



TERMS AND CONDITIONS

1..QUOTATIONS:

Interested bidders / Suppliers shall submit their offer through e-Procurement mode at <https://bheleps.buyjunction.in>. Offers in any other mode will not be accepted.
For Enterprise Procurement System (EPS) Bidders/Suppliers are requested to follow these steps.

1.(A)REQUIREMENTS

A PC with Internet connectivity.

DSC (Digital Signature Certificate) (Class 3- SHA2- 2048 BIT- SIGNING & ENCRYPTION)

The site is best viewed in Internet Explorer 9.0. If you are using Internet Explorer 10 or above then enable compatibility view available under Tools menu.

Install Java 1.8 Update 67/72/79/77 (32 OR 64 Bit)

(1.B)MANDATORY REQUIREMENT:

Suppliers interested for registration for BHEL Open Tenders should have a valid DSC (Digital Signature Certificate) before Proceeding forward for Registration. Herein a Valid DSC refers to an Active and unexpired Signing and Encryption Certificate, with specification Class III SHA 2 2048 bit.

1.(C)UNREGISTERED SUPPLIER IN EPS:

Procedure for Online Registration in EPS for Open Tender Suppliers for BHEL

Please follow the below steps for registration

- a. Click Register Button (Top of the Screen)
- b. Please input your organization PAN No (in case of Indian supplier) or click "Foreign" in case you are an overseas Supplier.
- c. Click on INTERESTED Button against the respective BHEL Unit
- d. Key in your desired login id (Login Code should be 8 - 24 characters in length and can only use
- e. numeric values) If you have registered by keying in PAN No. then your desired login id will be prefixed by "OTI", In case of overseas suppliers it will be prefixed with "OTF"
- f. Fill in the other details.
- g. Fill in the Captcha code and click next
- h. Register your Signing certificate and click next
- i. Select atleast one procurement category you may be dealing in.

1(D) Once the above steps are completed, your profile will be activated by mjunction within 2 business hours. After registering follow the steps provided in "For Registered Supplier" to view RFQ In case of any assistance, please call the following nos for support:

033-6601 1717 (From 9:30am to 5:30pm)

NB:-

BHEL Administrator or user will have no role for approving Registration and Open Tenders and DSC for Any supplier who has registered himself from the front END which is in case of OT.

1(E) FOR REGISTERED SUPPLIER IN EPS:

- a. Supplier visits EPS home page
- b. Supplier signs in with their user id and password
- c. Selects the RFQ Code and views it.
- d. Attaches themselves to the RFQ by clicking the interested button
- e. Supplier fills the bid template and makes necessary attachments
- f. Supplier submits their bid by clicking CONFIRM.

In case of any assistance, please call the following Nos for support: 033-6601 1717 (From 9:30am to 5:30pm)

1(F) Bidders are requested to quote their offer price on F.O.R Destination (BHEL/Stores) basis only (The basic price of the material quoted in the bid should be inclusive of Packing, Forwarding, freight and transit insurance, etc.,). Ex-works offers will be summarily rejected without further clarification.

1(G)3 .No charges shall be indicated as “Lumpsum” or “Approximate” in absolute value. All charges like taxes and duties should be clearly specified as “percentage” of the quoted rates.

1(H). If any sales tax is payable as extra to the quoted price should be specifically stated in quotations along with CST & TIN no failing which the purchaser will not be liable for payment of sales tax. Our TIN No. 33243560005 Dated. 01.01.2007, CST No.239383 Dtd.11.06.1991.

1(I) Manufacturer’s name, trademark or patent no. if any should be specified. Illustrative leaflets giving technical particulars are required along with quotation wherever necessary.

1(J) Products with I.S.I. certification marks will be preferred.

1(K) .The Purchaser shall be under no obligation to accept the lowest or any other tender and shall be entitled to accept in Part or full without assigning any reason whatsoever.

1(L). The bidder has to keep track of any changes by viewing the addendum / Corrigendum's issued by the Purchaser on time-to- time basis in the E-Procurement platform. The Company calling for tenders shall not be responsible for any claims/problems arising out of this.

1(M) .The user should complete all the processes and steps required for bid submission. The successful bid submission can be ascertained once acknowledgement is given by the system through bid submission number after completing all the processes and steps. BHEL and mjunction Services Ltd. will not be responsible for incomplete bid submission by users. Users may also note that the incomplete bids will not be saved by the system and are not available for the Purchaser for processing.

1(N). Before uploading scanned documents if any, the bidders shall sign on all the statements, documents, certificates uploaded by him, owning responsibility for their correctness / authenticity.

2. Offers should have a validity of minimum 90 days from the date of price bid opening. The quoted/Finalized rates shall be Firm till completion of the supplies including amendment / deviation / extension if any in quantity / date.

3 .On the due date of tender opening, only technical bids will be opened. The opened technical bids will be evaluated by us and clarifications required, if any, will be called for from the bidders on technical and commercial points. If no reply is received from the vendor for the clarification raised by BHEL with in the final cut-off date those vendors offer will be processed with the documents available / submitted against this tender. Offers not meeting the required specification and technical condition will be summarily rejected. The price bids of technically suitable bidders will be opened on a later date with prior intimation to techno-commercially suitable bidders.

4.Ranking L-1, L-2 etc. shall be done for individual items for the techno-commercially acceptable offers on landed cost to BHEL, Trichy basis and BHEL reserves the right to place order for individual items with different vendors. In the event of more than one vendor becoming L1 for the item, the enquiry quantity will be shared equally among all the L1 vendors.

5. BHEL reserves the right to negotiate with L1 vendor or re-float the tender for items where, L1 price is not the lowest acceptable price; BHEL reserves the right to increase or decrease the tender quantity.

6 .TERMS OF PAYMENT: Payment will be made after 45 days from the date of receipt and acceptance of materials at BHEL Trichy. Offers quoting for Advance payment / LC / thro bank payment will be rejected. Any deviation in the payment terms below 45 days shall attract loading as below.

Base rate of SBI (as applicable on the date of bid opening; Techno-commercial bid opening in case of two part bids) +6% will be considered for the loading for the period of relaxation sought by the bidder.

LD clause & Risk purchase clause are applicable.

(Any deviations in the LD shall attract loading to the extent of relaxation sought to which it is not agreed by the bidder at offered value).

7. DELIVERY SCHEDULE

If the Supplier fails to deliver the P.O quantity within the period (DUE DATE OF DELIVERY) , then the Purchaser shall deduct liquidated damages, 0.5% of the total order value per week of delay or part thereof subject to a maximum of 10% of the total order value.

Liquidated Damages (LD): (Any deviations shall attract loading to the extent of relaxation sought to which it is not agreed by the bidder at offered value).

8. RISK PURCHASE: Alternatively the purchaser at his option will be entitled to terminate the contract and to purchase elsewhere at the risk and cost of the seller either the whole of the goods or any part which the supplier has failed to deliver or dispatch within the time stipulated as aforesaid or if the same were not available, the best and the nearest available substitutes therefor. The supplier shall be liable for any loss, which the purchaser may sustain by reason of such risk purchases in addition to penalty at the rate mentioned in LD clause above.

9. CENVAT CREDIT: If any Excise Duty is payable, the Chapter Head / Sub -head reference and the rate of the duty should be quoted. If the tenderer is availing CENVAT credit for this input material, the effect of Proforma credit should be passed on to the purchaser. Tenderer under "CENVAT" shall be preferred. In case of ordering vendor should issue CENVAT invoice along with the material.

10. PACKING AND MARKING: The supplier shall arrange for securely protecting and packing the stores to avoid loss or damages during transit.

11. SPECIAL PROVISIONS FOR MICRO AND SMALL ENTERPRISES (MSE) BIDDERS:

- a) If L1 vendor is from a Micro / Small enterprise, the 20% earmarking provision will not be applicable. In case of more than one L1 MSE, the supply shall be shared proportionately, otherwise 100% of the total ordered quantity will be placed on L1 MSE vendor.
- b) If L1 vendor/s from non-MSE, 20% of the tendered quantity will be earmarked for MSE suppliers up to H1 of MSE whose rate is within L1+15% band. For the balance 80% of the tendered quantity, BHEL reserves the right to order on L1 vendor/s. Counter offering of L1 rate will not be made with any H1 vendor of Non-MSE.
- c) Out of the 20% tendered quantity reserved for MSE suppliers , 4% shall be earmarked for procurement from MSE owned by SC / ST entrepreneurs whose rate is within L1+15% band. In event of failure of such Micro and Small enterprises owned by SC/ST to participate in the tender process or meet the tender requirements/proof of SC/ST, the 4% sub-target for procurement ear-marked MSE owned by SC / ST entrepreneurs shall be met with other MSE enterprise/s.

.Definition of MSEs owned by SC / ST is clarified by the Ministry of MSME as under:

In case of proprietary MSE, proprietor(s) shall be SC / ST.

- d) In case of partnership MSE, the SC/ST partners shall be holding at least
- e) 51% shares in the unit.
- f) In case of Private limited companies, at least 51% share shall be held by
- g) SC/ST promoters.
- h) In case MSE vendor participating in the tender quotes within the price band of L1 + 15%, they will be allowed to supply the portion of the requirement subject to acceptance of L1 price by MSE vendor. In case of more than one such MSE, the supply shall be shared proportionately.
- i) In case of non-acceptance of the counter offering of 20% reservation to MSE vendors, 100% of the total tender quantity will be ordered on L1 vendor/s.
- j) 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 in acknowledgement in EM II) or valid NSIC certificate or EM II certificate along with attested copy of a CA certificate (where deemed validity of EM II certificate of five years have 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 bids at par with other bidders. No benefits shall be applicable

- k) for the enquiry if any deficiency in the above required documents is not submitted before the 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 a Gazetted officer. This provision for MSE will apply subject to the condition that the participating MSE meets the tender requirements.

1. In case of any change in the MSE status of the bidder, it shall be the responsibility of the bidder to notify the change as a part of the bid document. If at a later date it comes to the knowledge of BHEL, that the change in the status has not been intimated by the bidder and the order is obtained under the premise of an MSE then BHEL would cancel the pending order against this tender and take necessary steps for suspension of the business dealing with the bidder as per the procurement policy of BHEL.

Conditional offers are likely to be rejected.

12. The correspondences between the bidder and BHEL through email are considered as valid document legally though not signed. It is treated as valid confirmations made on behalf of the respective company and comes under the legal ambit of the business transaction and hence binding on both the parties.

13. Disclaimer Clause: Neither the Organization (Bharat Heavy Electricals Ltd.) nor the service provider (mjunction Services Ltd.) is responsible for any failure of submission of bids due to failure of internet or other connectivity problems or reasons thereof.

14. Bidders participating in the tender should declare in their technical bid whether they have been black-listed / kept on hold / given Business holiday for a specified period by any Public Sector Undertaking or Government Departments. The reasons for such action with details and the current status of such hold shall be clearly furnished to BHEL. If no such details are mentioned in the offer, it will be construed that the bidder is not under any such hold. However, at a later date if it comes to the notice of BHEL about any such hold under enforcement, BHEL reserves the right to reject the offer at any point of time and also under any stage of the finalization of the tender. Such bidders will not be permitted to participate in the further tender proceedings and will be communicated suitably.

15. BHEL reserves the right to negotiate or re-float the enquiry opened if L1 price is not the lowest acceptable price to them inter-alia other reasons.

16. The correspondence between the bidder and BHEL through email is considered as valid document legally though it is not signed. It is treated as valid confirmations made on behalf of the respective company and comes under the legal ambit of the business transaction and hence binding on both the parties

17. In case of any quality rejection of materials, the supplier has to collect the materials at his own cost within the 10 days of rejection of advice. Otherwise the materials will be scrapped

18. Unloading at BHEL has to be done by the suppliers and BHEL will not be in a position to provide any handling / unloading facilities.

19. Bidders not confirming to the enquiry specifications will be disqualified.

The vendor should submit the following attachments along with the technical bid, duly filled in ,sealed and signed by the vendor (part-I).

- Annexure A (Vendor's Data).

-Annexure B(Commercial confirmation Format).

- Annexure I (CA certificate).

Any Query /Clarification should be contacted through undermentioned email only :

Email:pgavictor@bheltry.co.in

Phone no.0431-2577645

The new vendors for Trichy unit will be required to furnish the following documentary proof/information along with their offers:

- Certificate of Registration (copy of Certificate to be submitted).
- PAN Card (copy to be submitted).
- Banker's Information (copy of Bank Pass Book first Page to be submitted).
- MSME Vendor Certificate (if applicable).
- Address of your organization (Complete Postal Address with PINC ode)
- Contact Person/s, Phone No., Mobile No., FAX No., E-mail ID.
- Statutory documents VAT/TIN/EXCISE REGISTRATION/SERVICE TAX REGISTRATION/CST REGN etc (copy to be furnished)
- NSIC/SSI Certificate (if applicable)
- ISO Certificate (if applicable)
- Experience certificate as proof of supply of similar item to any Govt.agencies/PSU/Organisations. (Copy of POs to be furnished).
- Audit Report / IT Return (if applicable).
- Agency Agreement with manufacturer (if applicable).
- Partnership Deed (if applicable)

If the new vendors for Trichy unit fail to submit the above documentary proof/information, their offers will not be considered for this enquiry.

SL. NO	Description	BHEL Requirements	Supplier Confirmation
1	VALIDITY	90 days from the date of tender opening	
2	PRICE QUOTED	FOR DESTINATION BHEL STORES TRICHY- 620014	
3	PACKING & FORWARDING (Whether inclusive or extra) Clearly mention the percentage or amount.	Supplier Option	INCLUDED / EXTRA (INCASE OF EXTRA MENTION THE PERCENTAGE _____)
4	EXCISE DUTY WITH CESS (Whether inclusive or extra) Clearly mention the percentage or amount.	Supplier Option	INCLUDED / EXTRA (INCASE OF EXTRA MENTION THE PERCENTAGE _____)
5	VAT / CST Clearly mention the percentage	Supplier Option	INCLUDED / EXTRA (INCASE OF EXTRA CLEARLY MENTION THE PERCENTAGE _____)
6	FREIGHT (Whether inclusive or extra) Clearly mention the percentage or amount.	Supplier Option	INCLUDED / EXTRA (INCASE OF EXTRA MENTION THE PERCENTAGE _____)
7	DELIVERY SCHEDULE	AS PER BHEL SCHEDULE	
8	PAYMENT TERMS	100% after 45 days from the date of receipt and acceptance of materials.	
9	LD CLAUSE	As per clause no.7	
10	MSE CERTIFICATION	To be attached and please submit annexure- 1	ATTACHED / NOT ATTACHED
11	CONTACT PERSON DETAILS	NAME: MOBILE NO.: EMAIL:	
12	FOR NEW VENDOR	Documents mentioned in clause no.22 should be submitted along with the offer.	