

Bid Corrigendum

GEM/2024/B/5473795-C1

Following terms and conditions supersede all existing "Buyer added Bid Specific Terms and conditions" given in the bid document or any previous corrigendum. Prospective bidders are advised to bid as per following Terms and Conditions:

Buyer Added Bid Specific Additional Terms and Conditions

1. Bidders are advised to check applicable GST on their own before quoting. Buyer will not take any responsibility in this regards. GST reimbursement will be as per actuals or as per applicable rates (whichever is lower), subject to the maximum of quoted GST %.
2. Bidder shall submit the following documents along with their bid for Vendor Code Creation:
 - a. Copy of PAN Card.
 - b. Copy of GSTIN.
 - c. Copy of Cancelled Cheque.
 - d. Copy of EFT Mandate duly certified by Bank.
3. Data Sheet of the product(s) offered in the bid, are to be uploaded along with the bid documents. Buyers can match and verify the Data Sheet with the product specifications offered. In case of any unexplained mismatch of technical parameters, the bid is liable for rejection.
4. **Manufacturer Authorization:** Wherever Authorised Distributors/service providers are submitting the bid, Authorisation Form /Certificate with OEM/Original Service Provider details such as name, designation, address, e-mail Id and Phone No. required to be furnished along with the bid
5. Without prejudice to Buyer's right to price adjustment by way of discount or any other right or remedy available to Buyer, Buyer may terminate the Contract or any part thereof by a written notice to the Seller, if:
 - i) The Seller fails to comply with any material term of the Contract.
 - ii) The Seller informs Buyer of its inability to deliver the Material(s) or any part thereof within the stipulated Delivery Period or such inability otherwise becomes apparent.
 - iii) The Seller fails to deliver the Material(s) or any part thereof within the stipulated Delivery Period and/or to replace/rectify any rejected or defective Material(s) promptly.
 - iv) The Seller becomes bankrupt or goes into liquidation.
 - v) The Seller makes a general assignment for the benefit of creditors.
 - vi) A receiver is appointed for any substantial property owned by the Seller.
 - vii) The Seller has misrepresented to Buyer, acting on which misrepresentation Buyer has placed the Purchase Order on the Seller.
6. While generating invoice in GeM portal, the seller must upload scanned copy of GST invoice and the screenshot of GST portal confirming payment of GST.
7. Scope of supply (Bid price to include all cost components) : Only supply of Goods
8. Bidder Turn Over Criteria: The minimum average annual financial turnover of the bidder during the last three years, ending on 31st March of the previous financial year, should be as indicated in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the bidder is less than 3 year old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.
9. Warranty period of the supplied products shall be 1 years from the date of final acceptance of goods or

after completion of installation, commissioning & testing of goods (if included in the scope of supply), at consignee location. OEM Warranty certificates must be submitted by Successful Bidder at the time of delivery of Goods. The seller should guarantee the rectification of goods in case of any break down during the guarantee period. Seller should have well established Installation, Commissioning, Training, Troubleshooting and Maintenance Service group in INDIA for attending the after sales service. Details of Service Centres near consignee destinations are to be uploaded along with the bid.

10. Buyer Added text based ATC clauses

CORRIGENDUM- I

Item/Job Description	Procurement of Hydraulic hose
GeM Bid No.	GEM/2024/B/5473795 dated: 08/10/2024

Following Changes are hereby made in the tender:

Sl. No	Page no.	Clause	In Place of	To Read as
---------------	-----------------	---------------	--------------------	-------------------

1	9 / 13	<p>Buyer Added Bid Specific Additional Scope of Work</p> <p style="text-align: center;">↓</p> <p style="text-align: center;">Document Title</p> <p style="text-align: center;">↓</p> <p style="text-align: center;">Technical Specification</p> <p style="text-align: center;">↓</p> <p style="text-align: center;">View</p>	<p>SL.No- 6)Hydraulic hose 1 1/4", length 800 mm, 250 bar, with one end 45 degree to suit with SAE 1 1/4" flange and other end St. flange along with matching 4 nos. half flanges to fix the hose as per drawing OP-04-M-469 - QTY- 8 Each</p>	<p>SL.No- 6)Hydraulic hose 1 1/4", length 800 mm, 250 bar, with one end 45 degree to suit with SAE 1 1/4" flange and other end St. flange along with matching 4 nos. half flanges to fix the hose as per drawing OP-04-M-469- QTY - 7 Each</p>	<p>1) Technical competency: (i) The Bidder or its OEM {themselves or through reseller(s)} should have supply of hydraulic hose during last Five (5) years ending bid opening date to any Central / State Govt. Organization / PSU / Public Listed Company / private organizations. Bidder shall upload documentary evidence in support of the above from concerned authority / department / organization towards supplies executed like copy of purchase order along with proof of delivery / satisfactory performance the same.</p> <p>(ii) Bidder should be a manufacturer or a authorized dealer / distributor of hydraulic hose. The dealer should submit valid dealership certificate from the manufacturer along with the offer.</p> <p>(iii) Bidder should clearly understand the specification is attached in "Buyer added Bid Specific Additional Scope of Work" with bid and upload the same with sign & seal along with bid, otherwise offer will be rejected.</p> <p>NB: (i) For MSE & start-up bidders, past experience is relaxed. However, bidders have to establish their technical competency by submitting supporting</p>
---	--------	--	---	---	---

documents towards successful execution of similar work **for any value**, failure to which the offer will not be considered for evaluation.

2. Note:

As per para 7.3.5 on (Clarification of Bids/Shortfall Documents) of the Manual for Procurement of Goods 2017, issued by Ministry of Finance, Department of Expenditure, During evaluation and comparison of bids, the purchaser may, at his discretion, ask the bidder for clarifications on the bid. The request for clarification shall be given asking the tenderer to respond by a specified date. If the tenderer does not comply or respond by the date, his tender will be liable to be rejected. Depending on the outcome, such tenders are to be ignored or considered further. No change in prices or substance of the bid shall be sought, offered or permitted. No post bid clarification at the initiative of the bidder shall be entertained. **The shortfall information / documents should be sought only in case of historical documents which pre-existed at the time of the tender opening and which have not undergone change since then.** So far as the submission of documents is concerned with regard to qualification criteria, after submission of the tender, only related shortfall documents should be asked for and considered. **For example, if the bidder has submitted a supply order without its completion / performance certificate, the certificate can be asked for and considered. However, no new supply order should be asked for so as to qualify the bidder**

3) As per section 7.3.1 of Manuals for procurement of Goods, the offer shall be declared as unresponsive and be ignored during the initial scrutiny if:

- i) The offer is not in the prescribed format or is unsigned or not signed as per the stipulations in the bid document.
- ii) The required EMD has not been provided or exemption from EMD is claimed without acceptable proof of exemption;
- iii) The bidder is not eligible to participate in the bid as per laid down eligibility criteria (example: the tender enquiry condition says that the bidder has to be a registered MSE unit but the tenderer is a, say, a large scale unit);
- iv) The tenderer has quoted for goods manufactured by a different firm without the required authority letter from the proposed manufacturer.
- v) The bid departs from the essential requirements specified in the bidding document (for example, the tenderer has not agreed to give the required performance security); or
- vi) Against a schedule in the list of requirements in the tender enquiry, the tenderer has not quoted for the entire requirement as specified in that schedule (example: in a schedule, it has been stipulated that the tenderer will supply the equipment, install and commission it and also train the purchaser's operators for operating the equipment. The tenderer has, however, quoted only for supply of the equipment).

4) Payment Terms (As per GEM GTC) i.e: 100% payment will be released within ten (10) days of issue of consignee receipt-cum-acceptance certificate (CRAC) and on-line submission of bills.

5) EMD(Earnest Money Deposit) & PBG(Performance Bank Guarantee): Party should submit EMD and PBG as per the GEM bid condition.

6) i) Pre-Qualification Criteria can be relaxed as per prevailing norms for MSEs, MII and Startup companies subject to meeting quality and technical specification.

ii) For MSE bidders and start-ups as recognized by DPIIT (Department for Promotion of Industry and Internal Trade)

a) EMD is exempted as per EMD exemption clause available in GEM bid and GEM General T&C.

b) Turnover is exempted as specified in the bid.

c) Purchase Preference is given as specified in bid.

7) Offers from vendors defaulted to IREL (India) Limited, OSCOM during last one year will not be considered.

8) Bidder should upload their bank details along with offer for Payment and EMD/SD refund purpose.

9) Other terms & condition and contact details are attached in buyer uploaded ATC doc.

10) Engineer-In-Charge: Shri P K Yadav, Dy. Manager-T (Mech.)

11) File No: 01-30643

Contact person of Tendering Authority

IREL(India)Limited, OSCOM Unit

<u>Purpose</u>	<u>Name</u>	<u>Email id</u>	<u>Mobile No.</u>
For Bid / tender related query	Shri R. S. Sabat. DGM (Purchase)	rssabat@irel.co.in & purchase-os@irel.co.in	+91 8280402609
	Smt.Sweta Sinha, Manager(Purchase)	sksinha@irel.co.in	+91 7978132875
For Consignment/Goods Transportation related Query	Shri. G K Chandraguptan, CM (Stores)	stores-os@irel.co.in , gkchandraguptan@irel.co.in	+91 9003681969
For Payment/refund related Query	Shri. J. Nayak, DGM (F&A)	jnayak@irel.co.in , finance-os@irel.co.in	+91 9220310513
For Technical Specification/Scope of work related Query	Shri P K Yadav Dy. Mgr-Tech.(Mech)	praveenyadav.19@irel.co.in	+91 9348186094

Buyer uploaded ATC document [Click here to view the file.](#)

11.

Disclaimer

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization, whereby Buyer organization is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any eccentricity / restriction arising in the bidding process due to these ATCs and due to modification of technical specifications and / or terms and conditions governing the bid. If any clause(s) is / are incorporated by the Buyer regarding following, the bid and resultant contracts shall be treated as null and void and such bids may be cancelled by GeM at any stage of bidding process without any notice:-

1. Definition of Class I and Class II suppliers in the bid not in line with the extant Order / Office Memorandum issued by DPIIT in this regard.
2. Seeking EMD submission from bidder(s), including via Additional Terms & Conditions, in contravention to exemption provided to such sellers under GeM GTC.
3. Publishing Custom / BOQ bids for items for which regular GeM categories are available without any Category item bunched with it.
4. Creating BoQ bid for single item.
5. Mentioning specific Brand or Make or Model or Manufacturer or Dealer name.
6. Mandating submission of documents in physical form as a pre-requisite to qualify bidders.
7. Floating / creation of work contracts as Custom Bids in Services.
8. Seeking sample with bid or approval of samples during bid evaluation process. (However, in bids for [attached categories](#), trials are allowed as per approved procurement policy of the buyer nodal Ministries)
9. Mandating foreign / international certifications even in case of existence of Indian Standards without specifying equivalent Indian Certification / standards.
10. Seeking experience from specific organization / department / institute only or from foreign / export experience.
11. Creating bid for items from irrelevant categories.
12. Incorporating any clause against the MSME policy and Preference to Make in India Policy.
13. Reference of conditions published on any external site or reference to external documents/clauses.
14. Asking for any Tender fee / Bid Participation fee / Auction fee in case of Bids / Forward Auction, as the case may be.

Further, if any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations.

*This document shall overwrite all previous versions of Bid Specific Additional Terms and Conditions.

[This Bid is also governed by the General Terms and Conditions](#)