

Bid Document

Bid Details	
Bid End Date/Time	07-09-2021 16:00:00
Bid Opening Date/Time	07-09-2021 16:30:00
Bid Life Cycle (From Publish Date)	90 (Days)
Bid Offer Validity (From End Date)	70 (Days)
Ministry/State Name	Ministry Of Chemicals And Fertilizers
Department Name	Department Of Chemicals And Petrochemicals
Organisation Name	Brahmaputra Cracker And Polymer Limited (bcpl) Guwahati Assam
Office Name	Lepetkata
Item Category	Goods Transport Service – Per MT per KM Based Service - Petroleum Products; Containerized Truck; 20 FT Multi Axle
Contract Period	2 Year(s)
Past Experience of Similar Services required	Yes
MSE Exemption for Years of Experience and Turnover	No
Startup Exemption for Years Of Experience and Turnover	Yes
SHG Exemption for Years of Experience and Turnover	No
Document required from seller	Experience Criteria,Bidder Turnover *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	No
Time allowed for Technical Clarifications during technical evaluation	6 Days
Estimated Bid Value	99126720
Payment Timelines	Payments shall be made to the Seller within 15 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
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ePBG Detail

Advisory Bank	ICICI
ePBG Percentage(%)	3.00
Duration of ePBG required (Months).	27

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

Beneficiary:

SM

Administrative Building BCPL , Lepetkata Dibrugarh, Assam Pin – 786006
(Brahmaputra Cracker And Polymer Limited)

Splitting

Bid splitting not applied.

1. If the bidder is a Startup, the bidder shall be exempted from the requirement of "Bidder Turnover" criteria and "Experience Criteria". If the bidder is OEM of the offered products, it would also be exempted from the "OEM Average Turnover" criteria. 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. 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.
3. Past Experience of Similar Services: The Bidder must have successfully executed / completed at least one single order of 80 % of the Estimated Bid Value or 2 orders each of 50 % of the Estimated Bid Value or 3 orders each of 40 % of the Estimated Bid Value for similar service(s) in last three years to any Central / State Govt Organization / PSU / Public Listed Company. Copies of contracts / work orders and documentary evidence of successful execution / completion in support of Past Experience of Similar Services along with names, address and contact details of clients shall be uploaded with the bid for verification by the Buyer.

Additional Qualification/Data Required

X number (up to 100%) of vehicles demanded should have been provided in the past year to government agencies:As per BEC of the tender document

X % (up to 100%) of vehicles demanded should have been provided in a single contract to a government agency in the past three years:As per BEC of the tender document

Minimum X years (up to 5 years) of experience in related field:As per BEC of the tender document

Additional SLA:Bidder to comply BEC of the tender document & quote rate accordingly after going through the entire tender document including SCC & SOW of the tender.

Bidder should clearly specify the GST % in the F-10 of the tender document as per RCM or FCM in F-10 (SL. NO. 20). Bidder should clearly specify applicability of PPLC or MSE in the bid document in F-1 (SL. No. 28).

For Valuable goods requiring high security, provide following details: 1. Scope of service 2. Service provider responsibility 3. Buyer responsibility 4. Size of the goods 4. Weight of the goods:[1629278529.pdf](#)

For Hazardous/Over dimensional cargo, provide following details: 1. Scope of service 2. Service provider responsibility 3. Buyer responsibility 4. Size of the goods 4. Weight of the goods:[1629278546.pdf](#)

If customized field is chosen, then provide following details: 1. Scope of service 2. Service provider responsibility 3. Buyer responsibility 4. Size of the goods 4. Weight of the goods: [1629278556.pdf](#)

Scope of Work: [1629278801.pdf](#)

Goods Transport Service - Per MT Per KM Based Service - Petroleum Products; Containerized Truck; 20 FT Multi Axle (1980000)

Technical Specifications

Specification	Values
Core	
Nature of Goods	Petroleum Products
Type of Truck	Containerized Truck
Size / Weight of vehicle	20 FT Multi Axle
Type of Travel	Outside state
Km Range	More than 1000 Km (Filter for Outside State)
Area of Operation	Hilly + Plain Area
Addon(s)	
Loading	NA
Unloading	NA
Tracking System (GPS)	NA
Transit Insurance	NA
Additional Details	
Type Of Trip (One-Way/Return)	RETURN

Additional Specification Documents

Consignees/Reporting Officer and Quantity

S.No.	Consignee/Reporting Officer	Address	Service Total distance in KMs	Additional Requirement
1	Prasenjit Gogoi	786006,M/s Brahmaputra Cracker And Polymer Limited, S&L Department, Administrative Building, Lepetkata - 786006 Dibrugarh &#x 28;Assam&#x 29;	1980000	Total Weight in MT/KL : 7200

Buyer Added Bid Specific Additional Terms and Conditions

- 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.

2. Buyer Added text based ATC clauses

1.0 BID EVALUATION CRITERIA (BEC):

1.1 BEC- Technical:

- 1.1.1 Bidder must have **executed & completed** at least one (01) single contract for transportation of minimum **1080 MT** of Petroleum Products in pressurized Tank Truck in previous seven (07) years to be reckoned from the due date of bid submission.
- 1.1.2 Bidder should own minimum **Ten (10) Tank Trucks** in its name meant for carrying Petroleum Products and should possess valid Explosive license in its name (CCOE / PESO) for these Tank Trucks. The registration of the vehicles must be in the name of bidder as on the unpriced-bid opening date.
- 1.1.3 In case of **running contract** for similar nature of works as mentioned at sl. no. 1.1.1 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. 1.1.1 above, such experience will also be taken into consideration provided that the bidder has submitted satisfactory work execution certificate issued by the end user / owner / authorized consultant of the owner.

Note. 1:

- a) **Bidder(s) shall be required to submit / upload the documents in respect of above experience criteria as per details at sl. no. 1.3 below.**
- b) **Original work/service orders/contract/agreement and its completion certificate or equivalent should be available with the bidder for verification of the same, if so desired by BCPL.**

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

Prior experience (1.1.1 & 1.1.3) 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 (scope of work) as specified in the tender document.

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.

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. 1.1.2 shall be applicable to startup bidders.

1.2 BEC- Financial:

1.2.1 TURNOVER:

The **minimum annual turnover** of the Bidder as per the audited financial result (Balance sheet and profit & Loss account statement) of any of the preceding three (03) financial years (**FY: 2020-21 or 2019-20 or 2018-19**) shall be **Rs. 1.48 Crore**.

Bidder has to upload / submit the audited financial results (Balance sheet and profit & Loss account statement) for the immediate 3 preceding financial years **as per BEC clause no. 1.2.1 i.e. FY: 2020-21 or 2019-20 or 2018-19**.

In case, financial results (Balance sheet and profit & Loss account statement) of **FY: 2020-21** is not audited on the due date of 'submission of bid/bid closing date', in such case bidder has to upload / submit audited financial results (Balance Sheet and Profit & Loss Account Statement) of immediately preceding financial year prior to **FY: 2020-21 i.e. FY: 2019-20 or 2018-19 or 2017-18**. Accordingly, Annual Turn-over of the bidder for the **FY: 2019-20 or 2018-19 or 2017-18** shall be considered.

1.2.2 NET WORTH:

Net worth of the bidder shall be **positive** as per the **last audited financial statement, i.e., FY: 2020-21**.

In case, financial results (Balance sheet and profit & Loss account statement) of **FY: 2020-21** is not

audited on the due date of 'submission of bid/bid closing date', in such case bidder has to upload / submit audited financial results (Balance Sheet and Profit & Loss Account Statement) of immediately preceding financial year prior to **FY: 2020-21** i.e. **FY: 2019-20** along with un-price bid. Accordingly, Net Worth of the bidder for the **FY: 2019-20** shall be considered.

1.2.3 **WORKING CAPITAL:**

The minimum working capital of the Bidder as per the last audited financial statement, **i.e., FY: 2020-21** shall be **Rs. 29.73 Lakh**.

In case, financial results (Balance sheet and profit & Loss account statement) of FY: **2020-21** is not audited on the due date of 'submission of bid/bid closing date', in such case bidder has to upload / submit audited financial results (Balance Sheet and Profit & Loss Account Statement) of immediately preceding financial year prior to **FY: 2020-21** i.e. **FY: 2019-20** along with un-price bid. Accordingly, working capital of the bidder for the **FY: 2019-20** shall be considered.

If the bidder's working capital is negative or inadequate as per BEC clause no. 1.2.3, the bidder shall submit/upload a letter from the bidder's bank as per **Format, F-15** having net worth not less than **Rs.100 crores**, confirming the availability of line of credit to cover the inadequacy of working capital to meet the working capital requirement as mentioned above at **BEC clause no. 1.2.3** (Format specified in tender document).

NOTE: If bid closing date is after 30th Sept. of the relevant financial year, bidder has to compulsorily submit the audited financial results for the immediate 3 preceding financial years (subject to Govt. circular for extension of the last date for finalization of account).

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

a)

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 (scope of work) 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 or quantity.

1.3 **Documents/Documentary Evidence required to be uploaded / submitted in GeM 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 Certified/attested by Chartered Engineer & Notarized by notary public.]</i>	
1.	1.1.1	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.1.1.1 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> should have been issued by the end-user/owner/ authorized consultant.
2.	1.1.2	Registration & Explosive license of Tank Trucks	Bidder shall submit/upload the copy of valid registration certificate and the copy of valid Explosive license for petroleum product (CCOE / PESO) for minimum ten (10) Tank Trucks in its name. The registration must be in the name of the bidder as on the unpriced-bid opening date.

Sr. No.	BEC Clause no.	Description	Documents required along with Unpriced bid for qualifying BEC (Bid Evaluation Criteria)
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.1.1.1 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 due date of bid submission, which must be equal to or more than the minimum prescribed quantity mentioned at sl. no. 1.1.1 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.
4	1.1.4	Experience against Startups Company	a) Bidder to upload / submit the valid 'Certificate of Recognition' issued by Dept. of Industrial Policy and Promotion, 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 notary public with legible stamp. b) Bidder to upload/submit documents for the specific goods/jobs domains wherein they are registered for including the application submitted to DIPP self-certified.
	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 <u>duly Certified/attested by Notary public with legible stamp.</u>]	

Sr. No.	BEC Clause no.	Description	Documents required along with Unpriced bid for qualifying BEC (Bid Evaluation Criteria)
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: 2020-21 or 2019-20 or 2018-19. In case, audited financial results (Balance sheet and profit & Loss account statement) of FY: 2020-21 is not audited on the due date of 'submission of bid/bid closing date', in such case bidder has to upload / submit audited financial results (Balance Sheet and Profit & Loss Account Statement) of immediately preceding financial year prior to FY: 2020-21 i.e, (FY: 2019-20, 2018-19 & 2017-18).
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: 2020-21. In case, audited financial results (Balance sheet and profit & Loss account statement) of FY: 2020-21 is not audited on the due date of 'submission of bid/bid closing date', in such case bidder has to upload / submit audited financial results (Balance Sheet and Profit & Loss Account Statement) of immediately preceding financial year prior to FY: 2020-21 i.e, FY: 2019-20. Start-up bidders also need to mention Net Worth in F-16, even if they don't have last audited financial results.

Sr. No.	BEC Clause no.	Description	Documents required along with Unpriced bid for qualifying BEC (Bid Evaluation Criteria)
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: 2020-21. In case, audited financial results (Balance sheet and profit & Loss account statement) of FY: 2020-21 is not audited on the due date of 'submission of bid/bid closing date', in such case bidder has to upload / submit audited financial results (Balance Sheet and Profit & Loss Account Statement) of immediately preceding financial year prior to FY: 2020-21 i.e, FY: 2019-20. 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-15 having net worth not less than Rs.100 crores, confirming the availability of line of credit 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-16, even if they don't have last audited financial results.
8.		Format, F-16 (Mandatory for all bidders)	"Details of financial capability of bidder" shall be submitted in the prescribed Format, F-16 (of tender document) duly signed and stamped by a Chartered Accountant only .

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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 Subsidiary/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 and sub-contractors are not acceptable.*
- (iii) *For experience based on composite works: In case the bidder has executed a composite work against a single Order/LOA/Contract/Agreement which includes qualifying work stated above at BEC sl. no.1.1.2, then the quantity of such qualifying work [out of total quantity of composite work] shall be considered for the purpose of evaluation.*
- (iv) **Original work/service orders/contract/agreement and its completion certificate or equivalent should be available with the bidder for verification of the same, if so desired by BCPL.**
- (v) **The cut-off date for meeting the criteria of BEC of the tender shall be the due date of un-priced bid opening.**
- (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.*

2.0 PRICE EVALUATION METHODOLOGY, WORK DISTRIBUTION 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 Evaluation of all Techno-commercially qualified bids shall be done on overall L1 basis against the Total quoted price excluding GST considering the to & fro distance of 4400 km (from M/s IOCL, Mathura to BCPL, Lepetkata). Bidder to mention their GST % clearly in agreed terms & conditions. However, rate (in per MT per KM) should be quoted including GST in GeM portal.*

SELECTION OF TRANSPORTERS:

- 2.3 *BCPL intends to hire three (02) 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:

Two (02) 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 & one bidder agrees to match the L1 rate.	L1 – 60 % & L2 – 40%
2.	If only one bidder is found L1 due to non-matching / non-quoting of rates by other bidder(s).	L1 – 60 % and remaining 40% shall be retendered.

2.5 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 (L1), the LOA / Order shall be placed on such Startup as per the distribution methodology of the tender.

2.6 In case of **a tie** at the lowest bid (L1) position (or any relevant position as per sl. no. 2.4) between two or more non-Startups bidders, then LOA / Order (or preference to shortlisted bidders) shall be placed on the bidder who has higher / highest turnover in last audited financial year.

2.7 In case there is **a tie** at the lowest bid (L1) position (or any relevant position as per sl. no. 2.4) between only Startup bidders and none of them has past turnover, the LOA / Order shall be placed on the Startup who is registered earlier with Department of Industrial Promotion and Policy.

2.8 In case, there is **a tie** at the lowest bid (L1) position (or any relevant position as per sl. no. 2.4) between Startups bidders and non-Startups bidders; then LOA / Order shall be placed on the bidder having highest working capital in last financial year, **duly certified by Chartered accountant.**

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For this purpose, L2 transporter shall be asked to match L1 rate. In the event of L2 transporter not agreeing to match L1 rate, possibilities shall be explored with L3,L4,L5, L6, L7..... and so on so as to select **02 (two) transporters at L1 rate.**

IN CASE L-1 BACKS OUT, RE-TENDERING SHALL BE DONE

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2.9 To & fro distance (derived from google map) as below to be considered for execution of RTKM (Rate per MT per KM) as below and same has been mentioned in the Schedule of Rates (SOR):

- IOCL-Mathura to BCPL - Lepetkata - **4400 KM**
- GAIL-Pata to BCPL - Lepetkata - **3900 KM**
- IOCL-Paradip to BCPL Lepetkata - **3800 KM**
- IOCL-Panipat to BCPL Lepetkata - **4900 KM**
- Any other location to BCPL, Lepetkata - As per actual distance (based on documentary evidence / google map).

For evaluation of priced bid among bidders, the distance from IOCL-Mathura to BCPL - Lepetkata - **4400 KM** shall be considered.

2.10 CPBG: The following CPBG clause shall applicable:

The contract performance security shall be 3% of annualized Basic Contract Value (without GST therein). Details as per ITB of Tender document.

2.11 PPP Policy 2012

Considering the nature of job, splitting of quantities will not be possible in this case due to quantity distribution lot (60:40) as stated above. 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.

Note:

i. If any eligible bidder for award (either in L1 or L2 position) subject to rate matching, falls under MSE category, award shall be made to L1 & L2 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 L3, L4 and so on...).

ii. If none of the eligible bidder for award (either in L1 or L2 position) subject to rate matching, falls under MSE category, 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 40% share (i.e, L2 part) based on the scenario after evaluation & the original L2 bidder shall become L3 due to matching of L1 price by the MSE bidder and in that case there will be no award to L3 bidder even their position originally stood at L2.

2.12 CLAUSE REGARDING PROVISION FOR PP-LC (FOR DETAILS - REFER RELEVANT CLAUSE OF ITB):

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

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

(a) Public Procurement Policy for MSE 2012

(b) Policy to Provide Purchase Preference (Linked with Local Content) (PP-LC).

Note:

i. When bidder(s) meet conditions for availing purchase preference as per PP-LC Policy subject to matching L1 price but not as per Public Procurement Policy they shall be given 60% share (i.e, L1 part).

ii. If both L1 and L2 bidders are MSE and not PP-LC, the entire goods / jobs shall be awarded to them in 60:40 without resorting to purchase preference to Class-I Local supplier as per PPLC.

iii. If both L1 and L2 bidders are PP-LC and not MSE, the eligible MSE bidder subject to rate matching shall be given L2 position and L2 becomes L3 and so on, L1 PP-

LC bidder shall retain L1 Position.

iv. If L1 is MSE & L2 is neither MSE nor PP-LC, then any bidder who meets the provision of PP-LC shall be given the L1 position & L1 bidder shall get the L2 share.

v. If both L1 & L2 bidders are neither MSE nor PP-LC, then any bidders who meets the provision of MSE and PP-LC shall be eligible to award subject to price matching in which L1 share to be given to PP-LC & L2 share to MSE.

vi. If both L1 & L2 bidders are neither MSE nor PP-LC and no such MSE or PP-LC bidder exists during evaluation or not within price preference range then award shall be made to such L1 & L2 bidders in the 60:40.

However, if any start-up bidder exists and happens to be in the L1 position, then such start-up bidder shall be given the allotted quantity as per the distribution methodology of the tender.

Any other situation if arise will be dealt in equitable, fair & transparent manner after giving preference to MSE and Class I local supplier and BCPL's decision in this regard will be final and binding on bidders.

2.13 *CLAUSE REGARDING PROVISION FOR PROCUREMENT FROM A BIDDER SHARES A LAND BORDER WITH INDIA (FOR DETAILS - REFER RELEVANT CLAUSE OF ITB):*

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.

For details, relevant clause of ITB to be referred.

3. 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.

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 specification 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.

This Bid is governed by the [General Terms and Conditions](#), 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 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 share 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---
