



Detailed Commercial terms & conditions

Enquiry No.& Date: 88/13/6030/ASM

Project: Erection and commissioning of illumination equipments for CHP FOR 1040 MW
VIZAG,HINDUJA,TPP

SL No	Clause	Description	Contractor Acceptance/Remarks (Yes or No)
1.0	Scope of work	Erection and commissioning works which includes material receipt, proper storage & security, electrical equipment erection ,supply of material as required. Details as per enclosed specification no.IS-1-10-2000/107. Quantity mentioned is tentative and subject to variation.	
2.0	Price basis The price shall be firm throughout the period of the contract and extensions thereof, if any.	Unit Price quoted shall be FIRM inclusive of all taxes and duties for supplies (If any) & services till completion of job. Price includes Erection & Commissioning, supply of all miscellaneous erection materials, labour, tools & tackles, loading, transportation charges up to site of erection from stores, leads, lifts, water and electricity charges, royalties etc and taxes and duties, WCT, BOCW license fees, statutory obligations, (except service tax for works, which will be reimbursed to you at actual against documentary evidence). TDS shall be deducted as per IT rules. PRICE EVALUATION: Price evaluation will be grand total of supply +E&C (without service-tax). unit rate shall be valid for item wise variation in quantity and also for the total variation in value of work(+/-)30%.	
3.0	Payment Terms, mode of payment & method of measurement. Payment will be released through ECS/Cheque from Bangalore office only. The site Engineer concerned should duly certify all the RABs. & the Measurement sheet.	<ol style="list-style-type: none">90% payment based on duly certified RAB by BHEL/RM on completion of erection activity on prorata basis as per approved billing break-up along with documents for proof of wages paid, ESI, EPF etc., duly certified by BHEL Engineer.90% payment towards supply shall be paid against proof of receipt of materials at site(as per the BOQ in the price format), duly certified by BHEL/RM in the form of RAB.5% for all the above shall be paid on Preliminary Acceptance / Unit commissioned duly certified by HNPCL	



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		and on completion of material reconciliation and handing over of remaining materials to BHEL Stores. 4. 5% after liquidation of all defects and final acceptance by customer.		
4.0	Type of contract	Unit rate		
5.0	Contract schedule	Start Date – From the date of Letter of Award. Date of Completion is 9-12 months from the date of front availability/ Work Order whichever is later. NOTE : The contractor shall strictly adhere to ‘L2’ schedule. In case of non compliance to agreed schedules / milestones, then it would be presumed that contractor is not fulfilling contractual obligations. BHEL reserves the right to take suitable action like operating “Risk & cost clause”. In case the work gets delayed and scheduled completion gets extended due to reasons not attributable to the contractor, time extension will be granted by BHEL without any price implication(If service tax rate changes during the extension period the revised rate will be applicable).		
6.0	Liquidated Damages (Compensation for Delay)	0.5% per week of delay from the cutoff date of erection and commissioning as per the above schedule limited to 7.5% of the total order value.		
7.0	Warranty for the installation carried by the bidder	ONSITE warranty for 12 months from the date of commissioning of the entire project.		
8.0	Security Deposit	(Rs.4.00 Lakhs + 5% of the amount exceeding Rs. 50 lakhs)		
9.0	Insurance	a) By the contractor for his workers, tools & tackles, workmen compensation insurance. The contractor shall also take third party insurance liability for a value of Rs.10.00 Lakhs subject to Rs. 1.00 Lakhs per occurrence and Rs.5.00 Lakhs for death.		



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		<p>b) In case of theft or loss of materials from the temporary stores or from the erected equipments(till handing over of erected equipment to customer) – coordination with local police, authorities, lodging the FIR & obtaining the receipt for the same and coordination with the insurance agencies, are in contractor's scope.</p> <p>c) For all the equipments, the insurance is by BHEL.</p>		
10.0	Labour Laws	The contractor should follow all the labour laws including BOCW act as applicable at the place of work / HNPCL / VIZAG state including payment of minimum wages fixed by the Government of ANDHRA PRADESH and should have valid license to work. (This is precondition for finalization of the contract).		
11.0	Risk & Cost	As per the risk & cost policy, if the contractor fails to render the services, tools and tackles or failed to carry out the job in time specified under their scope, BHEL will get the job done at the risk & cost of the contractor. The actual cost incurred for such jobs along with the <u>departmental charges @ 15% will be recovered from the contractor 's bills.</u>		
12.0	Arbitration	Subject to Bangalore jurisdiction only based on Indian Arbitration Act 2003.		
13.0	Earnest Money Deposit	Rs.2,00,000/- by DD payable to BHEL-ISG, Bangalore. BG is not acceptable. (Please ignore the BG format available in GCC).		
14.0	Validity	90 days from the date of opening the tender for the finalization of order/ reverse auction.		
15.0	Proposed organization chart for E&C activities including Engineers, supervisors, welders, rigger, fitters, skilled &	To be furnished by the contractor along with the Technical Bid offer.		



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	unskilled work force planned for the execution of the job and no. of years experience. Welders certificate may be enclosed.		
16.0	Submission of Income tax return acknowledgement/certificate for the previous years.	As per pre-qualification criteria. To be furnished along with offer.	
17.0	Experience in executing major works in the last years with supporting documents.	Should be as per Pre-qualification criteria . Tender Documents to be referred and all the mandatory information have to be provided to get the compulsory approval of end customer for consideration of the bid.	
18.0	Tools & Tackles, Calibrated Testing Instruments, Material handling equipment, Power & Water requirement.	By the contractor (To be listed in the offer)	
19.0	Rejection of Offer	BHEL reserve the right to reject the offer, in case the bidder past performance in any of BHEL's previous contract is not found satisfactory.	
20.0	Credentials of the firm	To be enclosed along with the offer.	
21.0	Receipt, Unloading, Storage of materials at site, Security of the same round the clock & loading/unloading/transportation of materials from stores to different erection locations.	Is to be included in the scope of the bidder. Necessary manpower, tools, material handling equipment etc for carrying out these activities will be made available at site by the bidder from the date of opening of site office until closure of the project. No separate payment term is allowed for this activity.	
22.0	All consumables required for the erection, testing and	Is to be included in the scope of the bidder.	



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	commissioning		
23.0	Labour license	By the bidder. Bidder should have valid license to work in Andhra Pradesh state, if not the same should be produced within one month on award of the contract.	
24.0	Reverse Auction	<p>BHEL reserves the right to go for Reverse Auction (RA) instead of opening the sealed envelope price bid, submitted by the bidder. This will be decided after techno-commercial evaluation. All bidders to give their acceptance 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.</p> <p>In case BHEL decides to go for Reverse Auction, only those bidders who have given their acceptance to participate in RA will be allowed to participate in the Reverse Auction. Those bidders who have given their acceptance to participate in Reverse Auction will have to necessarily submit "online sealed bid". in the Reverse Auction. Nonsubmission of online sealed bid. by the bidder will be considered as tampering of the tender process and will invite action by BHEL as per extant guidelines in vogue.”</p>	
25.0	Electrical inspectors /Statutory authorities clearance	Providing necessary documents & obtaining Electrical inspectors /Statutory authorities clearance for the equipments under this package shall be in the scope of bidder.	
26.0	Other works in scope of contractor	<ol style="list-style-type: none">1) All material handling equipments like cranes, fork lifters, tripods etc required for the completion of the work.2) Providing of tarpaulins & covering materials as required for protection of materials at temporary storage place.3) 24 hrs Security for the temporary stores, at the temporary storage place & for the erection equipments.4) Good housekeeping of work area & maintaining the stores of BHEL ISG in a neat &	



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		clean manner.		
27.0	All other terms & conditions	As per our tender enquiry & GCC		

Signature of the Contractor with seal & Date.

Note: All the above columns are to be filled up by the contractors. **Deviations will not be accepted by BHEL.** No Prices to be filled up in this format. All Prices are to be filled up only in the enclosed price bid. Tenders are to be submitted in three parts. Part – A : Technical & Commercial bid and Part – B : Price Bid. Part-C ;EMD.

Prepared by

ANINDYA SUNDAR MANDAL
Engineer-MM-BG II

Checked & Approved by

Mallikarjuna N
sr.DGM-MM-BG II

IMPORTANT POINTS TO BE CONSIDERED WHILE PRICING THE OFFER

1. The complete scope of work is defined in the tender.
2. The contractor should visit the site by taking prior permission and study the site condition thoroughly and estimate the price. Submission of offer is deemed that contractor have visited and fully clear about the scope.
3. All pages should be sealed & signed.

