



Bid Number/बोली क्रमांक (बिड संख्या)[:] GEM/2024/B/5627348 Dated/दिनांक : 21-11-2024

Bid Document/ बिड दस्तावेज़

Bid Details/बिड विवरण		
Bid End Date/Time/बिड बंद होने की तारीख/समय 12-12-2024 15:00:00		
Bid Opening Date/Time/बिंड खुलने की तारीख/समय	12-12-2024 15:30:00	
Bid Offer Validity (From End Date)/बिड पेशकश वैधता (बंद होने की तारीख से)	180 (Days)	
Ministry/State Name/मंत्रालय/राज्य का नाम	Pmo	
Department Name/विभाग का नाम	Department Of Atomic Energy	
Organisation Name/संगठन का नाम	Uranium Corporation Of India Limited	
Office Name/कार्यालय का नाम	Jaduguda	
Total Quantity/कुल मात्रा	4	
ltem Category/मद केटेगरी	Split Air Conditioner Including Green AC, Wall Mount Type (V2) (Q2)	
Minimum Average Annual Turnover of the bidder (For 3 Years)/बिडर का न्यूनतम औसत वार्षिक टर्नओवर (3 वर्षों का)	1 Lakh (s)	
OEM Average Turnover (Last 3 Years) मूल उपकरण निर्माता का औसत दर्नओवर (गत 3 वर्षों का)	2 Lakh (s)	
Years of Past Experience Required for same/similar service/उन्हीं/समान सेवाओं के लिए अपेक्षित विगत अनुभव के वर्ष	1 Year (s)	
MSE Exemption for Years Of Experience/अनुभव के वर्षों से एमएसई छूट/ and Turnover/टर्नओवर के लिए एमएसई को छूट प्राप्त है	Yes	
Startup Exemption for Years Of Experience/अनुभव के वर्षों से स्टार्टअप छूट/ and Turnover/ टर्नओवर के लिए स्टार्टअप को छूट प्राप्त है	Yes	
Document required from seller/विक्रेता से मांगे गए दस्तावेज़	Experience Criteria, Past Performance, Bidder Turnover, Certificate (Requested in ATC), OEM Annual 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	

MII Purchase Preference/एमआईआई खरीद वरीयता No	Bid C	Oetails/बिङ विवरण		
Bid to RA enabled/बिंड से रिवर्स नीलामी सक्रिय किय Type of Bid/बिंड का प्रकार Primary product category Time allowed for Technical Clarifications during technical evaluation/तकनीकी मृत्यांकन के दीयन तकनीकी स्पष्टीकरण हेतु अनुमत समय Inspection Required (By Empanelled Inspection Authority / Agencies preregistered with GeM) Evaluation Method/मृत्यांकन पद्धति Arbitration Clause Mo Mediation Clause Mo PepBG Detail/ईएमडी विवरण Required/आवश्यकता Mo MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमएसई खरीद वरीयता MII Purchase Preference/एमएसई खरीद वरीयता MII Purchase Preference/एमएसई खरीद वरीयता	by bidders to all bidders participated in	Yes		
Type of Bid/बिंड क प्रकार Primary product category Time allowed for Technical Clarifications during technical evaluation/तकनीकी मृत्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय Inspection Required (By Empanelled Inspection Authority / Agencies preregistered with GeM) Evaluation Method/मृत्यांकन पदित Arbitration Clause Mo Mo EMD Detail/ईएमडी विवरण Required/आवश्यकता Required/आवश्यकता MI Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमएसई खरीद वरीयता	Past Performance/विगत प्रदर्शन	30 %		
Primary product category Split Air Conditioner Including Green AC, Wall Mount Type (V2) Time allowed for Technical Clarifications during technical evaluation/तकनीकी मृत्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय Inspection Required (By Empanelled Inspection Authority / Agencies pre- registered with GeM) Evaluation Method/मृत्यांकन पदित Total value wise evaluation Arbitration Clause No Mediation Clause No PAD Detail/ईएमडी विवरण Required/आवश्यकता No MI Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता MSE Purchase Preference/एमएसई खरीद वरीयता	Bid to RA enabled/बिड से रिवर्स नीलामी सक्रिय किया	No		
Time allowed for Technical Clarifications during technical evaluation/तकनीकी मृत्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय Inspection Required (By Empanelled Inspection Authority / Agencies preregistered with GeM) Evaluation Method/मृत्यांकन पद्धित Total value wise evaluation Arbitration Clause No Mediation Clause No EMD Detail/ईएमडी विवरण Required/आवश्यकता No Required/आवश्यकता No MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता No MSE Purchase Preference/एमएसई खरीद वरीयता	Type of Bid/बिंड का प्रकार	Two Packet Bid		
during technical evaluation/तकनीकी मृल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय Inspection Required (By Empanelled Inspection Authority / Agencies preregistered with GeM) Evaluation Method/मृल्यांकन पद्धति Arbitration Clause No Mediation Clause No Pepp Detail/ईएमडी विवरण Required/आवश्यकता Required/आवश्यकता No MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता MISE Purchase Preference/एमएसई खरीद वरीयता	Primary product category			
Inspection Authority / Ágencies preregistered with GeM) Evaluation Method/मृल्यांकन पद्धति Arbitration Clause No Mediation Clause No Required/आवश्यकता Required/आवश्यकता Required/आवश्यकता No MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एममआईआई खरीद वरीयता MSE Purchase Preference/एमएसई खरीद वरीयता	during technical evaluation/तकनीकी मूल्यांकन के	2 Days		
Mediation Clause Mo EMD Detail/ईएमडी विवरण Required/आवश्यकता No PBG Detail/ईपीबीजी विवरण Required/आवश्यकता No MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता MSE Purchase Preference/एमएसई खरीद वरीयता	Inspection Authority / Agencies pre-	No		
Mediation Clause EMD Detail/ईएमडी विवरण Required/आवश्यकता No PBG Detail/ईपीबीजी विवरण Required/आवश्यकता No MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमएसई खरीद वरीयता No MSE Purchase Preference/एमएसई खरीद वरीयता	Evaluation Method/मूल्यांकन पद्धति	Total value wise evaluation		
Required/आवश्यकता No PBG Detail/ईपीबीजी विवरण Required/आवश्यकता No MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता MSE Purchase Preference/एमएसई खरीद वरीयता	Arbitration Clause	No		
Required/आवश्यकता PBG Detail/ईपीबीजी विवरण Required/आवश्यकता No MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता No MSE Purchase Preference/एमएसई खरीद वरीयता	Mediation Clause	No		
PBG Detail/ईपीबीजी विवरण Required/आवश्यकता No MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता No MSE Purchase Preference/एमएसई खरीद वरीयता	EMD Detail/ईएमडी विवरण			
Required/आवश्यकता No MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता No MSE Purchase Preference/एमएसई खरीद वरीयता	Required/आवश्यकता	No		
MII Purchase Preference/एमआईआई खरीद वरीयता MII Purchase Preference/एमआईआई खरीद वरीयता No MSE Purchase Preference/एमएसई खरीद वरीयता	ePBG Detail/ईपीबीजी विवरण			
MII Purchase Preference/एमआईआई खरीद वरीयता MSE Purchase Preference/एमएसई खरीद वरीयता	Required/आवश्यकता	No		
MSE Purchase Preference/एमएसई खरीद वरीयता	MII Purchase Preference/एमआईआई खरीद वरीयता			
	MII Purchase Preference/एमआईआई खरीद वरीयता No			
MSE Purchase Preference/एमएसई खरीद वरीयता Yes	MSE Purchase Preference/एमएसई खरीद वरीयता			
	MSE Purchase Preference/एमएसई खरीद वरीयता	Yes		

1. If the bidder is a Micro or Small Enterprise as per latest definitions under MSME rules, the bidder shall be exempted from the requirement of "Bidder Turnover" criteria and "Experience Criteria" subject to meeting of quality and technical specifications. If the bidder is OEM of the offered products, it would be exempted from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. In case any bidder is seeking exemption from Turnover / Experience Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer.

- 2. If the bidder is a Startup, the bidder shall be exempted from the requirement of "Bidder Turnover" criteria and "Experience Criteria" subject to their meeting of quality and technical specifications. If the bidder is OEM of the offered products, it would be exempted from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. In case any bidder is seeking exemption from Turnover / Experience Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer.
- 3. 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.
- 4. Experience Criteria: In respect of the filter applied for experience criteria, the Bidder or its OEM {themselves or through reseller(s)} should have regularly, manufactured and supplied same or similar Category Products to any Central / State Govt Organization / PSU for number of Financial years as indicated above in the bid document before the bid opening date. Copies of relevant contracts to be submitted along with bid in support of having supplied some quantity during each of the Financial year. In case of bunch bids, the category of primary product having highest value should meet this criterion.
- 5. OEM Turn Over Criteria: The minimum average annual financial turnover of the OEM of the offered product during the last three years, ending on 31st March of the previous financial year, should be as indicated 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 OEM 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.
- 6. 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 25% (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.
- 7. Past Performance: The Bidder or its OEM {themselves or through re-seller(s)} should have supplied same or similar Category Products for 30% of bid quantity, in at least one of the last three Financial years before the bid opening date to any Central / State Govt Organization / PSU. Copies of relevant contracts (proving supply of cumulative order quantity in any one financial year) to be submitted along with bid in support of quantity supplied in the relevant Financial year. In case of bunch bids, the category related to primary product having highest bid value should meet this criterion.

Split Air Conditioner Including Green AC, Wall Mount Type (V2) (2 pieces)

Bis Required	Yes

Technical Specifications/तकनीकी विशिष्टियाँ

* जेम केटेगरी विशिष्टि के अनुसार / As per GeM Category Specification

Specification	Specification Name/विशिष्टि का नाम	Bid Requirement/बिड के लिए आवश्यक (Allowed Values)/अनुमत मूल्य	
Description/Applicati on	Description	Split Air Conditioner Including Green AC, Wall Mount Type	
	Application	A Split air conditioner is used for cooling (cooling and dehumidification during cooling mode) or cooling & heating (cooling and dehumidification during cooling mode, and heating during heating mode) in offices etcareas.	
Generic	Classification By Function	Cooling Only	
	Nominal Marketing Cooling Capacity (in Ton) {Hint: 1 Ton= 3000 Kcal/Hr, Tolerance +/-10%}	2 Ton	
	Star Rating (ISEER value range)	5 Star (ISEER value from >=5 to <=5.5)	
	Compressor Type as per BEE Star Rating Label	Inverter AC - Variable Speed	
Refrigerants	Eco-friendly Refrigerant	Yes	
	Refrigerant Ozone Depletion Potential is Zero	Yes	
Green AC Related Environment Friendly Requirement	Compliance to Green AC related environmental friendly features complied	No	
Features/Accessories Salient Features/Remote Control Features		Power Saving Mode, Auto Clean Mode, Self Diagnosis Mode, Quiet Mode, Dry Mode, Cool Mode, Fan Mode, Air Swing, Timer, Sleep Mode, Auto Off, Fan Speed Control, Power(On-Off), Temperature Up/Down	
	Salient Accessories	1 m (PVC Insulated sheathed cables as per IS:694), 3 m Refrigerant Copper pipe set + connecting cable (Installation Kit), Remote, User Manual, Warranty card	
Warranty/Service Comprehensive Warranty on Air Conditioner/Machine (in years)		1	
	Warranty on Compressor (in years)	10 Or higher	
	Optional Warranty on PCB	Same as machine warranty, 5 years Or higher	
	Installation/Commissioning	With Free Standard Installation Commissioning Or higher	
	Number of free services during the Comprehensive Warranty on Air Conditioner/Machine	2 services per year, 4 services per year Or higher	
	Turn Around Time (TAT) After Sales Service Calls	24 hours for Capital Cities (State Capitals)/48 hours for District place (Municipal Corporation Cities)/72 hours for Rural (Gram Panchayat) Or higher	

Specification	Specification Name/विशिष्टि का नाम	Bid Requirement/बिड के लिए आवश्यक (Allowed Values)/अनुमत मूल्य	
	Other Services Provided (Inclusive in the scope of supply)	NA	
Buyer Specific Requirement	Optional Accessories/Work Required (inclusive in the scope of supply)	NA	
	Optional Extended Comprehensive Warranty on Air Conditioner/Machine Effective After Standard Warranty (inclusive in the scope of supply) (in years)	NA	
Certifications	Mandatory compliance / conformity to relevant ISS	As per IS 1391 (Part 2)-Latest and as per Gazette Notification no. S.O. 3897(E) dated,29th October 2019 and as per BEE Notification dated 19th April 2022	

Additional Specification Documents/अतिरिक्त विशिष्टि दस्तावेज़

Applicable Specification Document	<u>View</u>
Applicable Drawing Document	<u>View</u>
Verified and Signed Tp document	<u>View</u>

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	Supriyo Sarkar	832102,UCIL JADUGUDA STORE CHIEF SUPERINTENDENT STORE AT/PO-JADUGUDA MINES MAIN BUILDING URANIUM CORPORATION OF INDIA LTD Ph No: 9431139916	2	90

Split Air Conditioner Including Green AC, Wall Mount Type (V2) (2 pieces)

Bis Required	Yes
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Technical Specifications/तकनीकी विशिष्टियाँ

* जेम केटेगरी विशिष्टि के अनुसार / As per GeM Category Specification

Specification	Specification Name/विशिष्टि का नाम	Bid Requirement/बिंड के लिए आवश्यक (Allowed Values)/अनुमत मूल्य		
Description/Applicati on	Description	Split Air Conditioner Including Green AC, Wall Mount Type		
	Application	A Split air conditioner is used for cooling (cooling and dehumidification during cooling mode) or cooling & heating (cooling and dehumidification during cooling mode, and heating during heating mode) in offices etc areas.		
Generic	Classification By Function	Cooling Only		
	Nominal Marketing Cooling Capacity (in Ton) {Hint: 1 Ton= 3000 Kcal/Hr, Tolerance +/-10%}	1.5 Ton		
	Star Rating (ISEER value range)	5 Star (ISEER value from >=5 to <=5.5)		
	Compressor Type as per BEE Star Rating Label	Inverter AC - Variable Speed		
Refrigerants	Eco-friendly Refrigerant	Yes		
	Refrigerant Ozone Depletion Potential is Zero	Yes		
Green AC Related Environment Friendly Requirement	Compliance to Green AC related environmental friendly features complied	No		
Features/Accessories	Salient Features/Remote Control Features	Turbo Mode, Dehumidification Mode, Power Saving Mode, Self Diagnosis Mode, Dry Mode, Cool Mode, Fan Mode, Air Swing, Timer, Sleep Mode, Auto Off, Fan Speed Control, Power(On-Off), Temperature Up/Down		
	Salient Accessories	1 m (PVC Insulated sheathed cables as per IS:694), 3 m Refrigerant Copper pipe set + connecting cable (Installation Kit), Remote, User Manual, Warranty card		
Warranty/Service	Comprehensive Warranty on Air Conditioner/Machine (in years)	1		
	Warranty on Compressor (in years)	10 Or higher		
	Optional Warranty on PCB	Same as machine warranty, 5 years Or higher		
	Installation/Commissioning	With Free Standard Installation Commissioning Or higher		
	Number of free services during the Comprehensive Warranty on Air Conditioner/Machine	2 services per year, 4 services per year Or higher		

Specification	Specification Name/विशिष्टि का नाम	Bid Requirement/बिंड के लिए आवश्यक (Allowed Values)/अनुमत मूल्य	
	Turn Around Time (TAT) After Sales Service Calls	48 hours for Capital Cities (State Capitals)/72 hours for District place (Municipal Corporation Cities)/120 hours for Rural (Gram Panchayat), 24 hours for Capital Cities (State Capitals)/48 hours for District place (Municipal Corporation Cities)/72 hours for Rural (Gram Panchayat) Or higher	
	Other Services Provided (Inclusive in the scope of supply)	24*7 Customer Online Service, Demonstration of features & functioning and setting-up of split air conditioner at consignees place	
Buyer Specific Requirement	Optional Accessories/Work Required (inclusive in the scope of supply)	NA	
	Optional Extended Comprehensive Warranty on Air Conditioner/Machine Effective After Standard Warranty (inclusive in the scope of supply) (in years)	NA	
Certifications	Mandatory compliance / conformity to relevant ISS	As per IS 1391 (Part 2)-Latest and as per Gazette Notification no. S.O. 3897(E) dated,29th October 2019 and as per BEE Notification dated 19th April 2022	

Additional Specification Documents/अतिरिक्त विशिष्टि दस्तावेज़

Applicable Specification Document	<u>View</u>
Applicable Drawing Document	<u>View</u>
Verified and Signed Tp document	<u>View</u>

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
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S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	Quantity/मात्रा	Delivery Days/डिलीवरी के दिन
1	Supriyo Sarkar	832102,UCIL JADUGUDA STORE CHIEF SUPERINTENDENT STORE AT/PO-JADUGUDA MINES MAIN BUILDING URANIUM CORPORATION OF INDIA LTD Ph No: 9431139916		90

Special terms and conditions-Version:1 effective from 01-05-2024 for category Split Air Conditioner Including Green AC, Wall Mount Type (V2)

1. As per latest Version of STC document "STC- Split Air Conditioner Including Green AC, Wall Mount Type (V2)" available at the time of bid creation.

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

1. Scope of Supply

Scope of supply (Bid price to include all cost components) : Supply Installation Testing and Commissioning of Goods

2. 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.

3. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

- 1) Subsequent to bid opening, if it is found that bids submitted by related parties in which there seems to be collusion are liable to be rejected. Parties are considered to be related if one party has the ability to con trol the other party or exercise significant influence over the other party in making financial and / or operat ing decision.
- 2) Bidders shall submit their offer strictly as per specification and scope given in the bid failing which their offer will liable to be rejected. Conditional offer will also liable to be rejected.
- 3) Material is required to be supplied on FOR-destination duly unloaded & insured basis.
- 4) Deviation of Order quantity: Up to 10% variations in the execution of purchase order of the total order value for sanctioned order value is allowed without issue of amendment / revision in the pur chase order.

4. Past Project Experience

Proof for Past Experience

Proof for Past Experience and Project Experience clause: For fulfilling the experience criteria any one of the following documents may be considered as valid proof for meeting the experience criteria:a. Contract copy along with Invoice(s) with self-certification by the bidder that service/supplies against the invoices have been executed.b. Execution certificate by client with contract value.c. Any other document in support of contract execution like Third Party Inspection release note, etc.Proof for Past Experience and Project Experience clause: For fulfilling the experience criteria any one of the following documents may be considered as valid proof for meeting the experience criteria:a. Contract copy along with Invoice(s) with self-certification by the bidder that service/supplies against the invoices have been executed.b. Execution

certificate by client with contract value.c. Any other document in support of contract execution like Third Party Inspection release note, etc.

5. Inspection

Nominated Inspection Agency: On behalf of the Buyer organization, any one of the following Inspection Agency would be conducting inspection of stores before acceptance: Pre-dispatch Inspection at Seller Premises (applicable only if pre-dispatch inspection clause has been selected in ATC):

Not Required

Post Receipt Inspection at consignee site before acceptance of stores: carried out by concerned user at our store/site and it will be final and binding for supplier.

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

- 1. The Seller shall not assign the Contract in whole or part without obtaining the prior written consent of buyer.
- 2. The Seller shall not sub-contract the Contract in whole or part to any entity without obtaining the prior written consent of buyer.
- 3. The Seller shall, notwithstanding the consent and assignment/sub-contract, remain jointly and severally liable and responsible to buyer together with the assignee/ sub-contractor, for and in respect of the due performance of the Contract and the Sellers obligations there under.

8. Generic

Without prejudice to Buyer's right to price adjustment by way of discount or any other right or remedy available to Buyer, Buyer may terminate the Contract or any part thereof by a written notice to the Seller, if

- i) The Seller fails to comply with any material term of the Contract.
- ii) The Seller informs Buyer of its inability to deliver the Material(s) or any part thereof within the stipulated Delivery Period or such inability otherwise becomes apparent.
- iii) The Seller fails to deliver the Material(s) or any part thereof within the stipulated Delivery Period and/or to replace/rectify any rejected or defective Material(s) promptly.
- iv) The Seller becomes bankrupt or goes into liquidation.
- v) The Seller makes a general assignment for the benefit of creditors.
- vi) A receiver is appointed for any substantial property owned by the Seller.
- vii) The Seller has misrepresented to Buyer, acting on which misrepresentation Buyer has placed the Purchase Order on the Seller.

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 <u>attached categories</u>, 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.

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---