

1X 500 MW BOKARO TPS - A

These Conditions shall be read and construed along with General Condition of Contract enclosed along with the tender enquiry. In case of any conflict or inconsistency, the condition given in special condition of contract shall prevail over the general condition of the contract.

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|-----|---|---|
| 1.0 | PROJECT NAME | : 1X500 MW BOKARO TPS –A |
| 2.0 | CONSIGNEE ADDRESS | : CONSTRUCTION MANAGER
BHEL Site Office 1 X 500 MW BOKARO A Project
Bokaro Thermal Power Project,
District Bokaro (REV.06)
Jharkhand - 829107 |
| 3.0 | BHEL Site Office Address | : CONSTRUCTION MANAGER
BHEL Site Office 1 X 500 MW BOKARO A Project
Bokaro Thermal Power Project,
District Bokaro (REV.06)
Jharkhand - 829107 |
| 4.0 | Mode of Dispatch | : By Road on Door Delivery and freight Pre-Paid Basis |
| 5.0 | Road Permit Required | : Yes, Jharkhand Road Permit will be applicable |
| 6.0 | Prior Dispatch intimation to BHEL Site Office and Underwriters | : Yes, one set consisting of LR / RR copy, Packing List indicating the items dispatched (with their gross and net weights) and letter informing the underwriters about the value of consignment and dispatch details to be sent to
a) BHEL Site Office
b) Insurance Co. |
| 7.0 | Transit Insurance | : By BHEL (Vendor to intimate the underwriters quoting the insurance policy No. as below) :- (REV.04) |
| | Policy No. | : SCE – 500300/44/10/04/40000007 (REV.04)
MARINE – 500300/21/10/02/00000048 |
| | | <u>Underwriters</u>
: UNITED INDIA INSURANCE COMPANY LTD.
CORPORATES AND BROKERS CELL
D-24 & E-25, HIMALAYA HOUSE, 2nd FLOOR,
23 K G MARG, NEW DELHI-110001 |

CONTACT PERSON

Smt. SOUMYA MUKHERJEE

CHIEF REGIONAL MANAGER

Office :-011-43560470, Fax23355307, MOB :9910012301;

EMAIL ID : soumyamukherjee@uiic.co.in

- 8.0 **a. BHEL/PEM TIN No.** : 09765702874 (w.e.f 01/07/2006) **(REV.04)**
- b. VAT REGN. NO.** : 20352205642
- 9.0 **Unloading at site** : **By BHEL site office for supply packages**
 NOTE: Please note that unloading of materials at site shall take at least 3-4 days minimum. As such transporters to be advised suitably before dispatch of materials in this regard.
- 10.0 **Storage at site** : By BHEL site office for supply packages
- 11.0 **Movement of Material within Site** : By BHEL site office for supply packages
- 12.0 **Documents Required (For Supply payment)** : As below
- 12.1 **DIRECT PAYMENT** :
 - Supplier invoice along with documentary evidence of excise duty paid
 - Consignee Copy of LR shall be sent to BHEL, PEM for endorsement of the same to customer and forwarding to site to effect "sale in transit". **(REV.04)**
 - Item wise Packing List indicating Quantity/Gross weight / Net Weight/LR No. /Road Permit No.
 - Original copy of BHEL issued MDCC (Material Dispatch Clearance certificate) for "Non "CHP" items and CUSTOMER(DVC) issued MDCC (Material Dispatch Clearance certificate) for "CHP" items" **(REV.05)**
 - Copy of letter addressed to Insurance Co.
 - Guarantee certificates

- OR**

Through Bank
(Original + 8 copies)

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- 12.3

**For payment against
receipt of material at site
(MRC) (Original+6 copies)**

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13.0

Dispatch markings

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Each package delivered under the Contract shall be marked by vendor and such marking must be distinct and in English language (all previous irrelevant markings being carefully obliterated). Such marking shall show the description and quantity of contents, the name and address of consignee, the Gross weight and Net weight of the package, the name of the Vendor, PEM P.O. reference number, with a distinctive number of mark sufficient for purposes of identification. Besides above necessary, packing shall bear a special marking 'TOP', 'BOTTOM', 'DO NOT TURN OVER', "KEEP DRY", "HANDLE WITH CARE", etc

IMPORTANT: - One copy of respective standard manufacturer's erection instruction/operation instruction manual shall be kept in each package / container for immediate reference be BHEL site. Each and every box (package) shall be marked with following:-

1. Name and address of the consignee.
2. Project reference.
3. Customer Contract no.
4. PEM P.O. reference no.
5. Packing No.: (1/10, 2/10, 3/10 when there are 10 packages for one consignment).
6. Ultimate Destination: Bokaro Jharkhand.
7. Packing Mark: (symbols indicating 'TOP' and other special marking).
8. Type of Equipment 'E' (for equipment supply) "T" (for Tools & Tackles), "S" (for Mandatory Spares)

NOTE: - The Copy of complete Packing list for the consignment must be put inside the Box/Boxes.

20 copies of supplier's Erection / Instruction manuals to be given to the Customer / BHEL Site

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|---------------------------|---|--|
| 14.0 Commissioning Spares | : | The commissioning spares shall be properly packed separately in separate box and each spare shall be properly tagged giving details i.e. dispatch (to match the description given in the packing slip) to facilitate their proper identification. One Copy of Packing list must be put inside the Box. |
| 15.0 Taxes & Duties | : | Please note that this is a negotiated Project (Non Mega) and as per Extent of Foreign Trade Policy of Government of India, the procurement of imported materials will be under project import route and the applicable Custom Duty shall be 5% against Customer (DVC) Essentiality certificates. (Rev.2) |

List of imported contents, quantity, CIF value (in Rupees) and exchange rate of foreign currency etc. shall be indicated by bidder in the price bid. This list furnished by the bidder will be taken as reference list for getting the Essentiality certificate from customer (DVC), for this Project. Please note that no request later during Contract execution stage shall be entertained by BHEL PEM for additional item/additional CIF other than indicated/ furnished in the Original Bid.

BHEL shall not compensate for any foreign exchange variation on account of imports. DVC/ BHEL shall issue Essentiality Certificate (Certified List of Goods) to enable bidders to avail exemption from Custom Duty.

Therefore, it is the sole responsibility of the bidder to obtain concessional custom duty benefit against the Essentiality Certificate issued.

IT IS FURTHER CLARIFIED THAT EXCISE DUTY DRAWBACK IS NOT APPLICABLE FOR THIS PROJECT. THE SUPPLIER TO QUOTE APPLICABLE EXCISE DUTY & CORRESPONDING CST / VAT IN THE PRICE BID AND THE SAME WILL BE TAKEN FOR EVALUATION OF THE BIDS FOR ARRIVING AT THE L1 STATUS. (REV.06)

No credit of VAT shall be given to the bidders during tender evaluation. (Rev.03)

All Taxes, Duties and Levies payable on the items directly dispatched from Sub-vendors / Sub-contractors are included in the price and any variation in these Taxes, Duties and Levies shall not be admissible to either parties

In order to avail the benefit of input tax credit available to BHEL in case of VAT leviable on intra-state transaction between BHEL and vendor, & to fulfill the compliances as per requirements of applicable State's VAT law, the following modality shall be applicable:

BHEL has identified a nodal agency in each State to take care of VAT compliances in the State in which

project is located.

For the subject project nodal agency shall be :

BHEL BHAWAN,PLOT NO.9/1,DJ-BLOCK,SECTOR-II,SALT LAKE CITY,KOLKATTA-700091 (REV.6)

VAT RC No.: 20352205642

Nodal agency is defined as Buyer and BHEL/ PEM shall be paying agency in such cases, where VAT is applicable.

Vendors' original tax invoice for intra State transactions is one of important documents for availing Input Tax credit. In this regard the following may be noted by all vendors for strict compliance:

As a general rule, a tax invoice must be original, must contain vendor's TIN No with full address, invoice no & date, product description with unit rate, quantity, value, VAT rate, VAT amount, gross value of bill, buyer i.e. BHEL's address with TIN No, special marking like "Original" and/or "valid for input credit"/ Buyer can take credit against this" etc as per applicable State VAT law.

Please note that BHEL's address and TIN to be mentioned in vendors tax invoice shall be principal place of business & applicable TIN No. of nodal agency of BHEL, as given above. In no case the vendors, invoices shall be addressed to BHEL PEM nor shall they contain our TIN. However for payment purposes, the invoice may mention BHEL PEM as paying authority.

As original tax invoice of vendors are to be furnished to nodal unit for assessment/VAT audit purposes, extra copy of Original invoice is required to be submitted by vendors for retaining with PEM bank payment voucher.

Original tax invoice along with extra copy of Original invoice as indicated above shall be essential document to be submitted by vendor for claiming payment duly verified shall be attached with original copy of payment advice by BHEL and sent to Fin

Section for payment purposes. Original shall be forwarded by Finance to concerned nodal unit while extra copy of original invoice shall be retained with Bank voucher.

Vendor shall also furnish a certificate/statement/document as prescribed under applicable State VAT law. Please note that some of the States requires additional certificate/documents e.g. Haryana requires certificate in form C-4 in addition to original tax invoice.

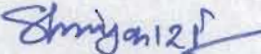

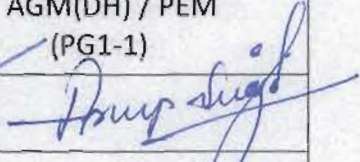
Please note that reimbursement/payment of VAT shall be subject to furnishing of Vat complaint tax invoice and other certificate/document as per applicable State VAT law.

Tax invoice must show Vat rate & VAT amount separately and in no case all inclusive prices is to be shown in the tax invoice since input credit is not admissible in case VAT is not indicated separately.

In case vendor is unable to furnish Vat compliant tax invoice & other certificate/document and the items being procured is otherwise eligible for set off, suitable loading for VAT element shall be done for comparative price evaluation.

16.0 Final
drawings/documents
submission

Final drawings/documents submission shall be as per attached annexure -1.

	PREPARED BY	CHECKED BY	APPROVED BY
Name:	S.P.YADAV	M. PRASAD	ANUP SINGH
Designation:	ENGINEER / PEM (PG 1-1)	SR. DGM / REM (PG 1-1)	AGM(DH) / PEM (PG1-1)
Signature:			
Date:	13.07.2010	13.07.2010	13.07.2010

1x500 MW BOKARO 'A' TPS

ANNEXURE TO SCC (REV.04)

Distribution of drgs/ documents

For Approval category drgs :

- i) Initial submission -- 8 copies to DVC HQ + soft copy
- ii) Commented copies back to the sender- 2 nos.
- iii) Resubmission of revised drg -- 8 copies to DVC HQ. + soft copy
- iv) Final approved drgs (except scheme drgs) -- 5 copies to DVC HQ , 5 copies to BHEL site & 5 copies to Chief Engineer (Const.), BTPS-A, DVC Bokaro Site + soft copy to DVC HQ and DVC Bokaro site
- v) Final approved scheme drgs -- 7 copies to DVC HQ, 5 copies to BHEL site, 5 copies to ----- Chief Engineer (Const.), BTPS-A, DVC Bokaro Site + soft copy to DVC HQ and DVC Bokaro site
- vi) Design documents -- BHEL shall submit soft copies and 5 no. hard copies

For Information category drgs

- i) 6 copies to DVC HQ (Civil & Structural drgs -- 8 copies) , 2 copies to DVC construction site, 5 copies to BHEL site + soft copy to DVC HQ and Bokaro site
- ii) Design documents -- BHEL shall submit soft copies and 5 no. hard copies to DVC HQ, 2 copies to BHEL site

Erection Drgs

- i) 4 copies to DVC construction site, 4 copies to DVC HQ, 5 copies to BHEL site office.

Instruction Manuals/ O & M Manuals

- i) 2 copies to DVC HQ, 3 copies to DVC construction site and 2 copies to DVC (O & M) , 3 copies to BHEL site + wherever possible soft copy to DVC HQ, Bokaro site and MTPS O & M (If soft copies are not possible additional 3 copies each to DVC HQ, DVC construction site and DVC (O & M) shall be provided.)

Test Certificates

- i) 12 copies to DVC HQ (for both main equipment and bought out items), 2 copies to BHEL site + wherever possible soft copy to DVC HQ and Bokaro site

As built drgs

- i) 2 no. hard copies and 1 soft copy to DVC HQ, 2 hard copies and soft copy to DVC Bokaro site , 2 copies to BHEL site.