

Annexure A - Special Terms & Conditions for Enq- 4101700017 dt 16.06.2017

1. Delivery terms for foreign vendors

Foreign vendors: The unit price shall be quoted on 'CFR' Chennai port basis only. Delivery term as 'FOB' is not acceptable. Tender shall be evaluated for price competitiveness on 'FOR' Trichy / Any Site in India (total landed cost to BHEL) basis, considering quotation on 'CFR' Chennai.

The following are to be taken care by the vendor-

- Bidders should submit their bid for 'CFR' Chennai port basis.
- Port of loading should be indicated without fail.
- Port of discharge should be Chennai and place of delivery – INTVT6 CONCOR ICD.

Containerized cargo

For 'CFR' terms, moved through Containers (Suppliers should clearly specify this in their offer) it would be presumed by BHEL that the freight charges quoted is on LILO (Liner In Liner Out) basis including extra charges, if any, like Container Imbalance Charges, Trade Imbalance charges or any other charges payable to the Liner. No other charges other than the quoted Freight rate will be paid by BHEL excepting applicable Terminal Handling Charges, Container cleaning Charges, DO charges to Shipping Liner at Discharge Port.

14 free days for container detention shall be provided. If any deviation is taken by Tenderer, a loading of 1% on unit rates shall be considered by BHEL for arriving at the Total landed Cost. In case of shipment through containers on 'CFR' basis, the BL should bear the endorsement that 14 free days for Container Detention is applicable. Place of delivery INTVT6 CONCOR ICD should be clearly specified in the Bill of Lading.

Note-

- In the case of Containerized shipments on 'CFR' basis, the place of delivery "CONCOR INTVT6" should be mentioned in BL and the charges for the inland transportation of containers (Chennai Port to CONCOR INTVT6) shall be borne by supplier by inclusion of same in the 'CFR' rate.
- In the case of non-acceptance of any supplier to include the charges for the inland transportation of containers (Chennai Port to CONCOR INTVT6), the same shall be paid by BHEL. But an amount of INR 300 per MT (in equivalent foreign currency as per the SBI TT selling exchange rate prevailing on the date of opening of technical bid) shall be loaded while commercial evaluation of the offer. However the supplier shall ensure that the place of delivery "CONCOR INTVT6" is mentioned in BL.

2. 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 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).

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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).