

Bid Document/ बिड दस्तावेज़

Bid Details/बिड विवरण	
Bid End Date/Time/बिड बंद होने की तारीख/समय	24-03-2025 12:00:00
Bid Opening Date/Time/बिड खुलने की तारीख/समय	24-03-2025 12:30:00
Bid Offer Validity (From End Date)/बिड पेशकश वैधता (बंद होने की तारीख से)	120 (Days)
Ministry/State Name/मंत्रालय/राज्य का नाम	Ministry Of Power
Department Name/विभाग का नाम	Na
Organisation Name/संगठन का नाम	Nhpc Limited
Office Name/कार्यालय का नाम	Contracts Enm Corporate Office Nhpc Ltd Sec33 Fbd
क्रेता ईमेल/Buyer Email	buyer233.nl.hr@gembuyer.in
Total Quantity/कुल मात्रा	8
Item Category/मद केटेगरी	Supply of Static Digital Excitation System as per specifications and scope defined in TS , Supply of Spare parts as per Technical Specification , Total Transportation & Transit Insurance charges for supply portion enroute up to Rangit PS , Dismantling of each unit's existing excitation system& erection, testing& commissioning of new system
GeMARPTS में खोजी गई स्ट्रिंग / Searched Strings used in GeMARPTS	Dismantling of each unit's existing excitation system and erection, testing & commissioning of new static excitation system at Rangit Power Station as per Technical Specifications
GeMARPTS में खोजा गया परिणाम / Searched Result generated in GeMARPTS	Category not available on GeM for the text string uploaded by the buyer
अधिसूचना के लिए चयनित प्रासंगिक श्रेणियाँ / Relevant Categories selected for notification	<ul style="list-style-type: none"> Protected Power supply and Distribution system(PPDS) high performance power supplies Power Generator - DG Set (up to 900 KVA)
Minimum Average Annual Turnover of the bidder (For 3 Years)/बिडर का न्यूनतम औसत वार्षिक टर्नओवर (3 वर्षों का)	251 Lakh (s)
MSE Exemption for Years of Experience and Turnover/ अनुभव के वर्षों से एमएसई छूट	No
Startup Exemption for Years of Experience and Turnover/ अनुभव के वर्षों से स्टार्टअप छूट	No

Bid Details/बिड विवरण	
Document required from seller/विक्रेता से मांगे गए दस्तावेज़	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
Do you want to show documents uploaded by bidders to all bidders participated in bid?/	No
Bid to RA enabled/बिड से रिवर्स नीलामी सक्रिय किया	Yes
RA Qualification Rule	H1-Highest Priced Bid Elimination
Type of Bid/बिड का प्रकार	Two Packet Bid
Primary product category	Supply of Static Digital Excitation System as per specifications and scope defined in TS
Time allowed for Technical Clarifications during technical evaluation/तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय	3 Days
Inspection Required (By Empanelled Inspection Authority / Agencies pre-registered with GeM)	No
Estimated Bid Value/अनुमानित बिड मूल्य	50209000
Evaluation Method/मूल्यांकन पद्धति	Total value wise evaluation
Arbitration Clause	No
Mediation Clause	No

EMD Detail/ईएमडी विवरण

Advisory Bank/एडवाइजरी बैंक	State Bank of India
EMD Amount/ईएमडी राशि	1004000

ePBG Detail/ईपीबीजी विवरण

Advisory Bank/एडवाइजरी बैंक	State Bank of India
ePBG Percentage(%) / ईपीबीजी प्रतिशत (%)	5.00
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 केटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज प्रस्तुत करने हैं। एमएसई केटेगरी 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 :

Payable at Faridabad

As per ITB & SCC

(Nhpc Limited)

Reserved for Make In India products

Reserved for Make In India products	Yes
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MSE Purchase Preference/एमएसई खरीद वरीयता

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

2. Bid reserved for Make In India products: : Procurement under this bid is reserved for purchase from Class 1 local supplier as defined in public procurement (Preference to Make in India), Order 2017 as amended from time to time and its subsequent Orders/Notifications issued by concerned Nodal Ministry for specific Goods/Products. However, eligible micro and small enterprises will be allowed to participate. The minimum local content to qualify as a class 1 local supplier is denoted in the bid document. All bidders must upload a certificate from the OEM regarding the percentage of the local content and the details of locations at which the local value addition is made along with their bid, failing which the bid is liable to be rejected. In case the bid value is more than Rs 10 Crore, the declaration relating to percentage of local content shall be certified by the statutory auditor or cost auditor, if the OEM is a company and by a practicing cost accountant or a chartered accountant for OEMs other than companies as per the Public Procurement (preference to Make-in -India) order 2017 dated 04.06.2020 . In case Buyer has selected Purchase preference to Micro and Small Enterprises clause in the bid, the same will get precedence over this clause.

3. Purchase preference will be given to MSEs having valid Udyam Registration 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. 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. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service and Buyer will decide eligibility for purchase preference based on documentary evidence submitted, while evaluating the bid. 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. F.1/4/2021-PPD dated 18.05.2023 [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.

4. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has no relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid

participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.

5. Reverse Auction would be conducted amongst all the technically qualified bidders except the Highest quoting bidder. The technically qualified Highest Quoting bidder will not be allowed to participate in RA. However, H-1 will also be allowed to participate in RA in following cases:

- If number of technically qualified bidders are only 2 or 3.
- If Buyer has chosen to split the bid amongst N sellers, and H1 bid is coming within N.
- In case Primary product of only one OEM is left in contention for participation in RA on elimination of H-1.
- If L-1 is non-MSE and H-1 is eligible MSE and H-1 price is coming within price band of 15% of Non-MSE L-1
- If L-1 is non-MII and H-1 is eligible MII and H-1 price is coming within price band of 20% of Non-MII L-1

Pre Bid Detail(s)

Pre-Bid Date and Time	Pre-Bid Venue
03-03-2025 15:00:00	Venue: NHPC Limited, Jyoti Sadan, NHPC Office Complex, Sector-33, Faridabad. Pre-bid queries, if any may be sent atleast two days before the date of prebid meeting to General Manager(M), Contracts(E&M), NHPC Limited, Sector-33, Faridabad or by email at kamesh@nhpc.nic.in

Supply Of Static Digital Excitation System As Per Specifications And Scope Defined In TS (3 set)

(Minimum 60% Local Content required for qualifying as Class 1 Local Supplier)

Technical Specifications/तकनीकी विशिष्टियाँ

Buyer Specification Document/क्रेता विशिष्टि दस्तावेज़	Download
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Consignees/Reporting Officer/परेषिती/रिपोर्टिंग अधिकारी and/ तथा Quantity/मात्रा

S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	Quantity/मात्रा	Delivery Days/डिलीवरी के दिन
1	DIBAKAR BISWAL	737111,Rangit Power Station, Rangit Nagar, PS/PO : Hingdam, Distt. - South Sikkim	3	330

Supply Of Spare Parts As Per Technical Specification (1 Lot)

(Minimum 60% Local Content required for qualifying as Class 1 Local Supplier)

Technical Specifications/तकनीकी विशिष्टियाँ

Buyer Specification Document/क्रेता विशिष्टि दस्तावेज़	Download
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Consignees/Reporting Officer/परेषिती/रिपोर्टिंग अधिकारी and/ तथा Quantity/मात्रा

S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	Quantity/मात्रा	Delivery Days/डिलीवरी के दिन
1	DIBAKAR BISWAL	737111,Rangit Power Station, Rangit Nagar, PS/PO : Hingdam, Distt. - South Sikkim	1	330

Total Transportation & Transit Insurance Charges For Supply Portion Enroute Up To Rangit PS (1 Lot)**(Minimum 60% Local Content required for qualifying as Class 1 Local Supplier)****Technical Specifications/तकनीकी विशिष्टियाँ**

Buyer Specification Document/क्रेता विशिष्टि दस्तावेज़	Download
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Consignees/Reporting Officer/परेषिती/रिपोर्टिंग अधिकारी and/ तथा Quantity/मात्रा

S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	Quantity/मात्रा	Delivery Days/डिलीवरी के दिन
1	DIBAKAR BISWAL	737111,Rangit Power Station, Rangit Nagar, PS/PO : Hingdam, Distt. - South Sikkim	1	330

Dismantling Of Each Unit's Existing Excitation System& Erection, Testing& Commissioning Of New System (3 Lot)**(Minimum 60% Local Content required for qualifying as Class 1 Local Supplier)****Technical Specifications/तकनीकी विशिष्टियाँ**

Buyer Specification Document/क्रेता विशिष्टि दस्तावेज़	Download
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Consignees/Reporting Officer/परेषिती/रिपोर्टिंग अधिकारी and/ तथा Quantity/मात्रा

S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	Quantity/मात्रा	Delivery Days/डिलीवरी के दिन
1	DIBAKAR BISWAL	737111,Rangit Power Station, Rangit Nagar, PS/PO : Hingdam, Distt. - South Sikkim	3	330

Buyer added Bid Specific Additional Scope of Work

S.No.क्र.सं .	Document Title	Description	Applicable/रिवर्स प्रभार के अनुसार जीएसटी i.r.o. Items
1	Volume-0_QR_ITB_BOQ and Forms View	Qualification Requirements, Instruction To Bidder, Bill of Quantity and Forms	Supply Of Static Digital Excitation System As Per Specifications And Scope Defined In TS(3),Supply Of Spare Parts As Per Technical Specification(1),Total Transportation & Transit Insurance Charges For Supply Portion Enroute Up To Rangit PS(1),Dismantling Of Each Unit's Existing Excitation System& Erection, Testing& Commissioning Of New System(3)
2	Volume-I _IFB View	Information for Bidder	Supply Of Static Digital Excitation System As Per Specifications And Scope Defined In TS(3),Supply Of Spare Parts As Per Technical Specification(1),Total Transportation & Transit Insurance Charges For Supply Portion Enroute Up To Rangit PS(1),Dismantling Of Each Unit's Existing Excitation System& Erection, Testing& Commissioning Of New System(3)
3	Vol _IIA_GCC View	General Conditions of Contract for Supply & Erection	Supply Of Static Digital Excitation System As Per Specifications And Scope Defined In TS(3),Supply Of Spare Parts As Per Technical Specification(1),Total Transportation & Transit Insurance Charges For Supply Portion Enroute Up To Rangit PS(1),Dismantling Of Each Unit's Existing Excitation System& Erection, Testing& Commissioning Of New System(3)

S.No.क्र.सं .	Document Title	Description	Applicable/रिवर्स प्रभार के अनुसार जीएसटी i.r.o. Items
4	Volume_IIB_SCC View	Special Conditions of Contract	Supply Of Static Digital Excitation System As Per Specifications And Scope Defined In TS(3),Supply Of Spare Parts As Per Technical Specification(1),Total Transportation & Transit Insurance Charges For Supply Portion Enroute Up To Rangit PS(1),Dismantling Of Each Unit's Existing Excitation System& Erection, Testing& Commissioning Of New System(3)
5	Volume-III_ TS View	Technical Specification	Supply Of Static Digital Excitation System As Per Specifications And Scope Defined In TS(3),Supply Of Spare Parts As Per Technical Specification(1),Total Transportation & Transit Insurance Charges For Supply Portion Enroute Up To Rangit PS(1),Dismantling Of Each Unit's Existing Excitation System& Erection, Testing& Commissioning Of New System(3)
6	Volume-IIIA_ GTP View	Guaranteed Technical Particulars	Supply Of Static Digital Excitation System As Per Specifications And Scope Defined In TS(3),Supply Of Spare Parts As Per Technical Specification(1),Total Transportation & Transit Insurance Charges For Supply Portion Enroute Up To Rangit PS(1),Dismantling Of Each Unit's Existing Excitation System& Erection, Testing& Commissioning Of New System(3)
7	Volume_IV_QTS_&_MQ AP View	Quality Testing Specifications and Model Quality Assurance Plan	Supply Of Static Digital Excitation System As Per Specifications And Scope Defined In TS(3),Supply Of Spare Parts As Per Technical Specification(1),Total Transportation & Transit Insurance Charges For Supply Portion Enroute Up To Rangit PS(1),Dismantling Of Each Unit's Existing Excitation System& Erection, Testing& Commissioning Of New System(3)

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

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

1. Generic

OPTION CLAUSE: The Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 % of bid quantity at the time of placement of contract. The purchaser also reserves the right to increase the ordered quantity up to 25% of the contracted quantity during the currency of the contract at the contracted rates. The delivery period of quantity shall commence from the last date of original delivery order and in cases where option clause is exercised during the extended delivery period the additional time shall commence from the last date of extended delivery period. The additional delivery time shall be $(\text{Increased quantity} \div \text{Original quantity}) \times \text{Original delivery period (in days)}$, subject to minimum of 30 days. If the original delivery period is less than 30 days, the additional time equals the original delivery period. The Purchaser may extend this calculated delivery duration up to the original delivery period while exercising the option clause. Bidders must comply with these terms.

2. Forms of EMD and PBG

Bidders can also submit the EMD with Account Payee Demand Draft in favour of

NHPC LIMITED
payable at
FARIDABAD

Bidder has to upload scanned copy / proof of the DD along with bid and has to ensure delivery of hardcopy to the Buyer within 5 days of Bid End date / Bid Opening date.

3. Forms of EMD and PBG

Bidders can also submit the EMD with Banker's Cheque in favour of

NHPC LIMITED
payable at
FARIDABAD

Bidder has to upload scanned copy / proof of the BC along with bid and has to ensure delivery of hardcopy to the Buyer within 5 days of Bid End date / Bid Opening date.

4. Generic

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

5. 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. Generic

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

7. 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](#)

8. Generic

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

- a. Copy of PAN Card.
- b. Copy of GSTIN.

- c. Copy of Cancelled Cheque.
- d. Copy of EFT Mandate duly certified by Bank.

9. **Buyer Added Bid Specific ATC**

Buyer Added text based ATC clauses

The bidder should submit scanned copy of following documents:

- i) Requisite documents as per 'Qualifying Requirements' (Volume-0-QR).
- ii) Declaration as per Annexure-I for No Deviation certificate.
- iii) Self-Declaration regarding Insolvency and Bankruptcy Code 2016 (Annexure-II).
- iv) Undertaking by Bidder towards Anti-profiteering Clause of GST Act/ Rules (Annexure-III).
- v) Declaration as per Annexure-IV for HSN/SA Codes.
- vi) Declaration regarding financial standing of bidder as per Sl. No. 4 of 'Buyer Added Bid Specific Terms and Conditions' (Annexure-V).
- vii) Declaration regarding percentage of local content and details of locations at which the local value addition is made as per Bid document (Annexure -VI).
- viii) Details of Past Experience as per Annexure- VII of Bid Document.
- ix) Declaration regarding Banning of Business Dealings as per Annexure-VIII.
- x) **Bid Security (Earnest Money):**

The bidder shall furnish, as part of the bid, Earnest Money, for the amount specified in the bidding data either in the form of Demand draft in favour of 'NHPC Limited', payable at Faridabad or irrevocable Bank Guarantee valid for a period of 90 days, beyond the validity period of the bid issued by any Indian Nationalized Bank/ Scheduled Commercial Bank in the prescribed format (as per Annexure-A of ITB) or irrevocable Insurance Surety Bond valid for a period of ninety (90) days beyond the validity period of the bid issued by any Indian Insurance company registered under Insurance Act,1938 or as amended from time to time and approved by the Insurance regulatory development authority of India (IRDAI) in the prescribed format (Annexure-B of ITB). Earnest Money if submitted by the bidder in the form of Bank Guarantee/Insurance Surety Bond, the original Bank Guarantee/ Insurance Surety Bond shall be submitted along with the bid. However, the issuing Bank/ Insurance Company shall submit an unstamped duplicate copy of Bank Guarantees/ Insurance Surety Bond directly by registered post (A.D.) to the Employer (authority inviting tenders) with a forwarding letter.

However, in case Earnest money has been submitted by the bidder in the form of Demand draft, the information relating to particulars of the bidder's Bank shall be submitted by the bidder along with the bid in the ECS form attached as Annexure-C of ITB. The earnest money of unsuccessful bidders shall be remitted by the Employer in the above account through ECS mode.

Bidder shall submit requisite EMD related documents like Demand Draft/ Insurance Surety Bond/ Bank Guarantee to Sh. Kamesh Kumar Chaudhary, General Manager (Mech.) Contracts (E&M) Division, Jyoti Sadan, 2nd Floor, NHPC Limited, Sector-33, Faridabad (Haryana)-121003.

- xi) Integrity Pact duly signed & stamped as per format uploaded in the bid document.

To improve transparency and fairness in the tendering process the Employer is implementing Integrity Pact.

The Integrity Pact, signed by all the prospective Bidders and the Employer, shall commit the persons/ officials of both the parties, not to exercise any corrupt/ fraudulent/ collusive/ coercive practices in the Tendering process and also during implementation of the Contract. Only those Bidders who have entered into Integrity Pact with the Employer shall be eligible to participate in the bidding process. Entering into Integrity Pact as per Performance (Attached in ATC) is a basic qualifying requirement.

To oversee the compliance of obligation under the Integrity Pact, Dr. Vinod Aggarwal, IAS (Retd.) & Shri Prabhash Singh, ITS (Retd.) have been appointed as Independent External Monitor (IEM) by the Employer. The Contact address of IEMs are as under:

Sl. No.	Name	Contact Address
i)	Dr. Vinod Aggarwal, IAS (Retd.)	B-103, Sarvodaya Enclave, 2nd Floor, New Delhi-110017 E-mail: arsv50@gmail.com

ii)	Shri Prabhash Singh, ITS (Retd.), CES (Retd.)	E7 M702, Housing Board Colony, Arera Colony, Bhopal, Madhya Pradesh-462016 E-mail: srgmhrbpl@gmail.com
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Pre-Contract Integrity Pact is to be executed on plain paper at the time of submission of Bid. The Successful bidder (Contractor) shall submit duly executed Integrity Pact on non-judicial stamp paper of appropriate value prior to signing of Contract agreement.

Note: In case of any change in IEMs or Contact address, same may be updated at the time of tendering/award.

xii) Site Visit (Optional): The Bidder is advised to visit and examine the site where the facilities are to be installed and its surroundings and obtain for itself, on its own responsibility, all information that may be necessary for preparing the Bid and entering into a Contract for supply and installation of the facilities. The costs of visiting the site shall be borne solely by the Bidder.

The Bidder and any of its personnel or agents will be granted permission by the NHPC to enter upon premises and lands for the purpose of such inspection, but only upon the express condition that the Bidder, its personnel and agents will release and indemnify the NHPC and its personnel and agents from and against all liability in respect thereof and shall be responsible for death or personal injury, loss of or damage to property and any other loss, damage, costs and expenses incurred as a result of the inspection.

(A format regarding CERTIFICATION OF THE SITE VISIT BY THE BIDDER to be submitted as per enclosed proforma [Attachment-1 to ITB]).

10. **Buyer Added Bid Specific ATC**

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

11. **Service & Support**

Dedicated /toll Free Telephone No. for Service Support : BIDDER/OEM must have Dedicated/toll Free Telephone No. for Service Support.

12. **Service & Support**

Escalation Matrix For Service Support : Bidder/OEM must provide Escalation Matrix of Telephone Numbers for Service Support.

13. **Generic**

Malicious Code Certificate:

The seller should upload following certificate in the bid:-

(a) This is to certify that the Hardware and the Software being offered, as part of the contract, does not contain Embedded Malicious code that would activate procedures to :-

- (i) Inhibit the desires and designed function of the equipment.
- (ii) Cause physical damage to the user or equipment during the exploitation.
- (iii) Tap information resident or transient in the equipment/network.

(b) The firm will be considered to be in breach of the procurement contract, in case physical damage, loss of information or infringements related to copyright and Intellectual Property Right (IPRs) are caused due to activation of any such malicious code in embedded software.

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. If any clause(s) is / are incorporated by the Buyer regarding following, the bid and resultant contracts shall be treated as null and void and such bids may be cancelled by GeM at any stage of bidding process without any notice:-

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. (However, in bids for [attached categories](#), trials are allowed as per approved procurement policy of the buyer nodal Ministries)
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.

All GeM Sellers / Service Providers are mandated to ensure compliance with all the applicable laws / acts / rules including but not limited to all Labour Laws 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. Any non-compliance will be treated as breach of contract and Buyer may take suitable actions as per GeM Contract.

[This Bid is also governed by the General Terms and Conditions/ यह बिड सामान्य शर्तों के अंतर्गत भी शासित है](#)

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---