

Bid Document/ बिड दस्तावेज़

Bid Details/बिड विवरण	
Bid End Date/Time/बिड बंद होने की तारीख/समय	19-04-2023 15:00:00
Bid Opening Date/Time/बिड खुलने की तारीख/समय	19-04-2023 15:30:00
Bid Offer Validity (From End Date)/बिड पेशकश वैधता (बंद होने की तारीख से)	90 (Days)
Ministry/State Name/मंत्रालय/राज्य का नाम	Ministry Of Petroleum And Natural Gas
Department Name/विभाग का नाम	Brahmaputra Cracker And Polymer Limited
Organisation Name/संगठन का नाम	Brahmaputra Cracker And Polymer Limited
Office Name/कार्यालय का नाम	Lepetkata
Item Category/मद केटेगरी	Custom Bid for Services - TRANSPORTATION OF 42000 MT BUTENE 1
Contract Period/अनुबंध अवधि	2 Year(s)
MSE Exemption for Years of Experience and Turnover/ अनुभव के वर्षों से एमएसई छूट	No
Startup Exemption for Years Of Experience/ वर्षों के अनुभव के लिए स्टार्टअप को छूट प्राप्त है and Turnover/ टर्नओवर के लिए स्टार्टअप को छूट प्राप्त है	Yes
Document required from seller/विक्रेता से मांगे गए दस्तावेज़	Experience Criteria,Bidder Turnover,Certificate (Requested in ATC),Additional Doc 1 (Requested in ATC) *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
Bid to RA enabled/बिड से रिवर्स नीलामी सक्रिय किया	No
Type of Bid/बिड का प्रकार	Two Packet Bid
Time allowed for Technical Clarifications during technical evaluation/तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय	4 Days
Evaluation Method/मूल्यांकन पद्धति	Total value wise evaluation
Financial Document Indicating Price Breakup Required/मूल्य दर्शाने वाला वित्तीय दस्तावेज़ ब्रेकअप आवश्यक है	Yes

EMD Detail/ईएमडी विवरण

Advisory Bank/एडवाइजरी बैंक	ICICI
EMD Amount/ईएमडी राशि	2331178

ePBG Detail/ईपीबीजी विवरण

Advisory Bank/एडवाइजरी बैंक	ICICI
ePBG Percentage(%) / ईपीबीजी प्रतिशत (%)	3.00
Duration of ePBG required (Months) / ईपीबीजी की अपेक्षित अवधि (महीने).	27

(a). EMD EXEMPTION: The bidder seeking EMD exemption, must submit the valid supporting document for the relevant category as per GeM GTC with the bid. Under MSE category, only manufacturers for goods and Service Providers for Services are eligible for exemption from EMD. Traders are excluded from the purview of this Policy./जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित कैटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज प्रस्तुत करने हैं। एमएसई कैटेगरी के अंतर्गत केवल वस्तुओं के लिए विनिर्माता तथा सेवाओं के लिए सेवा प्रदाता ईएमडी से छूट के पात्र हैं। व्यापारियों को इस नीति के दायरे से बाहर रखा गया है।

(b). EMD & Performance security should be in favour of Beneficiary, wherever it is applicable./ईएमडी और संपादन जमानत राशि, जहां यह लागू होती है, लाभार्थी के पक्ष में होनी चाहिए।

Beneficiary/लाभार्थी :

SM

Brahmaputra Cracker and Polymer Limited, C and P Department, Administrative Building, PO_Lepetkata, Dist_DIBRUGARH, Assam, Pin Code_786006
(Samrat Dutta)

Splitting/विभाजन

Bid splitting not applied/बोली विभाजन लागू नहीं किया गया.

MII Compliance/एमआईआई अनुपालन

MII Compliance/एमआईआई अनुपालन	Yes
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MSE Purchase Preference/एमएसई खरीद वरीयता

MSE Purchase Preference/एमएसई खरीद वरीयता	Yes
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1. If the bidder is a Startup, the bidder shall be exempted from the requirement of "Bidder Turnover" criteria and "Experience Criteria" subject to their meeting of quality and technical specifications. If the bidder is OEM of the offered products, it would be exempted from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. In case any bidder is seeking exemption from Turnover / Experience Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer.

2. 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 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 service. If L-1 is not an MSE and MSE Service Provider (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band defined in relevant policy, then 100% order quantity will be awarded to such MSE bidder subject to acceptance of L1 bid price.

3. 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.

Additional Qualification/Data Required/अतिरिक्त योग्यता /आवश्यक डेटा

Scope of Work:[1680173801.pdf](#)

Service Level Agreement (SLA):[1680173817.pdf](#)

Payment Terms:[1680173819.pdf](#)

Quantifiable Specification / Standards of The Service/ BOQ:[1680173825.pdf](#)

Instruction To Bidder:[1680173834.pdf](#)

GEM Availability Report (GAR):[1680173842.pdf](#)

Pre Bid Detail(s)

Pre-Bid Date and Time	Pre-Bid Venue
03-04-2023 15:00:00	03.04.2023 at 15:00 Hrs Bidder willing to participate physically can also present at BCPL, Lepetkata. Click here to join the meeting Meeting ID: 425 803 715 499 Passcode: GuPx Ct

Custom Bid For Services - TRANSPORTATION OF 42000 MT BUTENE 1 (1)

Technical Specifications/तकनीकी विशिष्टियाँ

Specification	Values
Core	
Description /Nomenclature of Service Proposed for procurement using custom bid functionality	TRANSPORTATION OF 42000 MT BUTENE 1
Regulatory/ Statutory Compliance of Service	YES
Compliance of Service to SOW, STC, SLA etc	YES
Addon(s)/एडऑन	

Additional Specification Documents/अतिरिक्त विशिष्टि दस्तावेज़

Consignees/Reporting Officer/परेषिती/रिपोर्टिंग अधिकारी

S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	The quantity of procurement "1" indicates Project based or Lumpsum based hiring.	Additional Requirement/अतिरिक्त आवश्यकता
1	Samrat Dutta	786001,M/s Brahmaputra Cracker And Polymer Limited, Contract Procurement Department, Administrative Building, Lepetkata – 786006 Dist.- Dibrugarh , Assam	1	N/A

Buyer Added Bid Specific Terms and Conditions/क्रेता द्वारा जोड़ी गई बिड की विशेष शर्तें**1. Generic**

OPTION CLAUSE: The buyer can increase or decrease the contract quantity or contract duration up to 25 percent at the time of issue of the contract. However, once the contract is issued, contract quantity or contract duration can only be increased up to 25 percent. Bidders are bound to accept the revised quantity or duration

2. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

1.1 BEC- Technical:

1.1.1 Bidder should own minimum **Ten (10) Tank Trucks in its name meant for carrying Butene – 1 / LPG / Liquid Hydrocarbon and should possess valid Explosive license (CCOE / PESO) for Butene – 1 / LPG / Liquid Hydrocarbon in its name for minimum **five (05) pressurized Tank Trucks**. The registration of the vehicle must be in the name of bidder, its Directors or Partners. The details of the trucks & the proof of ownership shall be given by bidder along with their technical bid as on the unpriced-bid opening date.**

1.1.2 Bidder must have experience for “Transportation of Butene-1 / LPG / Liquid Hydro Carbon in Tank Truck” and minimum executed quantity / value in previous seven (07) years to be reckoned from the due date of unpriced bid opening as under:

		OPTION-1 OR OPTION-2
	Required No(s)	Minimum executed

PROVISIONS	. of Contracts	Quantity in MT per contracts	Value In Crs. (in Rs.) per contracts
1 st Provision	03	3780	4.66
OR			
2 nd Provision	02	4725	5.82
OR			
3 rd Provision	01	7560	9.32

Note:

- a) Bidder has to fulfill any one provision (1st Provision / 2nd Provision / 3rd Provision) to qualify the BEC clause no. 1.1.2.
- b) If bidder opt for 1st Provision they have to submit 03 separate contracts whose minimum executed quantity shall be 3780 MT per contracts (Option-1) or Minimum executed value shall be Rs. 4.66 Crs. per contracts (Option-2). Bidder can also submit 03 separate contracts with mixed options (like 2 contracts with Option-1 & 01 contract with Option-2 or 01 contract with Option-1 & 02 contracts with Option-2).
- c) Similarly, if bidder opt for 2nd Provision they have to submit 02 separate contracts whose minimum executed quantity shall be 4725 MT per contracts (Option-1) or Minimum executed value shall be Rs. 5.82 Crs. per contracts (Option-2). Bidder can also submit 02 separate contracts with mixed options (like 01 contracts each from Option-1 & Option-2).
- d) If bidder opt for 3rd Provision they have to submit only 01 contract whose minimum executed quantity shall be 7560 MT (Option-1) **or** Minimum executed value shall be Rs. 9.32 Crs. (Option-2).
- e) Only documents (Work Order, Completion certificate, Execution Certificate etc.) which have been referred / specified in the bid shall be considered in reply to queries, if any, during evaluation of Bids.

1.1.3 In case of **running contract** for similar nature of works as mentioned at sl. no. 1.1.2 above, the contract **Quantity** executed till one day prior to due date of bid submission is equal to or more than the minimum prescribed **Quantity** mentioned at sl. no. 1.1.2 above, such experience will also be taken into consideration provided that the bidder has submitted

ed satisfactory work execution certificate issued by the end user / owner / authorized consultant of the owner.

1.1.4 Relaxed Norms for Startups in technical criteria (prior experience):

Prior experience (i.e. sl. no. 1.1.2 & 1.1.3 above) for 'Startups' company [whether Micro & Small Enterprises (MSEs) or otherwise] as a bidder, shall not be required subject to meeting the quality, technical specifications (scope of work).

For availing the above relaxation, bidder is required to submit / upload the requisite certificate towards Startup Enterprise Registration issued by Department of Industrial Policy and Promotion, Ministry of Commerce & Industry, Govt. of India for the specific service as mentioned in the tender and the certificate should be certified by the Chartered Accountant (not being an employee or a Director or not having any interest in the bidder's company / firm) and notary public with legible stamp.

The relaxation of prior experience and prior turnover to startup (whether Micro & Small Enterprise (MSEs) or otherwise) has been given to a specific goods/job domain wherein they are registered for as mentioned above for which the startup industry & domain shall be as under:

INDUSTRY	SECTOR
Others	Transportation

In case, certificate of DIPP does not specify goods / job domain, startups are required to submit the documents for the same including the application submitted to DIPP.

However, tank trucks requirement as specified in BEC clause no. 1.1.1 shall be applicable to startup bidders also.

1.2 BEC- Financial:

1.2.1 TURN OVER:

The **average annual turnover** of the Bidder as per the audited financial

ial result (Balance sheet and profit & Loss account statement) of the preceding three (03) financial years (**FY: 2021-2022, 2020-2021 & 2019-2020**) shall not less than **Rs. 5.82 Cr.**

1.2.2 **NET WORTH:**

Net Worth of the bidder should be **positive** as per the **last audited financial statement**, i.e. **FY: 2021-2022**.

1.2.3 **WORKING CAPITAL:**

The bidder should have **minimum working capital** of value of **Rs. 1.16 Crore** as per the last audited financial statement, i.e. **FY: 2021-2022**.

Note:

- i) If the bidder's working capital is inadequate, the bidder should supplement this with a letter from the bidder's bank as per **Format, F-9**, having net worth not less than **Rs.100 Crores**, confirming the availability of the line of credit for requisite amount to meet the working capital requirement as stated above (Format specified in tender).
- ii) Bidder has to upload / submit the audited financial results for the immediate 3 preceding financial years **as per BEC clause no. 1.2.1** i.e. **FY: 2021-2022, 2020-2021 & 2019-2020**.

1.2.4 **Relaxed Norms for Startups in financial criteria:**

Prior turnover for 'Startup' company [whether Micro & Small Enterprises (MSEs) or otherwise] as a bidder, shall not be required subject to meeting the quality and technical specifications as specified in the tender document.

If a Startup company [whether Micro & Small Enterprises (MSEs) or otherwise] as a bidder gets qualified without **any prior experience & turnover criteria** as mentioned above and emerges as lowest evaluated bidder, the LOA / Order on such Startup shall be placed as per distribution of quantities.

However, net worth & working capital requirement as specified

in BEC Clause No. 1.2.2 & 1.2.3 shall be applicable.

1.3 Documents/Documentary Evidence required to be uploaded / submitted in GeM-tender portal by the bidder along with other bid documents for qualifying the BEC mentioned at sl. no. 1.1 and 1.2:

Sr. No.	BEC Clause no.	Description	Documents required along with Unpriced bid for qualifying BEC (Bid Evaluation Criteria)
	1.1	Technical Experience Criteria - Document <i>[All documents to be uploaded (submitted) must be verified & certified by any one of the following Independent Third Party Inspection Agency]</i> (i) Société Générale de Surveillance (SGS) (ii) Gulf Lloyds Industrial Services (India) Pvt. Ltd (GLISPL) (iii) International Certification Services (ICS) (iv) Bureau Veritas (Ind.) Pvt. Ltd (BVIS) (v) DNV GL (vi) TUV Rheinland (India) Pvt. Ltd. (vii) TÜV SÜD South Asia Pvt. Ltd. (viii) TUV India Pvt. Ltd. (TÜV Nord Group) (ix) Intertek India Pvt. Ltd. (x) Moody International (India) Pvt. Ltd. (xi) RINA India Pvt. Ltd. (xii) Tata Projects Ltd. (xiii) Competent Inspectorate and Consultants LLP (xiv) ABS Industrial Verification (India) Pvt. Ltd. All charges of the Third party for verification and certification shall be borne by the bidder. <u>Further, TPIA will provide in addition a certificate toward verification and certification of documents pertaining to Technical Bid Evaluation Criteria (BEC) as per proforma in tender and the same will be submitted by bidder in their bid.</u>	

1.	1.1.1	Registration & Explosive license of Tank Trucks	Bidder shall submit/upload the copy of valid registration certificate for minimum ten (10) Tank Trucks in its name and the copy of valid Explosive license for Butene - 1 in its name (CCOE / PESO) for minimum five (05) Tank Trucks. The registration must be in the name of the bidder, its Directors or Partners. The details of the trucks & the proof of ownership shall be given by bidder along with their technical bid as on the unpriced-bid opening date.
2.	1.1.2	Experience against execution of order	a) Bidder must submit/upload the Copy of Order/LOA/Contract/ Agreement along with the details of SOR items & scope of work for the similar nature of work as mentioned at BEC sl.no.1.1.2 above in previous seven (07) years to be reckoned from the due date of unpriced bid opening. b) Copy of Completion Certificate or equivalent against the Order/LOA/Contract/Agreement submitted as mentioned at point "a" above, must be submitted/uploaded. The <u>Completion Certificate or equivalent</u> must contain the detailed information like Order/LOA/Contract/Agreement No. with date, Brief Scope of work / Name of work, Order Quantity, Total executed Quantity, Scheduled date of Work completion and date of Actual work completion etc. The <u>Completion Certificate or equivalent</u>s should have been issued by the end-user/ owner/ authorized consultant.

3.	1.1.3	Experience against execution of running Contract	a) Bidder must submit/upload the Copy of Order/LOA/Contract/Agreement along with its detail SOR items & scope of work which is still running for similar nature of jobs as mentioned at sl.no.1.1.2 of BEC in previous seven (07) years to be reckoned from the due date of unpriced bid opening. b) Copy of Execution Certificate or equivalent against Order/LOA/Contract/Agreement for the running contract as mentioned at point "a" above must be submitted/uploaded clearly mentioning the executed QUANTITY till one day prior to unpriced bid opening, which must be equal to or more than the minimum prescribed quantity mentioned at sl. no. 1.1.2 of BEC. The execution certificate or equivalent must contain the detailed information like Order/LOA/Contract/Agreement No. with date, Brief Scope of work / Name of work, Order Quantity, Total executed Quantity, etc. The <u>Execution Certificate or equivalent</u> should have been issued by the end-user/owner/authorized consultant.
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4	1.1.4	Experience against Startups Company	a) Bidder (having New/Old startup “Certificate of Recognition” as mentioned at 1.1.4) to upload/submit the valid ‘Certificate of Recognition/Registration’ issued by Department for Promotion of Industry and Internal Trade (DPIIT) [formerly known as Department of Industrial Policy and Promotion (DIPP)], Ministry of Commerce & Industry, Govt. of India duly certified by the Chartered Accountant (not being an employee or a Director or not having any interest in the bidder’s company/firm) and notarized by notary public with legible stamp. b) Bidder (having Old startup “Certificate of Recognition” as mentioned at 1.1.4) also to upload/submit documents for the specific goods/job domains wherein they are registered for including the application submitted to DPIIT (formerly known as DIPP) duly certified by the Chartered Accountant (not being an employee or a Director or not having any interest in the bidder’s company/firm) and notarized by notary public with legible stamp.
	1.2	Financial Experience Criteria- Document [All audited financial statements/documents {balance sheet and profit & loss account statement under 1.2.1(Not applicable for ‘Startup’ as mentioned in BEC clause no. 1.2.4), 1.2.2 & 1.2.3 of above BEC} to be submitted / uploaded must be duly Certified/attested by Notary public with legible stamp]	
5.	1.2.1	Annual Turn-over (Not mandatory for start-ups)	Bidder(s) shall submit copy(s) of audited financial result (Balance sheet and profit & Loss account statement) of the preceding three (03) Financial Year(s), i.e. FY: 2021-22 or 2020-21 or 2019-20.
6.	1.2.2	Net worth (Mandatory for all bidders)	Bidder(s) shall submit copy of audited financial result (Balance sheet and Profit & Loss account statement) of last audited Financial Year, i.e. FY: 2021-22. Start-up bidders also need to mention Net Worth in F-10.

7.	1.2.3	Working capital (Mandatory for all bidders)	Bidder(s) shall submit copy of audited financial statement Balance sheet and Profit & Loss account statement for the last audited Financial Year, i.e. FY: 2021-22. If the bidder's <u>working capital is negative or inadequate as per BEC clause no. 1.2.3</u>, the bidder shall submit/upload a letter from the bidder's bank as per Format, F-9 having net worth not less than Rs.100 crores, confirming the availability of line of credit for requisite amount to meet the working capital requirement as mentioned above at BEC clause no. 1.2.3 (Format specified in tender document). Start-up bidders also need to mention Working Capital in F-9. Line of credit for working capital must be issued on or before the final bid due date of submission.
8.		Format, F-10	"Details of financial capability of bidder" shall be submitted in the prescribed Format, F-10 (of tender document) duly signed and stamped by a Chartered Accountant only.

Note to above **Bid Evaluation Criteria (point no. 1.0):**

- (i) A job executed by a bidder for its own plant/projects cannot be considered as experience for the purpose of meeting the requirement of BEC of this tender. However, jobs executed for Subsidiar

y/Fellow subsidiary/Holding Company will be considered as experience for the purpose of meeting BEC subject to submission of tax paid invoice (s) duly certified by Statutory Auditor /Chartered Accountant of the bidder towards payments of statutory tax in support of the job executed for Subsidiary / Fellow subsidiary / Holding company. Such bidders to submit these documents in addition to the documents specified in the bidding document to meet BEC.

(ii) *Bids of Joint Venture/ Consortium are not acceptable.*

(iii) *Experience of bidder acquired as a subcontractor can be accepted against submission of certificate from end-User/ Owner/ PMC by such bidder along with other specified documents.*

A job completed by a Bidder as a Sub-Contractor shall be considered for the purpose of meeting the experience criteria of BEC, subject to submission of following documents in support of meeting the "Bid Evaluation Criteria":

a) *Documentary evidence/ Certificate by the end-User/ Owner/ PMC, with regards to approval of Bidder/ engaging Bidder/ execution by the Bidder as a Sub-Contractor to the Main Contractor*

b) *Work order and Completion Certificates indicating the value of works and date of completion issued by Main Contractor (including SOR, wherever required for establishing scope of work).*

(iv) ***The cut-off date for meeting the criteria of BEC of the tender shall be the due date for submission of bids.***

(v) ***Commercial queries pertaining to BEC (Financial):***

Any shortfall information / documents on the Audited Annual Report / Financial Statement of the Bidder and/or line of credit for working capital issued on or before the final bid due date can only be sought against Commercial queries (CQs). Any information/ documents issued post final bid due date shall not be considered for evaluation.

(vi) *Eligibility criteria in case bid is submitted on the basis of technical experience of FOREIGN BASED ANOTHER COMPANY (SUPPORTING COMPANY) which holds more than 50% of the paid up share*

capital of the bidding company or vice versa. For details, relevant clause of ITB to be referred.

- (vii) Procurement from a bidder which shares a land border with India: Applicable as per ITB.

B BIDS EVALUATION METHODOLOGY, WORK DISTRIBUTION METHODOLOGY (QUANTITY FOR AWARD) AND AWARD CRITERIA:

BIDS EVALUATION METHODOLOGY:

- 2.1 BCPL will evaluate and compare the Price bids of the techno-commercially qualified bidders whose bids are previously determined to be substantially responsive pursuant to "ITB: Clause-29".

- 2.2 The total quoted price excluding GST of all the Techno-Commercially Acceptable Bidder(s) shall be considered for evaluation. However bidder must quote their rates including GST (as applicable) in price part of GeM portal.

Accordingly bidder must mention the applicable GST in percentage (%) in Agreed Terms & Conditions (Form-5) in tender, So that the rate (quoted in price part of GeM tender) can be derived without GST during evaluation as rate(s).

Further, Butene-1 could be lifted from anywhere in India. Presently, it is estimated that 60% of the quantity has to be lifted from RIL (Hazira / Jamnagar) & 40% from Haldia. Accordingly the estimated quantities shall be segregated among bidder(s). However, bidder to quote only one rate (incl. GST as applicable) in "per MT per KM" and same to be applicable for all locations across India.

SELECTION OF TRANSPORTERS:

- 2.3 BCPL intends to hire three (03) numbers of transporters for the entire contract.

DISTRIBUTION METHODOLOGY (QUANTITY FOR AWARD):

2.4 The quantity distribution of work in case of award to the contractors would be as follows:

Three (03) Transporters shall be engaged for the subject transport contract by matching the rate.

Sl. No.	Scenario after evaluation	Distribution of Quantity
1	If one bidder is L-1 as per original offer & two bidders agrees to match the L1 rate.	L1 – 45 %, L2 – 30 % and L3 – 25%
2	If one bidder is L-1 as per original offer & only one bidder agrees to match the L1 rate.	L1 – 45 %, L2 – 30 % and remaining 25% shall be retendered.
3	If only one bidder is found L1 due to non-matching / non-quoting of rates by other bidders.	L1 – 45 % and remaining 55% shall be retendered.
4	In case of retendering: L1 & L2 bidder for sl. no. 2 & L1 for sl. no. 3 above shall not be eligible to participate in the retendering.	

For this purpose, L2, L3 transporters shall be asked to match L1 rate. In the event of L2/L3 transporter not agreeing to match L1 rate, possibilities shall be explored with L4, L5, L6, L7..... and so on so as to select **03 (three) transporters at L1 rate**.

IN CASE L-1 BACKS OUT, RE-TENDERING SHALL BE DONE & IN SUCH CASE, NECESSARY ACTION AS PER TENDER PROVISION SHALL BE TAKEN AGAINST L1 BIDDER.

2.5 Tentative existing loading of Tank Trucks are at M/s HPL, Haldia & M/s RIL, Hazira/Jamnagar, for any other location to BCPL, Lepetkata the same shall be at actual based on documentary evidence from google map. To & fro distance to be considered for evaluation and execution of RTKM (Rate per MT per KM) is as below:

- HPL-Haldia to BCPL-Lepetkata – **3034 KM**
- RIL-Hazira to BCPL-Lepetkata – **6150 KM**
- RIL-Jamnagar to BCPL-Lepetkata – **6610 KM**

2.6 PPP Policy 2012

Considering the nature of job, splitting of quantities beyond the distribution lot (45:30:25) will not be possible in this case. Therefore, MSE quoting price within price band of L1 (other than MSE) + 15% shall be awarded the share qty. (distribution lot wise) subject to matching of L1 price as per ITB of tender document. In case two or more MSE bidders comes within the price band of L1 + 15%, the preference to match the L1 rate shall be given in sequence of their inter-se position (L2, L3... and so on).

Note:

- i) If any eligible bidder for award (either in L1 or L2 or L3 position) subject to rate matching, falls under MSE category, award shall be made to L1, L2 & L3 as per merit basis and shall not attract new MSE for award even their price range falls within the range of L1+15% band (i.e. in L4, L5 and so on...).*
- ii) If no bidder from L1 or L2 or L3 position doesn't fall under MSE category after matching rates with L1 bidders, the nearest MSE in the range L1+15% band shall be asked for matching and subject to matching L1 price they shall be awarded for 25% share (i.e. L3 part) the original L3 bidder shall become L4 and in that case there will be no award to L4 bidder even their position originally stood at L3.*

2.7 CLAUSE REGARDING PROVISION FOR PUBLIC PROCUREMENT (PREFERENCE TO MAKE IN INDIA - PPP-MII) (FOR DETAILS - REFER RELEVANT CLAUSE OF ITB):

Any bidder who opt to avail the provision for PPP-MII. For details, refer relevant clause of ITB to be referred.

Only Class-I local supplier is eligible to bid in this instant tender.

While evaluating a particular bid, bidder's option (to avail any one out of two applicable purchase preference policies, i.e., PPP-MII or PPP-2012) will be considered, for price matching opportunities and distribution of quantities among bidders, the precedence shall be in the following order:-

(i) Public Procurement Policy for MSE 2012

(ii) Public Procurement (Preference to Make in India), Order 20

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NOTE (PPP-MII segregation):

- i. If L1 bidder from the scenario 45:30:25 falls under MSE category, the entire allotted goods/ jobs shall be awarded to them as mentioned under 2.4 above without resorting to purchase preference to Class-I Local supplier as per PPP-MII.*
- ii. If all the bidder L1, L2 & L3 are PPP-MII ('Class I local supplier') and not MSE, the eligible MSE bidder(s) within the price band of L1 +15%, shall be given L3 share subject to matching L1 rate as mentioned under 2.9 above & the original L3 bidder shall become L4.*

Situation of tie to be handled as per ITB provision.

Disclaimer/अस्वीकरण

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization, whereby Buyer organization is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any eccentricity / restriction arising in the bidding process due to these ATCs and due to modification of technical specifications and / or terms and conditions governing the bid. Any clause(s) incorporated by the Buyer regarding following shall be treated as null and void and would not be considered as part of bid:-

1. Definition of Class I and Class II suppliers in the bid not in line with the extant Order / Office Memorandum issued by DPIIT in this regard.
2. Seeking EMD submission from bidder(s), including via Additional Terms & Conditions, in contravention to exemption provided to such sellers under GeM GTC.

3. Publishing Custom / BOQ bids for items for which regular GeM categories are available without any Category item bunched with it.
4. Creating BoQ bid for single item.
5. Mentioning specific Brand or Make or Model or Manufacturer or Dealer name.
6. Mandating submission of documents in physical form as a pre-requisite to qualify bidders.
7. Floating / creation of work contracts as Custom Bids in Services.
8. Seeking sample with bid or approval of samples during bid evaluation process.
9. Mandating foreign / international certifications even in case of existence of Indian Standards without specifying equivalent Indian Certification / standards.
10. Seeking experience from specific organization / department / institute only or from foreign / export experience.
11. Creating bid for items from irrelevant categories.
12. Incorporating any clause against the MSME policy and Preference to Make in India Policy.
13. Reference of conditions published on any external site or reference to external documents/clauses.
14. Asking for any Tender fee / Bid Participation fee / Auction fee in case of Bids / Forward Auction, as the case may be.

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

This Bid is governed by the [General Terms and Conditions/सामान्य नियम और शर्तें](#), conditions stipulated in Bid and [Service Level Agreement](#) specific to this Service as provided in the Marketplace. However in case if any condition specified in General Terms and Conditions/सामान्य नियम और शर्तें is contradicted by the conditions stipulated in Service Level Agreement, then it will over ride the conditions in 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./जेम की सामान्य शर्तों के खंड 26 के संदर्भ में भारत के साथ भूमि सीमा साझा करने वाले देश के बिडर से खरीद पर प्रतिबंध के संबंध में भारत के साथ भूमि सीमा साझा करने वाले देश का कोई भी बिडर इस निविदा में बिड देने के लिए तभी पात्र होगा जब वह बिड देने वाला सक्षम प्राधिकारी के पास पंजीकृत हो। बिड में भाग लेते समय बिडर को इसका अनुपालन करना होगा और कोई भी गलत घोषणा किए जाने व इसका अनुपालन न करने पर अनुबंध को तत्काल समाप्त करने और कानून के अनुसार आगे की कानूनी कार्रवाई का आधार होगा।

---Thank You/धन्यवाद---