



भारत हेवी इलेक्ट्रिकल्स लिमिटेड

(भारत सरकार का उपक्रम)

BHARAT HEAVY ELECTRICALS LIMITED

(A Govt. of India Undertaking)



Ref: T7J1T32442

Page 1 of 8

Date: 21.01.2020

NOTICE INVITING TENDER
COVERING LETTER

**NOTE: INTENDING BIDDER TO PARTICIPATE MAY DOWNLOAD FROM WEBSITE
OR
PURCHASE TENDERS FROM THIS OFFICE**

Tenders are invited through electronic mode from eligible suppliers with sound technical and financial capabilities (meeting PRE-QUALIFICATION CRITERIA as mentioned in Annexure - I for the subject job by the undersigned on behalf of BHARAT HEAVY ELECTRICALS LIMITED as per the tender document. Issue of tender to any bidder shall not construe that the bidder is considered qualified. Consideration of their offer is subject to meeting PRE-QUALIFICATION CRITERIA as mentioned in NIT. Following points relevant to the tender may please be noted and complied with:

SALIENT DETAILS OF NIT		
SL. NO.	ISSUE	DESCRIPTION
1.0	SUBJECT	The scope of bidder shall include Design, Engineering, Procurement, Manufacturing, <u>Supply/ Delivery of Piping Package for ONGC Uran Mumbai.</u>
2.0	ENQUIRY NO. & NIT NO.	<u>T7J1T32442 (NIT_51212)</u>
3.0	DETAILS OF TENDER DOCUMENT	
3.1	Volume-IA	General Conditions of Contract (GCC)
3.2	Volume-IB	Specific conditions of Contract (SCC)
3.3	Volume-IC	Annexure, Formats etc.
3.4	Integrity Pact - Not applicable	
3.5	Technical Specification	<u>PY52279 R00, PEMC-7440, PY52052, PY52084, PY52085, PY52086, PY52088, PY52090, PY52091, PY52092, PY52093, PY52094, PY52101-103, PY52105, PY52108-111, PY52119, PY52123, PY52178, PY52181, PY52205, PY52211, PY52218, AA0851401, AA0851402 and its Annexures - Technical Specification for Piping items package.</u>
4.0	TENDER START (ZERO) DATE	<u>21.01.2020</u> Tender documents can be downloaded from BHEL website <u>https://bhel.abcprocure.com</u> , <u>www.bhel.com</u> & <u>www.eprocure.gov.in</u> till due date of submission.
5.0	OFFER SUBMISSION PROCEDURE	Tenders are invited through electronic mode from eligible suppliers. The offers shall be posted into the system before the date and time specified. Bids shall be submitted through e-Procurement portal, <u>https://bhel.abcprocure.com</u> of e-Procurement Technologies Limited (abcProcure), who are our solution provider. (Bidders are requested to visit website to view corrigendum/ extension/ modification to NIT before submitting offer).
6.0	DUE DATE & TIME OF OPENING OF TECHNO-COMMERCIAL OFFER	Bid Due Date: 31.01.2020, Time: 14.00 Hrs. Bid Opening Date: 31.01.2020, Time: 14.30 Hrs.

		Notes: (1) In case the due date of opening of tender becomes a non-working day, tenders shall be opened on next working day at the same time. (2) Bidder may depute representative to witness the opening of tender.
7.0	EMD AMOUNT	Not Applicable
8.0	COST OF TENDER	Not Applicable
9.0	SCHEDULE OF PRE-BID DISCUSSION (PBD)	ONLINE BID
10.0	LAST DATE OF SEEKING CLARIFICATION	25.01.2020 Bidders should send the pre-bid queries in soft form to kvenkatesh@bhel.in , chmanoj@bhel.in .
11.0	INTEGRITY PACT	Not Applicable
12.0	DETAILS OF INDEPENDENT EXTERNAL MONITOR (IEM)	--
13.0	LATEST UPDATES	Latest updates on the important dates, Amendments, Correspondences, Corrigenda, Clarifications, Changes, Errata, Modifications, Revisions, etc. to Tender Specifications will be hosted in BHEL webpage (www.bhel.com → Tender Notifications → View Corrigendum) and https://bhel.abcpurchase.com and <u>not in the newspapers</u> . Bidders to keep themselves updated with all such information. Bidders may please visit https://bhel.abcpurchase.com for offer document submission.

- 1.0 The offer shall be submitted as per the instructions of tender document and as detailed in this NIT. Price shall not be mentioned by the bidders anywhere in the techno-commercial offer. Price shall be furnished in the relevant price schedule only **to be enclosed with the price offer**. In case of any clarification, bidder may contact us.
- 2.0 If applicable, bidder shall deposit EMD demand draft/ pay order in favour of Bharat Heavy Electricals Ltd, payable at Hyderabad. EMD in the form of Bank Guarantee is not acceptable.
- 3.0 Bids shall be submitted through e-Procurement portal, <https://bhel.abcpurchase.com> of e-Procurement Technologies Limited (abcProcure) who are our solution provider.
- 4.0 Documents to be submitted by bidders against this NIT:

Sl. No.	Description
I	TECHNO-COMMERCIAL BID
I.a	Offer forwarding/ covering letter.
I.b	Duly filled-in 'No deviation certificate' as per prescribed format. In case of any deviation, the same should be submitted separately for technical & commercial parts, indicating respective clauses of tender against which deviation is taken by bidder.
I.c	Techno-commercial offer enclosing supporting document/ annexure/ schedules/ drawing etc. as required in line with pre-qualification criteria/ prescribed format. Bidder shall mark/ index relevant document in support of corresponding pre-qualification criteria. It shall be specifically noted that all documents as per above shall be indexed properly and credential certificates issued by clients shall distinctly bear the name of organization, contact ph. no, fax no., e-mail etc.
I.d	Duly filled-in annexures, formats etc. of Volume-IC.
I.e	All volumes of tender document pertinent for the subject job along with this NIT together with subsequent changes to tender in the form of TCN (Tender Change Notice), correspondences etc., signed & stamped on all pages.

I.f	Un-priced Price Schedule without disclosing rates/ price, but mentioning only 'quoted' against each item of package
I.g	Integrity Pact Agreement (Duly signed by the authorized signatory) (if applicable)
I.h	Other documents specified in NIT and Technical Specification
I.i	Any other details preferred by bidder with proper indexing
II	PRICE BID
II.a	Copy of offer forwarding/ covering letter (as referred in I.a).
II.b	Duly filled-in Prices as per the Price Bid Format.

SPECIAL NOTES

- A) Your offer & documents submitted along with offer shall be signed & stamped in each page by your authorized representative. No overwriting/ correction in tender documents by bidders shall be allowed. However, if correction is unavoidable, the same may be signed by authorized signatory.
- B) All documents/ annexures submitted with the offer shall be properly annexed and placed in respective places of the offer as per enclosure list mentioned in the covering letter. BHEL shall not be responsible for any missing documents.
- 5.0 No Deviation with respect to tender clauses and no additional clauses/ suggestions/ clarification in Techno-commercial bid/ Price bid shall normally be considered by BHEL. Bidders are requested to positively comply with the same. Offers with deviation are liable for rejection.
- 6.0 BHEL reserve the right to accept or reject any or all offer(s) without assigning any reasons thereof. BHEL also reserve the right to cancel the tender wholly or partly without assigning any reason thereof. Also, BHEL shall not entertain any correspondence from bidders in this matter (except for the refund of EMD, if applicable).
- 7.0 Bidders may consult this office before submitting their offers, for any clarifications regarding scope of work, facilities available at sites or on terms and conditions. No additional claim shall be entertained by BHEL in future, on account of non-acquaintance of above.
- 8.0 For any clarification on the tender document, bidders may seek the same through e-mail before scheduled date, from the office of the undersigned for clarification.
- 9.0 BHEL may decide holding pre-bid discussion (PBD) with any/ all intending bidder(s). On such communication from BHEL, the bidder shall ensure participation in the same at the appointed time, date and place as may be decided by BHEL. Bidders shall plan their visit accordingly. The outcome of pre-bid discussion (PBD) shall also form part of tender.
- 10.0 In the event of any conflict between requirement of any clause of this specification/ documents/ drawings/ data sheets etc. or requirements of different codes/ standards specified, the same to be brought to the knowledge of BHEL in writing for clarification before due date of seeking clarification (as applicable), otherwise, more stringent requirement as may be interpreted by BHEL shall prevail and shall be binding on the bidder. Any typing error/ missing pages/ other clerical errors in the tender documents, noticed by the bidders must be pointed out before pre-bid meeting/ submission of offer, or else, BHEL's interpretation shall prevail & shall be binding on the bidder.
- 11.0 Unless specifically mentioned otherwise, bidder's quoted price shall be deemed to be in compliance with tender along with TCNs including PBD, if any.
- 12.0 Bidders shall submit Integrity Pact Agreement (Duly signed by authorized signatory who signs in the offer), if applicable, along with techno-commercial bid. This pact shall be considered as a preliminary qualification for further participation. Detail of Independent External Monitor (IEM) for the subject tender, if applicable, is furnished above.
- 13.0 The Price Bids of only those bidders will be opened who will be qualified for the subject job on the basis of evaluation on pre-qualification criteria/ techno-commercial bids, approval/ acceptance of

customer (as applicable), etc. BHEL's decision in this regard shall be final & binding. BHEL also reserve the right to reject bidder with unsatisfactory past performance in execution of a contract. BHEL's decision in this regard shall be final & binding.

- 14.0** While BHEL reserve the right to open the price bid of the offers in camera, the date & time to open the Cover-PRICE BID shall be intimated to the bidders, in case BHEL decides it to be 'Public opening' and in such a case, one authorized representative of the bidder shall be allowed to attend.
- 15.0 REVERSE AUCTION:** BHEL reserve the right to go for Reverse Auction (RA) (Guidelines as available on www.bhel.com) instead of opening the sealed envelope price bid, submitted by the bidder. This will be decided after techno-commercial evaluation. Bidders to give their acceptance with the offer for participation in RA. Non-acceptance to participate in RA may result in non-consideration of their bids, in case BHEL decides to go for RA.
- Those bidders who have given their acceptance to participate in Reverse Auction will have to necessarily submit 'Process compliance form' (to the designated service provider) as well as 'Online sealed bid' in the Reverse Auction. Non-submission of 'Process compliance form' or 'Online sealed bid' by the agreed bidder(s) will be considered as tampering of the tender process and will invite action by BHEL as per extant guidelines for suspension of business dealings with suppliers/contractors (as available on www.bhel.com).
- The bidders have to necessarily submit online sealed bid less than or equal to their envelope sealed price bid already submitted to BHEL along with the offer. The envelope sealed price bid of successful L1 bidder in RA, if conducted, shall also be opened after RA and the order will be placed on lower of the two bids (RA closing price & envelope sealed price) thus obtained. The bidder having submitted this offer specifically agrees to this condition and undertakes to execute the contract on thus awarded rates.
- If it is found that L1 bidder has quoted higher in online sealed bid in comparison to envelope sealed bid for any item(s), the bidder will be issued a warning letter to this effect. However, if the same bidder again defaults on this count in any subsequent tender in the unit, it will be considered as fraud and will invite action by BHEL as per extant guidelines for suspension of business dealings with suppliers/contractors (as available on www.bhel.com).
- 16.0** Tenderers must adhere to all volumes of tender and quote accordingly. Any terms & conditions not covered in SCC will be governed by GCC. Commercial terms & conditions shall be as per SCC (Volume-IB).
- If there is any conflict in clause mentioned in General Conditions of Contract (GCC) and Specific Conditions of Contract (SCC), then clause mentioned in SCC supersedes the requirement.
- 17.0** Corrigendum/ extension/ addendum, if any, pertaining to this tender will be published in the website www.bhel.com and <https://bhelabcprocure.com> and will be issued directly to you, as applicable.
- 18.0** On submission of offer, further consideration will be subject to compliance to tender & qualifying requirement and customer's acceptance, as applicable.
- 19.0** Unsolicited discounts received after opening of techno-commercial bid shall not be considered for evaluation. However, if the party who has submitted the unsolicited discount/ rebate becomes the L-1 party, then the awarded price shall be after considering the discount.
- 20.0** In case the bidder is an "Indian Agent of Foreign Principals", Agency agreement has to be submitted along with Bid failing which offer from Bidder may not be considered.
- 21.0** Standalone bidder can again neither be a prime bidder in a consortium bid nor be a consortium partner to any other bidder. Similarly, prime bidder shall neither be a consortium partner to other prime bidder nor submit any other bid with other consortium partners. However, consortium partner may enter into consortium agreement with other prime bidder(s).
- 22.0** The offers of the bidders who are under Suspension in the form of "Hold" or "Banning" or who engage the services of banned firms shall be rejected. In this regard, Guidelines for Suspension of

Business Dealings with Suppliers/ Contractors available on BHEL Website (www.bhel.com) shall be applicable. The list of banned firms is also available on BHEL Website (www.bhel.com).

- 23.0** The bidder may have to produce original document for verification if so decided by BHEL.
- 24.0** Offer shall be submitted directly by vendor or his authorized representative/ agent only and the offer should be in line with regulatory guidelines (i.e., Agency agreement between principal vendor and agent/ representative shall be attached which shall be a valid one and cover the scope of services rendered by Agent, Agency commission etc.). OEM details shall be provided if supplier is not a manufacturer.
Bid envelope shall bear name of the supplier. In case of submission through authorized representative/ agent, the name of representative/ agent should be mentioned additionally apart from the supplier name.
- 25.0** Offer received after the specified time of submission will be rejected. No further correspondence shall be entertained.
- 26.0** It may please be noted that guidelines/ rules in respect of 'Suspension of Business dealings', 'Vendor evaluation format', 'Quality, Safety & HSE guidelines', etc. may undergo change from time to time and the latest one shall be followed.
- 27.0 Micro and Small Enterprises (MSE):** 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 in Volume-IC where deemed validity of EM-II certificate of five years has expired) applicable for the relevant financial year (last audited) or Udyog Aadhar certificate. 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 bids at par with other bidders. No benefits shall be applicable for this enquiry if any deficiency is found in the above required documents or if the documents are not submitted. If the tender is to be submitted through e-procurement portal, then the above required documents are to be uploaded on the portal. Documents should be notarized or attested by a Gazetted officer. MSEs shall be exempted from payment of earnest money at the time of tender deposit. However, there is no exemption of security deposit submission.
- 28.0 Order of Precedence**
In the event of any ambiguity or conflict between the Tender Documents, the order of precedence shall be in the order below:
- Amendments/ Clarifications/ Corrigenda/ Errata etc. issued in respect of the tender documents by BHEL
 - Notice Inviting Tender (NIT)
 - Price Bid Specification - As per Price bid format of Technical Specification - Volume-III
 - Technical Specification - Volume-II
 - Special Conditions of Contract (SCC) - Volume-IB
 - General Conditions of Contract (GCC) - Volume-IA
 - Annexure, Formats etc. - Volume-IC

Note: In case, contradiction is observed among the documents w.r.t. commercial terms, the clause/ requirement as mentioned in SCC will prevail.

for BHARAT HEAVY ELECTRICALS LTD.
Dy. Manager/ Purchase, PE&SD, Hyderabad

Agency	Contact details	
BHEL, PE&SD, Ramachandrapuram, Hyderabad	Address	Purchase/ PE&SD, BHEL, Ramachandrapuram, Hyderabad - 502032
	Phone no	040 2318 4639/ 3050
	E-mail	kvenkatesh@bhel.in , chmanoj@bhel.in .

Enclosures

01. Annexure - BB - Pre-Qualification Criteria.
02. Annexure - CC - Format for No-deviation Certificate.



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(भारत सरकार का उपक्रम)
BHARAT HEAVY ELECTRICALS LIMITED
(A Govt. of India Undertaking)



ANNEXURE - CC

FORMAT FOR NO DEVIATION CERTIFICATE

(To be submitted in the bidder's letterhead)

Purchase/ PE&SD
BHARAT HEAVY ELECTRICALS LIMITED
Ramachandrapuram
Hyderabad-502032

Sub.	No Deviation Certificate	
Job	Supply of Piping items (MTO-2) as per technical specification for ONGC URun Mumbai Maharashtra	
Ref.	01	Enquiry No. T7J1T32442 (NIT_51212)
	02	BHEL's NIT, with technical documents reference no. PY52279 R00 its Annexures, PEMC-7440 and documents enclosed along with NIT tender
	03	All other pertinent issues till date

Dear Sirs,

With reference to above, this is to confirm that, we have read the tender documents and noted the job content. We also confirm that we have not changed/ modified the tender documents as appeared in the website/ issued by you and in case of such observance at any stage, it shall be treated as null and void.

We hereby confirm that we have not taken any deviation from tender clauses together with other references as enumerated in the above-referred NIT. We hereby confirm our unqualified acceptance to all terms & conditions, unqualified compliance to technical specification, integrity pact (if applicable) and acceptance to reverse auctioning process.

In the event of observance of any deviation in any part of our offer later whether implicit or explicit, the deviations shall stand null & void.

We confirm to have submitted offer in accordance with tender instructions and as per afore-said references.

Thanking you,

Yours faithfully,

(Signature, Date & Seal of Authorized
Representative of the Bidder)

Documents of NIT / Annexures listed in the tender cum checklist for bidder (to be submitted along with part-I offer):-

Sl No.	Description	Duly filled, Signed & Stamped Scan copies Submitted in Part-I Bid
1	NIT-Covering Document: General Instructions for the tender.	Yes/No
2	GCC: Volume-IA- General Conditions of Contract	Yes/No
3	SCC: Volume-IB- Special Conditions of Contract	Yes/No
4	QAP: TYPICAL MANUFACTURING QUALITY PLAN	Yes/No
5	Annexure-BB: Pre Qualification Criteria (PQC) (Including Annexure-1)	Yes/No
6	Annexure-AA – Bill of material (PVC Not Applicable)	Yes/No
7	NIL	
8	NIL	
9	Annexure-CC: No Diviation Certificate Format.	Yes/No
10	NIL	
11	Annexure-A: CHECKLIST OF GENERAL PARTICULARS	Yes/No
12	Annexure-B: DECLARATION SHEET	Yes/No
13	Annexure-C: PROFORMA OF FINANCIAL VIABILITY	Yes/No
14	Annexure-D: ANALYSIS OF SIMILAR JOBS EXECUTED/IN PROGRESS	Yes/No
15	Annexure-F: FORM FOR GETTING PAYMENT THROUGH RTGS (REAL TIME GROSS SETTLEMENT)	Yes/No
16	Annexure-J: CPBG Format	Yes/No