



भारत हेवी इलेक्ट्रिकल्स लिमिटेड

(भारत सरकार का उपक्रम)

BHARAT HEAVY ELECTRICALS LIMITED

(A Govt. of India Undertaking)

TCN – 01

Ref: PSER:SCT:BRM:M1308:TCN-01

Date: 23-02-2012

Sub	Tender Change Notice (TCN)- 01	
Job	Design, engineering, manufacturing, supply, Testing, commissioning etc of CWPH EOT Crane for 2x250 MW BARAUNI Extension Project unit # 8 & 9 at BEGUSARAI, BIHAR.	
Ref	1.0	Tender no PSER:SCT:BRM:M1308:12
	2.0	BHEL's NIT, vide reference no PSER:SCT:BRM:M1308:2715 Date: 21-02-2012
	3.0	Other References,if any.

With reference to above, following points, relevant to tender, may please be noted and complied with while submitting the offer.

- 1) Bidder to note that **ORC** (over run compensation) is not applicable for this tender.
- 2) Introduction of **COMMON SPECIAL CONDITIONS OF CONTRACT (SUPPLY & SERVICE)** Vol. (IC+ID) attached herewith.
- 3) Introduction of following clause at sl. no. 41 of Vol. IC & at sl. no. 33 of Vol. ID :

EXTENSION OF TIME FOR COMPLETION

If the completion of work as detailed in the scope of work gets delayed beyond the contract/ completion period, the vendor shall request for an extension of the contract and BHEL at its discretion may extend the contract.

Based on the reviews jointly signed, the scope balance at the end of original contract period less the backlog attributable to the vendor shall be quantified, and the number of months of 'Time extension' required for completion of the same shall be jointly worked out. Within this period of 'Time extension', the vendor is bound to complete the portion of backlog attributable to the vendor. Any further 'Time extension' or 'Time extensions' at the end of the previous extension shall be worked out similarly.

However if any 'Time extension' is granted to the vendor to facilitate continuation of work and completion of contract, due to backlog attributable to the vendor alone, then it shall be without prejudice to the rights of BHEL to impose penalty/ LD for the delays attributable to the vendor, in addition to any other actions BHEL may wish to take at the risk and cost of vendor.

A joint programme shall be drawn for the balance amount of work to be completed during the period of 'Time Extension'. Review of the programme and record of shortfall shall be done.

At the end of total work completion as certified by BHEL engineer, and upon analysis of the total delay, the portion of time extensions attributable to (i) Vendor, (ii) Force majeure conditions, and (iii) BHEL, shall be worked out and shall be considered to be exhausted in the same order. The total period of time extensions shall be the sum of (i), (ii) and (iii) above and shall be equal to period between the scheduled date of completion and the actual date of completion of contract. LD shall be imposed/ levied for the portion of time extensions attributable to vendor and recoverable from the dues payable to the vendor.

- 4) Revised 'No deviation certificate' is attached. Bidder to submit 'No deviation certificate' as per attached format only.
- 5) All other terms & conditions shall remain unchanged.

Thanking you,

Yours faithfully,
for BHARAT HEAVY ELECTRICALS LTD

ENGINEER (SCT)

Encl:

- 1.0 Revised Format of 'No deviation certificate'.
- 2.0 COMMON SPECIAL CONDITIONS OF CONTRACT Vol. (IC+ID)

पावर सेक्टर पूर्वी क्षेत्र (मुख्यालय)

POWER SECTOR EASTERN REGION, DJ-9/1, SALT LAKE CITY, KOLKATA - 700 091

फैक्स/Fax : (033) 23211960 फोन/Phone : बोर्ड/EPABX : 23211798/ 1691

FORMAT FOR NO DEVIATION CERTIFICATE
(To be submitted in the bidder's letter head)

BHARAT HEAVY ELECTRICALS LIMITED,
Power Sector - Eastern Region,
Plot no 9/1, DJ Block, Sector – II, Salt Lake City,
Kolkata – 700 091

Sub	No Deviation Certificate.	
Job	Design, engineering, manufacturing, supply, Testing, commissioning etc of CWPH EOT Crane for 2x250 MW BARAUNI Extension Project unit # 8 & 9 at BEGUSARAI, BIHAR.	
Ref	1.0	Tender no PSER:SCT:BRM-M1308:12
	2.0	BHEL's NIT, vide ref no: PSER:SCT:BRM-M1308:2715 dated 21/02/2012
	3.0	BHEL's TCN-01 vide ref. no. PSER:SCT:BRM-M1308:TCN-01 dated 23/02/2012

Dear Sirs,

With reference to above, this is to confirm that as per tender conditions, we have visited site before submission of our offer and noted the job content & site conditions etc. 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 at a later date whether implicit or explicit, the deviations shall stand null & void.

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

Thanking you,

Yours faithfully,

(Signature, date & seal of authorized
representative of the bidder)

TENDER NO. PSER:SCT:BRM-M1308:12		
VOLUME-IC&ID, REV-0	COMMON SPECIAL CONDITIONS OF CONTRACT (SUPPLY & SERVICE)	PAGE 1 OF 3

CONTENT

CLAUSE NO	DESCRIPTION
1.0	PROJECT SYNOPSIS AND GENERAL INFORMATION.
2.0	NAME OF WORK
3.0	SCHEDULE OF SUPPLY & SUPERVISION
4.0	DIVISIBLE CONTRACT
5.0	EVALUATION OF BID

TENDER NO. PSER:SCT:BRM-M1308:12		
VOLUME-IC&ID, REV-0	COMMON SPECIAL CONDITIONS OF CONTRACT (SUPPLY & SERVICE)	PAGE 2 OF 3

This volume shall be construed as part of tender document and shall be read along-with others volumes of tender. Unless otherwise specified, in case of any confusion of any clause/ provision of this volume or any conflict/ inconsistency of any clause/ provision of this volume with that of other volume, the same shall be brought out by the bidder in writing to BHEL for clarification or during pre-bid discussions, if applicable, failing which most stringent interpretation in favour of BHEL shall be adopted and the same shall be binding to the bidder.

CLAUSE NO	DESCRIPTION
1.0	PROJECT SYNOPSIS AND GENERAL INFORMATION.
1.1	<p>Bihar State Electricity Board, hereafter referred to as BSEB, has awarded BHEL the job for establishing two numbers of coal fired of rating 250 MW each on Engineering, Procurement and Construction (EPC) package basis The units are proposed to be set up adjoining existing plant at Barauni Thermal Power Station, Extension unit 8 &9 at district Begusarai in the state of Bihar, India. Project site is disposed at N25⁰23'13.5" to N N25⁰23'54"latitude and E 86⁰01'05" to 86⁰01'46.3" longitude,</p> <p>Owner of the project: Bihar State Electricity Board (BSEB).</p>
1.2	<p>APPROACH TO SITE</p> <p>LOCATION :Barauni Thermal Power Station, Begusarai, Bihar</p> <p>NEAREST RAILWAY STATION :Hathidah Railway Station (Broad Gauge) on Howrah-Patna route is about 3.5 KM away from the site.</p> <p>:Barauni Railway Station (Broad Gauge) on Howrah-Muzzafarpur route is about 15 KM away from the site.</p> <p>ROAD DISTANCES :NH-31 is adjacent to site.</p> <p>NEAREST AIR PORT :Patna, 110 KM away from Barauni.</p> <p>MODE OF TRANSPORTATION :Rail/Road</p> <p>DESIGN AMBIENT TEMPERATURE: 35.2 Deg.C maximum, 12.1 Deg.C minimum,</p> <p>DESIGN RELATIVE HUMIDITY : 98% (Maximum)</p> <p>AVERAGE ANNUAL RAINFALLI : 1003.4 MM</p> <p>SEISMIC ZONE : Zone-IV as per IS-1893 Part-I (2002)</p> <p>WIND SPEED : 47 m/s</p>
2.0	NAME OF WORK
2.1	The scope covers design, engineering, manufacturing, inspection, testing at manufacturer's/ vendor's/ sub-vendor's works proper packing, transportation to site including freight, delivery, receipt, unloading, storage, handling at site, erection, testing, commissioning, trial run, handing over including supply of special tools & tackles for maintenance, start-up & commissioning spares, consumables, etc, as required, for total scope defined in technical specification along with other

TENDER NO. PSER:SCT:BRM-M1308:12		
VOLUME-IC&ID, REV-0	COMMON SPECIAL CONDITIONS OF CONTRACT (SUPPLY & SERVICE)	PAGE 3 OF 3

	document of EOT Crane for CW Pump House Package for 2x250 MW units at BARAUNI Extension Project,u#8 & 9 at Begusarai, BIHAR..
2.2	The drawings/ documents issued are for tender purpose only.
3.0	SCHEDULE OF SUPPLY & EXECUTION
	The vendor shall furnish the L-1, L-2/ L-3 schedule indicating break-up of start & finish dates of design & engineering, manufacturing/ supply (including main scope, spares, as applicable), erection, commissioning, handing over etc within stipulated completion periods (Supply part & Service part) matching with project schedule for approval of BHEL. The schedule may have to be revised from time to time to meet revised project schedule/ requirement for approval of BHEL.
4.0	DIVISIBLE CONTRACT
4.1	It may clearly be understood by the bidders separate orders shall be placed for (a) supply part and (b) services part (supervision for erection & commissioning including civil job, if any), SD, PBG etc shall be calculated for respective orders separately.
4.2	Notwithstanding anything stated elsewhere in this tender, the contract to be awarded shall be on the basis of supply & service contract (divisible contract) on single source responsibility. In the mode of contracting on the basis of supply & service, the supply portion of the contract will relate to the price schedule of supply part, and service portion of contract (works contract) will relate to price schedule of service part.
4.3	But the two contract shall not in any way dilute the responsibility of the bidder for the successful completion of the job as per tender specification and both the contracts shall contain a cross-fall breach clause, namely that a breach in one contract shall automatically be classified as a breach on the other contract which will confer a right on BHEL to terminate the other contract at the risk and cost of the bidder.
4.4	The title of the ownership of goods to be supplied shall pass on to the owner on dispatch ex-works/ FOR destination. However till the scope is completed in all respect and the plant/ equipment is taken over by the owner, the goods shall remain with the custody of the contractor.
5.0	EVALUATION OF BID
	Bidders should quote prices as per format supplied in the tender. Bids shall be evaluated based on total price quoted (supply & service) including any loading of price, as mentioned in technical specification/ SCC/ Price Schedule, as applicable.