#### OIL INDIA LIMITED

(A Government of India Enterprise)
P.O. Duliajan – 786602, Assam, India

Website: www.oil-india.com

#### Corrigendum No. 1 to IFB No. CPI6918P22

Procurement, Construction, Testing and Commissioning of storage tanks (crude oil/ formation water) and other associated activities in various production installations of OIL in Assam and Arunachal Pradesh.

- 1. This Corrigendum is issued to notify the following:
  - I) Revised TECHNICAL EVALUATION SHEET FOR BEC/BRC is uploaded as attached in **Annexure-I**
  - II) Extension of the last date of online registration and extension of Bid Closing/ Technical Bid Opening Date as under:

(A) Last day for online registration in : 07.07.2021, 15:30 hrs. IST.

OIL's e-tender portal (For new vendors)

(B) Bid Closing Date & Time : 14.07.2021, 11:00 hrs. IST. (C) Technical Bid Opening Date & Time : 14.07.2021, 12:30 hrs. IST

- 2. All other terms and conditions of the tender remain unaltered.
- 3. All the prospective bidders are requested to regularly visit OIL's Website: www.oil-india.com and e-procurement portal <a href="https://etender.srm.oilindia.in/irj/portal">https://etender.srm.oilindia.in/irj/portal</a> for further announcements/latest information related to this tender

| Bidder's Name: |  |
|----------------|--|
|                |  |

| S1.<br>No.    | Clause No.<br>of<br>BEC/BRC | Description -   | Compliance   |    | Bidder to indicate<br>Relevant Page No.<br>of their Bid to |  |
|---------------|-----------------------------|---|--|----|--|--|
|               |                             |   | Yes  | No | support the<br>remarks/<br>compliance                      |  |
|               |                             | BID EVALUATION CRITERIA (BEC)   |  |    |  |  |
| 1             | 1.0                         | The bid shall conform generally to the specifications and terms and conditions given in the Tender Documents. Bids will be rejected in case services offered do not conform to the required parameters stipulated in the technical specifications. Not-withstanding the general conformity of the bid to the stipulated specifications, the following mandatory requirements will have to be particularly met by the Bidders without which the same will be considered as non-responsive and rejected. All the documents related to BEC must be submitted along with the Technical Bid. | itions given in the Tender Documents. Bids will be rejected in case ces offered do not conform to the required parameters stipulated in echnical specifications. Not-withstanding the general conformity of bid to the stipulated specifications, the following mandatory rements will have to be particularly met by the Bidders without in the same will be considered as non-responsive and rejected. All the |    |  |  |
| 1.1 <u>FI</u> | NANCIAL CR                  | ITERIA .  |  |    |  |  |
| 2             | 1.1.1                       | Annual Financial Turnover of the bidder during any of preceding 03 (Three) financial/accounting years from the original bid closing date should be at least Rs. 2,42,47,430.00 (Rupees Two Crore Forty Two Lakh Forty Seven Thousand Four Hundred and Thirty Only).   |  |    |  |  |
| 3             | 1.1.2                       | Net worth of the bidder must be Positive for the preceding financial/accounting year.   |  |    |  |  |

|   |                        | Note: The Net worth to be considered against Clause 1.1.2 above, should be read in conjunction with the definition of Net worth as mentioned in Section 2 (57) of The Companies Act, 2013.  |  |
|---|------------------------|---|--|
|   |                        | <b>a.</b> For proof of Annual Turnover & Net worth (refer clauses 1.1.1 & 1.1.2 above), any one of the following documents/photocopies must be submitted along with the bid:  |  |
|   |                        | (i) Audited Balance Sheet along with Profit & Loss account.  OR   |  |
|   |                        | (ii) A certificate issued by a practicing Chartered or Cost Accountant (with Membership Number and Firm Registration Number), certifying the Annual turnover & Net worth as per format prescribed in <b>Annexure-X</b> .  |  |
| 4 | Note to BEC Clause 1.1 | Note: Mention of UDIN (Unique Document Identification Number) is mandatory for all Certificates w.e.f. February 1, 2019, issued by Chartered Accountant in Practice.  |  |
|   | above                  | 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 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 undertaking in support of the same along with their technical bid as per <b>Proforma-X</b> . |  |

|               |                                       | <b>c.</b> 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. |   |  |
|---------------|---------------------------------------|---|---|--|
|               |                                       | <b>d.</b> Bid will be rejected if not accompanied with adequate documentary proof in support of Annual turnover & Net worth as mentioned in Para 1.1.1 & 1.1.2.   |   |  |
| 1.2 <u>TI</u> | ECHNICAL CI                           | RITERIA   | · |  |
| 5             | 1.2                                   | The bidder shall have experience in successfully executing/completing at least one 'SIMILAR WORK' of minimum Rs. 4,84,94,900.00 (Rupees Four Crore Eighty Four Lakh Ninety Four Thousand Nine Hundred only) under single contract during the last 07 (seven) years reckoned from the original bid closing date in Central Govt./State Govt./Public Sector Undertaking/State Govt. Enterprise/any E&P Company (oil and gas sector)       |   |  |
| 6             | Note to<br>BEC<br>Clause 1.2<br>above | Notes to BEC Clause 1.2 above  a. "SIMILAR" nature of work mentioned in 1.2 means:  i) Experience in supply of materials, fabrication, erection, painting, testing and commissioning of petroleum storage tank(s)/ formation water storage tank(s)/ Chemical storage tank(s) of minimum capacity 160 KLs as per API 650.  AND   |   |  |

| ii) Experience in related civil and mechanical works, viz construction of         |
|---|
| foundation(s) for Tanks, associated piping fabrication and erection jobs etc. by  |
| the bidder itself or through sub-contracting to others with due approval from the |
| Client.   |

- **b.** For proof of requisite Experience (refer Clause No. 1.2), the following documents must be submitted along with the bid:
  - I. In case work experience is against OIL's Contract:
    - i) In case of completed contract(s), Bidder must submit Job Completion Certificate issued by the company indicating the following:
      - A. Work order no./Contract no.
      - B. Gross value/quantity of job done
      - C. Period of Service
      - D. Nature of Service
    - ii) In case of running contract(s), Bidder must submit SES (Service Entry Sheet)/Certificate of Payment (COP) issued by the company indicating the following:
      - A) Work order no./Contract no.
      - B) Gross value of jobs done.
      - C) Period of Service.
      - D) Nature of Service.
  - II. <u>In case work experience is not against OIL's Contract:</u> Bidder must submit the following:
    - i) For completed contract(s)

|   | 1 |  |
|---|---|--|
| A. Contract document showing details of work,               |   |  |
| AND   |   |  |
| B. Completion Certificate showing:                          |   |  |
| (a) Gross value of job done                                 |   |  |
| (b) Nature of job done and Work order no./Contract no       |   |  |
| (c) Contract period   |   |  |
| OR  |   |  |
| C. SES (Service Entry Sheet)/Certificate of Payment (COP)   |   |  |
| issued by the company indicating the following:             |   |  |
| (a) Work order no./Contract no.                             |   |  |
| (b) Gross value of jobs done                                |   |  |
| (c) Period of Service                                       |   |  |
| (c) reflod of Service                                       |   |  |
|   |   |  |
| (d) Notarra of Comica                                       |   |  |
| (d) Nature of Service                                       |   |  |
| ii) For running contract(s):                                |   |  |
| ii) For furthing contract(s).                               |   |  |
| A) Contract document showing details of work mentioning the |   |  |
| contract value,   |   |  |
| contract value,   |   |  |
| And   |   |  |
| Alid  |   |  |
| B) LOA/LOI/Work order showing:                              |   |  |
| 2) 2014 2024 (1011 01402 0110 11116)                        |   |  |
| a) Gross value of the contract.                             |   |  |
|   |   |  |
| b) Nature of job and contract no./work order no.            |   |  |
|   |   |  |
| c) Contract period.   |   |  |
|   |   |  |
| And   |   |  |
|   |   |  |

|   |     | C) Certificate of Payment (COP)/SES (Service Entry Sheet) up to the  |  |
|---|-----|--|--|
|   |     | previous month of the original bid closing date of this tender   |  |
|   |     | issued by the company indicating the following:  |  |
|   |     | a) Work order no./Contract no.   |  |
|   |     | b) Gross value of jobs done  |  |
|   |     | c) Period of Service   |  |
|   |     | d) Nature of Service.  |  |
|   |     | General Note to BEC clause 1.2 above   |  |
|   |     | a. Mere award of contract(s) will not be counted towards experience. Successful completion of the awarded contract(s) to the extent of volume & value, as stipulated respectively under Clause Nos. 1.2 will only be treated as acceptable experience.   |  |
|   |     | <b>b.</b> Following work experience will also be taken into consideration:   |  |
| 8 | 1.3 | <ul> <li>(i) If the prospective bidder has executed contract in which similar work is also a component of the contract.</li> <li>(ii) In case the start date of the requisite experience is beyond the prescribed 07(seven) years reckoned from the original bid closing date but completion is within the prescribed 07(seven) years reckoned from the original bid closing date. The work experience falling within the prescribed 07(seven) years reckoned from the original bid closing date will only be considered.</li> <li>(iii) If the prospective hidder is executing similar work which is</li> </ul> |  |
|   |     | (iii) If the prospective bidder is executing similar work which is still running and the contract value/quantity executed prior  |  |

to original bid closing date is equal to or more than the minimum prescribed value in the BEC.

c. For proof of work experience against Para b. (i) and (ii) above, in order to satisfy a) similar work b) minimum prescribed value c) prescribed period of 07 years, the bidder needs to submit the documents as mentioned below:

I. In case requisite experience is against OIL's Contract:

Bidder must submit the breakup of similar work and its value/quantity mentioning SES No. and copies of all relevant SES.

II. In case requisite experience is not against OIL's

- II. In case requisite experience is not against OIL's Contract: Bidder must submit the breakup of similar work and its value/quantity executed within the prescribed period of 07 (seven) years reckoned from the original bid closing date. The breakup must be certified by the end user or a certificate issued by a practicing Chartered/Cost Accountant Firm (with Membership Number & Firm Registration Number).
- **d.** Proof of work experience against Para **b. (iii)** above, to satisfy a) similar work b) minimum prescribed value c) prescribed period of 07 years, to be submitted as below:
  - I. <u>In case requisite experience is against OIL's Contract</u>: Bidder must submit the following:
    - A. Breakup of similar work
    - B. SES (Service Entry Sheet)/Certificate of Payment (COP) issued by the company indicating the following:

| a. Work order no./Contract no.   |  |
|--|--|
| b. Gross value of job done   |  |
| c. Period of Service   |  |
| d. Nature of Service   |  |
|  |  |
| II. In case requisite experience is not against OIL's                                |  |
| <b>Contract</b> : Bidder must submit the following:                                  |  |
|  |  |
| A. Breakup of similar work   |  |
| B. Contract document showing details of work.  |  |
|  |  |
| C. LOA/LOI/Work order showing:   |  |
| a. Gross value/quantity of job awarded   |  |
| b. Nature of job awarded   |  |
| c. Contract no./Work order no.   |  |
| d. Contract period   |  |
| D. Certificate of Payment (COP)/SES (Service Entry                                   |  |
| Sheet) up to the previous month of the original bid                                  |  |
| closing date of this tender issued by the company                                    |  |
| indicating the following:  |  |
| a. Work order no./Contract no.   |  |
| b. Gross value of job done   |  |
| c. Period of Work Done   |  |
| d. Nature of Service   |  |
| e. SIMILAR work executed by a bidder for its own organization/subsidiary             |  |
| cannot be considered as experience for the purpose of meeting BEC.                   |  |
| carnot be considered as experience for the purpose of fileeting DEC.                 |  |
| <b>f.</b> Bids submitted for part of the work will be rejected. Bid will be rejected |  |
| if not accompanied with adequate documentary proof in support of Work                |  |
| experience as mentioned in Para 1.2.   |  |

| 15 | 1.4 | 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.  |  |  |
|----|-----|---|--|--|
| 16 | 1.5 | Bidders are required to quote for all the items as per Price Bid Format; otherwise the offer of the bidder will be straightway rejected.  |  |  |
| 17 | 1.6 | 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.   |  |  |
| 18 | 1.7 | 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. |  |  |
| 19 | 1.8 | 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.  |  |  |
| 20 | 1.9 | 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.   |  |  |

| 21 | 1.10 | 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.   |  |  |
|----|------|---|--|--|
| 22 | 1.11 | <b>PURCHASE PREFERENCE CLAUSE:</b> Purchase Preference allowed as per Government Guidelines in Vogue and PPP [Public Procurement policy] for Micro and Small Enterprises is not applicable for this tender (being works contract tender).   |  |  |
| 23 | 1.12 | Price Bids shall be evaluated on overall lowest cost to OIL (L-1 offer) basis i.e. considering total quoted price for all services including applicable GST (CGST & SGST/UTGST or IGST).  |  |  |
| 24 | 1.13 | OIL will prefer to deal with registered bidder under GST. Therefore, bidders are requested to get themselves registered under GST, if not registered yet.  However, in case any unregistered bidder is submitting their bid, their prices will be loaded with applicable GST while evaluation of bid. Where OIL is entitled for input credit of GST, the same will be considered for evaluation of bid as per evaluation methodology of tender document.  |  |  |
| 25 | 1.14 | Price Bid uploaded without giving any of the details of the taxes (Including rates and amounts) will be considered as inclusive of all taxes including GST.  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. |  |  |

| 26 | 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 |                           |   |   |  |  |
|----|--|---------------------------|---|---|--|--|
| 27 | 1.16   |                           | n the evaluation of technowarded to L-1 bidder.                               | o-commercially qualified bidders, the job   |  |  |
|    |  | <b>1.17.1</b> Independent | •   | OIL) has engaged the following 09 (Nine) to verify and certify various documents e tender:  |  |  |
|    |  | S1.<br>No.                | Name of Independent<br>Inspection Agency                                      | Contact E-mail ID   |  |  |
|    |  | i.                        | M/s. RINA India Pvt.<br>Ltd.  | a. <u>ssd@rina.org</u><br>b. <u>Andrea.Vattuone@rina.org</u>  |  |  |
| 28 | 1.17   | ii.                       | M/s. Dr. Amin<br>Controllers Pvt. Ltd.  | a. <u>rkjain@rcaindia.net</u> b. <u>info@rcaindia.net</u>   |  |  |
|    |  | iii.                      | M/s. Germanischer<br>Llyod Industrial<br>Services GmbH (DNV<br>GL- Oil & Gas) | a. mangesh.gaonkar@dnvgl.com  |  |  |
|    |  | iv.                       | M/s. TÜV SÜD South<br>Asia Pvt. Ltd.  | a. <u>Jaimin.Bhatt@tuv-sud.in</u> b. <u>sanjaykumar.singh@tuv-sud.in</u> c. <u>Pankaj.Narkhede@tuv-sud.in</u> d. <u>Ajit.Yadav@tuv-sud.in</u> |  |  |

| v.    | M/s. IRCLASS Systems and Solutions Private Limited           | a. abhishek.singh@irclass.org b. pradeep.bansal@irclass.org c. Asim.Hajwani@irclass.org d. Amit.Ketkar@irclass.org e. industrial_services@irclass.org          |  |  |
|-------|--|--|--|--|
| vi.   | M/s. Gulf Llyods<br>Industrial Services<br>(India) Pvt. Ltd. | <ul> <li>a. contact@gulflloyds.com</li> <li>b. bbhavsar@gulfllyods.com</li> <li>c. inspection@gulflloyds.com</li> <li>d. gulflloyds.india@gmail.com</li> </ul> |  |  |
| vii.  | M/s. TUV India Private<br>Limited                            | a. salim@tuv-nord.com b. delhi@tuv_nord.com  |  |  |
| viii. | M/s. TÜV Rheinland<br>(India) Pvt. Ltd.                      | a. Shailesh.Deotale@ind.tuv.com b. ravi.kumar@ind.tuv.com c. rupeshkumar.singh@ind.tuv.com d. Neeraj.Chaturvedi@ind.tuv.com                                    |  |  |
| ix.   | M/s. Bureau Veritas<br>(India) Private Limited               | a. udit.chopra@bureauveritas.com b. vishal.sapale@bureauveritas.com c. dinesh.sukhramani@bureauveritas   |  |  |

| k. <u>bvindia.corporate@in.bureauverita</u> |  |  |
|---|--|--|
| <u>s.com</u>                                |  |  |

**1.17.2** The Bidders have to get the various documents required against BEC/BRC of the tender verified and certified by anyone of the above Independent Inspection Agencies and submit the duly certified documents alongwith the Inspection Certificate issued by the Inspection Agencies as part of their Technical Bids. It may be noted that the scope of inspection is primarily to verify the authenticity of the documents being submitted as part of the bid. All Charges of the Third-party Independent Inspection Agencies towards verification of bidder's documents and certification thereof shall be borne by the respective bidders and Payments on account of above inspection, verification and certification shall be made directly by the Bidder to the Inspection Agency(s). OIL will not be responsible for any payment dispute between Bidders and Third Party Inspection Agencies.

1.17.3 As mentioned above, Bidder(s) have to submit the verified documents and the duly certified Inspection Certificate by the Inspection Agencies along with the Technical Bids. Bid submitted with un-verified supporting documents shall not be normally considered. However, in case a bidder submits its bid alongwith all relevant supporting documents against 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 to submit the duly verified copies/verification certificate within seven (7) days of actual bid opening. Company will neither send any reminder nor seek any clarification in this regard from such bidders, and the bid will be rejected outright if the bidder fails to submit the verified copies/verification certificate within seven (7) days of actual bid opening at its own risk and responsibility. If a bidder does not

submit the undertaking towards submission of third party certification within 7 days from date of Bid Closing date, but certified document reaches us within the cut-off date of above seven (7) days, then such bids shall be considered.

- **1.17.4** The methodology of inspection/ verification of documents is broadly as under but not limited to:
- (a) It is obligatory on the part of the interested Bidders, who choose to participate against the tender, to understand the tender requirements in entirety and the requisite documents sought for in support of the Bid Rejection & Bid Evaluation Criteria (BEC/BRC) mentioned in the tender in particular. The Bidder must produce all the appropriate documents before any of the OIL's empanelled third party certifying agencies for verification/certification. Neither OIL nor the third party certifying agency shall be held accountable in any manner regarding the choice of documents by the bidder for verification. Therefore, getting the appropriate documents inspected/ verified by the agency in support of BEC/BRC clauses is the sole responsibility of the Bidder.
  - (b) The prospective bidder shall contact any of the empanelled inspection agencies. The agency shall go through the Tender Document, especially the requirements of BEC/BRC and list the documents to be verified. They 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 of documents

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|---|--|
| by OIL's empanelled third party agency shall not automatically make the bidder eligible for award of contract.  |  |
| (c) Verification of documents (but not limited to) are normally categorised as under:   |  |
| <ul> <li>General Requirement:         <ul> <li>Check Bidder's PAN Card</li> <li>Check Bidder's GST Certificate</li> <li>Check ITR of company – last three years (minimum)</li> <li>Check Bidder's Certificate of Incorporation – Domestic Bidder.</li> </ul> </li> <li>Additional Documents: (If applicable against the tender)</li> </ul>  |  |
| <ul> <li>Joint Ventures Agreements – To Double-check with         JV Partners</li> <li>Consortium Agreements – To Double-check with         Consortium Partners</li> <li>Holding/ Parent/Subsidiary Company – To check         the notarized Share Holding pattern</li> <li>Technical Criteria</li> </ul>   |  |
| <ul> <li>Experience Proof –To check Original Work Order as per BEC /criteria</li> <li>To check Company Name</li> <li>To check Similar Work Definition against Work Order, Scope of work (JV or Consortium too)</li> <li>To check the Execution period</li> <li>To Check the Completion Certificates – Letter of Appreciations of proper Execution</li> <li>Reference contact verification and true copy verification</li> </ul> |  |

|     |            | <ul> <li>Match Original Work Order/Contract Copy with Soft Copies or notarized scan copies</li> <li>Financial Criteria</li> <li>Check and verify Audited Balance Sheet/CA certificate – Turnover &amp; Net Worth.</li> <li>Check Notarization validity, if any</li> <li>To check the Line of Credit, if incorporated in the tender.</li> </ul> |          |  |
|-----|------------|--|----------|--|
| 2.0 | BID REJECT | PION CRITERIA (BRC):   | <u> </u> |  |
| 29  | 2.1        | The bids are to be submitted in single stage under Two Bid System i.e. Un-priced Techno-Commercial Bid and Price Bid together. Only the Price Bid should contain the quoted price  |          |  |
| 30  | 2.2        | 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.                                      |          |  |
| 31  | 2.3        | Bid security shall be furnished as a part of the Techno Commercial Unpriced Bid. The amount of bid security should be as specified in the forwarding letter. Any bid not accompanied by a proper bid security will be rejected.  |          |  |
| 32  | 2.4        | Bid Documents/User Id & Password for OIL's E-Tender portal are not transferable.   |          |  |
| 33  | 2.5        | Any bid received in the form of Physical document/Telex/Cable/Fax/E-mail will not be accepted.   |          |  |

| 34 | 2.6  | Bids shall be typed or written in indelible ink. The bidder or his authorized representative shall sign the bid digitally, failing which the bid will be rejected.   |  |
|----|------|--|--|
| 35 | 2.7  | 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 persons(s) signing (digitally) the bid. However, white fluid should not be used for making corrections. Any bid not meeting this requirement shall be rejected.  |  |
| 36 | 2.8  | Any bid containing false statement will be rejected and action will be taken by Company as per Bid Document.   |  |
| 37 | 2.9  | 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 Un-priced Techno-Commercial Bid as per tender requirement under "Technical Attachment" Tab Page only. |  |
| 38 | 2.10 | 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 Declaration (iii) Period of validity of Bid (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   |  |
|----|------|---|--|
| 39 | 2.11 | There should not be any indication of price in the Un-priced Techno-Commercial Bid. A bid will be straightway rejected if this is given in the Un-priced Techno-Commercial Bid.   |  |
| 40 | 2.12 | Bid received with validity of offer less than 120 (one hundred twenty) days from the original bid closing date will be rejected.  |  |
| 41 | 2.13 | The Integrity Pact is applicable against this tender. OIL shall be entering into an Integrity Pact with the bidders as per format enclosed vide "Part-VI/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 (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 has been signed by the bidder's authorized signatory who sign the Bid. |  |
| 42 | 3.0  | <b>GENERAL:</b> 3.1 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.  |
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| 3.2 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 or before the deadline given by the company, failing which the offer will be 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. |
| <b>3.3</b> 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.   |
| <b>3.4</b> 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.  |
| <b>3.5</b> 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.  |
| <b>3.6</b> The originals of documents [furnished by bidder(s)] shall have to be produced by bidder(s) to OIL as and when asked for.  |