

ANNEXURE 1

ENQUIRY DATE- 7.01.2015

DUE DATE- 28.01.2015

SPECIAL TERMS AND CONDITIONS

1. The offer has to be submitted in **TWO PART BID** on or before the due date. In case the due date will be a closed holiday then the tender will be opened on next working day.
PART 1- Technical & Commercial (Unpriced bid) in a sealed cover
PART 2- Price Bid in a separate sealed cover
2. Please quote the price **“on FOR destination”** basis inclusive of testing, packing & Forwarding, Freight and insurance.
3. Rates quoted shall be inclusive of all taxes, duties, on FOR Destination – Door delivery basis. Supplier should furnish **ED details** separately in their offer / invoice, for BHEL to avail CENVAT benefits. We will not furnish any ‘C’ Form. ED value will not be considered while comparing offer for arriving at “L1”.
4. BHEL reserves the right to consider item wise rates or overall rates to arrive at “L1”
5. BHEL reserves the right to go for reverse auction instead of opening the submitted sealed bid, which will be decided after technical evaluation. As such the bidders should submit their best price in the sealed bid. Bidders are requested to furnish following details in their techno commercial bid for the purpose of RA.
 - a. Name and designation of official
 - b. Complete Postal address
 - c. Telephone Nos(landline & Mobile)
 - d. FAX No.
 - e. E mail Address
 - f. Name of place/ state/ country from where he will participate in the reverse auction
6. **CIVIL FOUNDATION INCLUDING EARTHING PITS IS IN VENDOR SCOPE**
Please note the following- safe bearing capacity of soil for
 - i. Ennore SEZ project may be taken as **7 T/Sqm** (Power project located on the Ash dyke of NCTPS Stage 1)
 - ii. Kothagudem project may be taken as **27 T/Sqm**
 - iii. Yelahanka project shall be taken as **around 20 T/Sqm tentatively.**
7. **INSTALLATION & COMMISSIONING WILL BE IN VENDOR SCOPE**
8. **PAYMENT TERMS-**
 - i. Payment terms shall be 80% payment for supply by Site within 30 days from satisfactory receipt of material by the consignee against SRV and submission of original ED gate pass in the name of BHEL to enable BHEL to avail MODVAT benefit if any.
 - ii. Balance 20% payment for supply and 100% payment for Civil foundation, E&C after completion of commissioning and against E&C certificate issued by BHEL and on submission

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of Bank Guarantee valid for 30 days beyond the guarantee period from any consortium banks of BHEL for 10% of the total order value.

9. **DELIVERY / TEST CERTIFICATES / INSPECTION:** Supplier is requested to offer for inspection at supplier works. Material to be dispatched only after inspection and dispatch clearance from BHEL after successful inspection and after getting dispatch clearance from BHEL to the respective sites. Inspection will be carried out at the suppliers place.
10. Supplier should submit their offer with Manufacturers Test certificate and guarantee certificate without fail. Please refer to the instructions to Tenders regarding Terms & Conditions as applicable to this Enquiry, which is enclosed.
11. Please seek all the clarifications, if any, before quoting and submit a **“NO DEVIATION CERTIFICATE”**, agreeing to all terms and conditions
12. Bidder should submit their offer with detailed specification of their product with product catalogue
13. Please ensure Pre-Qualification Requirements and No deviation certificate as per format is enclosed duly filled and signed along with your PART 1 bid
14. Bidders are requested to submit one set of Enquiry copy duly signed with your PART 1 bid as a token of your acceptance to the terms and conditions.
15. Kindly note BHEL reserves the right to regret any or all tenders without assigning any reason. The decision of BHEL is final.
16. The offer validity should be **90 days** from the date of opening of Tender.
17. Offer shall be addressed to MANAGER / P&S, BHEL/PSSR, 690, Anna Salai, Nandanam, Chennai -600035.
18. Tender Conditions for MSE supplier
BHEL shall consider any supplier as MSE vendor provided any one of the following documents are submitted along with their offer/application
 - A) Valid NISC certificate
 - B) Entrepreneurs memorandum Part II (EM II) valid based on deemed validity of 5 years)
 - C) Valid EM II certificate along with attested copy of CA certificate as per prescribed format Annexure -1 applicable for the relevant financial year (latest audited),where the deemed validity of EM II is over

MSE suppliers can avail the intended benefits only if they submit along with offer, attested copies of either EM II certificate having deemed validity (Two years from the date of issue of acknowledgement in EM-II) or valid NSIC certificate or EM II certificate along with CA certificate (Format enclosed as per Annexure - I) applicable for the year, certifying quantum of investment in plant and machinery within the permissible limit as per the act for relevant status (Micro or small) where the deemed validity of EM II is over. Date to be

PURCHASE ENQUIRY- TWO PART BID

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reckoned for determining the deemed validity will be the last date of technical bid submission. Non submission of such documents will lead to consideration of their bids at par with other bidders and MSE status of such suppliers shall be shifted to Non MSE supplier till the supplier submits these documents.

However credentials of all MSE suppliers will be verified before considering the intended benefits for MSE suppliers as per the provisions of Public procurement policy 2012 and MSMED act 2006 at time of tender evaluation

Benefits: MSEs are exempted from payment of earnest money (EMD) and cost of Tender documents

Yours faithfully,
FOR BHARAT HEAVY ELECTRICALS LTD

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GENERAL TERMS AND CONDITIONS OF REVERSE AUCTION (RA)

Against this enquiry for the subject work, tender may be processed through Reverse Auction mode i.e., ON LINE BIDDING ON INTERNET. The General Terms and conditions of the RA shall be as follows:

1. For the proposed reverse auction, technically and commercially acceptable bidders only shall be eligible to participate.
2. Those bidders who have given their acceptance for RA (quoted against this tender enquiry) will have to necessarily submit "on line sealed bid" in the RA. Non submission of on line sealed bid" by the bidder will be consider as tampering of the tender process and will invite action by BHEL as per extent guide lines in vogue".
3. BHEL will engage the services of a service provider who will provide all necessary training and assistance before commencement of on line bidding on internet.
4. In case of reverse auction, BHEL will inform the bidders the details of Service Provider to enable them to contact & get trained.
5. "Business rules' like event date, time, bid decrement extensions etc., also will be communicated through service provider for compliance.
6. Bidders have to fax the Compliance form (annexure-IV) before start of Reverse auction. Without this the bidder shall not be eligible to participate in the event.
7. In line with the NIT terms, BHEL will provide the calculation sheet (eg., EXCEL sheet) which will help to arrive at "Total Cost to BHEL' like packing & forwarding charges, Taxes and duties, Freight charges, Insurances, Service Tax for services and loading factors (for non compliance to BHEL standard commercial terms and conditions) for each of the bidder to enable them to fill in the price and keep it ready for keying in during the Auction.
8. Reverse auction will be conducted on scheduled date & time.
9. At the end of Reverse Auction event, the lowest bidder value will be known on auction portal.
10. The lowest bidder has to Fax / e-mail the duly signed Filled-in prescribed format for price breakup including that of line items, if required (Annexure- VII) as provided on case-to-case basis to Service provider within two working days of Auction without fail.
11. In case BHEL decides not to go for Reverse Auction procedure for this tender enquiry, the price bids and price impacts, if any already submitted and available with BHEL will shall be opened as per BHEL's standard practice.
12. Bidders shall be required to read the "Terms and Conditions" section of the auction site of service provider, using the Login IDs passwords given to them by the service provider before reverse auction event. Bidders should acquaint themselves of the 'Business Rules of Reverse Auction" which will be communicated before the Reverse Auction.

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13. If the bidder or any of his representative are found to be involved in price manipulation / cartel formation of any kind, directly or indirectly by communicating with other bidders action as per extant BHEL guidelines, shall be initiated by BHEL and the results of the RA scrapped / aborted.
14. The Bidder shall not divulge either his bids or any other exclusive details of BHEL to any other party.
15. In case BHEL decides to go for Reverse Auction procedure the H1 bidder(s) (whose quote is highest in online sealed bid) may not be allowed to participate in further RA process.

**ENQUIRY NO.- ENQ:14:PS:0005:PUR:57
PURCHASE ENQUIRY- TWO PART BID
VOLUME 1B
SPECIAL CONDITIONS OF CONTRACT**

ENQUIRY DATE- 6.1.2015

DUE DATE- 27.01.2015

CERTIFICATE FOR NO DEVIATION

I, _____ Of

M/s _____ hereby certify that there is no deviation from
the Tender conditions either technical or commercial and I am agreeing to all the terms and
conditions mentioned in the Tender Specification.

SIGNATURE OF THE TENDERER

OFFICE SEAL