

No. PPX-CN/OT/20-21

Date: 23.05.2020

Subject: Open tender as detailed below:

OPEN TENDER

SUB: OPEN E-TENDER ENQUIRY NO. 729/C/A234/2020/0083C/1

Dear Sir/Madam,

We are pleased to invite your offer in **TWO PARTS** strictly as per enclosed terms and conditions and general instructions and standard terms & conditions (GISTC) (latest version available at www.bhelhwr.co.in) through **E-procurement system** for the under mentioned items.

Important Note:

1. The Offers are invited through E-procurement System. Please visit our website <https://bhel.abcprocure.com> for participation in tender. Tenders can be submitted using DSC (digital signature certificate).
2. To secure the bids/quotations submitted by you, BHEL uses PKI (Public Key Infrastructure) Technology for authentication which uses Digital Signature Certificates (DSC-Class 3b, SHA2, 2048bit, Signing and encryption).
3. We therefore need you to be ready with your Digital Signature Certificates (DSC-Class 3b, SHA2, 2048bit), as it is a mandatory requirement to participate in our e-tendering process. If you already have DSC and you are our registered vendor and are not mapped in BHEL Haridwar, please confirm to us along with email at Email ID: brijeshyadav@bhel.in so that your DSC in our E-procurement system can be mapped. If you do not have DSC and you are not our registered vendor, you are requested to arrange the same immediately and register yourself at M/s abc procure (<https://bhel.abcprocure.com>) to get it mapped in E-procurement System in order to participate in the tender.

For further information/ queries, you can contact helpline number of M/s abc procure or send an E-mail at Bhel.Support@abcProcure.com.

4. Other terms and conditions will be as per tender documents.

Sl. No.	Tender No	Description of Item	Qty. (LT)	Delivery Required	Opening date	EMD (Earnest Money)
1.	729/C/A234/2020/0083C/1	AA5410003004 HYDRO CHLORIC ACID SPEC: AA54103 REV: 03 GRADE: HYDRO CHLORIC ACID	2000	1000 LT - 30.08.2020 1000 LT - 30.11.2020	08.06.2020 (2:00 PM)	NIL

- ** MATERIAL REQUIRED IN 35-40 LTRS NEW SEALED JERRY CANES.
- ** GUARANTEE CERTIFICATE REQUIRED FOR 12 MONTHS FROM THE DATE OF MATERIAL DESPATCH.
- ** TEST CERTIFICATE REQUIRED AS PER CLAUSE NO 7.0 OF ENCLOSED SPECIFICATION NO AA54103 REV 03.
- ** PACKING AND MARKING AS PER IS:265 LATEST REVISION.
- ** MSDS AS PER CLAUSE NO 9 OF ENCLOSED SPECIFICATION NO AA54103 REV 03 IS REQUIRED ALONGWITH EACH SUPPLY.
- ** INPUT TAX CREDIT APPLICABLE.
- ** SPECIFICATION IS ENCLOSED.

- ** PENALTY FOR LATE DELIVERIES SHALL BE APPLICABLE @ 0.5% PER WEEK OR PART THEREOF ON THE VALUE OF RESPECTIVE DELAYED SUPPLIES SUBJECT TO A MAXIMUM OF 10% OF THE VALUE OF RESPECTIVE DELAYED SUPPLIES.
- ** FOR THIS PROCUREMENT, PUBLIC PROCUREMENT (PREFERENCE TO MAKE IN INDIA), ORDER 2017 DATED 15.06.2017, 28.05.2018 & 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 PERCENTAGE OF PURCHASE PREFERENCE AND/ OR LOCAL CONTENT IN RESPECT OF THIS PROCUREMENT, SAME SHALL BE APPLICABLE. DEFAULT PURCHASE REFERENCE UNDER MAKE IN INDIA ORDER SHALL BE 20% TO SUPPLIERS WITH DEFAULT MINIMUM LOCAL CONTENT OF 50% FOR ALL ITEMS / WORKS/

SERVICES. PROCUREMENTS WHERE THE ESTIMATED VALUE TO BE PROCURED IS LESS THAN RS. 5 LAKHS SHALL BE EXEMPTED FROM PUBLIC PROCUREMENT (PREFERENCE TO MAKE IN INDIA), ORDER 2017 DATED 15.06.2017, 28.05.2018 & 29.05.2019. VENDOR MUST PROVIDE SELF-CERTIFICATION UNDER PREFERENCE TO MAKE IN INDIA ORDER AS PER ANNEXURE - B.

Please submit your lowest quotation / offer for the above requirement subject to our terms and conditions. Your offer should be submitted on or before the due date i.e. **08.06.2020 by 1.45 PM**. BHEL will not be responsible for any type of delay / incomplete information from vendors etc. In case of tenders through E-procurement system, bids will be digitally signed.

- The Offers are invited through E-procurement System: <https://bhel.abcpocure.com>.
- For further system related issue please mail on : Bhel.Support@abcProcure.com.
- Tender can be submitted digitally only (through E-Procurement system only), using Digital signature.

NOTE: The vendor should submit their best price at this stage itself and they will not be allowed to revise the price unless there is change in specification or terms and conditions or specifically asked by BHEL. In case of any uncalled revision / discount submitted by vendor subsequently will be ignored & the bid is likely to be rejected.

1. Date of opening of tender is indicated above.
2. Intending vendors must remit the requisite EMD in the form of Demand draft in favour of BHEL Haridwar.
3. Documents submitted with the offer/bid by the bidder (Original Registered Supplier) shall be signed and stamped in each page by authorized representative of the bidder.

After tender opening (Part -I), if it is found that:

- The bidder has not submitted the requisite EMD (if applicable)
- The bidder has claimed to be an MSE vendor but no supporting documents have been submitted in this regard.

In both the above cases the offer of the bidder shall be straightaway rejected and no correspondence from the bidder in this regard shall be entertained.

Central / State – PSUs / Government departments are exempted from submission of EMD subject to approval by BHEL management.

BHEL-HEEP registered vendors (i.e. PMD vendors) are exempted from submission of EMD of related PMD items.

MSE Suppliers can avail the intended benefits only if they submit along with the offer, attested copies of either EM II certificate having deemed validity (five years from the date of issue of acknowledgement in EM II) or valid NSIC certificate or EM II certificate along with attested copy of a CA certificate (format enclosed as Annexure-A where deemed validity of EM II certificate of five years has expired) applicable for the relevant financial year (latest audited). Date to be reckoned for determining the deemed validity will be the date of bid opening (Part 1 in case of two-part bid) or Udyog Aadhaar Memorandum (UAM). Non submission of such documents will lead to consideration of their bid at par with other bidders. No benefit shall be applicable for this enquiry if any deficiency in the above required documents is found or the requisite documents are not submitted before price bid opening. If the tender is to be submitted through e-procurement portal, then the above stated documents are to be uploaded on the portal. Documents should be notarized or attested by a Gazetted Officer.

**** Benefits of MSE (such as EMD Waiver, Tender fee exemption, Price preference, Payment preference etc.) will be given only to those MSE Vendors who are manufacturers of offered items against the NIT. No MSE benefits shall be provided to Agents / Stockists / Dealers / Traders etc. for the items offered but not manufactured by themselves."**

EMD by the Tenderer will be forfeited if, the successful bidder/vendor refuses to honor the Order after award of the same on him and/or withdraws his bid and /or unilaterally changes the offer and/or any of its terms & conditions within the validity period.

EMD given by all unsuccessful Tenderers shall be refunded on acceptance of award / LOI/PO by successful Tenderer. The EMD of successful bidder shall be returned after submission of Security Deposit / scope completion.

EMD shall not carry any interest.

EMD details are to be mentioned in e-bid and original demand draft shall be sent to below mentioned address clearly mentioning RFQ / tender no. and item on envelope.

**Head of Materials Management,
Heavy Electrical Equipment Plant,
BHEL, Haridwar-249403**

Please note that EMD must reach tender room before due date and time of tender (i.e. 01:45 PM) otherwise your offer will be straightaway rejected and no correspondence from the bidder in this regard shall be entertained.

QUOTATIONS NOT IN ACCORDANCE WITH THE ABOVE INSTRUCTIONS ARE LIABLE TO BE DISQUALIFIED AND IGNORED.

Please visit our site www.bhelhwr.co.in for general instructions and standard terms & conditions (GISTC, latest Version) for tender enquiries. All the bidders / vendors must ensure compliance of these GISTC.

Thanking You,
Yours Faithfully,
For & on behalf of BHEL, Hardwar

Purchase-Executive

Instruction to Bidders

Clause 1.0 – Tender submission

The tenders have to be submitted in **TWO PARTS** as described below on or before the due date and time of tender opening:

a) Part-I: 1. EMD

or

MSE Suppliers can avail the intended benefits only if they submit along with the offer, Udyog Aadhaar Memorandum or attested copies of either EM II certificate having deemed validity (five years from the date of issue of acknowledgement in EM II) or valid NSIC certificate or EM II certificate along with attested copy of a CA certificate (format enclosed as Annexure-A where deemed validity of EM II certificate of five years has expired) applicable for the relevant financial year (latest audited). Date to be reckoned for determining the deemed validity will be the date of bid opening (Part 1 in case of two part bid) or Udyog Aadhaar Memorendum (UAM). Non submission of such documents will lead to consideration of their bid at par with other bidders. No benefit shall be applicable for this enquiry if any deficiency in the above required documents is found or the requisite documents are not submitted before price bid opening. As the tender is to be submitted through e-procurement portal, hence the above stated documents are to be uploaded on the portal. Documents should be notarized or attested by a Gazetted Officer.

2. Pre-Qualifying Requirement (PQR)

3. Techno-Commercial Bid.

b) Part-II : Price Bid.

Clause 1.1

The Techno-commercial offer and PQR in (Part-I) shall comprise of following:

- i) Bidders should adhere to all the points mentioned in Pre- Qualifying Requirement specified in the tender.
- ii) Relevant documents as requested in Pre-Qualifying Requirement must be attached.
- iii) Complete filled in form of BHEL terms.
- iv) vendor must provide self-certification under preference to make in India order as per annexure-B
- vi) Any relevant additional documents may be attached.

Clause 1.2

The Price Bid in (Part-II) shall comprise of following:

- i) The price Bid for the complete scope should be specified in the price form.

Note:

- a) The evaluation of tender shall be on the basis of “Total Landed cost at Destination” including Supply.
- b) Indigenous suppliers: Vendors to quote rates on FOR destination (BHEL Haridwar) basis. However, the insurance will be arranged by BHEL. Vendor can dispatch good through any Indian Bank Association approved transporters having their branch at Haridwar / destination. For the convenience name and address of transporters approved by IBA and BHEL are posted at website www.bhelhwr.co.in. If any bidder still quotes on other than FOR destination basis, then their offer will be loaded by maximum freight, packing & forwarding charges quoted by any other vendor from the same or nearby station, against the enquiry / freight rate available with BHEL. Further, non-availability of BHEL approved transporter will not be accepted for rescheduling of delivery or waiver of penalties.
- c) Insurance during transportation shall be taken care of by BHEL.

Clause 2.0 – Tender Opening:

- a) The tenders shall be opened in TWO PARTS (Part-I 'technical bid' & Part-II 'price bid') as described below:
- Part-I i.e. technical bid comprising EMD (if applicable) or MSE Certificate towards exemption of EMD, Pre-Qualifying Requirement (PQR) and complete filled in form of BHEL terms will be opened on the date and time specified in the tender.
 - Part II i.e Price Bid will be opened on a separate date for those vendors who have qualified in the Part I. The opening date of Part II will be intimated to the vendors qualified in part-I.
 - BHEL reserves the right to evaluate vendor's process capability / quality systems etc. by visiting vendor works (if required).
 - Vendor should see the tenders of others on the opening date only. Thereafter, the respective window will get closed.

Clause No. 3.0 (Treatment of offers submitted by agents in Tender):

There have been instances wherein either the offer are being submitted by agents including dealers / traders / distributors / stockiest / channel partners etc. on behalf of manufacturer or the manufacturer themselves insists for making suppliers through their such agents only.

The following general guide lines may be followed:

- 1) *Either the agent could bid on behalf of the manufacturer / supplier or the manufacturer supplier could bid directly but not both.*
- 2) *In case bids are received from both the manufacturer / supplier and the agent, bid received from the agent shall be ignored.*
- 3) *The agent shall not be allowed to represent more than one manufacturer / supplier in the same tender.*

The authorization letter from the manufacturer, clearly indicating contact details like Name, E-mail & address of manufacturer and relationship with agent and its validity to be submitted with bid. The authorization letter should be tender specific. In case order is to be placed and executed by the agent, the following aspects are to be ensured:

- 1) *The manufacturer should meet the PQR requirement as defined in the tender.*
- 2) *In order to establish capability of agent to execute the order, the agent should have annual turnover of at least equal to the estimated value of the goods required under the subject tender during one Financial Year and the Net worth of the bidder (agent) should be positive.*
- 3) *Manufacturer and bidder should jointly confirm Guarantee for the Quality of product and timely delivery as stipulated in the NIT.*

Clause No. 4.0 (Evaluation in case of more than one L-1 bidder reg.)

"In the course of evaluation, if more than one bidder happens to occupy L-1 status, effective L-1 will be decided by soliciting discounts from the respective L-1 bidders.

In case more than one bidder happens to occupy the L-1 status even after soliciting discounts, the L-1 bidder shall be decided by a toss / draw of lots, in the presence of the respective L-1 bidder(s) or their representative(s).

Ranking will be done accordingly. BHEL's decision in such situations shall be final and binding."

Clause 5.0

The offers of the bidders who are on the banned list and also the offer of the bidders, who engage the services of the banned firm, shall be rejected. The list of banned firms is available on BHEL website www.bhel.com

NOTE :

- a) The provisional GST registration number of Bharat Heavy Electrical Ltd, Heavy Electricals Equipment Plant, Ranipur, Haridwar is "05AAACB4146P1ZL" with state Code as "05" and State Name as "Uttarakhand".
- b) Please quote our provisional GST registration number in all invoices raised for supply of goods and services under GST regime and also ensure filing of timely return and payment of tax and compliance of other applicable provisions on supplier under GST regime.
- c) No GST will be reimbursed to unregistered or composite dealer. In the event, any GST is quoted by composite dealer, the same shall be added to the cost of supply in evaluating the bid.

- d) Since, input credit of GST will be available to BHEL-Haridwar only after correct filing of return and payment of applicable GST by supplier, reimbursement of GST shall be made by BHEL-Haridwar on matching of vendor inputs at GST portal, ensuring availability of input credit to BHEL Haridwar. Payment of GST will be made to vendor after matching of input credit and vendor to ensure submission of their invoices along with consent to accept payment of tax after such matching in all cases where bills are submitted directly to BHEL-Haridwar or through bank or under LC or through any other mode.
 - e) In the event of any disallowance of input credit or applicability of interest or any other financial liability arises on BHEL-Haridwar due to any default of supplier under GST, such implication shall be to supplier's account.
 - f) In the event of any change in the status of the vendor after the submission of the bid but before the supply, GST applicable at the time of supply or in the bid, based on the registration status of the vendor, whichever is lower shall be payable.
 - g) Vendors must ensure compliance of all the applicable rules and procedure as envisaged in the GST Regime. Any loss to BHEL-Haridwar due to fault / non-compliance by the vendor will be to the vendor's account.
1. BHEL will evaluate the technical bids against essential criteria/requirements. BHEL may seek clarifications, if required, from the qualified bidders only. These clarifications will be communicated to the eligible vendors and they will be asked to attend techno-commercial discussions on specified dates. The bidders will be given 15 days notice to come prepared with the required documents/ clarifications. No extension will be given. The offers of those bidders, who are unable to respond in this time frame, are likely to be ignored.
 2. It is clarified that no correspondence, technical or commercial, other than the above bids is permissible. In case any uncalled for correspondence, technical or commercial, is received, the same will be ignored and entire bid also may be ignored. It is also clarified that no commercial discount will be acceptable.
 3. All the bidders whose offers have been accepted by BHEL will be given notice for opening of their original price bid and supplementary impact.

For & on behalf of BHEL, Haridwar.

Purchase Executive

CERTIFICATE BY CHARTERED ACCOUNTANT ON LETTER HEAD

This is to Certify that M/s (hereinafter referred to as 'company') having its registered office at.....is registered under MSMED Act 2006, (Entrepreneur Memorandum No (Part- II)dtd:....., Category : (Micro/Small). (copy enclosed).

Further verified from the Books of Accounts that the investment of the company as on dateas per MSMED Act 2006 is as follows:

1. **For Manufacturing Enterprises:** Investment in plant and machinery (i.e. original cost excluding land and building and the items specified by the Ministry of Small Scale Industries vide its notification No. S.O.1722(E) dated October 5, 2006: Rs.....Lacs.
2. **For Service Enterprises:** Investment in equipment (original cost excluding land and building and furniture, fittings and other items not directly related to the service rendered or as may be notified under the MSMED act, 2006: Rs.....Lacs

(Strike off whichever is not applicable)

The above investment of RsLacs is within permissible limit of Rs..... Lacs formicro / small (Strike off which is not applicable) Category under MSMED Act 2006.

Or

The company has been graduated from its original category (Micro / Small) **(Strike off whichever is not applicable)** and the date of graduation of such enterprises from its original category is (dd/mm/yyyy) which is within the period of 3 years from the date of graduation of such enterprises from its original category as notified vide S.O. No. 3322(E) dated 01.11.2013 published in the gazette notification dated 04.11.2013 by Ministry of MSME.

Date:

(Signature)

Name-

Membership Number-

Seal of Chartered

Accountant

Format for self Certification under preference to make in india order

Certificate

In line with Government Public Procurement Order No. P-45021/2/2017-BE-II dt. 15.06.2017, P-45021/2/2017-PP (BE-II) dated 28.05.2018 & P-45021/2/2017-PP (BE-II) revision dated 29.05.2019, we hereby certify that we M/s _____(supplier name) are local supplier meeting the requirement of minimum local content (50%) as defined in above orders for the material against Enquiry No. _____

Details of location at which local value addition will be made is as follows:

We also understand, false declarations will be in breach of the Code of Integrity under Rule 175(1)(i)(h) of the General Financial Rules for which a bidder or its successors can be debarred for up to two years as per Rule 151 (iii) of the General Financial Rules along with such other actions as may be permissible under law.

Seal and Signature of Supplier