

बिड दस्तावेज़ / Bid Document

बिड विवरण/Bid Details	
बिड बंद होने की तारीख/समय /Bid End Date/Time	15-06-2026 12:00:00
बिड खुलने की तारीख/समय /Bid Opening Date/Time	15-06-2026 12:30:00
बिड पेशकश वैधता (बंद होने की तारीख से)/Bid Offer Validity (From End Date)	120 (Days)
मंत्रालय/राज्य का नाम/Ministry/State Name	Ministry Of Power
विभाग का नाम/Department Name	Na
संगठन का नाम/Organisation Name	Nhpc Limited
कार्यालय का नाम/Office Name	Nhpc
शिकायत निवारण के संपर्क विवरण/ Contact details of Grievance redressal	sewa-ii-cont@nhpc.nic.in
वस्तु श्रेणी /Item Category	Facility Management Service- Manpower based (Version 2) - Industrial; Cleaning Sweeping and UpKeeping of Power house Complex and its Machineries and Equipment at Sewa II Power Station Distt-Kathua for a period of 02 years; Unskilled
अनुबंध अवधि /Contract Period	2 Year(s) 1 Day(s)
वर्षों के अनुभव एवं टर्नओवर से एमएसई को छूट प्राप्त है / MSE Relaxation for Years Of Experience and Turnover	Yes Complete
स्टार्टअप के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है / Startup Relaxation for Years Of Experience and Turnover	Yes Complete
विक्रेता से मांगे गए दस्तावेज़/Document required from seller	Experience Criteria,Bidder Turnover,Certificate (Requested in ATC),Additional Doc 1 (Requested in ATC),Additional Doc 2 (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
क्या आप निविदाकारों द्वारा अपलोड किए गए दस्तावेज़ों को निविदा में भाग लेने वाले सभी निविदाकारों को दिखाना चाहते हैं? संदर्भ मेन् है/Do you want to show documents uploaded by bidders to all bidders participated in bid?	No

बिड विवरण/Bid Details	
बिड लगाने की समय सीमा स्वतः नहीं बढ़ाने के लिए आवश्यक बिड की संख्या। / Minimum number of bids required to disable automatic bid extension	3
दिनों की संख्या, जिनके लिए बिड लगाने की समय-सीमा बढ़ाई जाएगी। / Number of days for which Bid would be auto-extended	5
ऑटो एक्सटेंशन अधिकतम कितनी बार किया जाना है। / Number of Auto Extension count	3
बिड से रिवर्स नीलामी सक्रिय किया/Bid to RA enabled	No
बिड का प्रकार/Type of Bid	Two Packet Bid
तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय /Time allowed for Technical Clarifications during technical evaluation	3 Days
अनुमानित निविदा मूल्य (सभी करों सहित) भारतीय रुपये में / Estimated Bid Value in INR (Inclusive of all taxes)	6689075
Payment Timelines	Payments shall be made to the Seller within 30 days of issue of service delivery acceptance certificate (SDAC) and on-line submission of bills (This is in supersession of 10 days time as provided in clause 12 of GeM GTC)
मूल्यांकन पद्धति/Evaluation Method	Total value wise evaluation
मूल्य दर्शाने वाला वित्तीय दस्तावेज ब्रेकअप आवश्यक है / Financial Document Indicating Price Breakup Required	Yes
मध्यस्थता खंड/Arbitration Clause	No
सुलह खंड/Mediation Clause	No

ईएमडी विवरण/EMD Detail

एडवाइजरी बैंक/Advisory Bank	State Bank of India
ईएमडी राशि/EMD Amount	140000

ईपीबीजी विवरण /ePBG Detail

एडवाइजरी बैंक/Advisory Bank	State Bank of India
ईपीबीजी प्रतिशत (%) /ePBG Percentage(%)	5.00
ईपीबीजी की आवश्यक अवधि (माह) /Duration of ePBG required (Months).	27

(a). जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित कैटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज प्रस्तुत करने है। 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।/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.

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

लाभार्थी /Beneficiary :

Sector-33, Faridabad
Nhpc, NA, NHPC Limited, Ministry of Power
(Nhpc Limited)

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

एमआईआई अनुपालन/MII Compliance

एमआईआई अनुपालन/MII Compliance	Yes
-------------------------------	-----

एमएसई खरीद वरीयता/MSE Purchase Preference

एमएसई खरीद वरीयता/MSE Purchase Preference	Yes
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माताओं/सेवा प्रदाता को खरीद में प्राथमिकता, यदि उनका मूल्य L1+X% / Purchase Preference to MSE OEMs/ Service Provider available upto price within L1+X%	15
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माता/सेवा प्रदाता को खरीद में प्राथमिकता के लिए बिड की मात्रा का अधिकतम प्रतिशत / Percentage of Bid quantity/amount for MSE OEMs/ Service Provider Purchase preference	100

ट्रेड्स भुगतान संबंधी विवरण/TReDS Payment Details

This Bid provides for Trade Receivables Discounting System (TReDS) as Preferred mode of payment. For MSME sellers, payments may be processed through a TReDS exchange in which the Buyer is registered, subject to applicable policy and regulatory guidelines. Accordingly, sellers intending to avail payment through TReDS are required to be registered with at least one TReDS exchange in which the buyer is registered.

1. If the bidder is a Micro or Small Enterprise as per latest orders issued by Ministry of MSME, the bidder shall be relaxed from the eligibility criteria of "Experience Criteria" as defined above subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Experience Criteria, shall upload the supporting documents to prove his eligibility for Relaxation.
2. If the bidder is a Micro or Small Enterprise (MSE) as per latest orders issued by Ministry of MSME, the bidder shall be relaxed from the eligibility criteria of "Bidder Turnover" as defined above subject to meeting of quality and technical specifications. If the bidder itself is MSE OEM of the offered products, it would be relaxed from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Turnover, shall upload the supporting documents to prove his eligibility for Relaxation.
3. If the bidder is a DPIIT registered Startup, the bidder shall be relaxed from the the eligibility criteria of "Experience Criteria" as defined above subject to their meeting of quality and technical specifications. The bidder

seeking Relaxation from Experience Criteria, shall upload the supporting documents to prove his eligibility for Relaxation.

4. If the bidder is a DPIIT registered Startup, the bidder shall be relaxed from the the eligibility criteria of "Bidder Turnover" as defined above subject to their meeting of quality and technical specifications. If the bidder is DPIIT Registered OEM of the offered products, it would be relaxed from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Turnover shall upload the supporting documents to prove his eligibility for Relaxation.

5. **Purchase preference to Micro and Small Enterprises (MSEs):** Purchase preference will be given to MSEs having valid Udyam Certificate and whose credentials are validated online through Udyam Registration portal 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 themselves of the Purchase preference, the bidder must be the manufacturer / OEM of the offered product on GeM. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises and hence resellers offering products manufactured by some other OEM are not eligible for any purchase preference. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service, and Buyer will decide eligibility for purchase preference based on documentary evidence submitted in case of product bids, whereas in case of services the eligibility is automatically validated. If L-1 is not an MSE and MSE Seller (s) has / have quoted price within L-1+ 15% (Selected by Buyer) of margin of purchase preference /price band defined in relevant policy, such MSE Seller shall be given opportunity to match L-1 price and contract will be awarded for 100% (selected by Buyer) percentage of total quantity. The buyers are advised to refer the [OM No.1 4 2021 PPD dated 18.05.2023](#) for compliance of Concurrent application of Public Procurement Policy for Micro and Small Enterprises Order, 2012 and Public Procurement (Preference to Make in India) Order, 2017. Benefits of MSE will be allowed only if seller is validated on-line in GeM profile as well as validated and approved by Buyer after evaluation of documents submitted.

6. 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.

एक्सेल में अपलोड किए जाने की आवश्यकता /Excel Upload Required :

Schedule of Quantities & Prices - [1779862772.xlsx](#)

अतिरिक्त योग्यता /आवश्यक डेटा/Additional Qualification/Data Required

Scope of work & Job description:[1779862784.pdf](#)

Buyer to upload undertaking that Minimum Wages indicated by him during Bid Creation are as per applicable Minimum Wages Act:[1779862791.pdf](#)

Facility Management Service- Manpower Based (Version 2) - Industrial; Cleaning Sweeping And UpKeeping Of Power House Complex And Its Machineries And Equipment At Sewa II Power Station Distt-Kathua For A Period Of 02 Years; Unskilled (11)

तकनीकी विशिष्टियाँ /Technical Specifications

विवरण/ Specification	मूल्य/ Values
कोर / Core	
Type of Premise	Industrial
Type of Services Required	Cleaning Sweeping and UpKeeping of Power house Complex and its Machineries and Equipment at Sewa II Power Station Distt-Kathua for a period of 02 years
Skill Category	Unskilled

विवरण/ Specification	मूल्य/ Values
Type of Function	Others
List of Profiles	As per Scope of work
Educational Qualification	As per Scope of work
Specialization	As per Scope of work
Post Graduation	Not Required
Specialization for PG	Not Applicable
Experience	As per Scope of work
State	NA
Zipcode	NA
District	NA
Is Geographical presence of the Service Provider registered office is required in the consignee's State	Yes
Name of states/ UT for geographical presence is required	Jammu and Kashmir
एडऑन /Addons	
Consumables to be provided by Service Provider	NA
High End Machinery and Equipments to be provided by Service Provider	NA
अतिरिक्त विवरण /Additional Details	
Title for Optional Allowances 1	Gratuity
Title for Optional Allowances 2	Conveyance
Title for Optional Allowances 3	Leave + Holiday
Designation	Unskilled

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer	No
--	----

अतिरिक्त विशिष्ट दस्तावेज़ /Additional Specification Documents

प्रेषिती/रिपोर्टिंग अधिकारी /Consignees/Reporting Officer and Quantity

क्र.सं./S.No.	परेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	संसाधनों की मात्रा / Number of Resources to be hired	अतिरिक्त आवश्यकता /Additional Requirement
1	Asit Ranjan Pattnaik	184201,Sewa II Power Station, NHPC Limited, Mashka, Tehsil Basohli, Distt. Kathua, Jammu and Kashmir (Post office Khairi-176325 for postal address)	11	<ul style="list-style-type: none"> • Minimum daily wage (INR) exclusive of GST : 556 • Bonus (INR per day) : 46.31 • EDLI (INR per day) : 2.78 • EPF Admin Charge (INR per day) : 2.78 • Optional Allowances 1 (INR per day) : 26.8 • Optional Allowances 2 (INR per day) : 19.23 • Optional Allowances 3 (INR per day) : 33.14 • ESI (INR per day) : 18.07 • Number of working days in a month : 26 • Provident Fund (INR per day) : 66.72 • Tenure/ Duration of Employment (in months) : 24

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

1. Generic

OPTION CLAUSE 25% : 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, the contract quantity or contract duration can only be increased up to 25 percent. Bidders are bound to accept the revised quantity or duration.

For lumpsum-based service contracts, the buyer may increase the scope of work and contract value up to 25 percent with the consent of the service provider

2. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

THIS WORK IS RESERVED FOR PROJECT AFFECTED FAMILIES OF SEWA-II POWER STATION AND/OR LOCAL RESIDENTS OF KATHUA DISTRICT OF J&K and in the event of non-participation of PAFs and/or Local bidders OR if none of the participated PAFs and/or Local bidders found technically qualified during technical evaluation as per eligibility criteria, then bid shall be treated as OPEN TENDER and technical bid of participated bidders other than PAFs and/or Local bidders shall be considered for further evaluation.

In case of any participated PAFs and/or Locals bidder found technically qualified, then technical bid of participated bidders other than PAFs and/or Local bidders shall not be considered for further evaluation and their bid shall be rejected and EMD amount submitted, if any, shall be returned.

This work is reserved for PAFs and locals residing near to the Power Station. Definition of Project Affected Family (PAFs) shall be as per the definition provided in the "Right to fair compensation and transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 and subsequent amendment, if any. The detailed definition in respect of PAFs and Locals for NHPC is specified as below.

Eligibility criteria for this work/ service for Project Affected Family (PAFs) and locals shall be as under:

- (i) PAFs, Individuals, partnership firms, group of people in the form of Cooperative Societies/ Self Help Groups (SHGs) by locals from the notified areas will only be considered.
- (ii) The provisions regarding Micro and Small Enterprises and Start-ups shall be applicable.
- (iii) For benefit of larger population of nearby area of Power Station, at a time not more than 04 works/services to be allotted/awarded to the same entity. Financial limit of award to any single entity at any point of time for works and services shall be limited to Rs. 125 lakhs. The reference date for considering the eligibility for bidders as PAF/Locals shall be the last date of the submission of the online bid.
- (iv) In the event of non-participation of PAFs/ Locals in the 'Local Competitive Bidding' process for the listed works, then HOP shall record circumstances/ reasons for such non-participation and may initiate the process afresh to award such works on Open Tender Basis.
- (v) **Bidder should submit documental proof for PAFs and /or Locals as following 02 documents:**
 - a) **Domicile Certificate of Kathua District of J&K and**
 - b) **Ration Card / Voter ID Card.**
- (vi) **Bidder should submit details of awarded active work with duration of period dealt with Sewa-II PS under work reserved for PAFs and/or Locals.**

Definition of Project Affected Families (PAFs) and Locals

A. Definition of Project Affected Families (PAFs)

- (i) a family whose land or other immovable property has been acquired;
- (ii) a family which does not own any land but a member or members of such family may be agricultural labourers, tenants including any form of tenancy or holding of usufruct right, share-croppers or artisans or who may be working in the affected area for three years prior to the acquisition of land, whose primary source of livelihood stand affected by acquisition of land;
- (iii) the Scheduled Tribes and other traditional forest dwellers who have lost any of their forest rights recognized under the scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act 2006 due to acquisition of land;
- (iv) family whose primary source of livelihood for three years prior to the acquisition of land is dependent on forests or water bodies and includes gatherers of forest produce, hunters, fisher folk and boatmen and such livelihood is affected due to acquisition of land;
- (v) a member of the family who has been assigned land by the State Government or the Central Government under any of its schemes and such land is under acquisition;
- (vi) A family residing on any land in the urban areas for preceding three years or more prior to the acquisition of land is affected by the acquisition of such land.

B. Definition of Locals

The geographical limits for defining the local residents eligible under the policy at the individual Project/Power Station shall be district(s) where the Projects and its components are located . In case of Sewa-II PS, local residents shall be from District - K

athua (J&K).

C. Eligibility:

i. PAFs in the form of Individuals, partnership firms, group of people in the form of Cooperative societies/ Self Help Groups (SHGs)/ Companies (having 100% beneficiaries from the category of PAFs/ Locals) by locals from the notified area will only be considered under the policy for award of the reserved works/services. **The eligibility of PAF to participate in the tenders shall be considered taking into account the works awarded to PAF's family as a whole. The person, his family along with legal heirs shall be considered as single PAF. Declaration in this regard shall be provided by the PAF.** In case of false declaration the concerned PAF shall be debarred from participation of tenders for six months.

Bidder should submit Account Payee Demand Draft (DD)/Bank Guarantee (as per BG Format attached in SCC) as EMD, In favour of: **Sewa-II Power Station, NHPC Limited, Payable at Bank: State Bank of India, Branch: Khairi, IFSC Code: SBIN0008844** at following address within 5 working days of bid opening, failing which the bid may be treated as incomplete & may lead to rejection of the bid by buyer without making any reference to the seller:-

Group Senior Manager (C&P)

Sewa-II Power Station
Post office: Khairi
Distt:Chamba-176325(H.P.)

Bids of those Bidders who have not submitted the valid Earnest Money Deposit (EMD)/UDYAM Certificate shall not be considered for evaluation. Only Service Providers for Services (Primary Service of Tender) having UDYAM registration (Micro/Small enterprises) are eligible for exemption from EMD. Traders are excluded from this purview.

1.The bidders must fulfil the following minimum Qualifying Criteria:

All bidders shall include the following information and documents with their bids in, qualification Information unless otherwise stated:

(a) Copies of original documents defining the constitution or legal status, Memorandum of Understanding & Articles of Association, place of registration and principal place of business; written Power of Attorney along with a copy of board resolution. In case of General Power of Attorney, a true copy of the POA shall be notarised/ self-attested and in case of a specific Power of Attorney, the original POA.

(b) **Work experience of minimum one year supported by satisfactory performance/completion certificate to demonstrate meeting the criteria stipulated below as Clause d(i).** The work experience shown shall be supported with certificate(s) from the Engineer-in-charge/Project Head of the concerned work. In case the contractor produces the experience of a private work, the TDS certificate shall be submitted to establish that the particular work of particular value has actually been done by the contractor.

On-going works continued beyond original contract period/ extensions (if any), as on stipulated date shall be considered for evaluation. However, the actual executed value of work done beyond the original contract period will not be considered for evaluation purpose.

(c) Information on financial criteria i.e. Achieved in any one year in last three year a minimum Annual turnover of at least equivalent to the estimated cost of works i.e. Rs. 70,06,365/- for which bid has been invited. Last three years are FY 2022-23, 2023-24 & 2024-25. Copy of Certificate of CA mentioning Financial Turnover of last 3 (three) years is required to submit for ascertaining the bidder's meeting the financial criteria.

(d) To qualify for award of the Contract, bidder should have:

(i) Satisfactorily completed as Prime Contractor at least one similar work equal in value to 80% of estimated cost (₹ 56,05,092.00) or two works equal in value to 50% of estimated cost (₹ 35,03,183.00) or three works equal in value to 40% of estimated cost (₹ 28,02,546.00) in last seven (07) years.

Similar nature of work means: Providing services for running and maintenance of town

ship/ colony/ road/ various complex/ park/ water supply system and other miscellaneous running and maintenance works.

2. The previous financial year means the Financial Year previous to the year of issue of NIT.

3. The reference date for considering the period for eligibility/ qualification requirements above shall be the last day of the month previous to the one in which tenders are invited.

4. Bidder should submit documental proof for PAFs and /or Locals as following 02 documents:

a) (i) Domicile Certificate of Kathua District of J&K and (ii) Ration Card / Voter ID Card.

b) Bidder should submit details of awarded active work with duration of period dealt with Sewa-II PS under work reserved for PAFs and/or Locals.

5. **As the work is reserved for Project Affected Families of Sewa-II Power Station and/or Local Residents of Kathua District of J&K, hence, Bidder should be registered in Kathua District of J&K.**

6. **Each bidder must also produce with their Bid :-**

- PAN;
- Goods & Services Tax Identification No. (GSTIN);
- EPF Registration No.;
- Bank Account details;
- ESIC Registration No.;
- Acceptance of complete Integrity Pact;
- Acceptance of Scope of work;
- Acceptance of Special Conditions of Contract (SCC);
- Duly signed copy of Annexure-I, II, III, IV & V on their letter head;

Note: In case the bidder does not cover under ESIC including the present contract as per the ESI Act then he should submit an undertaking in this regard. Further, in case the bidder is covered under ESI but not having the ESIC then he may submit the undertaking that in case the bidder is found as L-1, then such L-1 bidder will submit the required ESIC document before issuing of Letter of Intent/ Letter of Award.

7. Bids of only those Bidders who are meeting the Eligibility Criteria specified above will be considered for evaluation and award of the Contract. Bidders will submit duly notarised/ self-attested requisite supporting documents i.e. documents defining the constitution or legal status, place of registration and principal place of business, written Power of Attorney along with a copy of board resolution and testimonials with their Bids to prove their credentials and claim of meeting the Eligibility Criteria.

8. All uploaded documents of bid shall be signed along with seal of the authorized person of the company.

3. **Buyer Added Bid Specific ATC**

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

4. **Generic**

Buyer Organization specific Integrity Pact shall have to be complied by all bidders. Bidders shall have to upload scanned copy of signed integrity pact as per Buyer organizations policy along with bid. [Click here to view the file](#)

5. **Certificates**

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

6. **Payment**

PAYMENT OF SALARIES AND WAGES: Service Provider is required to pay Salaries / wages of contracted staff deployed at buyer location first i.e. on their own and then claim payment from Buyer

alongwith all statutory documents like, PF, ESIC etc. as well as the bank statement of payment done to staff.

अस्वीकरण/Disclaimer

The Additional Terms and Conditions (ATC) have been incorporated by the Buyer after approval of their Competent Authority. The Buyer, is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any restriction arising in the bidding process due to these ATCs and including the modification of technical specifications and / or terms and conditions governing the bid. All representations / grievances pertaining to the ATC clauses shall be raised with the buyer organization directly and not with GeM. If any of the clause(s) is/are incorporated by the Buyer regarding the following, the bid & resultant contract shall be treated as null & void. Further, GeM reserves the right, at its sole discretion, to cancel the bid forthwith, without issuance of any prior notice or intimation :-

1. Publishing Custom / BOQ bids for items for which regular GeM categories are available (unless such Custom / BOQ item is bunched with the major regular product Category Item).
2. Mandating procurement of / from specific Brand / Make / Model / Manufacturer / Dealer except in case of Single Bid / Proprietary Article Certificate (PAC) Buying.
3. Inclusion of disqualification criteria related to suspension of seller / service provider, where such suspension period has already expired.
4. Mandating submission of documents in physical form as a pre-requisite to qualify bidders.
5. Publishing bids on GeM for procurement of works.
6. Procurement of Goods by creating a Service bid on GeM & vice-versa.
7. Seeking sample with bid or approval of samples during bid evaluation process. However, trial / sample, as the case may be, shall be permitted in cases where trial / sample are allowed as per approved and published procurement policy of the Buyers' controlling Ministry / Department / State / Public Sector Enterprises Headquarters. If there is any violation of trial / sample clause with regard to approved policy of the Buyers' Ministry / Department / State / Public Sector Enterprises Headquarters, then this is to be determined and redressed by the concerned Buyer Organisation only.
8. Seeking experience from specific organization / department / institute only or from foreign / export experience.
9. Creating bid for items from incorrect categories.
10. Reference of conditions published on any external site or reference to external documents/clauses.
11. Asking for any Tender fee / Bid Participation fee, as the case may be.
12. Buyer added ATC Clauses which are in contravention of clauses defined in bid detail section, including specifications, EMD Detail, ePBG Detail and MII and MSE Purchase Preference sections of the bid, unless otherwise allowed by the applicable GeM GTC.
13. Any ATC clause in contravention with GeM GTC Clause 4 (xiii) (h) will be invalid. In case of multiple L1 bidders against a service bid, the buyer shall place the Contract by selection of a bidder amongst the L-1 bidders through a Random Algorithm executed by GeM system.
14. In a category based bid, adding additional items, through buyer added, additional scope of work/ additional terms and conditions/or any other document. If buyer needs more items along with the main item, the same must be added through bunching category based items or by bunching custom catalogues or bunching a BoQ with the main category based item, the same must not be done through ATC or Scope of Work.

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. 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.

All GeM Sellers/Service Providers shall ensure full compliance with all applicable labour laws, including the provisions, rules, schemes and guidelines under the four Labour Codes i.e. the Code on Wages, 2019; the Industrial Relations Code, 2020; the Occupational Safety, Health and Working Conditions Code, 2020; and the Code on Social Security, 2020 as and when notified and brought into force by the Government of India.

For all provisions of the Labour Codes that are pending operationalisation through rules, schemes or notifications, the corresponding provisions of the pre-existing labour enactments (such as The Minimum Wages Act, 1948, The Payment of Wages Act, 1936, The Payment of Bonus Act, 1965, The Equal Remuneration Act, 1976, The Payment of Gratuity Act, 1972, etc. and relevant State Rules) shall continue to remain applicable.

The Seller/ Service Providers shall, therefore, be responsible for ensuring compliance under:

- **All notified and enforceable provisions of the new Labour Codes as mentioned hereinabove; and**
- **All operative provisions of the erstwhile Labour Laws until their complete substitution.**

All obligations relating to wages, social security, safety, working conditions, industrial relations etc. and any other statutory requirements shall be strictly met by the Seller/ Service Provider. Any non-compliance shall constitute a breach of the contract and shall entitle the Buyer to take appropriate action in accordance with the contract and applicable law.

This Bid is governed by the General Terms and Conditions, conditions stipulated in Bid and Service Level Agreement specific to the Service, as the case may be, as provided in the Marketplace.

However, in case of Service, if any condition specified in General Terms and Conditions is contradicted by the conditions stipulated in Service Level Agreement specific to said Service, then it will over-ride the conditions in the General Terms and Conditions.

This Bid is governed by the [सामान्य नियम और शर्तें/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 सामान्य नियम और शर्तें/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.

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।/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.

---धन्यवाद/Thank You---