

## Bid Document

| Bid Details                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|----------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Bid End Date/Time</b>                                                                           | 03-12-2022 11:00:00                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Bid Opening Date/Time</b>                                                                       | 03-12-2022 11:30:00                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Bid Offer Validity (From End Date)</b>                                                          | 90 (Days)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Ministry/State Name</b>                                                                         | Ministry Of Petroleum And Natural Gas                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| <b>Department Name</b>                                                                             | Oil India Limited                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>Organisation Name</b>                                                                           | Oil India Limited                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>Office Name</b>                                                                                 | Oil India Limited                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>Total Quantity</b>                                                                              | 1                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>Item Category</b>                                                                               | Under Vehicle Scanning System(UVSS) with Image & Automated License Plate Recognition System as Per MHA QRs (Q2)                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>Minimum Average Annual Turnover of the bidder (For 3 Years)</b>                                 | 17 Lakh (s)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <b>Years of Past Experience Required for same/similar service</b>                                  | 3 Year (s)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <b>MSE Exemption for Years of Experience and Turnover</b>                                          | No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Startup Exemption for Years of Experience and Turnover</b>                                      | No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Document required from seller</b>                                                               | Experience Criteria,Past Performance,Bidder Turnover,Certificate (Requested in ATC),OEM Authorization Certificate,Additional Doc 1 (Requested in ATC),Additional Doc 2 (Requested in ATC),Additional Doc 3 (Requested in ATC),Additional Doc 4 (Requested in ATC),Compliance of BoQ specification and supporting document<br>*In case any bidder is seeking exemption from Experience / Turnover Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer |
| <b>Past Performance</b>                                                                            | 50 %                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <b>Bid to RA enabled</b>                                                                           | No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Annual Maintenance Charges Required</b>                                                         | Yes                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Time allowed for Technical Clarifications during technical evaluation</b>                       | 5 Days                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <b>Inspection Required (By Empanelled Inspection Authority / Agencies pre-registered with GeM)</b> | No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

| Bid Details       |                                                                                                                                                                                                                                          |
|-------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Payment Timelines | Payments shall be made to the Seller within <b>21</b> days of issue of consignee receipt-cum-acceptance certificate (CRAC) and on-line submission of bills (This is in supersession of 10 days time as provided in clause 12 of GeM GTC) |
| Evaluation Method | Total value wise evaluation                                                                                                                                                                                                              |

#### EMD Detail

|          |    |
|----------|----|
| Required | No |
|----------|----|

#### ePBG Detail

|                                     |       |
|-------------------------------------|-------|
| Advisory Bank                       | ICICI |
| ePBG Percentage(%)                  | 3.00  |
| Duration of ePBG required (Months). | 20    |

(a). EMD & Performance security should be in favour of Beneficiary, wherever it is applicable.

#### Beneficiary:

Manager Materials (IP)

Beneficiary Bank: ICICI Bank Limited, Duliajan Branch, IFSC Code- ICIC0000213, Branch Address: ICICI Bank Ltd, Kunja Bhavan, Daily Bazaar, Duliajan, Dibrugarh, Assam – 786602, Unique identifier code (Field 7037): OIL503988890, Company Name: Oil India Limited (Aayush Somani)

#### Splitting

Bid splitting not applied.

#### MII Purchase Preference

|                         |    |
|-------------------------|----|
| MII Purchase Preference | No |
|-------------------------|----|

#### Details of the Competent Authority for MII

|                                                       |                   |
|-------------------------------------------------------|-------------------|
| Name of Competent Authority                           | OIL INDIA LIMITED |
| Designation of Competent Authority                    | PSU               |
| Office / Department / Division of Competent Authority | DULIAJAN          |
| CA Approval Number                                    |                   |
| Competent Authority Approval Date                     | 12-11-2022        |

Brief Description of the Approval Granted by Competent Authority

This is to certify that Oil India Limited is a Central Public Sector Enterprises under the Ministry of Petroleum and Natural Gas (MoP&NG) and are engaged in oil & gas exploration and production activities. Oil India Limited has adopted Purchase Preference policy linked with Local Content issued by MOPNG vide notification no. FP-20013/2/2017-FP-PNG dated 17.11.2020 and the original policy was approved by the Cabinet. This policy is applicable for tender value more than Rs. 1 Crore to treat the local supplier as Class I, Class II and Non Local Supplier and to extend the benefit of purchase preference accordingly as per policy. Since, the estimated value of the subject tender is less than Rs. 1 Crore, hence Purchase Preference Policy shall not be applicable against this tender.

Competent Authority Approval for not opting Make In India Preference : [View Document](#)

### MSE Purchase Preference

|                         |     |
|-------------------------|-----|
| MSE Purchase Preference | Yes |
|-------------------------|-----|

1. The minimum average annual financial turnover of the bidder during the last three years, ending on 31st March of the previous financial year, should be as indicated above in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the bidder is less than 3-year-old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.
2. Experience Criteria: In respect of the filter applied for experience criteria, the Bidder or its OEM {themselves or through reseller(s)} should have regularly, manufactured and supplied same or similar Category Products to any Central / State Govt Organization / PSU / Public Listed Company for number of Financial years as indicated above in the bid document before the bid opening date. Copies of relevant contracts to be submitted along with bid in support of having supplied some quantity during each of the Financial year. In case of bunch bids, the category of primary product having highest value should meet this criterion.
3. Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail the Purchase preference, the bidder must be the manufacturer of the offered product in case of bid for supply of goods. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service. If L-1 is not an MSE and MSE Seller (s) has/have quoted price within L-1+ 15% (Selected by Buyer) of margin of purchase preference /price band defined in relevant policy, such Seller shall be given opportunity to match L-1 price and contract will be awarded for 100%(selected by Buyer) percentage of total QUANTITY.
4. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has no relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.
5. Past Performance: The Bidder or its OEM {themselves or through re-seller(s)} should have supplied same or similar Category Products for 50% of bid quantity, in at least one of the last three Financial years before the bid opening date to any Central / State Govt Organization / PSU / Public Listed Company. Copies of relevant contracts (proving supply of cumulative order quantity in any one financial year) to be submitted along with bid in support of quantity supplied in the relevant Financial year. In case of bunch bids, the category related to primary product having highest bid value should meet this criterion.

### Under Vehicle Scanning System(UVSS) With Image & Automated License Plate

## Recognition System As Per MHA QRs ( 1 pieces )

|            |                    |
|------------|--------------------|
| Brand Type | Unregistered Brand |
|------------|--------------------|

### Technical Specifications

[\\* As per GeM Category Specification](#)

| Specification | Specification Name                          | Bid Requirement (Allowed Values)                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|---------------|---------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| CONFORMITY    | <b>Conformity to technical requirements</b> | As per QR/specification & TDs for 'Under Vehicle Scanning System(UVSS) with Image & Automated License Plate Recognition System ', prepared and approved by MHA vide letter No. F/No. 63013/09/2014-Ord/BSF/2008/MHA - Prov-I-1778 Dated 09th September, 2015, and received from the office of DY.Commissioner of Police Security vide letter No. F/No. 36064/ Genl. VI/Security dated 02th August 2019 (Copy of QRs / TDs with forwarding letter uploaded in GeM portal) |
| WARRANTY      | <b>WARRANTY</b>                             | 12.0                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |

| Annual Maintenance                                  |             |
|-----------------------------------------------------|-------------|
| Warranty of required product                        | 1 Year      |
| Annual Maintenance Charges Duration (Post Warranty) | 5 Year      |
| Annual Maintenance Charges Frequency                | Bi-annually |

\*Warranty displayed under the AMC/CMC Details section will supersede the warranty displayed under the catalog specification

### Additional Specification Documents

|                                   |                      |
|-----------------------------------|----------------------|
| Applicable Specification Document | <a href="#">View</a> |
|-----------------------------------|----------------------|

### Consignees/Reporting Officer and Quantity

| S.No. | Consignee/Reporting Officer | Address                                   | Quantity | Delivery Days |
|-------|-----------------------------|-------------------------------------------|----------|---------------|
| 1     | Chandana Phukan             | 786602,Oil India Limited, Duliajan, Assam | 1        | 45            |

## Buyer added Bid Specific Additional Scope of Work

| S.No. | Document Title                                   | Description              | Applicable i.r.o. Items                                                                                       |
|-------|--------------------------------------------------|--------------------------|---------------------------------------------------------------------------------------------------------------|
| 1     | TECH EVAL MATRIX<br><a href="#">View</a>         | TECH EVAL MATRIX         | Under Vehicle Scanning System(UVSS) With Image & Automated License Plate Recognition System As Per MHA QRs(1) |
| 2     | SPEC DOC WITH CATALOGUE<br><a href="#">View</a>  | SPEC DOC WITH CATALOGUE  | Under Vehicle Scanning System(UVSS) With Image & Automated License Plate Recognition System As Per MHA QRs(1) |
| 3     | PROFORMAS<br><a href="#">View</a>                | PROFORMAS                | Under Vehicle Scanning System(UVSS) With Image & Automated License Plate Recognition System As Per MHA QRs(1) |
| 4     | GCC<br><a href="#">View</a>                      | GCC                      | Under Vehicle Scanning System(UVSS) With Image & Automated License Plate Recognition System As Per MHA QRs(1) |
| 5     | GENRAL NOTES & CHECKLIST<br><a href="#">View</a> | GENRAL NOTES & CHECKLIST | Under Vehicle Scanning System(UVSS) With Image & Automated License Plate Recognition System As Per MHA QRs(1) |

The uploaded document only contains Buyer specific Additional Scope of Work and / or Drawings for the bid items added with due approval of Buyer's competent authority. Buyer has certified that these additional scope and drawings are generalized and would not lead to any restrictive bidding.

## Buyer Added Bid Specific Terms and Conditions

### 1. Generic

OPTION CLAUSE: The Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 percent of bid quantity at the time of placement of contract. The purchaser also reserves the right to increase the ordered quantity by up to 25% of the contracted quantity during the currency of the contract at the contracted rates. Bidders are bound to accept the orders accordingly.

### 2. Generic

Actual delivery (and Installation & Commissioning (if covered in scope of supply)) is to be done at following address OIL INDIA LIMITED INDUSTRIAL AREA DULIAJAN - 786602 DISTRICT: DIBRUGARH (ASSAM) .

### 3. Turnover

Bidder Turn Over Criteria: The minimum average annual financial turnover of the bidder during the last three years, ending on 31st March of the previous financial year, should be as indicated in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the bidder is less than 3 year old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.

#### 4. Generic

**Bidder financial standing:** The bidder should not be under liquidation, court receivership or similar proceedings, should not be bankrupt. Bidder to upload undertaking to this effect with bid.

#### 5. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

**1.0** Bidders are required to take a note of all the terms and conditions and attachments of this GeM tender while bidding.

**2.0** The AMC contract which shall be an offline contract to be handled by buyer will be governed by by Annexure-IV (General Conditions of Service Contract). Bidders must note while submitting their offers. Annexure-IV is available in the link provided under buyer added bid specific ATC. Please take a note of the AMC Clauses involved in this tender.

**Note:** Bidder shall confirm in the bid that in the event of placement of Purchase Order on them via GeM portal, they will have a registered office in Guwahati or in North-Eastern India (since it will help to facilitate easier transactions of men as well as materials during warranty and AMC periods) and will undertake the Annual Maintenance Contract (AMC) of the UVSS installed.

**3.0 Past Performance:** The Bidder or its OEM {themselves or through re-seller(s)} should have supplied same or similar Category Products **for one (01) no. of qty. or having value at least INR 17.35 Lakhs**, in at least one of the last three Financial years before the bid opening date to any Central / State Govt Organization / PSU / Public Listed Company. Copies of relevant contracts (proving supply of cumulative order quantity in any one financial year) to be submitted along with bid in support of quantity supplied in the relevant Financial year. In case of bunch bids, the category related to primary product having highest bid value should meet this criterion.

**Note:** Since the tendered qty. is one (01) no.; hence, this past performance clause highlighted in yellow will supersede the past performance clause written elsewhere.

**4.0** Bidder's quoted price shall be on F.O.R. Duliajan Basis that shall be inclusive of all taxes and duties, freight, transit insurance, installation & commissioning of the items and training of the security personnel deployed at Oil India Limited, Duliajan.

**5.0** Transportation, lodging & fooding of the personnel required for installation and commissioning of the item and training of the CISF personnel deployed at Oil India Limited, Duliajan shall be borne by the supplier.

**6.0** The items shall be treated as accepted only after successful installation & commissioning of the item.

**7.0** Bid Security / EMD is not required for this tender. However, filling up of Bid Securing Declaration Form is mandatory for this tender. Please refer to the relevant Proforma attached with this tender document.

**8.0 NET WORTH:** The Net Worth of the bidder must be positive for the financial / accounting year preceding the Original Bid Closing Date of the tender.

**[Net worth shall mean:** "Share capital + Reserves created out of profits and securities Premium - Aggregate value of accumulated losses (excluding revaluation reserves) - deferred expenditure - Miscellaneous Expenditure to the extent not written off and carried forward Loss - Reserves created out of write back of depreciation and amalgamation".]

**9.0** 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 certifying that "As on the Original Bid Closing Date, the balance sheet/Financial Statements for the financial year ..... has not been audited".

**Note: (i)** The Certificate regarding Annual Turnover and Net Worth issued by the Chartered Accountant / Cost Accountant should be with Membership Number and Firm Registration Number & UDIN No.

**(ii)** 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.

**10.0** In case the Bidder is subsidiary company (should be 100% owned subsidiary of the parent / ultimate parent / holding company) who does not meet financial criteria by itself and submits its bid based on the strength of parent / ultimate parent / holding company, then following documents need to be submitted:

i) Turnover of the parent / ultimate parent / holding company should be inline with requirement.

ii) Net Worth of the parent / ultimate parent / holding company should be positive in line with the requirement.

iii) Corporate Guarantee (as per PROFORMA-3) on parent / ultimate parent / holding company's company letter head signed by an authorised official undertaking that they would financially support their wholly owned subsidiary company for executing the project / job in case the same is awarded to them.

iv) Document of subsidiary company being 100% owned subsidiary of the parent / ultimate parent / holding company.

**Note:** Please refer to the relevant Proformas attached with this tender document in this regard.

**11.0** The bidder shall confirm in their bid that in the event of placement of Purchase Order via GeM portal to them, they will undertake training of the security personnel [hailing from Central Industrial Security Force (CISF) deployed for the security of installations of Oil India Limited] in respect of its UVSS operations, maintenance, do's and don't's etc. till the time of satisfaction of CISF authority deployed in Oil India Limited, Duliajan.

1.

## 6. **Generic**

Bidder shall submit the following documents along with their bid for Vendor Code Creation:

- a. Copy of PAN Card.
- b. Copy of GSTIN.
- c. Copy of Cancelled Cheque.
- d. Copy of EFT Mandate duly certified by Bank.

## 7. **Generic**

Bidders are advised to check applicable GST on their own before quoting. Buyer will not take any responsibility in this regards. GST reimbursement will be as per actuals or as per applicable rates (whichever is lower), subject to the maximum of quoted GST %.

## 8. **Certificates**

Bidder's offer is liable to be rejected if they don't upload any of the certificates / documents sought in the Bid document, ATC and Corrigendum if any.

## 9. **Buyer Added Bid Specific ATC**

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

## 10. **Warranty**

Warranty period of the supplied products shall be 1 years from the date of final acceptance of goods or after completion of installation, commissioning & testing of goods (if included in the scope of supply), at consignee location. OEM Warranty certificates must be submitted by Successful Bidder at the time of delivery of Goods. The seller should guarantee the rectification of goods in case of any break down during

the guarantee period. Seller should have well established Installation, Commissioning, Training, Troubleshooting and Maintenance Service group in INDIA for attending the after sales service. Details of Service Centres near consignee destinations are to be uploaded along with the bid.

**11. Generic**

Experience Criteria: The Bidder or its OEM {themselves or through reseller(s)} should have regularly, manufactured and supplied same or similar Category Products to any Central / State Govt Organization / PSU / Public Listed Company for 3 years before the bid opening date. Copies of relevant contracts to be submitted along with bid in support of having supplied some quantity during each of the year. In case of bunch bids, the primary product having highest value should meet this criterion.

**12. Past Project Experience**

For fulfilling the experience criteria any one of the following documents may be considered as valid proof for meeting the experience criteria:

- a. Purchase Order copy along with Invoice(s) with self-certification by the bidder that supplies against the invoices have been executed.
- b. Execution certificate by client with order value.
- c. Any other document in support of order execution like Third Party Inspection release note, etc.

**13. Generic**

Installation, Commissioning, Testing, Configuration, Training (if any - which ever is applicable as per scope of supply) is to be carried out by OEM / OEM Certified resource or OEM authorised Reseller.

**14. Generic**

**OPTIONAL SITE VISIT:**

1. The Bidder is advised to visit and examine the installation site and its surroundings and obtain for itself on its own responsibility all information that may be necessary for preparing the Bid. The costs of visiting the site shall be borne by the Bidder. Yes
2. The Bidder representative shall be allowed entry upon consignee premises for such visits, only upon the express conditions that the Bidder will release and indemnify the Buyer and Consignee against all liabilities arising out of such visit including death or injury, loss or damage to property, and any other loss, damage, costs, and expenses incurred as a result of such visit.
3. The Bidder shall not be entitled to hold any claim against Buyer for noncompliance due to lack of any kind of pre-requisite information as it is the sole responsibility of the Bidder to obtain all the necessary information with regard to site, surrounding, working conditions, weather etc. on its own before submission of the bid.

**15. Purchase Preference (Centre)**

Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail the Purchase preference, the bidder must be the manufacturer of the offered product in case of bid for supply of goods. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service. If L-1 is not an MSE and MSE Seller (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band defined in relevant policy, such Seller shall be given opportunity to match L-1 price and contract will be awarded for percentage of 100% of total value.

**16. Generic**

Products supplied shall be nontoxic and harmless to health. In the case of toxic materials, Material Safety Data Sheet may be furnished along with the material.

**17. Scope of Supply**



Scope of supply (Bid price to include all cost components) : Supply Installation Testing Commissioning of Goods and Training of operators and providing Statutory Clearances required (if any)

**18. Generic**

Supplier shall ensure that the Invoice is raised in the name of Consignee with GSTIN of Consignee only.

**19. Certificates**

The bidder is required to upload, along with the bid, all relevant certificates such as BIS licence, type test certificate, approval certificates and other certificates as prescribed in the Product Specification given in the bid document.

**20. Generic**

1. The Seller shall not assign the Contract in whole or part without obtaining the prior written consent of buyer.
2. The Seller shall not sub-contract the Contract in whole or part to any entity without obtaining the prior written consent of buyer.
3. The Seller shall, notwithstanding the consent and assignment/sub-contract, remain jointly and severally liable and responsible to buyer together with the assignee/ sub-contractor, for and in respect of the due performance of the Contract and the Sellers obligations there under.

**21. Generic**

The successful bidder has to supply all essential accessories required for the successful installation and commissioning of the goods supplied. Besides standard accessories as per normal industry practice, following accessories must be part of supply and cost should be included in bid price: All accessories required for successful installation & commissioning of the item..

**22. Generic**

**Upload Manufacturer authorization:** Wherever Authorised Distributors are submitting the bid, Manufacturers Authorisation Form (MAF)/Certificate with OEM details such as name, designation, address, e-mail Id and Phone No. required to be furnished along with the bid.

**23. Generic**

While generating invoice in GeM portal, the seller must upload scanned copy of GST invoice and the screenshot of GST portal confirming payment of GST.

**24. Generic**

Without prejudice to Buyer's right to price adjustment by way of discount or any other right or remedy available to Buyer, Buyer may terminate the Contract or any part thereof by a written notice to the Seller, if:

- i) The Seller fails to comply with any material term of the Contract.
- ii) The Seller informs Buyer of its inability to deliver the Material(s) or any part thereof within the stipulated Delivery Period or such inability otherwise becomes apparent.
- iii) The Seller fails to deliver the Material(s) or any part thereof within the stipulated Delivery Period and/or to replace/rectify any rejected or defective Material(s) promptly.
- iv) The Seller becomes bankrupt or goes into liquidation.
- v) The Seller makes a general assignment for the benefit of creditors.
- vi) A receiver is appointed for any substantial property owned by the Seller.
- vii) The Seller has misrepresented to Buyer, acting on which misrepresentation Buyer has placed the Purchase Order on the Seller.

## Disclaimer

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization. Buyer organization is solely responsible for the impact of these clauses on the

bidding process, its outcome, and consequences thereof including any eccentricity/restriction arising in the bidding process due to these ATCs and due to modification of technical specifications and/or terms and conditions governing the bid. Any clause incorporated by the Buyer such as demanding Tender Sample, incorporating any clause against the MSME policy and Preference to make in India Policy, mandating any Brand names or Foreign Certification, changing the default time period for Acceptance of material or payment timeline governed by OM of Department of Expenditure shall be null and void and would not be considered part of bid. Further any reference of conditions published on any external site or reference to external documents/clauses shall also be null and void. If any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations. Also, GeM does not permit collection of Tender fee / Auction fee in case of Bids / Forward Auction as the case may be. Any stipulation by the Buyer seeking payment of Tender Fee / Auction fee through ATC clauses would be treated as null and void.

## **Additional Clause For Annual Maintenance Charges**

- 1.** AMC charges to be indicated as percentage of cost of Product/Equipment quoted for each year after the warranty period.
- 2.** GST shall be included in the AMC Charges quoted.
- 3.** The AMC functionality shall be available in bid only and no direct RA shall be applicable. In case of bid to RA decrement rules shall be applicable on total price inclusive of AMC charges.
  - 3.1** Buyer shall indicate number of years of warranty by selecting option of 1- 10 Years available in the field depending on warranty parameter applicable in category parameters for the equipment. The Seller while participating in Bid/RA will get fields to indicate AMC charges as percentage depending on number of years of AMC selected by Buyer. The following shall be applicable If 5 year AMC selected.
    - 3.1.1** AMC charges for first year after warranty period – Percentage to be indicated- A1.
    - 3.1.2** AMC charges for second year after warranty period – Percentage to be indicated A2.
    - 3.1.3** AMC charges for third year after warranty period – Percentage to be indicated A3.
    - 3.1.4** AMC charges for fourth year after warranty period – Percentage to be indicated A4.
    - 3.1.5** AMC charges for 5th year after warranty period – Percentage to be indicated A5.
  - 3.2** The calculation of AMC Charges shall take in to account of number of years of warranty and duration of AMC as specified while creating bid.
  - 3.3** AMC charges to be indicated for each subsequent year should be same or higher than preceding year.
  - 3.4** The AMC charges shall be offered within range of 3 to 10% of cost of equipment.
- 4.** Since AMC charges are to be paid only later for each year during AMC period , applicable performance guarantee amount after placement of contract shall be based on the cost of product/equipment and not on basis of cost of equipment along with AMC Charges.
- 5.** Performance bank guarantee applicable for AMC is to be submitted at start of the AMC and shall be applicable as 3% on the total contract value including AMC Charges The PBG submitted after award of contract shall be released only after new PBG for the AMC period is submitted and accepted by buyer/consignee after due verification. Bank guarantee for AMC is to remain valid till completion of AMC period plus one year .The bank guarantee for AMC shall be submitted to buyer directly.
- 6.** In case of splitting of quantity product/equipment cost and AMC charges offered by L-1 in the evaluated cost shall be matched by higher quoting eligible bidders on one to one basis .The equipment cost shall be matched and AMC charges shall be matched year to year.
- 7.** The AMC Contract shall be an offline contract to be handled by buyer. The payment of AMC will be made on AMC frequency (as indicated above) basis after satisfactory completion of said period, duly certified by end user and scope of AMC will be as per para 1 above.

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

In terms of GeM GTC clause 26 regarding Restrictions on procurement from a bidder of a country which shares a land border with India, 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. While participating in bid, Bidder has to undertake compliance of this and any false declaration and non-compliance of this would be a ground for immediate termination of the contract and further legal action in accordance with the laws.

**---Thank You---**