Vendors Loading.**

- BHEL shall not be responsible wrong uploads, missing attachments, blank file uploads in E-procurement webpage. Vendors are requested to submit the offers with utmost care to reduce the chance of rejection.
- All eligible vendors who enter into the Framework Agreement shall submit the Integrity Pact (duly filled in with seal and signature) in Hard copy
- New bidders should ensure registration in BHEL Online supplier registration portal: <https://supplier.bhel.in/>
- This Tender shall be processed via E-procurement portal <https://bheleps.buyjunction.in> and bidders are advised to strictly follow the Guidelines for E-procurement as stated (Point no:3 - Enquiry Covering Letter)
- The requirement of this specification in all parts A. General Requirements, B. Terms and Conditions, C. General Conditions, D. Special Terms and Conditions and E. Overall Points which will form part of the contract arrived through this enquiry, shall be thoroughly read and understood before offering

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the rates. A declaration to this effect and that all the Tender Conditions are being accepted is to be enclosed to the offer as per Annexure-F.

- Vendors shall view the link about the Guidelines for Reverse Auction for their guidance in the BHEL Supplier Registration Portal
http://www.bhel.com/vender_registration/vender.php
- Vendors shall view the link about the suspension of business dealings procedures for their guidance in the BHEL Supplier Registration Portal,
http://www.bhel.com/vender_registration/pdf/Suspension_guidelines_adbridged.pdf
- All clarifications may please be obtained to ensure the technical, quality, delivery, price requirements are understood, before submitting the offer.
- Fraud Prevention Policy:
The Bidder along with its associates/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 fraud as soon as it comes to their notice.

Once again Bidders are requested to read thoroughly and understand clearly the following parts of this NIT as below:

"A. General Requirements",

"B. Terms and Conditions",

"C. General Conditions",

"D. Special Terms & Conditions" and

"E. Overall Points"

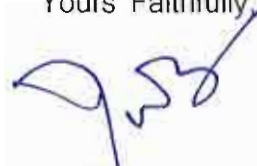
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List of enclosures:

- Annexure- P - Pre-Qualification Requirement (PQR)
- Annexure- A - Techno Commercial offer
- Annexure- B - Price Bid Format
- Annexure- C - Indemnity Bond format
- Annexure- D - Integrity Pact format
- Annexure- E - Bank Guarantee format
- Annexure- F - Declaration
- Annexure- G - Packing procedure
- Annexure- H1 - Indicative Clamp Details
- Annexure- H2 - Clamp Manufacturing process
- Annexure- H3 - Cutting Plan Norms
- Quality Plan: QPG 076 Rev 03
- Indicative Clamp Drawings.

Yours Faithfully,



For Bharat Heavy Electricals Limited

P.T. HEMA CHANDRAN
Sr. Manager / Outsourcing
BHEL - Piping Centre
T. Nagar, Chennai - 600 017.