

OIL INDIA LIMITED
(A Government of India Enterprise)
P.O. Duliajan, Pin – 786602
Dist-Dibrugarh, Assam

CORRIGENDUM NO. 4 DATED 07.07.2026 TO IFB No. CDO2008P27 for “Hiring of services for Design, Engineering, Procurement, Supply, Installation, Commissioning, and Operation & Maintenance of a modular Desalination Plant with Zero Liquid Discharge (ZLD) of 3000 KLPD processing capacity at STF Madhuban, to be executed on EPC basis followed by two (02) years of O&M, extendable by 01 (one) year.”

This Corrigendum is issued to notify the following change:

1. The Revised Technical Evaluation Sheet has been uploaded on the e-tender portal under ‘Amendments’ folder in line with the Revised BEC-BRC.
 2. All other terms and conditions of the Bid Document including earlier amendments (if any) remain unchanged. Details can be viewed at www.oil-india.com.
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REVISED TECHNICAL EVALUATION SHEET FOR BEC/BRC

Bidder's Name: _____

Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/compliance
			Yes	No	
1.		<u>1.0 VITAL CRITERIA FOR BID ACCEPTANCE:</u> Bidders are advised not to take any exception/deviation to the Bid Document. Exceptions/Deviations, if any, should be brought out and discussed during the pre-bid conference. After processing such suggestions, Company may communicate the changes, if any, through an addendum to the tender document. Still, if any exceptions/deviations are maintained in the bid, such conditional/nonconforming bids shall be liable for rejection. However, during evaluation of bids, OIL may ask the Bidder for Clarifications/confirmations/deficient documents of its bid. The request for clarification and the response shall be in writing and no change in the price or substance of the bid shall be sought or permitted. If the bidder still maintains exceptions/deviations in the bid, such conditional/ non-conforming bids shall not be considered and may be rejected. <u>1.1 General Conformity:</u> The Bid shall conform generally to the specifications and terms and conditions including the scope of work/services detailed in the			

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		Tender/bidding document. Bids will be rejected in case services offered do not conform to the required parameters stipulated in the technical specifications/scope of work/terms of reference. Notwithstanding the general conformity of the bid to the stipulated specifications/terms, the following requirements will have to be particularly met by the bidders without which the same will be considered as non-responsive and rejected.			
2.	2.0	<u>Bidder has to meet the following criteria:</u> i) Bidder can be any proprietorship firms, partnership firms, private limited companies, Public limited companies including PSUs, Consortium or Joint Venture (JV), Parent/Subsidiary Clause meeting the Bid Evaluation Criteria as mentioned below. ii) A bidder can submit only one bid against this tender. In case, any other bid is found to be received from the bidder or through any of its constituent members/ combination of its constituent members, or through any other arrangement by the bidder or its constituent members, then in such cases, all such bids shall be straightaway rejected. iii) The Bidder must be incorporated in India and must maintain minimum 20% local content for the offered services to be eligible to bid against this tender. With regard to calculation of local content and submission of documents during bidding & execution			

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		of purchase orders, provision of Public Procurement (Preference to Make in India) Order, 2017 of Department for Promotion of Industry and Internal Trade (DPIIT), Govt. of India as revised vide Order No. P45021/2/2017-PP (BE-II) dated 16th September 2020 (and as amended time to time) with modifications as notified vide MoP&NG Order No. FP-20013/2/2017-FP-PNG-Part (4) (E-41432) dated 26th April 2022, and subsequent amendments thereof, shall be applicable. iv) Whether or not the bidders want to avail PPP-MII benefit against this tender, it is mandatory for them to meet the following at the bidding stage: (a) Without specifying the unit rates and bid amount in the technical bid, the bidder must provide the exact percentage (%) of local content in their bid, without which the bid shall be summarily rejected being non-compliant. (b) The Bidder shall submit an undertaking from the authorised signatory of bidder having the Power of Attorney along with the bid, stating exact percentage (%) of local content in their bid and such undertaking shall become a part of the contract, if awarded (format as per Proforma-XIII). Note: Bidder must not mention the LC % as more than XX% or between XX-YY%, the exact LC% must be Categorically specified)			

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		(c) The aforesaid undertaking of the bidder shall also be supported by a certificate from the statutory auditor or cost auditor of the company (in case of companies) or from a practicing cost accountant or practicing chartered accountant (in respect of other than companies) giving the exact percentage of local content (format as per Proforma-XIII-A). Note: <i>The LC% mentioned by the auditor/CA must not be mentioned as more than XX% or between XX-YY%, the exact LC% must be Categorically specified).</i> (d) Bidder to submit a copy of their Certificate of Incorporation in India, except for Proprietary/Partnership firms who have to submit Registration certificate.			
<u>3.0 TECHNICAL EVALUATION CRITERIA</u>					
3.	3.1	3.1 Experience Criteria: The bidder shall have experience in successfully executing and completing at least 01 (one) 'SIMILAR WORK' during the last 15 (fifteen) years reckoned from the original bid closing date, in its own name, in Central Govt. organisation/ State Govt. organisation/ Public Sector Undertaking/ State Govt. Enterprise/ Public Limited Company in India.			

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		3.1 (a) Note to Clause 3.1: ‘SIMILAR WORK’ as referred to in Clause No. 3.1 shall mean that the bidder must have successfully executed both Clause (a.1) and Clause (a.2) below, during the last 15 (fifteen) years, reckoned from the original bid closing date, in a single contract (for each clause): a.1 <u>EPC Experience</u> Engineering, Procurement, and Construction (EPC) or Design & Engineering, Supply, Installation and Commissioning as a complete and integrated scope for setting up a Desalination Plant of having capacity not less than 1400 Kilo Liters Per Day (KLPD), OR Reverse Osmosis (RO) based Zero Liquid Discharge (ZLD) system with Salt Recovery (Mechanical Vapor Recompression Evaporator (MVRE) or Multi Effect Evaporator (MEE) or Waste Heat Evaporator (WHE) System or Integrated Evaporator System) of having capacity not less than 1400 Kilo Liters Per Day (KLPD). AND			

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		<u>a.2 Operations & Maintenance Experience</u> Operations and Maintenance (O&M) of a Desalination Plant of not less than 1400 Kilo Liters Per Day (KLPD) processing capacity successfully operated for a continuous period of one (01) year (365 days) as minimum, OR RO based ZLD system with Salt Recovery (MVRE or MEE or Waste Heat Evaporator (WHE) System or Integrated Evaporator System) of not less than 1400 Kilo Liters Per Day (KLPD) processing capacity successfully operated for a continuous period of one (01) year (365 days) as minimum. Note: The EPC / Commissioning experience under Clause (a.1) and the O&M experience under Clause (a.2) may be from the same contract or from different contracts, provided each experience independently meets the capacity, scope, duration, and single contract requirements. 3.1 (b) For proof of requisite experience (refer Clause No. 3.1), the following documents must be submitted along with the bid:			

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		i. Contract document/ Letter of Intent (LOI)/Letter of Award (LOA)/ Work Order showing detailed scope of work in line with Clause 3.1 above. AND ii. Job Completion Certificate showing: I. Nature of job done II. Contract No. / Workorder No. III. Contract period and date of completion. OR SES (Service Entry Sheet)/Certificate of Payment (COP) issued by the Client/ End User indicating the following: I. Work order no./Contract no. II. Gross value/quantity of jobs done III. Period of Service IV. Nature of Service 3.1(c) In case the bidder already has experience of satisfactorily executing similar contract for OIL INDIA LIMITED with executed contract quantity/value and period equal			

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		to or more than the criteria mentioned in clause nos. 3.1 and 3.1(a) above, during last 15 (Fifteen) years reckoned from the original bid closing date, then they should mention the OIL's contract No(s). in the technical bid which has been successfully executed by them and need not require to submit the documentary evidence. 3.1(d) Only Letter of Intent (LOI)/Letter of Award (LOA), or Work Order(s) are not acceptable as sufficient evidence. 3.1(e) Mere award of contract(s) will not be counted towards experience. Successful completion of the awarded contract(s) to the extent of volume as stipulated respectively under Clause Nos. 3.1 and 3.1(a) will only be treated as acceptable experience. 3.1(f) Following work experience will also be taken into consideration: i) If the prospective bidder has executed contract which satisfies applicable criteria under clause no. 3.1 and 3.1(a) above as a component of the contract. ii) In case the start date of the contract is beyond the prescribed 15 (fifteen) years reckoned from the original bid closing date but completion is within the prescribed 15 (fifteen) years reckoned from the original bid closing date, then the executed value/quantity of work and period of work, complying to the applicable criteria under clause no. 3.1 and 3.1(a) above and falling within the period of last			

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		15 (fifteen) years reckoned from the original bid closing date only, shall be considered for evaluation. For the purpose of a.1 of 3.1(a), the experience of job started before the last 15 (fifteen) years from original bid closing date and completed within the last 15 (fifteen) years from original bid closing date, will be considered for evaluation purpose. In case work experience as per Para 3.1(f) above, to establish the value/quantity/period of the contract executed as mentioned above, the bidder shall also have to submit (in addition to the documents mentioned in Para 3.1 b above) the breakup of the work executed under such contract(s) clearly indicating the value / quantity / period of work which should be certified by the client or a certificate issued by a practicing Chartered / Cost Accountant Firm (with Membership Number & Firm Registration Number & UDIN). The executed work shall satisfy the requirements under Clause no. 3.1 and 3.1(a) above.			
4.	3.2	Experience of ‘SIMILAR WORK’ executed through sub-contracting shall not be considered for evaluation.			
5.	3.3	Bids submitted for part of the work will be rejected.			

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6.	3.4	Past Experience of Contract executed by a bidder for its own organization/subsidiary/parent company/co-subsubsidiary cannot be considered as experience for the purpose of meeting BEC.			
7.	3.5	Bid will be rejected if not accompanied with adequate documentary proof in support of Work experience as mentioned in clause nos. 3.1 and 3.1(a) above.			
8.	3.6	<u>BID FROM JOINT VENTURE COMPANY:</u> (a) In case the bidder is Joint Venture Company, they must be registered in India and incorporated under the Companies Act 1956 or Companies Act, 2013 and Limited Liability Partnership Act 2008 and any amendment thereunder. The Joint Venture shall maintain minimum 20% local content as mentioned in clause 2.0. They should meet the technical qualification requirements as under: (i) The JV on its own shall meet the experience criteria as per BEC Clause No. 3.1 and 3.1(a) OR (ii) Any member of the JV having a stake of at least 26% in the JV, on its own shall			

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		meet experience requirement as per BEC Clause No. 3.1 and 3.1(a) above. NOTE: I. In case of (a) (ii) above, an undertaking from the Joint Venture partner, based on whose experience the JV seek qualification, shall be submitted with the techno commercial bid stating that they shall maintain minimum 26% shareholding in the JV during entire duration of the contract and extension, if any, thereof, failing which bid will be liable for rejection. Similarly, under such a situation the contract shall be liable for termination, if already awarded. II. Experience of the JV or its member (as the case may be) relying on the experience of its supporting company/subsidiary/co-subsubsidiary/ sister subsidiary /parent/ holding/affiliating/ associate company or through any other arrangement like Technical Collaborator for meeting the technical criteria shall not be considered for evaluation. III. The documents establishing experience of the JV or its member (as the case may be) shall be submitted as per BEC Clause No. 3.1 (b). IV. The documents showing the existing shareholdings of the JV Partners must be			

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		submitted. (b) <u>CONSTITUTION OF JOINT VENTURE:</u> The members of the JV should not be more than 03 (three). If during evaluation of bid, a JV leader proposes any alterations/changes in the constitution or replacement or inclusion or expulsion of any partner(s)/member(s) of the Joint Venture which had originally submitted the bid, the bid of such a JV shall be liable for rejection. Similarly, under such a situation the contract shall be liable for termination, if already awarded. (c) Indian bidders whose proposal for Joint Venture involves foreign equity participation or payment of royalty and / or lump sum for technical know-how and wherever Govt. approval is necessary, are required to submit their application submitted to SIA/RBI along with the bid and copy of Govt. approval prior to the date of price bid opening. Confirmation to this effect and declaration on the same should be provided as part of their technical offer. (d) Members of the JV are not allowed to quote separately/independently / or through any other arrangement like part of any other JV/ Consortium or Subsidiary/ Parent company/ co subsidiary against this tender. All the bids received in such a case shall be summarily rejected. Further, all bids from parties with technical support			

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		from the same Principal shall be rejected.			
9.	3.7	<u>Eligibility criteria in case Bid is submitted on the basis of the Technical Experience of the PARENT/SUBSIDIARY COMPANY:</u> Offers of those bidders who themselves do not meet experience criteria as stipulated in clause 3.1 and 3.1(a) above can also be considered, provided the bidder is a wholly owned subsidiary company of the Parent Company [supporting company, which holds more than fifty percent of the paid-up equity share capital of the bidder] who fulfils the experience criteria. Similarly, bid from Parent Company can also be considered on the strength of requisite experience of its subsidiary [supporting company, in which the bidder holds more than fifty percent of the paid-up equity share capital]. However, the parent/subsidiary company of the bidder should on its own meet the technical experience as aforesaid and should not rely on its sister subsidiary/co-subsidiary company or through any other arrangement like technical collaboration etc. In that case, as the subsidiary company is dependent upon the technical experience of the parent company or vice-versa, with a view to ensure commitment and involvement of			

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		the parent/subsidiary company for successful execution of the contract, the participating bidder must enclose an agreement, as per format furnished vide Proforma-N, between the parent and the subsidiary company or vice-versa and Parent/Subsidiary Guarantee, as per format furnished vide Proforma-O, from the parent/subsidiary company to OIL for fulfilling the obligations under the agreement, along with the technical bid. Notes: (a) In the situations mentioned in 3.6, 3.7 above, the supporting company shall not be allowed to submit their separate/independent bid against this tender. In such case, all such bids shall be rejected. Also, bids having technical support from the same entity shall be rejected. (b) Performance Security: In case bidder is claiming experience under Clause no. 3.6.a (ii) & 3.7 above, bidders shall submit the additional Performance Security & following additional documents: i) Undertaking must be submitted by the JV Partners/Supporting Company [on whose strength/support the bidder is bidding] to provide additional Performance Security (as per PROFORMA-Q) equivalent to 50% of the value of the Performance			

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		Security which is to be submitted by the bidding company in case the bidding company is the successful bidder. In cases where JV partner/Supporting Company does not have Permanent Establishment in India, the bidding company can furnish Performance Security equivalent to 150% of the value of the Performance Security which is to be submitted by the bidding company. In such case the bidding company shall furnish an undertaking that their JV partner/foreign based Supporting Company is not having any Permanent Establishment in India in terms of Income Tax Act of India. ii) Undertaking from the JV Partner/supporting company to the effect that in addition to invoking the Performance Security submitted by the contractor, the Performance Security provided by JV Partner/supporting company shall be invoked by OIL due to non-performance of the contractor. iii) Certificate from the Statutory Auditor or Company Secretary or one of the Directors of the bidding company to establish the relationship and equity percentage holding between bidder and the supporting company. Note: The above certificate should not be more than 30 days old as on the original bid closing date.			

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		iv) In case the contract is awarded based on the bid submitted as per Clause no. 3.6 & 3.7 in order to meet the commitment from the supporting firm based on whose technical experience the bidder has been qualified, the identified key personnel as mentioned in “ ANNEXURE- IDENTIFIED KEY PERSONNEL ” (enclosed below) shall be from the supporting company/JV partner for the entire duration of the contract. A declaration as per provided Proforma in this respect to be submitted as part of the technical bid.			
10.	3.8	<u>BID FROM CONSORTIUM OF COMPANIES:</u> In case the bidder is a Consortium of Companies (leader of the consortium should be incorporated in India and the Consortium shall maintain minimum 20% local content as mentioned in clause 2.0 above), the following requirements must be satisfied by the bidder: (a) One of the members should be leader of the consortium as per MOU of the consortium. (b) Members of the consortium on their own or jointly shall satisfy the minimum experience requirement as per Clause Nos. 3.1 and 3.1(a) above and should not rely on its consortium partners, subsidiary/parent company/co-subsiary or			

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		through any other arrangement like Technical Collaboration agreement for meeting the experience criteria. (c) Consortium bids shall be submitted with a Memorandum of Understanding (MoU) among the consortium members duly executed by the Authorized Executives of the consortium members on a non-judicial stamp paper and notarized. This MoU must accompany the bid which should clearly define the role/scope of work of each partner/member and should clearly define the leader of consortium. Memorandum of Understanding (MOU) must also state that all the members of consortium shall be jointly and severally responsible for discharging all obligations under the contract. However, the leader of the consortium must submit an undertaking along with the technical bid towards unconditional acceptance of full responsibility for executing the 'scope of work' of this bid document. In case of award, such MOU shall be kept valid through the entire contract period, including extensions, if any. Non submission of the document viz. Memorandum of Understanding (MoU) and undertaking by any bidder will result in outright rejection of their bid, as explained above. (d) MOU/Agreement concluded by the bidder with consortium partners, should be addressed to the Company, clearly stating that the MOU/ Agreement is applicable			

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		to this Tender and shall be binding on them for the entire contract period, including extension, if any and defect liability period. The MOU must unconditionally and unequivocally declare that the MOU shall remain valid during the validity of the Contract. The MOU/Agreement should be submitted along with the technical bid. (e) Only the leader of the consortium shall register against the tender and submit bid on behalf of the consortium. The other members of the consortium shall ratify all the acts and decisions of the leader of consortium, which are taken in connection with and/or during the evaluation of the tender and execution of the contract. (f) The Bid Security / Performance security shall be in the name of the leader on behalf of the consortium with specific reference to consortium bid and with name(s) & address(es) of Consortium members. (g) The leader of the consortium on behalf of the consortium shall coordinate with OIL during the period the bid is under evaluation as well as during the execution of works in the event contract is awarded and he shall also be responsible for resolving dispute/ misunderstanding/undefined activities, if any, amongst all the consortium members. If the leader of the consortium changes during execution			

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		of the contract (if awarded), the contract shall be liable for termination. (h) Any correspondence exchanged with the leader of the consortium shall be binding on all the consortium/joint venture members. (i) The Leader of the Consortium shall be authorized to incur liabilities and receive instructions for and on behalf of the Consortium. (j) The Consortium Leader and the distribution of work will be identified and set forth in the bid and will not be permitted to change thereafter without the consent of the Company. (k) Payment shall be made by OIL only to the leader of the consortium towards fulfilment of contract obligations. (l) In case of consortium bids, the bid shall be signed/digitally signed in line with tender stipulation by the leader of consortium. The power of attorney from each member authorizing the leader for signing and submission of Bid on behalf of individual member must accompany the bid/offer failing which the bid will be outrightly rejected. (m) Documents/details submitted with the bidding document pertaining to			

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		qualification must be furnished by each partner/member of consortium and should be complete in all respects clearly bringing up their experience especially in the form of work in their scope. (n) <u>CONSTITUTION OF CONSORTIUM</u>: The members of the consortium should not be more than 03 (Three). If during evaluation of bid, a consortium leader effects any alterations/changes in the constitution or replacement or inclusion or expulsion of any partner(s)/member(s) of the consortium which had originally submitted the bid, to drive some advantages/benefits based on any development(s) having come to his knowledge at any time, the bid of such a consortium shall be liable for rejection. Similarly, under such a situation the contract shall be liable for termination, if already awarded. (o) <u>Signing of Contract</u>: In the event of award of contract to the consortium, the contract to be signed by all the members of the consortium and the liability of each one of them shall be jointly and severely. (p) Members of the consortium are not allowed to quote separately/ independently/or through any other arrangement like part of any other JV/Consortium against this tender. All the bids received in such case shall be summarily rejected. Further, all			

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		bids from parties with technical support from the same Principal shall be rejected. (q) Certified copies (attested by Director/Company Secretary) of Board resolutions passed by respective Board of Directors of the companies (Consortium leader and members) agreeing to entering into such consortium with each other for submission of bid for the NIT and authorizing designated executives of each company to sign in the MOU to be provided along with the technical bid. (r) The consortium partners should satisfy the experience criteria as per Clause nos. 3.1 and 3.1(a) above in their respective domain. (s) The MOU/Agreement should be legally valid i.e. it should be on a non-judicial stamp paper and notarized. In case of involvement of overseas bidder/consortium partner, the MOU/Agreement should be notarized/endorsed by Indian Embassy.			
11.	3.9	i. The Bidder shall undertake that, upon award of Contract, all statutory approvals, permits, licenses, certifications, clearances, and any other relevant requirements for execution and operation of the 3000 KLPD Modular Desalination Plant shall be obtained by the Contractor on behalf of OIL, at no additional cost, with OIL facilitating only as Principal Employer where required.			

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		ii. The Bidder shall undertake that, upon award of Contract, the Contractor shall fully execute the entire EPC and 02 years O&M scope and shall not discontinue, abandon, or withdraw from the project for any reason. The Contractor shall ensure uninterrupted performance and completion of all contractual obligations without any cessation of responsibilities.			
12.	3.10	Oil India Limited (OIL) reserves the right to contact the Client(s) referred by the Bidder for authentication of the documents submitted by the Bidder. OIL may contact the clients/operators under intimation/copy to the respective Bidder. It will be the responsibility of the Bidder to take up the matter with his Client (s) and arrange for the confirmation as desired by OIL.			
13.	3.11	<u>Disqualification:</u> Even if a bidder meets the eligibility criteria and BEC/BRC, he shall be subject to disqualification if he or any of the constituent partners is found to have: 1. Made misleading or false representations in the forms, statements, affidavits and attachments submitted in proof of the qualification requirements; and/ or;			

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		2. Records of poor performance during the last five years, as on the date of bid submission, such as abandoning the work, rescission of the contract for reasons which are attributable to non-performance of the contractor, inordinate delays in completion, consistent history of litigation resulting in awards against the contractor or any of the constituents, or financial failure due to bankruptcy, and so on. 3. The rescission of a contract of JV on account of reasons other than non-performance, such as the most experienced partner (major partner) of JV pulling out.			
14.	3.12	The bidder shall ensure that the peak electrical load of the proposed Desalination Plant (ZLD) does not exceed 1.2 MW under any operating condition. A detailed electrical load list and calculations, as per Clause D of Annexure 5, must be submitted with the bid, failing which or if exceeding the limit, the bid shall be rejected. The submitted values shall be binding, and any exceedance of 1.2 MW during design, commissioning, or operation shall constitute a material breach, entitling OIL to seek corrective action at the Contractor's cost or terminate the contract.			

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4.0 <u>FINANCIAL EVALUATION CRITERIA</u>					
15.	4.1	<u>Annual Financial Turnover</u> of the Bidder during any of preceding three financial/ accounting years from the original bid closing date should be at least Rs. 28,22,55,600.00. <i>[Annual Financial Turnover of the bidder from operations shall mean Aggregate value of the realisation of amount made from the sale, supply or distribution of goods or on account of services rendered, or both, by the company (i.e., bidding entity, as the case may be) during a financial year as per the Companies Act, 2013 Section 2 (91).]</i>			
16.	4.2	"<u>Net Worth</u>" of the Bidder should be Rs. 8,46,76,700.00 for the preceding financial/ accounting year. <i>[Net worth shall mean the aggregate value of the paid-up share capital and all reserves created out of the profits and securities premium account, after deducting the aggregate value of the accumulated losses, deferred expenditure and miscellaneous expenditure not written off, as per the audited balance sheet, but does not include reserves created out of revaluation of assets, write-back of depreciation and amalgamation.]</i>			

REVISED TECHNICAL EVALUATION SHEET FOR BEC/BRC

Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/ compliance
			Yes	No	
10	4.3	<u>Working Capital:</u> a) The Bidder should have minimum working capital equal to Rs. 8,46,76,700.00 as per immediate preceding audited financial year result. b) In case the working capital is short, the bidder can supplement the same through line of credit from a scheduled commercial bank having net worth more than 100 Crores as per enclosed Proforma-WC. <u>Note:</u> Working Capital shall mean “Current Assets minus Current liabilities” as per latest year’s audited consolidated annual Financial Statements.			
	4.4	<u>Bid Capacity:</u> The bidding capacity of the contractor should be equal to or more than Rs. 56,45,11,200.00. The bidding capacity shall be worked out by the following formula: Bidding Capacity = (A x 1.5] – B, where,			

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			Yes	No	
		A = Maximum annual turnover in any one of the preceding three financial years B = Commitments in next twelve months from the date of expiry of the bid validity as per enclosed format Proforma-BD.			
	4.5	<u>Debt Equity Ratio:</u> Debt equity ratio of the bidder should not be more than 2:1. Debt equity ratio shall mean long term borrowings/Net-worth.			
	<u>Notes to BEC Clause 4.0 above:</u>	a. For proof of Annual Turnover, Net worth & Working Capital any one of the following documents must be submitted along with the technical bid:- (i) A certificate issued by a practicing Chartered/ Cost Accountant (with Membership Number and Firm Registration Number), certifying the Annual Turnover & Net worth as per format prescribed in Annexure -X. OR (ii) Financial Statements (Balance Sheet & Profit & Loss account along with all the schedules/notes forming part of the Balance sheet & Profit and Loss Account) audited by the auditors appointed under the statute like Companies Act etc. wherever			

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			Yes	No	
		applicable. In cases where the bidding/ supporting company (as applicable) are not required to prepare Audited Financial Statements as per the Law of the Land of the country of the bidding/supporting company as applicable, the bidder shall provide documentary evidence for the same along with a certificate from a practicing Chartered Accountant or equivalent to this effect. The bidder must also submit the financial statement as per the accounting standards of the country of the bidding/supporting company as the case may be, duly certified by the practicing-chartered accountant or equivalent. Note: Mention of UDIN (Unique Document Identification Number) is mandatory for all Certificates issued w.e.f. February 1, 2019 by Chartered/Cost Accountant in Practice. b. Considering the time required for preparation of Financial Statements, if the last date of preceding financial / accounting year falls within the preceding six months / within the due date for furnishing of audit report as per Section 139(1) of IT Act, 1961 (read along with latest circulars/notifications issued by CBDT from time to time) reckoned from the original Bid Closing Date and the Financial Statements of the preceding financial / accounting year are not available with the Bidder, then the financial turnover of the previous three financial / accounting years excluding the preceding financial / accounting year will be considered. In such cases, the Net worth of the			

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Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/ compliance
			Yes	No	
		previous financial / accounting year excluding the preceding financial / accounting year will be considered. However, the Bidder must submit an affidavit/undertaking certifying that <i>“The balance sheet/Financial Statements for the financial year (as the case may be) has actually not been audited so far” as per format prescribed in Proforma-IX.</i> c. In case the Bidder is a Central Govt. Organization/PSU/State Govt. Organization/Semi-State Govt. Organization or any other Central/State Govt. Undertaking, where the auditor is appointed only after the approval of Comptroller and Auditor General of India and the Central Government, their certificates may be accepted even though FRN is not available. However, Bidder to provide documentary evidence for the same. d. In case the bidder is a Government Department, they are exempted from submission of document mentioned under para (a) and (b) above. e. Bid will be rejected if not accompanied with adequate documentary proof in support of Financial Criteria as mentioned in Para 4.1, 4.2, 4.3, 4.4 & 4.5.			
	<u>4.6</u>	If the Bidder is an <u>INCORPORATED JOINT VENTURE (JV) COMPANY</u> and does not meet financial criteria (BEC Clause Nos. 4.1, 4.2, 4.3, 4.4 & 4.5) by itself, it can submit			

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			Yes	No	
		the bid based on the financial strength of its JV member having more than 50% stake in the JV Company, and the following needs to be complied/submitted: (i) The JV member having more than 50% stake in the JV should meet the Financial Evaluation Criteria stipulated in Clause Nos. 4.1, 4.2, 4.3, 4.4 & 4.5 above. (ii) Corporate Guarantee (PROFORMA-U) on the letter head of the member having more than 50% stake in the JV signed by an authorized official undertaking that they would financially support their JV for executing the project / job in case the same is awarded to them. (iii) An undertaking from the Joint Venture partner, based on whose financial strength the JV seek financial qualification, shall be submitted with the techno commercial bid stating that they shall maintain more than 50% shareholding in the JV till execution of the contract is accomplished. (iv) A certificate from the statutory Auditor of the JV company on the shareholding pattern of the JV. The certificate should be duly concurred/ endorsed by the Company Secretary or one of the Directors of the company concerned or Managing/Authorized partner of the LLP.			

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Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/compliance
			Yes	No	
		Note: The above certificate should not be more than 30 days old as on the original bid closing date.			
	<u>4.7</u>	In case the bidder is a <u>Subsidiary Company</u> (should be a wholly owned subsidiary of the parent/ultimate parent/holding company)/Parent Company who does not meet financial criteria by itself and submits bid based on the financial strength of its supporting company, then documents need to be submitted along with the technical bid in support of the following: i. The supporting company should meet the Financial Evaluation Criteria stipulated in Clause Nos. 4.1, 4.2, 4.3, 4.4 & 4.5 above. iii. Corporate Guarantee (PROFORMA-P) on parent/ultimate parent/holding company's letter head signed by an authorized official undertaking that they would financially support their subsidiary company for executing the project/job in case the same is awarded to them.			
	<u>4.8</u>	In case of bid from <u>CONSORTIUM OF COMPANIES</u> , the following should be complied with:			

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Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/ compliance
			Yes	No	
		(i) Annual Financial Turnover from Operation: Any one of the Consortium members should meet the Annual Financial Turnover Criteria stipulated in BEC Clause No. 4.1 and each of the other members of the Consortium should meet 50% of financial turnover criteria stipulated in BEC Clause No. 4.1. (ii) Net Worth: Net worth of all the members must be Positive for the financial/accounting year preceding the original bid closing date. The members of the consortium collectively should meet the net worth equal to Rs. 8,46,76,700.00, as per immediately preceding audited financial year result. (iii) Working capital Requirement: The working capital requirement should be met collectively by all the consortium members as Rs. 8,46,76,700.00. (iv) Bidding Capacity & Debt-equity Ratio: The financial member who complies the Annual Financial Turnover Criteria should comply the Bid Capacity and Debt-equity Ratio as per clause Nos. 4.4 & 4.5 above. Note: All the consortium members shall meet the financial criteria as indicated above on their own and shall not rely on the strength of their parent/ultimate parent/holding company to meet the financial criteria. Otherwise, their bid shall be categorically rejected.			

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Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/ compliance
			Yes	No	
5.0COMMERCIAL EVALUATION CRITERIA:					
11	5.1	The bids are to be submitted in Single Stage under Two Bid System i.e., Un-priced Techno-Commercial Bid and Price Bid together. The Un-priced techno-commercial bid (or Technical bid) must comprise of all the technical documents substantiating the previous experience, financial & technical credentials of the bidder and any other document as asked for in the bid document. Only the Price Bid should contain the quoted price. There should not be any indication of price in the Technical bid; otherwise, the bid shall be rejected straightway.			
12	5.2	The price quoted by the successful bidder must be firm during the performance of the contract and not subject to variation on any account except as mentioned in the bid document. Any bid submitted with adjustable price quotation other than the above will be treated as non-responsive and rejected.			
13	5.3	Bid Security in Original shall be furnished as a part of the Technical Bid and shall reach office of HoD of Contracts, OIL at Duliajan before 12:45 Hrs (IST) on the bid closing date & time. A scanned copy of the bid security shall however be uploaded in OIL’s e-procurement portal along with the Technical Bid. The amount of Bid Security shall be			

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			Yes	No	
		Rs. 2,28,56,300.00 (Rupees Two Crores Twenty-Eight Lakhs Fifty-Six Thousand Three Hundred only). Any bid not accompanied by a proper & valid bid security will be rejected. PPP [Public Procurement policy] for Micro and Small Enterprises is not applicable for this tender (being works contract tender). Hence, Purchase Preferences allowed as per Government Guidelines in Vogue and exemption from submission of bid security against MSE Units is not applicable for this tender. For details of submission of bid security bidder may refer ITB clause no. 9.0 of the tender. Any Bid accompanied by Bid Security with (i) validity shorter than 165 days from the date of bid closing and /or (ii) Bid Security amount less than that mentioned in the tender shall be rejected straightway. Note: In case, the bidder submits Bid Security in the form of Bank Guarantee (BG), the BG must be as per format prescribed in Proforma-V and the same shall be valid for 165 days from original bid closing date.			
14	5.4	The quantities shown against each item in the BOQ shall be considered for the purpose of Bid Evaluation. It is, however, to be clearly understood that the assumptions made in respect of the quantities for various operations are only for the purpose of evaluation of			

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Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/ compliance
			Yes	No	
		the bid and the Contractor will be paid on the basis of the actual Quantity consumed, as the case may be.			
15	5.5	Bids shall contain no interlineations, erasures or overwriting except as necessary to correct errors made by bidder, in which case such corrections shall be initiated by the authorised signatory. However, white fluid should not be used for making corrections. Any bid not meeting this requirement shall be rejected.			
16	5.6	Bid Documents/User Id & Password for OIL's E-Tender portal are not transferable.			
17	5.7	Any bid containing false statement will be rejected and action will be taken by Company as per Bid Document. The bidder has to submit an undertaking in this regard as per attached Proforma-VIII .			
18	5.8	Bidder must accept and comply with the following provisions as given in the Tender Document in toto, failing which offer will be rejected: (i) Firm price (ii) EMD / Bid Bond / Bid Security (iii) Period of validity of Bid			

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Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/compliance
			Yes	No	
		(iv) Price Schedule (v) Performance Bank Guarantee / Security deposit (vi) Delivery / Completion Schedule (vii) Scope of work (viii) Guarantee of material / work (ix) Liquidated Damages clause (x) Tax liabilities (xi) Arbitration / Resolution of Dispute Clause (xii) Force Majeure (xiii) Applicable Laws (xiv) Specifications (xv) Integrity Pact			
19	5.9	Bidders must quote clearly and strictly in accordance with the price schedule outlined in Price Bidding Format attached under " Notes and Attachments " tab in the main bidding engine of OIL's E-Tender portal; otherwise the bid will be rejected. All other techno-commercial documents other than price details to be submitted with Unpriced Techno-			

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			Yes	No	
		Commercial Bid as per tender requirement under " Technical Attachment " Tab Page only.			
20	5.10	Bid received with validity of offer less than 120 (One Hundred Twenty) days from Bid Opening Date will be rejected.			
21	5.11	The Integrity Pact is applicable against this tender. OIL shall be entering into an Integrity Pact with the bidders as per format enclosed vide " Proforma-XIV/Integrity Pact " of the tender document. This Integrity Pact proforma has been duly signed digitally by OIL's competent signatory. The proforma has to be returned by the bidder (along with the Un-priced Techno-Commercial Bid) duly signed by the same signatory who signed the bid, i.e., who is duly authorized to sign the bid. Uploading the Integrity Pact digitally will be construed that all pages of the Integrity Pact have been signed by the bidder's authorized signatory who sign the Bid. If any bidder refuses to sign Integrity Pact or declines to submit the Integrity Pact, their bid will be rejected.			
22	5.12	Bidder must submit the duly filled Technical Evaluation checklist, commercial checklist, proformas and other relevant techno-commercial documents as outlined in the tender document along with unpriced techno-commercial bid. Failure to submit dully filled up			

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			Yes	No	
		any of the above-mentioned documents within the stipulated deadline will render the bid liable for rejection and will not be considered for further evaluation.			
23	5.13	Bids shall be typed or written in indelible ink. The Bids and all uploaded documents must be digitally signed using “Class 3” digital certificate [ecommerce application (Certificate with personal verification and Organization name)] as per Indian IT Act obtained from the licensed Certifying Authorities operating under the Root Certifying Authority of India (RCAI), Controller of Certifying Authorities (CCA) of India[except copies of the documents required in physical form] should invariably be submitted in the ‘Technical Attachment Tab’ through OIL’s e-bidding portal, before the scheduled date and time for the tender closing. All the documents uploaded shall be digitally signed by the authorized signatory of the bidder.			
24	5.14	Bidders shall submit declaration as per Appendix-1 that they are neither bankrupt nor undergoing any insolvency resolution process or liquidation or bankruptcy proceeding under any law OR no insolvency resolution process or liquidation or bankruptcy proceeding is initiated under any law against them.			

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			Yes	No	
25	5.15	Bidders shall submit an undertaking/declaration as per Appendix-2 confirming that they have read and understood OIL's Banning Policy and that, neither they nor any of their allied concerns or partners or associates or directors, or proprietors involved in any capacity, are currently in OIL's Holiday/Banning List. Further, the bidder shall confirm that neither they nor any of their aforementioned entities have, during the last three years, been involved in any transgression with any company conforming to the Transparency International (TI) approach or with any Public Sector Enterprise of India that could justify exclusion from the tender process. The bidder shall also disclose details of all such allied entities, if any, as required under the Banning Policy.			
<u>6.0PRICE EVALUATION CRITERIA:</u>					
26	6.1	Price bid shall be opened in respect of only the techno-commercially acceptable bidders, whose bids have been found to be substantially responsive. A substantially responsive bid is one that meets the terms and conditions of the Tender and/or the acceptance of which bid will not result in indeterminate liability on OIL.			
27	6.2	If there is any discrepancy between the unit price and the total price, the unit price will prevail and the total price shall be corrected. Similarly, if there is any discrepancy			

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			Yes	No	
		between words and figure, the amounts in words shall prevail and will be adopted for evaluation.			
28	6.3	The quantities shown against each item in the "Price Bid Format" shall be considered for the purpose of Bid Evaluation. It is, however, to be clearly understood that the assumptions made in respect of the quantities for various operations are only for the purpose of evaluation of the bid and the Contractor will be paid on the basis of the actual number of days/parameter, as the case may be.			
29	6.4	For evaluation purposes, quoted unit rates against each Line Item of the price bidding format shall be considered only up to two (2) decimal places without rounding off for evaluation. The bidders are advised not to offer any discount/rebate separately and to offer their prices in the Price Bid Format after considering discount/rebate, if any.			
30	6.5	Bidders are required to quote for all the items as per Price Bid Format/BOQ. In case the bidder does not quote (or quotes '0' (Zero) or 'NIL') against any of the line items, the total bid value shall be considered as inclusive of the cost of the service/item. If a bidder quotes Total Charges/Consideration as NIL, the bid shall be treated as unresponsive and will not be considered.			

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			Yes	No	
31	6.6	Conditional and unsolicited discount will not be considered in evaluation. However, if such bidder happens to be the lowest recommended bidder, unsolicited discount without any condition will be considered for computing the contract price.			
32	6.7	The inter-se-ranking of the techno-commercially qualified bidders will be determined on overall lowest cost basis (L-1 offer) i.e. considering the Total quoted price inclusive of all liabilities and GST.			
33	6.8	Service is not splittable. Based on the evaluation of techno-commercially qualified bidders, the entire scope of service will be awarded to the evaluated L1 bidder only (considering the public procurement policy for purchase preference to Make in India, if any).			
34	6.9	In case of identical overall lowest offered rate by more than 1(one) bidder, the selection will be made by draw of lot between the parties offering the same overall lowest price.			
35	6.10	OIL will prefer to deal with registered bidder under GST. Therefore, bidders are requested to get themselves registered under GST, if not registered yet.			

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			Yes	No	
		However, in case any unregistered bidder is submitting their bid, their prices will be loaded with applicable GST while evaluation of bid.			
36	6.11	Input Tax Credit on GST (Goods & Service Tax) for this service is NOT available to OIL & the bids will be evaluated based on total price including GST.			
37	6.12	When a bidder mentions taxes as extra without specifying the rates & amount, the offer will be loaded with maximum value towards taxes received against the tender for comparison purposes. If the bidder emerges as lowest bidder after such loading, in the event of order on that bidder, taxes mentioned by OIL on the Purchase Order/Contracts will be binding on the bidder.			
38	6.13	In case the GST rating of Contractor on the GST portal / Govt. official website is negative / black listed, then the bids may be rejected by OIL. Further, in case rating of bidder is negative / black listed after award of work for supply of goods / services, then OIL shall not be obliged or liable to pay or reimburse GST to such Contractor and shall also be entitled to deduct /recover such GST along with all penalties / interest, if any, incurred by OIL.			
<u>7.0GENERAL</u>					

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Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/compliance
			Yes	No	
39	7.1	In case bidder takes exception to any clause of bidding document not covered under BEC/BRC, then the Company has the discretion to load or reject the offer on account of such exception if the bidder does not withdraw/modify the deviation when/as advised by company. The loading so done by the company will be final and binding on the bidders. No deviation will however be accepted in the clauses covered under BEC/BRC.			
40	7.2	Bidders should provide self-attested copies of GST Registration Certificate, PAN Card, ESIC registration (if applicable), P.F. Registration Number OR Declaration (Declaration by applicant that provisions of Provident Fund Act are not applicable to them. In case P.F. is required to be deposited later on, the same shall be deposited by the bidder (Applicant). In case successful bidder doesn't have P.F. Code at the time of bidding and PF Act is applicable on him/her, the same has to be provided by him/her during mobilization phase of the contract.			
41	7.3	Bidder must have P.F. & ESIC Registration. Documentary evidence for the same should be submitted along with the technical bid. OR			

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			Yes	No	
		In case bidder doesn't have P.F. & ESIC Registration at the time of bidding then the bidder shall have to submit an undertaking that they shall get registered with P.F. and ESIC Authority and shall produce the documentary evidence for the same during mobilization phase of the contract.			
42	7.4	To ascertain the substantial responsiveness of the bid the Company reserves the right to ask the bidder for clarification in respect of clauses covered under BEC/BRC also and such clarifications fulfilling the BEC/BRC clauses in toto must be received on or before the deadline given by the company, failing which the offer will be evaluated based on the submission. Clarifications if decided to be sought at the option of Company, the same shall be limited to the original submissions only and no independent fresh submission shall be called for/permitted. However, mere submission of such clarification shall not make the offer responsive, unless the company is satisfied with the substantial responsiveness of the offer. <i>Bidders are advised to refer to Para 7.1.4: Clarification of Bids/ Shortfall Documents under Chapter 7: Evaluation of Bids and Award of Contracts of OIL's "Manual for Procurement of Goods", available at http://www.oil-india.com, for further guidance.</i>			

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			Yes	No	
43	7.5	If any of the clauses in the BEC/BRC contradict with other clauses of bidding document elsewhere, the clauses in the BEC/BRC shall prevail.			
44	7.6	Bidder(s) must note that requisite information(s)/financial values etc. as required in the BEC/BRC & Tender are clearly understandable from the supporting documents submitted by the Bidder(s); otherwise Bids shall be rejected.			
45	7.7	OIL will not be responsible for delay, loss or non-receipt of applications for participating in the bid sent by mail and will not entertain any correspondence in this regard.			
46	7.8	The originals of such documents [furnished by bidder(s)] shall have to be produced by bidder(s) to OIL as and when asked for.			
47	7.9	Any bidder who are on Holiday/ Banning/ Suspension list of OIL on due date of submission of bid/ during the process of evaluation of the bids, the offers of such bidders shall not be considered and will be straightaway rejected.			
<u>8.0PURCHASE PREFERENCE CLAUSE:</u>					

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			Yes	No	
45	8.1	<u>PURCHASE PREFERENCE TO MSE BIDDERS: (NOT APPLICABLE)</u> Since this is a Works tender, therefore Public Procurement Policy for MSEs Order, 2012 is not applicable for this tender. Thus, Purchase Preferences allowed as per Government Guidelines in vogue and PPP (Public Procurement policy) for Micro and Small Enterprises is not applicable for this tender. Purchase Preference to Micro and Small Enterprises is applicable for this tender. 7.1.1 In case participating MSEs Quote price within price band of L1+15%, such MSE shall be considered for award of contract by bringing down their price to L1 price in a situation where L1 price is from someone other than an MSE. 7.1.2 In case of more than one such MSE qualifying for 15% purchase preference, the contract shall be awarded to lowest eligible MSE amongst the MSEs qualifying for 15% purchase preference. <u>Note:</u>			

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			Yes	No	
		In cases where L1 is non-MSE, the purchase preference for price matching shall be given to MSEs falling within the price band of L1+15%. Purchase preference shall be given in the following order of preference: i) — SC/ST Women owned MSEs ii) — SC/ST owned MSEs iii) — Women owned MSEs iv) — Other MSEs All other guidelines issued in respect of benefits to MSEs shall prevail. Bidder claiming above relaxation/ exemption need to submit necessary documentary proof of their eligibility along with their techno-commercial bid. The certificate must be valid on the bid closing date. <u>7.1.3 Documentation required to be submitted by MSEs:</u> Categorization and various criteria applicable to MSE bidders shall be guided by the Gazette Notification No. CG-DL-E-26062020-220191 dated 26.06.2020 and Amendment vide Gazette Notification no. CG-DL-E-16062021-227649 dated 16.06.2021 and No. CG-DL-E-19012022-232763 dated 19.01.2022 and CG-DL-E-06052022-235600 dated			

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Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder must indicate Relevant Page No. of their Bid to support the remarks/compliance
			Yes	No	
		06.05.2022 issued by MINISTRY OF MICRO, SMALL AND MEDIUM ENTERPRISES, and any amendment thereof. Bidder claiming the MSE status (MSE General, MSE SC/ST, MSE Woman) against this tender has to submit Udyam Registration Number with Udyam Registration Certificate along with the technical bid for availing the benefits applicable to MSEs. However, in the GeM tenders, bidders to be necessarily guided by system requirements of GeM portal. Bidders to mandatorily get their MSE status verified through the GeM portal in order to avail the benefits applicable to MSEs. In cases where GeM portal does not distinctly display the bidder as MSE, the benefits applicable for purchase preference to MSEs shall not be extended to the bidder. Note: In case bidding MSE is owned by Schedule Caste or Schedule Tribe or Woman entrepreneur, valid documentary evidence issued by the agency who has registered the bidder as MSE owned by SC/ST/Woman entrepreneur should also be enclosed.			
46	8.2	<u>PURCHASE PREFERENCE POLICY (LINKED WITH LOCAL CONTENT) (PP-LC):</u> Purchase preference under Public Procurement (Preference to Make in India) Order, 2017 of Department for Promotion of Industry and Internal Trade (DPIIT), Govt. of India and as			

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		amended time to time with modifications as notified vide MoPNG Order No. FP-20013/2/2017-FP-PNG-Part (4) (E-41432) dated 26th April 2022 (including subsequent amendments thereof, if any) shall be applicable for this Tender. Bidders are advised to check the provisions of the said notifications for their eligibility to bid and seek benefits for Purchase preference, accordingly. Purchase preference will be applicable as per the Notification(s) and any amendment thereof. The margin of purchase preference shall be 20%. Bidders seeking benefits, under Purchase Preference Policy (PP-MII) shall have to comply with all the provisions of Order No. FP-20013/2/2017-FP-PNG-Part (4) (E-41432) dated 26th April 2022 or subsequent amendments, if any.			
		Concurrent Application of Purchase Preference: (NOT APPLICABLE) The service is non-splitable i.e., single contract shall be awarded for the entire scope of work under this tender, subject to concurrent application of Public Procurement Policy for MSE Order 2012 and PP (MII) Order 2017 as per Order No. F.1/4/2021 PPD dated 18.05.2023 issued by Public Procurement Division, Department of Expenditure, Ministry of Finance, Govt. of India and any subsequent amendment thereto. Bidders are advised to refer to the said Order for further detail			

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47	9.0	<u>AWARD OF CONTRACT:</u> The contract for hiring of the tendered services shall be awarded as below: A. L-1 bidder is a Class I PPLC bidder: In case, the L1 bidder is a Class I PPLC bidder, the contract shall be awarded to the L1 Class I PPLC bidder. B. L-1 Bidder is other than Class I PPLC: In case, the L1 bidder is not a Class-I PPLC bidder, then preference shall be given to the eligible Class-I PPLC bidder with the lowest quoted "Total Price" (exclusive of GST, as reflected in the Price Bid) among all the Class-I PPLC whose total price fall within the price band of L1+20%. If such Class-I PPLC bidder agrees to match their price with that of the L1 bidder, then the contract shall be awarded to them, else preference shall be given to the next eligible Class-I PPLC bidder within price band of L1+20% and so on. In case none of the Class-I PPLC bidder falling within price band of L1+20% agrees to match with that of L1 price then the contract shall be awarded to the L1 bidder.			
48	10.0	<i>CUSTOMS DUTY:</i>			

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		In terms of Sl. No. 404 of the Customs Notification No.50/2017-Cus dated 30.06.2017, imports of the items specified in List 33 of the Notification are subject to levy of concessional rate of customs duty subject to conditions specified therein. Bidders shall take note of the prevailing customs notifications including the latest amendment vide gazette Notification No. 30/2024-Customs dated 23.07.2024 while quoting their prices. Bidder should consider concessional Customs Duty only for those items appearing in List-33 therein. Items of their import other than those appearing in List-33 of the said gazette notification shall be considered as duty payable on merit basis in their respective bid. OIL shall issue the requisite undertaking/certificate on request from Contractor for availing concessional rate of customs duty only against the items explicitly covered under List-33 of Customs Notification No. 30/2024-Customs dated 23.07.2024 or against any other item(s) subsequently declared by the competent authority during the tenure of the contract to be duty exempted/concessional. However, in the event of refusal/denial by Customs Authority to accord exemption/ concession of Customs Duty against import of items which are explicitly covered under List-33 of Notification No. 30/2024-Customs dated 23.07.2024, such applicable customs duty shall be reimbursed at actual by OIL to the Contractor on submission of documentary evidence.			

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		Similarly, the items other than those appearing in List-33 of the said gazette notification, if to be imported by the Contractor for the purpose of execution of contract against this tender, the same shall be considered as duty payable on merit basis and the applicable customs duty thereof must be included by the bidder in their respective bid value. OIL will not issue any Undertaking/Certificate towards customs duty concession/exemption for those items (not included in List-33 of Notification) and the duty payable on merit shall be borne by the Contractor. However, any other item if subsequently notified by the competent authority to be Duty free/concessional during the tenure of the contract, OIL will issue requisite Certificate/Undertaking for Contractor to avail the Customs Duty benefit and the duty benefit must be passed on to OIL. Additionally, for all those items against which the bidder considers the Customs Duty on merit, the list specifying the Customs Duty Rate (percentage) may be furnished, so that subsequent increase/decrease in Customs Duty, if any shall be reimbursed/ recovered by OIL as the case may be on documentary evidence. Bidders should submit the list of items which are to be imported for execution of the contract against this tender as per Proforma-A prudently along with their bid. Undertaking/Certificate for availing concessional rate of Customs Duty shall be issued			

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		by OIL only for the eligible items, provide the same are included in the Proforma-A submitted by the bidder. Note: <i>The above stipulations shall prevail over other clauses if stipulated otherwise elsewhere in the original tender document/previous amendments. However, the aforementioned notifications are subject to change as per Government guidelines and the provisions ruling at the time of Bid Closing will be applicable.</i>			
49	11.0	<u>COMPLIANCE OF THE COMPETITION ACT, 2002:</u> The bidder shall strictly comply with the provisions of the Competition Act, 2002, more particularly, Section-3 of the Act. Any violation the provisions of the Act shall attract penal action under the Act.			
50	12.0	<u>RESTRICTIONS ON PROCUREMENT FROM A BIDDER OF A COUNTRY WHICH SHARES LAND BORDER WITH INDIA:</u> Bidders should submit Undertakings as mentioned in the forwarding letter that their bid is compliant to Order No. F. 7/10/2021-PPD (1) dated 23.02.2023 issued by Ministry of Finance, Department of Expenditure, Public Procurement Division, Govt. of India (including subsequent amendments thereto, if any), regarding restrictions on procurement from a bidder of a country which shares land border with India.			

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51	13.0	<u>CERTIFICATION OF DOCUMENTS BY INDEPENDENT THIRD- PARTY INSPECTION AGENCIES (TPIA):</u>			
52	13.1	Oil India Limited (OIL) has engaged the 17 (Seventeen) Independent Inspection Agencies for a period of 04 (Four) years up to 06.06.2028 to verify and certify various documents submitted by the bidders required against BEC/BRC of the tender. Please refer Clause No. 13.0 of BEC/BRC (PQC) .			
53	13.2	Bidders are required to have their following documents verified and certified by any one of the empanelled Independent Third-Party Inspection Agencies listed above: (i) Technical Criteria: Documents required under clause NO. 3.0 of BEC i.e., Technical Evaluation Criteria. (ii) General Requirement: Bidder’s Certificate of Incorporation in India (as applicable). The Inspection Certificate, duly issued by the selected agency, must be submitted along with the Technical Bid. All costs related to verification and certification by			

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		the Third-Party Inspection Agencies shall be borne solely by the respective bidders. Payments in this regard shall be made directly by the bidders to the Inspection Agencies. OIL shall not be held responsible for any payment-related dispute between the bidders and the inspection agencies.			
54	13.3	The verified and certified documents (As mentioned in Para 13.2 above) must be submitted along with the Technical Bids. Any bid submitted with un-verified supporting documents shall not be considered. However, in case a bidder submits its bid along with all relevant supporting documents as per BEC without getting all/some of them verified by the designated Independent Inspection agency, such bid can be provisionally considered, provided it is accompanied by an Undertaking by the Bidder on their official letterhead towards submission of the duly verified and certified copies and Inspection Certificate within Seven (07) days from the actual date of bid opening. No reminders or clarifications will be issued by the Company in this regard, and failure to submit the verified/ certified documents within the stipulated time shall result in outright rejection of the bid, at the sole risk and responsibility of the bidder.			

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55	13.4	The methodology of verification/certification of documents followed by the agencies is broadly as under, but not limited to: (a) It is the sole responsibility of the bidders intending to participate in the tender to thoroughly understand the requirements of the tender, particularly the documents required under BEC. The bidders must present all relevant documents to any of the empanelled third-party certifying agencies for verification/certification. The TPI Agencies shall verify the authenticity of the documents only. They will not verify whether the documents produced by the bidder are sufficient for meeting the requirements of the tender or not. Neither OIL nor the Inspection Agencies shall be responsible for the selection or appropriateness of the documents submitted for verification. It is entirely the bidder's responsibility to ensure that the appropriate documents are verified/certified in support of BEC compliance. (b) The concerned Independent Third-Party Inspection Agencies shall depute their qualified/competent inspector to the Bidder's premises to check the original documents and certify the copies which the bidder shall submit along with their bids.			

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		(c) On issuance of the Inspection Certificate to the bidder, TPI agency should share a copy of the same to concerned Purchase Officer through email directly (Email ID: priyanka.kumari@oilindia.in). OIL will reserve the right to ask the inspection agencies to verify the documents with source, if required, at no extra cost to OIL. Verification/ Certification of documents by OIL's empanelled third-party inspection agencies shall not automatically make the bidder techno-commercially-acceptable or eligible for award of contract. <u>Notes:</u> (i) If any documents, LOI/LOA/Orders/Contracts etc., submitted towards BEC are issued by Oil India Limited, such documents need not be verified by TPI agency. (ii) Undertaking from TPI Agency as per format (PROFORMA-XV) enclosed should be submitted along with the Bid. (iii) In case of clarifications sought by OIL against BEC, supporting documents (historical in nature) to those submitted in the original bid will also have to be verified from the same TPI agency which has originally verified their bid documents. OIL shall categorically mention the documents that are to be submitted with TPI verification in the clarification sought. In case the bidder fails			

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		to submit the TPI verified documents, as sought by OIL, as part of their clarification, their offer will be liable for rejection.			