

Annexure – C

MM/BOI/BHEL TRICHY **SPECIAL TERMS AND CONDITIONS**

1. This tender is for the supply of **TRIBO ELECTRIC TECHNOLOGY AIR FLOW MEASURING DEVICE** as per specs, size and quantities mentioned in the attached enquiry.
2. The vendor shall have adequate experience in manufacturing and supply similar type of equipment.
3. The tender is in three parts as follows:

A) Part – I Pre-Qualification requirement:

- i. The offered system shall be of proven design for a minimum duct size of 5700mm (W) X 4760 mm (H) and shall be in successful operation for a period of minimum five years in any utility boiler.
- ii. Vendor to provide performance certificates / authentication letters certifying the same from end users.
- iii. Commissioning and service support for the offered system shall be available in India.
- iv. Documents in support of Pre-Qualification requirement shall be furnished by the vendor during offer submission.

The above pre-qualification requirement is mandatory for technical offer evaluation. Pre-Qualification requirement shall be furnished by the vendor during offer submission as per the format given in annexure I.

Offers qualifying on the above requirement will only be considered for further processing.

B) Part – II Techno-commercial bid:

Techno commercial bid will be consisting technical offer with complete set of supporting documents and commercial bid without indicating the price.

Offers found suitable on technical and commercial grounds only, will be considered for further processing.

C) Part - III – Price Bid:

It will be consisting of price details:

Prices to be quoted through e Procurement system only

Import Vendor shall submit offer on FOB/Nearest GATE WAY Airport basis and we will add further the inland freight charges over and above the FOB charges.

Indigenous Vendors shall submit offer on FOR/site basis.

The price should be quoted for the accounting unit indicated in the e-tender document.

Note: It is the responsibility of tenderer to go through the Tender document to ensure furnishing all required documents in addition to above, if any. Any deviation may result in REJECTION of offer.

4. Following will be the criteria for vendors to qualify:

Annexure – C

The vendor who are not registered in BHEL PMD as permanent vendors shall be submitted SRF (supplier registration form) to register as permanent vendor in parallel to procurement activity

- a. Vendor should have been approved by customer.
- b. Vendor should submit the following documents along with offer:
 - i. Duly filled-in Supplier Registration Forms.
 - ii. Availability of minimum manufacturing, handling, testing and measuring facilities as detailed in the Supplier Registration Form.
 - iii. BHEL will have the right for spot assessment of the facilities for assessment.
 - iv. Qualifying to our techno commercial requirements of the Enquiry.

Supplier Registration Form (SRF) has to be duly filled up online and send one copy with all the documents as mentioned in SRF & if vendors have already submitted SRF & hard copy is sent to BHEL, can mention SRF Number (Application Number).

URL for online Registration form is as below

<http://vis.bheltry.co.in/olsa/>

For any help regarding filling of SRF, you may contact following

Mrs. Nalini Subramanian (Purchase Officer- Supplier Development Cell)
Ph:0431/2577301
Email ID: nalini.s@bhel.in

Mrs.P.L. Pramila (DGM- Supplier Development Cell)
Ph:0431/2574737
Email ID: pramila@bhel.in

Systems / BHEL /TRICHY

Ph:System SDC:0431/2577121,ljp@bhel.in

Ph:System ERP:0431/2577522,erpsubcon@bhel.in

For any queries regarding tender you may contact

1) Mr. G.MURUGESAN,
Engineer/MM/BOI
BHEL Trichy
0431-2577072
gmuru@bhel.in

5. BHEL reserves the right to increase or decrease the tendered quantity and split the tendered quantity among more than one tenderer and place orders accordingly in any proportion based on commitment, requirement and supplier's capability in terms of delivery and quality as assessed by BHEL.

Annexure – C

6. BHEL reserves the right to negotiate the L1 rate.
7. BHEL reserves the right to re-float the tender opened, if L1 price is not the lowest acceptable price to BHEL inter-alia other reasons.
8. BHEL reserves the right to order on more than one vendor at the lowest acceptable price to BHEL.
9. Vendors have to confirm to the Commercial Terms and Special Terms & Conditions attached.
10. BHEL standard LD condition is **½% of the total order value per week or part thereof subject to maximum of 10% of the total order value**
11. Please indicate the exact location of WORKS / FACTORY.
12. The vendor who are not registered in BHEL PMD as permanent vendors must ensure that they complete the supplier registration formalities and get registered with BHEL Trichy as permanent PMD vendors.
13. Vendor who are not approved by customer already, they shall get approved by customer before price bid opening. If customer regrets to approve before price bid opening of this tender, the offer submitted by the vendor shall not be considered further for this tender and hence their offer is liable for rejection.
14. If new vendor is responding to this open tender who is not approved by customer, should get qualified by customer before price bid opening. If vendor is not fulfilling the above criteria, offer will be rejected. Also Supplier Registration Form (SRF) has to be duly filled up online and send one copy with all the documents as mentioned in SRF.
15. Vendor shall submit the filled in “Supplier Registration Forms” (available in www.bhel.com) along with their offer as mentioned in point No 04 this annexure - C.
16. Techno-commercial bid will be opened on the due date as indicated in enquiry. Vendor's offer will only be considered, provided they are approved by customer, before price bid opening. If vendor is not fulfilling the above criteria, offer will be rejected.
17. Inspection by BHEL or BHEL nominated agency shall be carried out at vendor's works prior to despatch.

18. Implementation of GST

For supplies after implementation of GST i.e. after 30.06.2017, the following conditions will apply and supplier shall fully comply to the below points.

Indigenous suppliers:

1. Response to Tenders for Indigenous supplier will be entertained only if the vendor has a valid GST registration no which should clearly mentioned in the offer. If any specific exemption is available, a declaration with due supporting documents need to be furnished for considering the offer.
2. Supplier shall mention their GSTN registration number in all their invoices and invoices shall be in the format as specified/prescribed under GST laws. Invoices shall necessarily contain Invoice number (in case of multiple numbering system is being followed for billing like SAP invoice no, commercial invoice no etc., then the Invoice No which is linked/uploaded in GSTN network shall be clearly indicated), item description as per PO, Quantity, Rate, Value, applicable taxes with nomenclature (like IGST, SGST, CGST & UTGST) separately, HSN/ SAC Code, etc.

Annexure – C

3. All invoices shall bear the HSN Code for each item separately (Harmonized System of Nomenclature)/ SAC code (Services Accounting Code).
4. A declaration to the effect that all invoice particulars are/were uploaded in the GSTN network/ portal & all tax liability as per GST rules and regulations have been and will be discharged, shall be mentioned in the invoice. If not mentioned in the invoice, a separate declaration shall be submitted as per the requirement of BHEL.
5. All documents like Mill Test Certificate, LR copy, Guarantee/Warrantee certificate, work completion certificate, any other document mentioned in PO, shall be sent along with the vehicle/consignment. For all consignments received within the calendar month, input credit will be availed within that month in line with monthly returns filing cycle. In case of any discrepancy in the document or non-submission of documents mentioned in the PO, then BHEL will not be able to accept or account the material, in such case availing of tax credit will be deferred to next month or so.
6. In case of discrepancy in the data uploaded by supplier in the GSTN portal or in case of any shortages or rejection in the supply, then BHEL will not be able to avail the tax credit and will notify the supplier of the same. Supplier has to rectify the data discrepancy in the GSTN portal or issue credit note (details to be uploaded in GSTN portal) for the shortages or rejections in the suppliers, within the calendar month notified by BHEL.
7. For any such delay in availing of tax credit for reasons attributable to supplier (as mentioned above), interest (calculated @ SBI Base Rate + 6%) along with penalty if any will be deducted for the delayed period i.e. from the month of receipt till the month tax credit is availed, from the running bills.

19. GENERAL CONDITION:

Kindly submit the 'no deviation format' with clear indication of data sheet no / specification ref, drawing, and quality plan.

20. Reverse Auction is not applicable for this tender.

21. DOCUMENT SUBMISSION

In case of PO, documents (drawings, data sheets and quality plan in triplicate) shall be submitted within 14 days from the date of receipt of PO and the revised documents shall be submitted within 1 week from the date of receipt of engineering / quality comments

22. BHEL reserves the right to increase or decrease the tendered quantity

23. BHEL will consider the ranking after the loading is applied as referred above wherever deviations are observed.

24.MSE VENDOR (For Indian suppliers only):

i. If L1 vendor is an MSE vendor entire project package will be ordered on L1 vendor.

ii. If a Non MSE vendor is coming as L1, then L1 prices will be counteroffered on MSE vendor who is quoting price within the price band L1+15% and if they are agreeing purchase order will be awarded for full/complete supply of total tendered value to MSE.

iii. If more than one MSE vendors are available in the L1+15% price band then lowest of the MSE vendor will be selected for counteroffering. If lowest MSE vendor is not accepting it will be counteroffered to the next MSE vendor in the price band and so on.

iv. Finally if none of the MSE vendor in the price band is not accepting it will be ordered on L1 non MSE vendor. These condition will be incorporated in the enquiry terms and condition.

MSE suppliers can avail the intended benefits only if they submit along with the offer, attested/notarized copies of either

Annexure – C

1. EM II certificate having deemed validity (five years from the date of issue of acknowledgement in EM II) **or**
2. Valid NSIC certificate or EM II certificate along with original of CA certificate (Format enclosed) applicable for the year, certifying quantum of investment in plant and machinery within the permissible limits as per the act for relevant status (MICRO or SMALL) where the deemed validity of EM II is over.

Date to be reckoned for determining the deemed validity will be the last date of technical bid submission (Part 1 in case of two part bid).

Non submission of such documents will lead to consideration of their bid at par with other bidders and MSE status of such suppliers shall be shifted to NON MSE suppliers till the supplier submit this documents.

Documents should be notarized or attested by a Gazetted officer.

Definitions of MSEs owned by SC/ST is under:

- ***In case of proprietorship firm, proprietor must be SC/ST.***
- ***In case of partnership firm, the SC/ST partners must be holding at least 51% shares in the unit.***
- ***In case of private limited companies, at least 51% share must be held by SC/ST promoters.***

Authorised Offices to Issue SC/ST certificate.

The caste/Tribe/Community certificate issued by the following authorities in the prescribed form for SCs/STs can be considered.

- District Magistrate / Additional District Magistrate / Collector / Deputy Commissioner / Additional Deputy Commissioner / Deputy Collector / 1st class stipendiary magistrate / Sub divisional Magistrate / Taulka Magistrate / Executive magistrate / Extra Assistant commissioner.
- Chief Presidency magistrate / Additional chief presidency magistrate/Presidency magistrate.
- Revenue Officer not below the rank of thasildar.
- Sub-Divisional officer of the area where the individual and / or his family normally resides.

To avail the benefits of MSE under SC/ST category, the related documents as stated above should be submitted along with tender documents.

25. Erection and Commissioning Support Charges **(For Indian suppliers):**

Lump sum charges of Erection and Commissioning support with exact Man days for the system with applicable extra GST % in detail should be quoted separately. (Mandatory to quote the value in EPS)

Kindly Note: If the commissioning support charges is not available, then it will be considered as inclusive of your quoted basic prices and no more further communication will be entertained regarding this.

Applicable GST percentage against Erection and Commissioning Support Charges also to be quoted

26. Erection and Commissioning Support Charges **(For Foreign suppliers):**

Lump sum charges of Erection and Commissioning support with exact Man days for the system with applicable extra Taxes and Duties etc. in detail, To & Fro charges, Boarding and Lodging should be quoted separately.

Annexure – C

Kindly Note: If the commissioning support charges is not available, then it will be considered as inclusive of your quoted basic prices and no more further communication will be entertained regarding this.

27. Vendors have to submit the signed stamped third party non-disclosure agreement as attached.