



Ref. Enquiry No.: PE/PG/GHA/E-7038/2022, Dated 09.08.2022

DUE DATE
20-Aug-2022
BY 12:00 NOON

To,

M/s ANSYS Software Private Limited
Plot No :34/1, Rajiv Gandhi Infotech Park,
Phase - I, MIDC, Hinjewadi, Pune – 411057, Maharashtra, India

Dear Sir/ Ma'am,

Subject: Tender Enquiry for “ANSYS Mechanical Enterprise Software License” for 2x700 MWe NPCIL GHAVP 1&2 NUCLEAR POWER PROJECT- TG Island Pkg. as per Technical Specification No. PE-TS-486-999-C002

BHEL invites your offer for supply of ANSYS Mechanical Enterprise software license including installation, training and annual maintenance contract (AMC) for one year from the date of successful installation of the software as per the requirements specified in technical specification no. PE-TS-486-999-C002 **for 2x700 MWe NPCIL GHAVP 1&2 NUCLEAR POWER PROJECT- TG Island Pkg.**

Your offer shall be submitted in two parts strictly as per Clause-2.0 of the “Instructions to Bidders” of GCC Rev. 07, in sealed cover for the below mentioned equipment/system.

ITEM DESCRIPTION – ANSYS Mechanical Enterprise Software License			
Sl. No.	Project	TECHNICAL SPECIFICATION NO.	Delivery completion schedule
1	2x700 MWe NPCIL GHAVP 1&2 NPP-TG Island Pkg.	PE-TS-486-999-C002	Supply of software license along with product key to NPCIL, Mumbai through any viable medium (CD, Pendrive, Weblink, electronic medium etc.) and successful installation of the software within forty (45) days from the date of Purchase Order or clearance from BHEL, whichever is later. The training shall be provided by the bidder to NPCIL engineers at their NPCIL, Mumbai office immediately after installation of ANSYS mechanical enterprise software. However, training schedule shall be finalized mutually by BHEL/NPCIL and bidder.

Your best quotation/offer for the above requirement, in line with tender terms and conditions, should be submitted **online via e-procurement system (NIC portal)**. It shall be the responsibility of the bidder to ensure that the tender is submitted **on or before the due date by 12:00 NOON**. Part-I bids shall be opened at **04:30 PM** on the due date. Kindly open the website only in Internet Explorer browser.

Note : 1. Detailed tender documents have been uploaded on following websites: -

<https://eprocurebhel.co.in>, www.bhel.com, www.pem.bhel.com and www.eprocure.gov.in

Bidders are requested to upload their best offer on <https://eprocurebhel.co.in> only.

2. In case bidders are not interested to quote, please send us the regret by e-mail or letter.

Ashish Kumar Gupta/MGR/PG-I
PS-Project Engineering Management,
Power Project Engineering Institute,
Plot no. 25, Sector – 16A, Noida (UP) 201301, INDIA
(OFF) +91-120-4368761, (MOB.) +91 9873412410

Regd. Office
BHEL House Siri Fort
New Delhi-110049



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ENQUIRY TERMS AND CONDITIONS:

- Offers should be submitted/uploaded separately in two parts **online through e-procurement system** as follows:
Part-I : TECHNO-COMMERCIAL BID **Part-II : PRICE BID**
For detailed instructions, please refer GCC Rev. 07- Instructions to Bidders.
- Bidders shall submit their offers meeting the requirements of the following tender documents indicated in BHEL-PEM GCC Rev.07 and other Terms and Conditions included in this Enquiry Letter. Weblink of GCC Rev.07 shall be as below, **bidders may download the GCC Rev 07 from the given web link and go through the same before quoting** : -
<https://www.pem.bhel.com/Documents/GCC/GCCRev07.pdf>
- Bidders to note that following form the part of tender documents:
 - General Conditions of Contract (GCC) Rev. 07 comprising of: Instructions to Bidders and General Commercial Terms & Conditions
 - Technical Specifications No. PE-TS-486-999-C002
 - Enquiry terms & conditions (NIT)
 - BOQ cum Price Schedules a/w schedule of Technical & Commercial deviations.Bidders to note that offers shall be submitted strictly in accordance with the requirements of the above tender documents.
- Any hidden conditions/deviations mentioned elsewhere in offer and standard pre-printed terms & conditions of the tenderers shall not be considered valid.
- Tenders shall be submitted strictly in accordance with the requirements of the above-mentioned tender documents. Deviations (Technical as well as Commercial), if any, shall be listed out separately in Annexure-II of GCC Rev.07 along with reasons for taking such deviations in the bidding format in E-Procurement portal. Any deviations (Technical as well as Commercial) not mentioned in the Annexure-II of GCC Rev.07 shall not be considered. Bidders to note all the points mentioned in "Notes" of Annexure-II of GCC Rev.07.
- If any bidder has mentioned the term "Not Applicable" / "not required" / "not quoted" in BHEL price format, the same to be substantiated by the bidder. If such item is required to be supplied for system completion in future, same will be supplied free of cost by the successful bidder.
- Offers should be submitted separately in two parts **online through e-procurement system (NIC Portal) only**, however, all correspondence thereof, shall be addressed to the undersigned by name & designation and sent at the following address :

Mr. Arjun Srivastava Dy. MGR, PG-I E-Mail: arjunsrivastava@bhel.in Ph. No. +91-120- 4368839; Mob: 9971599688	Mr. Ashish Kumar Gupta Manager, PG-I E-Mail: ashishkumargupta@bhel.in Ph. No. +91-120-4368761; Mob: 9873412410
M/s. Bharat Heavy Electricals Ltd., Project Engineering Management, PPEI Building, Plot No 25, Sector-16A, Noida-201301, U.P., INDIA	

- Evaluation shall be done on Total Cost to BHEL (excluding GST) on lumpsum basis. Incomplete offer or part offer of NIT BOM/BOQ shall be summarily rejected.
- Overall (%) variation in contract values due to changes in the scope shall be NIL (0). This will prevail over the quantity variation Cl. No. 6.0 General Commercial Terms & Conditions of GCC, Rev.07
- BHEL shall be finalizing this tender with price bid opening method.

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11. MAKE IN INDIA Clause :-

Bidders have to note, "For this procurement, the local content to categorize a supplier as a Class I Local Supplier / Class II Local Supplier / Non Local supplier and Purchase preference to Class I local supplier, is as defined in Public Procurement (Preference to Make in India), (PPP-MII) Order 2017 dt. 16/09/2020 issued by DPIIT. In case of subsequent orders issued by the nodal ministry, changing the definition of local content for the items of the NIT, the same shall be applicable even if issued after issue of this NIT, but before opening of Part-II bids against this NIT."

Following point to be noted regarding verification of local content: -

The local supplier at the time of tender, bidding or solicitation shall be required to provide a certificate w.r.t. minimum local content, in accordance with para 9 of PP-MII order revision dated 16.09.2020.

Following may also pls. be noted by the bidders:

Eligibility of Supplier : Class I & Class II Local Supplier (as per para no. 3(a) of Public Procurement (Preference to Make in India), (PPP-MII) Order 2017 dt. 16/09/2020 issued by DPIIT) and subsequent amendments).

In accordance with para 9 (a) of DPIIT's PP-MII order 2017 revision dated 04/06/2020, Class-I local suppliers" / "Class-II local suppliers" at the time of tender, bidding or solicitation shall be required to indicate percentage of local content and provide self-certification that the item offered meets the local content requirement for the Class-I local supplier" / "Class-II local supplier" as the case may be. They shall also give details of the location(s) at which the local value addition is made.

The package is non-divisible in nature.

12. This is a conditional tender enquiry. Price Bid opening of a bidder shall be subjected to the following :

- i) Techno-Commercial evaluation by BHEL.
- ii) Offered item should mandatorily conform to PP-MII order provisions.

13. Delivery Completion schedule :

Supply of software license along with product key to NPCIL, Mumbai through any viable medium (CD, Pendrive, Weblink, electronic medium etc.) and successful installation of the software within forty (45) days from the date of Purchase Order or clearance from BHEL, whichever is later.

The training shall be provided by the bidder to NPCIL engineers at their NPCIL, Mumbai office immediately after installation of ANSYS mechanical enterprise software. However, training schedule shall be finalized mutually by BHEL/NPCIL and bidder.

14. Payment Terms :

100% of basic price alongwith 100% taxes shall be paid upon supply of software license, successful installation of the software and providing training by bidder to NPCIL engineers at their NPCIL- Mumbai office, on certification of NPCIL-Mumbai/BHEL-NBG.

15. Liquidated Damages :

a. For delay in supply of software license including successful installation of the software, LD shall be applicable as per clause no. 16.0 of General Commercial Terms & Conditions of GCC Rev.07.

b. Training shall be provided by bidder to NPCIL engineers at their NPCIL, Mumbai office at mutually finalized schedule by BHEL/NPCIL and bidder. For delay in providing training at mutually finalized schedule, LD shall also be applicable@ ½% of the total contract value (excluding element of taxes) per week or part thereof, with applicable GST. However, total LD shall be limited to 10% of total contract value excluding taxes.

16. Contract Validity : PO prices shall remain firm for two (02) years from the date of Purchase Order.

17. ANSYS Mechanical Enterprise Software License provided by bidder shall be perpetual.

18. CIF is not available for this package.

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19. **For bidders (who are not registered with BHEL-PEM)** - For registration in BHEL PEM- Online registration portal is operational, Non-registered Vendors who wish to apply for registration in BHEL-PEM can apply through Online Registration Portal available at www.pem.bhel.com - vendor section - Online Supplier Registration. All credentials and/or documents duly signed and stamped related to registration can be uploaded on the website and submit the application for registration.
20. Bidders to note that "This This item /package/system falls under the list of items defined in para 3 of ministry of finance guideline date 20.09.16 (procurement of items related to public safety, health, critical security operations and Equipments etc.) & hence criteria of prior experience /turnover shall be same for all bidders including start-up /MSME".
21. Bidders to,
- ensure compliance to Ministry of Power (MoP) Order No. 25-11/6/2018-PG dt. 02/07/2020 & Order No. 11/05/2018-Coord. dt. 23/07/2020, if applicable.
 - ensure compliance of Ministry of Finance (MoF) Order (Public Procurement No. 1 & 2) F. No. 6/18/2019/PPD dt. 23/07/2020.
 - to submit "Model Certificate for Tenders" as per Annexure-III of Ministry of Finance (MoF) Order (Public Procurement No. 1 & 2) F. No. 6/18/2019/PPD dt. 23/07/2020.
- Note: Subsequent orders/circulars to be checked and to be complied.
- An undertaking regarding Model Clauses (as applicable from Annexure-III) shall be furnished along with bid documents in attached **Annexure-III**".
22. The Bidder declares that they will not enter into any illegal or undisclosed agreement or understanding, whether formal or informal with other Bidder(s). This applies in particular to prices, specifications, certifications, subsidiary contracts, submission or non-submission of bids or any other actions to restrict competitiveness or to introduce cartelization in the bidding process.
- In case, the bidder is found having indulged in above activities, suitable action shall be taken by BHEL as per extant policies/guidelines.
23. Bidder agrees to submit performance security required for execution of the contract within the time period mentioned. In case of delay in submission of performance security, enhanced performance security which would include interest (SBI rate + 6%) for the delayed period, shall be submitted by the bidder. Further, if performance security is not submitted till such time the first bill becomes due, the amount of performance security due shall be recovered as per terms defined in NIT /contract, from the bills along with due interest.
24. The Evaluation Currency for this tender shall be INR. Evaluation shall be done on Total Cost to BHEL (excluding GST) on lumpsum basis. Incomplete offer or part offer of NIT BOM/BOQ shall be summarily rejected.
25. If bidder uploads price bid in the unpriced section (techno-commercial attachment page) of the tender in e-procurement, in that case bidder shall only be responsible for such mistake and any consequences thereof. Hence bidder is requested to be more careful at the time of uploading the Unpriced and Price Bid for Part-I and Part-II respectively to avoid mismatch.
26. All corrigenda, addenda, amendments, time extensions, clarifications etc. to the tender will be hosted on BHEL websites only (www.pem.bhel.com, www.bhel.com & <https://eprocurebhel.co.in>) under subject tender reference. Bidder is requested to visit our websites from time to time to keep themselves updated. Bidder may go through the Sellers' manual & Help documents provided on E-Procurement Portal website & obtain required Digital Signature Certificate for participating in the subject Tender. For Bidder' convenience, the Helpdesk Nos. of E-Procurement (NIC) Portal is available at website i.e. <https://eprocurebhel.co.in>:

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27. All terms and conditions shall be as per NIT and GCC Rev. 07 & corrigendum to GCC Rev. 07. In the event of any contradiction, the terms and conditions mentioned, the order of preference shall be as mentioned in Cl. No. 36 of GCTC of GCC Rev. 07.
28. Detailed offers are to be uploaded including the following along with the Price schedule as per BHEL format enclosed with NIT: -
- Acceptance of BHEL-PEM GCC Rev.07 & corrigendum to GCC Rev. 07.
 - Technical & Commercial Deviations, if any along with Cost of withdrawal in bidding form
 - Along with your offer, please submit a copy of this letter duly signed & stamped on each page as token of acceptance of terms & instructions conveyed.
 - Un-Priced price format duly filled in 'Quoted' or 'Q' in each column/row in bidding form
 - Filled Format of Certification reg. Local content (annexure -I)
 - Model Certificate in line with clause no. 17 of this NIT (Annexure-III).

All the above Tender Documents shall automatically become a part of the Order/Contract after its finalisation.

29. In case you are not making an offer against this enquiry, you are requested to send a regret letter so as to reach us on or before the due date.

Thanking You

Yours faithfully,

For and on behalf of BHEL-PEM



Ashish Kumar Gupta

(Manager/PG-I/BHEL-PEM)

Enclosures:

1. Enquiry Letter (NIT).
2. Technical Specification No. **PE-TS-486-999-C002**
3. BOQ cum Price schedules a/w schedule of Technical & Commercial deviation
4. Format of Certification reg. Local content (annexure -I)
5. Format of Certification reg. Land Border (annexure -III)