

NIT FOR TENDER NO. CGI9827P26

OIL INDIA LIMITED

(A Government of India Enterprise)

Pipeline Headquarters

P. O. –Udayan Vihar, Guwahati-781171, Assam, India

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E-Tender

OIL INDIA LIMITED invites Competitive Domestic Bid through its e-procurement portal “<https://etender.srm.oilindia.in/irj/portal>” for the following Services:

Tender No	Bid Closing Date & Time	Service Description
CGI9827P26	02.09.2025 at 11:00AM	Construction of precast boundary wall (length Approx 750 M) and Earth filling work for proposed CBG plant at Jorhat including Construction of road from Main Road to CBG plant at Jorhat (Approx. 380.00 M Length)

The details of IFB and procedures for applying & participation can be viewed using “Guest Login” provided in the e-procurement portal and also in OIL’s web site www.oil-india.com. The link to OIL’s E-Procurement portal has also been provided through OIL’s website.

All corrigenda, addenda, amendments, time extension, etc. to the tender will be hosted on above Website and e-portal only and no separate notification shall be issued in the press. Bidders should regularly visit above website and e-portal to keep themselves updated.

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BID EVALUATION CRITERIA & BID REJECTION CRITERIA FOR THE TENDER

(A) BID EVALUATION CRITERIA (BEC):

1. All the documents related to BEC must be submitted along with the Techno-Commercial Bid. Otherwise, the bid will be considered as non-responsive and rejected.
2. Interested bidders shall have to submit the following documents to qualify for opening of the Price Bid:

1.0 ELIGIBILITY:

- i) The applicant should be a private or government-owned legal entity.
- ii) Bidder should have valid registration with Employees Provident Fund organization under 'EPF and Miscellaneous Provisions Act, 1952'.

Note:

- a) Original Bid Closing Date shall be considered for evaluation of BRC Criteria in case of any extension of the bid closing date.
- b) A job executed by a bidder for its own organization/subsidiary cannot be considered as experience for the purpose of meeting BEC.
- c) Joint Venture / Consortium: Joint Ventures / consortium are not permitted.

1.1 TECHNICAL CRITERIA.

(A) EXPERIENCE:

The bidder must have successfully executed/completed similar Works over the last 7 (seven) years reckoned from the Original Bid Closing Date in Central/State Government/ PSUs/ Nationalized Banks/ Public Limited Company listed in the stock exchange duly supported with TDS certificate in evidence of the value of work (excluding taxes and duties) as under –

1. One similar completed works each costing not less than the amount equal to **Rs. 4,69,65,183.00** (excluding GST); or
2. Two similar completed works each costing not less than the amount equal to **Rs. 2,93,53,240.00**; (excluding GST); or
3. Three similar completed works each costing not less than the amount equal to **Rs. 2,34,82,592.00** (excluding GST).

Submission of documentary evidence of Public Limited Company listed in stock exchange is the responsibility of bidder. The project for which the above experience is claimed, should have been satisfactorily completed prior to the original date of bid closing. The bidder shall furnish necessary documentary evidences in the form of **completion certificate issued by the client (Project Proponent / Owner)** to whom such service has been rendered. Such Certificate shall be supported by a copy of contract document/ Work Order issued by the client (Project Proponent / Owner) against the said contract. The certificates shall

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contain at least the following information:

- i. Tender/ Contract/Work Order Number with date.**
- ii. Description of the job**
- iii. Date of Starting & Date of completion of the work.**
- iv. Executed Value of contract**

(Satisfactory supply/completion/installation report (if submitted) should be issued on client's official letterhead with signature and stamp.)

Note:

- i. "Similar Works" means Construction of Concrete/ Masonry /Precast wall /RCC Building / RCC Bridge.**
- ii. Experience of repairing/maintenance nature for Sl. No. (i) above will **not** be considered for evaluation.
- iii. SIMILAR work executed by a bidder for its own organization / subsidiary will **not** be considered as experience for the purpose of meeting BEC.

(B) EQUIPMENT DEPLOYMENT CRITERIA:

Bidder shall submit an Undertaking on non-judicial stamp paper duly notarized stating that the bidder will deploy minimum plants/ equipment as per Proforma-BEC/BRC (1) all the time to provide uninterrupted service.

(C) MOBILISATION TIME:

The bidders must confirm their compliance in their 'technical' bid to start the mobilization within 07 days from the date of issue of Work Order. Offers without confirmation of stipulated mobilization time or with mobilization time more than 07 Days will be summarily rejected. The bidder shall confirm compliance of this in their technical bid.

(D) Other Information /Documents: All Bidders must have to furnish the following information with relevant documents wherever necessary:

- a) PF Details / Account No.
- b) ESI Registration Number.

2.0 FINANCIAL CRITERIA

- a) Annual Financial Turnover of the bidder during any of preceding three financial/accounting years from the original bid closing date should be at least **₹ 2,93,53,240.00.**

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- b) Net worth of firm/bidder must be **positive** for preceding financial/ accounting year.

Note:

Considering the time required for preparation of Financial Statements, **if the last date of preceding financial / accounting year falls within the preceding six months 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 previous financial / accounting year excluding the preceding financial / accounting year will be considered. However, the bidder has to submit an affidavit/undertaking along with their technical bid as per **Annexure-VI** certifying that the balance sheet/Financial Statements for the preceding financial year (as the case may be) has actually not been audited as on original bid closing date.

Annual Financial Turnover of the bidder from operations shall mean Aggregate value of the realization of amount made from the sale, supply or distribution of goods or on account made from the sale, supply or distribution of goods or on account of work/ service 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).

Net worth shall mean the aggregate value of the paid-up share capital and all resources 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.

- c) For proof of Annual Turnover & Net worth the following documents must be submitted along with the bid: -
- i) A certificate issued by a practicing Chartered/Cost Accountant (with Membership Number, UDIN and Firm Registration Number), certifying the Annual turnover & Net worth as per Proforma-BEC/BRC (2).

or

 - ii) Audited Balance Sheet along with Profit & Loss account.
 - iii) 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.
- (iv) **GST Registration:** The Bidder should have GST Registration. GST Registration Certificate shall be submitted with the tender document.

(v) Other Information /Documents: All Bidders must have to furnish the following information with relevant documents wherever necessary:

- a) PAN no. (photocopy of the PAN card required).
- b) Goods & Service Tax registration No.
- c) Bank account No. with name of Bank, Type of account, Bank address.

(vi) Mention of **UDIN (Unique Document Identification Number)** is mandatory for all certificates, tax audit reports etc. issued by Chartered Accountant as per the notifications issued by the Institutes of Chartered Accountant of India (ICAI). Certificates, tax audit reports etc. without mentioning of UDIN shall not be considered for evaluation and shall be summarily rejected. No further clarification or request from bidders shall be entertained thereafter in this regard.

(F) Disqualification: Even if an applicant 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:

- (i) Made misleading or false representations in the forms, statements, affidavits and attachments submitted in proof of the qualification requirements, and/ or
- (ii) On account of currency of debarment by Oil India Limited.

3.1 **VERIFICATION BY INDEPENDENT INSPECTION AGENCIES:**

CERTIFICATION OF DOCUMENTS BY INDEPENDENT THIRD-PARTY INSPECTION AGENCIES (TPIA):

1.1 Oil India Limited (OIL) has engaged the following 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:

Sl. No.	Name of Independent Inspection Agency	Contact E-mail ID
i.	M/s. Dr. Amin Controllers Pvt. Ltd.	a. rkjain@rcaindia.net b. Pradeep.mathur@rcaindia.net c. info@rcaindia.net
ii.	M/s. TUV India Private Limited	a. noida@tuv-nord.com b. mumbai@tuv-nord.com c. salim@tuv-nord.com
iii.	M/s Conformity India International Private Limited	a. mktg@ciindia.in
iv.	M/s Ravi Energic Private Limited	a. baroda@ravienergic.com b. tpia@ravienergic.com

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v.	M/s SGS India Private Limited	a. dhaval.vora@sgs.com b. sgs.india@sgs.com
vi.	M/s Assure Quality Management Certification Services Private Limited	a. aqmcs@aqmcs.com
vii.	M/s. IRCLASS Systems and Solutions Private Limited	a. industrial_services@irclass.org b. Bhavesh.satam@irclass.org
viii.	M/s. TÜV Rheinland (India) Pvt. Ltd.	a. Shailesh.deotale@ind.tuv.com b. Kaushal.gohil@ind.tuv.com c. info@ind.tuv.com d. ravi.kumar@ind.tuv.com
ix.	M/s Gulf Lloyd Industrial Services (I) Pvt. Ltd.	a. contact@gulflloyds.com b. inspection@gulflloyds.com
x.	M/s Baltic Testing India Pvt. Ltd.	a. office@balticcontrolindia.com
xi.	M/s Sanmarg Engineering Validation & Assessment	a. Amitra@sanmargeva.com
xii.	M/s Meenar Global Consultants LLP	a. sales@mgellp.in
xiii.	M/s Rites Limited	a. nrinspn@rites.com b. info@rites.com c. sbu.ninsp@rites.com
xiv.	M/s Bureau Veritas (India) Private Limited	a. bvindia.corporate@bureauveritas.com
xv.	M/s TUV SUD South Asia Private Limited	a. Hemant.chavan@tuvsud.com b. Jayashree.rane@tuvsud.com
xvi.	M/s Adornment Engineers India Private Limited	a. jks@adornmentengineers.com
xvii.	M/s TCRC Inspections Pvt. Ltd.	a. admin@tereinspections.com b. ashismallick@teregroup.com c. tenders@teregroup.com

1.2 Bidders are required to have their documents, as mandated under the Bid Evaluation Criteria (BEC) / Bid Rejection Criteria (BRC) of the tender, verified and certified by any one of the empanelled Independent Third-Party Inspection Agencies listed above. 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 the Third-Party Inspection Agencies shall be borne solely by the respective bidders. Payments in this

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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.

1.3 The verified and certified documents must be submitted along with the Technical Bid. 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/BRC 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/ Inspection Certificate within 07 (Seven) 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.

1.4 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/BRC. The bidders must present all relevant documents to any of the empanelled third-party certifying agencies for verification/certification. 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/BRC 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. 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.

(c) Verification/Certification of documents are normally categorized as under:

i General Requirement:

- Check Bidder's PAN Card
- Check Bidder's GST Certificate
- Check Bidder's Certificate of Incorporation
- Power of Attorney

ii Additional Documents: (If applicable against the tender)

- Bidders general structure and organization
- Joint Ventures Agreements – To cross-check with JV Partners
- Consortium Agreements – To cross-check with Consortium Partners
- Holding/Parent/Subsidiary/Sister Subsidiary/Co-Subsidiary Company – To check the Share Holding pattern, Corporate Guarantee etc.

iii Technical Criteria

- To check Experience Proof- Completion Certificates, Reference contact verification, Original Work Order/Contract Copy and any other document(s), if called for vide BEC/BRC of the Tender.
- Health, Safety and Environmental Management Policy

iv Financial Criteria

- Line of credit, if incorporated in the tender.

Notes:

- (i) Bidder's self-declared undertakings, Audited Balance Sheet & Profit-loss statement and/or CA certificate having UDIN are not required to be verified by the TPI agency. If any documents, LOI/LOA/Contracts, etc., submitted towards BEC/BRC experience criteria are issued by Oil India Limited, such documents need not be verified by TPI agency. In case of **refloated tenders**, if the earlier tender was cancelled and refloated within a period of 6 (six) months, and the same document still meets the revised BEC/BRC of the refloated tender. In such cases, the bidder shall submit the previously verified/certified documents (against the cancelled tender) along with the against the refloated tender. Any **new document**, if called for, must be freshly verified/certified by a TPIA.
- (ii) Undertaking from TPI Agency as per format (**Proforma-BEC/BRC (3)**) enclosed should be submitted along with the Bid.
- (iii) **In case of clarifications sought by OIL against BEC/BRC, 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 to submit the TPI verified documents, as sought by OIL, as part of their clarification, their offer will be liable for rejection.**

4.0 COMMERCIAL EVALUATION CRITERIA.

- 1.0 The following points are deemed as “non-negotiable”, and offer shall be rejected straightaway without seeking clarification:
- i. Validity of bid shorter than validity indicated in the tender.
 - ii. Bid Security Refer “Proforma -BEC/BRC(3)”.
 - iii. In case the party refuses to sign Integrity Pact.
- 1.1 Bids are invited under **SINGLE STAGE TWO BID SYSTEM**. Bidders shall quote accordingly. **Please note that no price details should be furnished in the Technical (i.e. Unpriced) bid.** The “Unpriced Bid” shall contain all techno-commercial details except the prices, which shall be kept blank. The “Price Bid” must contain the price schedule and the bidder’s commercial terms and conditions. Bidder not complying with above submission procedure will be rejected. Bids shall be submitted under single stage Two Bid System i.e., Technical Bid and Priced Bid separately in the OIL’s e-Tender portal. The Technical Bid is to be uploaded as per Scope of Work & Technical Specification of the tender in “Technical Attachments” Tab and Priced Bid uploaded in the “Notes & Attachments” Tab. **Bids shall be rejected outright if the prices are indicated in the technical bids. Bids not conforming to this two-bid system shall be rejected outright.**
- 1.2 Bid security shall be furnished as a part of the Techno Commercial Un-Priced Bid. The amount and validity of bid security should be as specified in the Forwarding letter/Introduction. Any bid not accompanied by a proper bid security will be rejected. In case of extension of Bid closing/ Opening Date, Bid Security validity should be extended suitably by the bidder, as and when advised by OIL
- 1.3 The prices offered will have to be firm through delivery and not subject to variation on any account. A bid submitted with an adjustable price will be treated as non-responsive and rejected.
- 1.4 Validity of the bid shall be minimum **120 days** from the final Bid Closing date. Bids with lesser validity will be rejected.
- 1.5 All the Bids must be Digitally Signed using **Class III digital certificate** (ecommerce application) with ‘Certificate Type: Organization Certificate’ 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. The bid signed using other than “Class 3” and “Organization” digital certificate, will be rejected. Digital Signature Certificates having “Organization Name” field other than Bidder’s Name are not acceptable. However, aforesaid Digital Signature Certificates having Bidder’s Name in the

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“Organization Name” field are acceptable. Digital Signature Certificates having “Organization Name” field as “Personal” are not acceptable.

- 1.6 Successful bidder will be required to furnish a Performance Security within 30 days from the date of notification of the award and it should remain valid for a period of 03 (three) months beyond the date of completion of all contractual obligations of the supplier, including warranty / guarantee / defect liability period (if any). Performance guarantee shall be up to 10% of the contract value for which Contractor shall submit a Performance Security amounting to 2.5% of the contract value at the time of award of contract and remaining 7.5% shall be deducted from their running bill(s).
- 1.7 The bid documents are non-transferable. Bid can only be submitted in the name of the bidder in whose name the User ID and Password have been issued & purchased the tender document online.
- 1.8 Bids containing incorrect statement will be rejected.
- 1.9 No offers should be sent by Telex, Cable, E-mail or Fax. Such offers will not be accepted.
- 1.10 The bidder shall submit an undertaking/declaration as per **Annexure-VIII** 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 on OIL's Holiday/Banning List. Further, the bidder shall confirm that neither they nor any of their forementioned 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.
- 1.11 To ascertain the inter-se-ranking, the comparison of the responsive bids will be made.
- 1.12 Bidder shall submit the Price Break up as per the Price Breakup Format (Proforma-A). Bidders should fill up the annexure, sign and upload under “Notes & Attachments” >“Attachments” only.
- 1.13 Comparison of offers shall be done on total price quoted and contract shall be awarded to the lowest techno-commercially acceptable L1 bidder.
- 1.14 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 between words and figure, the amounts in words shall prevail and will be adopted for evaluation.
- 1.15 Price bids of only those bidders will be opened whose offers are found to be techno-commercially acceptable.
- 1.16 Purchase Preference (Linked with Local Content) (PP-LC) and purchase preference to MSE is not applicable against this tender.

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1.17 The Integrity Pact is applicable against this tender. OIL shall be entering into an Integrity Pact with the bidders as per format enclosed in 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 technical bid) duly signed (digitally) by the same signatory who signed the bid, i.e., who is duly authorized to sign the bid. Uploading the Integrity Pact with digital signature will be construed that all pages of the Integrity Pact have been signed by the bidder's authorized signatory who sign the Bid. The name of the OIL's Independent External Monitors at present are as under:

Shri Ram Phal Pawar, IPS (Retd.),
Former Director, NCRB, MHA Mobile No.: 8017017878
E-mail id: rpawar61@hotmail.com
ramphal.pawar@ips.gov.in

Shri Ajit Mohan Sharan, IAS (Retd.), Former Secretary,
Ministry of Ayush, Govt. of India
Mob No.: 9810701876
E-mail: ams057@gmail.com

Dr. Tejendra Mohan Bhasin,
Former Vigilance Commissioner, CVC
E-mail: tmbhasin@gmail.com

- 1.18 No press advertisement will be published regarding amendment to Bidding Document or extension of Bid Closing Date. The same will be uploaded in OIL's website and informed to all prospective bidders who have received the bidding documents. Bidders to keep themselves updated.
- 1.19 Other terms and conditions of the enquiry shall be as per General Condition of Contract-GCC. However, if any of the Clauses of the Bid Rejection Criteria / Bid Evaluation Criteria (BEC/BRC) mentioned here contradict the Clauses in GCC of the tender and/or elsewhere, those mentioned in this BEC/BRC shall prevail.
- 1.20 Bid Documents / User Id & Password for OIL's E-Tender portal are not transferable.
- 1.21 Any bid received in the form of Physical document/ Telex/Cable/Fax/E-mail will not be accepted.
- 1.22 There should not be any indication of price in the Un-priced Techno-Commercial Bid. If there is any indication of price in the Un-priced Techno-Commercial Bid, Such Bid will be rejected straightway.
- 1.23 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.

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- 1.24 Original Bid closing date will be considered for evaluation of BEC/BRC criteria even in case of any extension of the original Bid Closing Date.
- 2.0 Bidder must accept and comply with the following clauses as given in the Bid Document, failing which bid shall be liable for rejection:
- a. Firm price
 - b. EMD / Bid Bond Bid Security Declaration
 - c. Scope of work
 - d. Specifications
 - e. Price schedule
 - f. Delivery / completion schedule
 - g. Period of validity of bid
 - h. Liquidated Damages
 - i. Performance bank guarantee / Security deposit
 - j. Guarantee of material / work
 - k. Arbitration / Resolution of Dispute
 - l. Force Majeure
 - m. Applicable Laws
 - n. Integrity Pact, if applicable
- 3.0 To ascertain the inter-se-ranking, the comparison of the responsive bids will be made.
- 3.1 In case of identical lowest offered rate by more than 1 (one) bidder, the selection of L1 bidder will be chosen by draw of lots amongst the techno-commercially acceptable parties offering the same lowest price.

5.0 PRICE SCHEDULE:

Bidder shall submit the Price Break up as per Price Bid Format. Bidders should fill up the proforma, sign and upload under “Notes & Attachments” >“Attachments” only. Evaluation of offers shall be done on as per price bid format.

- 5.1 **Comparison of offers shall be done on as per price bid format. Contract shall be awarded to the L1 bidder evaluated as per the price bid format.**
- 5.2 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 between words and figure, the amounts in words shall prevail and will be adopted for evaluation.
- 5.3 Price bids of only those bidders will be opened whose offers are found to be techno-commercially acceptable.
- 5.4 No press advertisement will be published regarding amendment to Bidding Document or extension of Bid Closing Date. The same will be uploaded in OIL’s website and informed

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to all prospective bidders who have received the bidding documents. Bidders to keep themselves updated.

- 5.5 Bid Documents / User Id & Password for OIL's E-Tender portal are not transferable.
- 6.0 Any bid received in the form of Physical document/ Telex/Cable/Fax/E-mail will not be accepted.
- 7.0 There should not be any indication of price in the Un-priced Techno-Commercial Bid. If there is any indication of price in the Un-priced Techno-Commercial Bid, Such Bid will be rejected straightway.

8.0 **CRITERIA FOR LOCAL CONTENT (LC):**

The bidder must be incorporated/constituted in India and must maintain more than 20% local content (LC) for the offered services to be eligible to bid against this tender.

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 as revised vide Order No. P-45021/2/2017-PP (BE-II) dated 16th September 2020 (and as amended time to time) with modifications as notified vide MoPNG Order No.FP20013/2/2017-FP-PNG-Part (4) (E41432) dated 26th April 2022, (including subsequent amendments thereof, if any) shall be applicable in this tender.

Only 'Class-I & Class-II local supplier' shall be eligible to bid against this tender. 'Class-I local supplier' means a supplier or service provider, whose goods, services or works offered for procurement, has local content equal to or more than 50% as defined under this policy. 'Class-II local supplier' means a supplier or service provider, whose goods, services or works offered for procurement, has local content equal to or more than 20% as defined under this policy.

If such local content is not maintained during execution of contract, OIL reserves the right to invoke the Performance Securities submitted by the bidding and supporting companies, in addition to resorting to other options as may be deemed appropriate.

Whether or not the bidders want to avail PP-LC benefit against this tender, it is mandatory for them to meet the following at the bidding stage:

(a) The bidder must provide the 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 authorized signatory of bidder having the Power of Attorney along with the bid, stating that the bidder meets the minimum LC requirement (equal to or above 20%) and such undertaking shall become a part of the contract, if awarded [Format enclosed as **Proforma-VII**].

(c) Bidder to submit a copy of their Certificate of Incorporation/ registration in India.

- 9.0 **RESTRICTIONS ON PROCUREMENT FROM A BIDDER OF A COUNTRY WHICH SHARES LAND BORDER WITH INDIA:** Subject to Order No. F. No. 6/18/2019-PPD dated 23.07.2020 issued by Ministry of Finance, Department of Expenditure, Public Procurement Division, Govt. of India, Bidders should take note of the following:

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- 9.1 Any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority [Registration Committee constituted by the Department for Promotion of Industry and Internal Trade (DPIIT)].
- 9.2 "Bidder" (including the term 'tenderer', 'consultant' or 'service provider' in certain contexts) means any person or firm or company, including any member of a consortium or joint venture (that is an association of several persons, or firms or companies), every artificial juridical person not falling in any of the descriptions of bidders stated hereinbefore, including any agency branch or office controlled by such person, participating in a procurement process.
- 9.3 "Bidder from a country which shares a land border with India" for the purpose of this Order means:
- a. An entity incorporated, established or registered in such a country; or
 - b. A subsidiary of an entity incorporated, established or registered in such a country; or
 - c. An entity substantially controlled through entities incorporated, established or registered in such a country; or
 - d. An entity whose beneficial owner is situated in such a country; or
 - e. An Indian (or other) agent of such an entity; or
 - f. A natural person who is a citizen of such a country; or
 - g. A consortium or joint venture where any member of the consortium or joint venture falls under any of the above
- 9.4 The beneficial owner for the purpose of para 10.3 above will be as under:
- 9.4.1 In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has a controlling ownership interest or who exercises control through other means.
- Explanation:
- a. "Controlling ownership interest" means ownership of or entitlement to more than twenty-five per cent. of shares or capital or profits of the company;
 - b. "Control" shall include the right to appoint majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholders agreements or voting agreements;
- 9.4.2 In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or more juridical person, has ownership of entitlement to more than fifteen percent of capital or profits of the partnership;

- 9.4.3 In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals;
- 9.4.4 Where no natural person is identified under (10.4.1) or (10.4.2) or (10.4.3) above, the beneficial owner is the relevant natural person who holds the position of senior managing official;
- 9.4.5 In case of a trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.
- 9.5 An Agent is a person employed to do any act for another, or to represent another in dealings with third person.
- 9.6 The successful bidder shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority. A declaration as per **Annexure-X** in this respect to be submitted by the bidder.
- 9.7 **Validity of registration:** In respect of tenders, registration should be valid at the time of submission of bids and at the time of acceptance of bids. In respect of supply otherwise than by tender, registration should be valid at the time of placement of order. If the bidder was validly registered at the time of acceptance/placement of order, registration shall not be a relevant consideration during contract execution.
- 9.8 The bidders to provide an undertaking as per **Annexure-XI** along with their bid complying with Clause No. 9.1 above. If such certificate given by a bidder whose bid is accepted is found to be false, this would be a ground for immediate termination and further legal action in accordance with law.
- 10.0 **GENERAL:**
- 1.0** **Submission of Forged Documents:** Bidders should note that Company may verify authenticity of all the documents /certificates / information submitted by the bidder(s) against the tender. In case at any stage of tendering process or Contract execution etc., if it is established that bidder has submitted forged documents / certificates / information towards fulfilment of any of the tender / contract conditions, Company shall immediately reject the bid of such bidder(s) or cancel / terminate the contract and forfeit EMD / SD submitted by the bidder(s), besides taking action as per OIL's Banning Policy available in the OIL's website.
- 2.0** 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 BRC.
- 3.0** 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

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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. However, mere submission of such clarification shall not make the offer responsive, unless Company is satisfied with the substantial responsiveness of the offer.

4.0 Bidder(s) must note that requisite information/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.

5.0 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.

6.0 If any of the clauses in the BEC/BRC contradicts with any of the clauses of the tender document/disclaimer/guideline/user manual/report or any other field displayed in the e-tender portal, the clauses in the BEC/BRC shall prevail.

11.0 COMPLIANCE OF THE COMPETITION ACT, 2002: The bidder shall strictly comply with the provisions of the Competition Act, 2002, more particularly, Section-3 of the Act. Any violation of the provisions of the Act shall attract penal action under the Act.

ANNEXURE- A-1 to BEC

**FORMAT OF UNDERTAKING BY BIDDERS FOR DECLARING PERCENTAGE OF LOCAL
CONTENT**

To

OIL INDIA LTD,

Guwahati,

Dear Madam / Sir,

Sub.: Undertaking for local content against Tender No: CGI9827P26

We, (Name of the bidder) have submitted Bid No. _____ against Tender No. CGI9827P26

We hereby undertake that we meet the mandatory minimum local content requirement as mandated by Ministry of Petroleum and Natural Gas, Government of India vide Order no P- 45021/2/2017-PP (BE-11) dated 16.09.2020 or Notification No FP20013/2/2017-FP-PNG-Part(4) (E-41432) dated 26.04.2022 subject to revisions/amendments thereof. The percentage of local content in the bid is _____%.

For and on behalf of Authorized signatory Name

Designation

Contact No.

(Affix Seal of the Organization here)

Note: Class-I/Class- II Local suppliers are eligible to bid only if they meet the local content norms, therefore whether or not they want to avail PP-LC benefit, it will still be mandatory for them to give adequate documentation as follows to establish their status as class-I or class- II local supplier

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Proforma -BEC/BRC(1)

S. No.	Name of Plant & Machinery / equipment	Minimum No. Required at site
A	B	C
1.	Excavator	04
2.	Dumper/Tipper	05
3	Water Tanker	03
4	Site Mixers with weigh batcher	02
5	Dewatering / Water Pumps	03
6	Survey Equipment:	
	(a) Level Instruments	01
7	Shuttering, Staging & props materials	2000 Sqm
8	Concrete Vibrator with nozzle	6
9	Concrete Cube Mould	30 nos
10	Slump cone	02 no.
11	Welding & cutting Machine Set	01 no.
12	DG Set as per required capacity	01 no.
13	Road Roller (Vibratory or static as per site requirement)	02 nos.
	** Any other machinery (if required) as per site conditions shall be arranged by the contractor	

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Proforma-BEC/BRC (2):

CERTIFICATE OF ANNUAL TURNOVER & NETWORTH

(To be issued by practicing Chartered/Cost Accountant Firm
on their Letter Head)

TO WHOM IT MAY CONCERN

This is to certify that the following financial positions extracted from the audited financial statement of M/s _____ (Name of the bidder) for the last three(3) completed accounting years up to _____ (as the case may be) are correct.

YEAR	TURNOVER(₹)	NETWORTH(₹)

Place:

Date:

Seal:

UDIN:

Membership Code and Registration No.

Signature

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PROFORMA FOR UNDERTAKING FROM THIRD PARTY INSPECTION AGENCY

(to be submitted on official letter head)

**TO
M/s OIL INDIA LIMITED**

Sir,

SUB: OIL's Tender No.....

M/s. _____ having registered office at _____
intend to participate in the above referred tender of OIL INDIA LIMITED.

The tender conditions stipulates that the bidder shall submit documents pertaining to Bid Evaluation Criteria (BEC), duly verified and certified by designated independent Third-Party Inspection Agency.

In this regard this is to certify that copies of documents pertaining to Bid Evaluation Criteria (BEC)/Bid Rejection Criteria (BRC) submitted to us by the bidder have been verified and certified by us with originals and found to be genuine and authentic. We have signed and stamped on the copies of all the verified and certified documents having ____nos. pages.

Note: In the event of any requirement, OIL reserves the right to ask the inspection agencies to verify the documents with source, if required at no extra cost to OIL.

Thanking you,

Authorised Person's Signature: _____

Name: _____

End of BEC-BRC*