

बिड दस्तावेज़ / Bid Document

बिड विवरण/Bid Details	
बिड बंद होने की तारीख/समय /Bid End Date/Time	21-02-2026 10:00:00
बिड खुलने की तारीख/समय /Bid Opening Date/Time	21-02-2026 10:30:00
बिड पेशकश वैधता (बंद होने की तारीख से)/Bid Offer Validity (From End Date)	70 (Days)
मंत्रालय/राज्य का नाम/Ministry/State Name	Ministry Of Steel
विभाग का नाम/Department Name	Steel Authority Of India Limited
संगठन का नाम/Organisation Name	Rourkela Steel Plant
कार्यालय का नाम/Office Name	Materials Management Purchase
कुल मात्रा/Total Quantity	1
वस्तु श्रेणी /Item Category	PROCUREMENT OF HT (372KW) MOTOR
GeMARPTS में खोजी गई स्ट्रिंग्स / Searched Strings used in GeMARPTS	MTR,3.3KV,DC355F,S1,B3,1400RPM,372KW,IE3
GeMARPTS में खोजा गया परिणाम / Searched Result generated in GeMARPTS	High End Desktop Computer, Nitrile Coated/Nitrile Hand Gloves (V2), Line Operated Three Phase AC Motors (Induction Motor) ISI Marked To IS 12615, Entry and Mid Level Desktop Computer, Sofa (V3), Multipara Monitor - Low End, XLPE Cable for Working Voltages up to and Including 1.1 KV as per IS 7098 (Part 1), Interactive Panels with CPU, All in One PC (V2), Mobile Storage Compactors
अधिसूचना के लिए चयनित प्रासंगिक श्रेणियाँ / Relevant Categories selected for notification	<ul style="list-style-type: none"> • Induction Motor as per IS 12615, IS 325
एमएसएमई के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है/MSE Relaxation for Years of Experience and Turnover	No
स्टार्टअप के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है /Startup Relaxation for Years of Experience and Turnover	No
विक्रेता से मांगे गए दस्तावेज़/Document required from seller	Experience Criteria,Certificate (Requested in ATC),OEM Authorization Certificate *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

बिड विवरण/Bid Details	
क्या आप निविदाकारों द्वारा अपलोड किए गए दस्तावेजों को निविदा में भाग लेने वाले सभी निविदाकारों को दिखाना चाहते हैं? संदर्भ मेनू है/Do you want to show documents uploaded by bidders to all bidders participated in bid?	No
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	7
ऑटो एक्सटेंशन अधिकतम कितनी बार किया जाना है। / Number of Auto Extension count	1
बिड से रिवर्स नीलामी सक्रिय किया/Bid to RA enabled	Yes
रिवर्स नीलामी योग्यता नियम/RA Qualification Rule	H1-Highest Priced Bid Elimination
क्रेता के लिए उपलब्ध आईटीसी/ITC available to buyer	Yes
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	2 Days
निरीक्षण आवश्यक (सूचीबद्ध निरीक्षण प्राधिकरण /जेम के साथ पूर्व पंजीकृत एजेंसियों द्वारा)/Inspection Required (By Empanelled Inspection Authority / Agencies pre-registered with GeM)	No
मूल्यांकन पद्धति/Evaluation Method	Total value wise evaluation
मध्यस्थता खंड/Arbitration Clause	No
सुलह खंड/Mediation Clause	No

ईएमडी विवरण/EMD Detail

आवश्यकता/Required	No
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ईपीबीजी विवरण /ePBG Detail

आवश्यकता/Required	No
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बोली विभाजन लागू नहीं किया गया/ Bid splitting not applied.

एमआईआई खरीद वरीयता / MII Purchase Preference

एमआईआई खरीद वरीयता / MII Purchase Preference	Yes
मेक इन इंडिया विक्रेताओं को खरीद में प्राथमिकता, यदि उनका मूल्य L1+X% तक की सीमा में है / Purchase Preference to MII sellers available upto price within L1+X%	20
मेक इन इंडिया खरीद में प्राथमिकता के लिए बिड की मात्रा का अधिकतम प्रतिशत / Maximum Percentage of Bid quantity for MII purchase preference	50
सार्वजनिक खरीद (मेक-इन-इंडिया को प्राथमिकता) आदेश 2017 के अनुसार केवल क्लास 1/क्लास 2 के स्थानीय आपूर्तिकर्ताओं को ही भागीदारी की अनुमति है दिनांक 16.09.2020 (समय-समय पर संशोधित एवं लागू) / Allow participation only from Class 1/Class 2 local suppliers as per the Public procurement(Preference to Make-in-india) order 2017 date 16.09.2020(as amended and applicable time to time)	Yes, in compliance with the MII ORDER : DPIIT Order(as amended and applicable time to time)

एमएसई खरीद वरीयता/MSE Purchase Preference

एमएसई खरीद वरीयता/MSE Purchase Preference	Yes
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माताओं को खरीद में प्राथमिकता, यदि उनका मूल्य L1+X% तक की सीमा में हो / Purchase Preference to MSE OEMs available upto price within L1+X%	15
सूक्ष्म और लघु उद्यम को खरीद में प्राथमिकता के लिए बिड की मात्रा का अधिकतम प्रतिशत / Maximum Percentage of Bid quantity for MSE purchase preference	25

1. Preference to Make In India products (For bids < 200 Crore):Preference shall be given to 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. The minimum local content to qualify as a Class 1 local supplier is denoted in the bid document. If the bidder wants to avail the Purchase preference, the bidder 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 no purchase preference shall be granted. 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. Only Class-I and Class-II Local suppliers as per MII order dated 4.6.2020 will be eligible to bid. Non - Local suppliers as per MII order dated 04.06.2020 are not eligible to participate. However, eligible micro and small enterprises will be allowed to participate .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.

2. 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.

3. 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

If the buyer has mentioned MSE purchase preference in ATC then service provider is required to upload necessary documents for MSE purchase preference for verification by the buyer during evaluation.

PROCUREMENT OF HT (372KW) MOTOR (1 pieces)

(क्रमशः श्रेणी 1 और श्रेणी 2 के स्थानीय आपूर्तिकर्ता के रूप में अर्हता प्राप्त करने के लिए आवश्यक/Minimum 50% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively)

तकनीकी विशिष्टियाँ /Technical Specifications

क्रेता विशिष्टि दस्तावेज़ /Buyer Specification Document	Download
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इनपुट कर क्रेडिट(आईटीसी) तथा रिवर्स प्रभार (आरसीएम)/Input Tax Credit(ITC) and Reverse Charge(RCM) Details

जीएसटी पर इनपुट कर क्रेडिट /ITC on GST	जीएसटी उपकर कर क्रेडिट /ITC on GST Cess
100%	NA

परेषिती/रिपोर्टिंग अधिकारी तथा मात्रा/Consignees/Reporting Officer and Quantity

क्र.सं./S.N o.	परेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	मात्रा /Quantity	डिलीवरी के दिन/Delivery Days
1	Mrutyunjaya Swain	758037,SAIL-RSP BOLANI ORES MINES, BOLANI	1	180

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

1. **Generic**

OPTION CLAUSE: The Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 percent 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. **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 %.

3. **Generic**

Data Sheet of the product(s) offered in the bid, are to be uploaded along with the bid documents. Buyers can match and verify the Data Sheet with the product specifications offered. In case of any unexplained mismatch of technical parameters, the bid is liable for rejection.

4. **Generic**

Supplier shall ensure that the Invoice is raised in the name of Consignee with GSTIN of Consignee only.

5. **Generic**

While generating invoice in GeM portal, the seller must upload scanned copy of GST invoice and the screenshot of GST portal confirming payment of GST.

6. **Generic**

The seller is required to print logo as per buyer's requirement.

7. **Scope of Supply**

Scope of supply (Bid price to include all cost components) : Only supply of Goods

8. **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):

N/A

Post Receipt Inspection at consignee site before acceptance of stores:
AT CENTRAL STORES, BOLANI ORES MINES- SAIL BY USER DEPARTMENT

9. **Buyer Added Bid Specific ATC**

Buyer Added text based ATC clauses

SPECIAL TERMS & CONDITIONS:

1. HT MOTOR SHALL BE AS PER THE DETAILED TECHNICAL PARTICULARS MENTIONED IN THE UCS CODE.
2. TEST CERTIFICATE OF HT MOTOR HAVE TO BE SUBMITTED ALONG WITH THE MATERIALS.
3. RATES SHALL BE ALL INCLUSIVE F.O.R. DESTINATION (BOLANI ORES MINES, ODISHA) BASIS.
5. ON ISSUE OF PO, DETAILED GA DIAGRAM/DRAWINGS AND TECHNICAL PARTICULARS OF THE HT MOTOR SHALL BE SUBMITTED WITHIN 15 DAYS FROM THE DATE OF ISSUE OF PO, WHICH SHALL BE APPROVED BY BOM, SAIL WITHIN 15 DAYS IF FOUND CORRECT AND ACCEPTABLE, FOR MANUFACTURING/SUPPLYING THE LOT.

INSPECTION TERM:

INSPECTION SHALL BE DONE AFTER DELIVERY OF MATERIAL AT BOLANI ORES MINES - STORES

GURANTEE CLAUSE:

18 MONTHS FROM THE DATE OF SUPPLY OR 12 MONTHS FROM THE DATE OF COMMISSIONING WHICHEVER IS EARLIER

DELIVERY LOCATION:

CENTRAL STORES, BOLANI ORES MINES, SAIL

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PRICE VARIATION CLAUSE:

THE PRICES TO REMAIN FIRM TILL THE COMPLETION OF THE DELIVERY.

PACKAGING CLAUSE:

TO BE PACKED WITH SUITABLE STANDARD PACKAGING TO AVOID ANY DAMAGE DURING TRANSIT.

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ELIGIBILITY CRITERIA: -

1.THE BIDDER SHOULD BE THE MANUFACTURER [OEM] OF THE QUOTED HT MOTOR OR THE BIDDER SHOULD BE MANUFACTURER'S [OEM] AUTHORIZED DEALER/CHANNEL PARTNER/AUTHORIZED AGENCY.

IN CASE, MANUFACTURER'S [OEM] AUTHORIZED DEALER/CHANNEL PARTNER/AUTHORIZED AGENCY IS SUBMITTING AN OFFER, (BID SPECIFIC)AUTHORIZATION FROM THE MANUFACTURER [OEM] MUST BE SUBMITTED.

2.PREVIOUS EXPERIENCE: THE BIDDER MUST HAVE PREVIOUS EXPERIENCE OF MANUFACTURING AND/OR SUPPLYING OF HT MOTOR (3.3KV OR MORE RATED) AS PER APPLICABLE IS STANDARDS. THE BIDDER MUST HAVE SUPPLIED MINIMUM 1 NO. OF THE QUOTED ITEM, TO ANY INTEGRATED STEEL PLANT, PSU, STATE GOVT. OR CENTRAL GOVT. ORGANIZATION WITHIN ANY ONE OF THE LAST FIVE FINANCIAL YEARS TILL TENDER SUBMISSION DATE.

IN SUPPORT OF THEIR CLAIM THE BIDDER SHALL SUBMIT SELF-ATTESTED COPIES OF PURCHASE ORDERS WITH CORRESPONDING INVOICES AS A PROOF OF EXECUTION OF THE ORDER.

RPN Clause:

SUBJECT TO THE TERMS AND CONDITIONS OF THE GEM CONTRACT, IF THE SUPPLIER NEGLECTS OR FAILS TO PERFORM THE CONTRACT BY THE TIME OR TIMES AGREED UPON, FOR ANY REASON OTHER THAN FORCE MAJEURE, THE PURCHASER AFTER HAVING COME TO KNOW OF SUCH NEGLIGENCE OR NON-PERFORMANCE, AFTER GIVING 14 TO 30 DAYS' NOTICE TO THE SELLER TO RECTIFY OR SUCH ANY EXTENDED PERIOD THAT THE SELLER AND PURCHASER MAY MUTUALLY AGREE, SHALL TAKE SUCH ACTION AS IT CONSIDERS FIT INCLUDING BUT NOT LIMITED TO TAKING RISK PURCHASE ACTION FOR SUPPLY OF SIMILAR MATERIALS, MITIGATING ANY LOSSES, AT THE RISK AND COST OF THE SUPPLIER AS FAR AS THE UNDELIVERED QUANTITY IN THAT DELIVERY PERIOD IS CONCERNED. THE RIGHT OF THE PURCHASER FOR RISK PURCHASE ACTION IS IN ADDITION TO THE RIGHT OF PURCHASER TO TERMINATE THE CONTRACT DUE TO THE FAULT OF THE SUPPLIER. THE PRICE DIFFERENTIAL IN CASE OF HIGHER COST TO RSP-SAIL, IF ANY, SHALL HAVE TO BE BORNE BY THE DEFAULTING SUPPLIER. RSP RESERVES THE RIGHT TO RECOVER THE PRICE DIFFERENTIAL FROM PENDING BILLS OF THE SUPPLIER IN OTHER SAIL UNITS. MOREOVER, THE DEFAULTING SUPPLIER SHALL HAVE NO CLAIM OVER THE QUANTITY, WHICH THEY FAILED TO SUPPLY.

SAIL-ROURKELA STEEL PLANT (RSP) SHALL BE PLACING BACK-UP ORDER AGAINST GEM CONTRACTS ON SUCCESSFUL BIDDER(S). THE CONCERNED BIDDER HAS TO MENTION THE BACK-UP ORDER NUMBER IN THE INVOICES FOR PROPER ACCOUNTING OF MATERIAL UPON RECEIPT IN SAIL-RSP.

HARD COPY OF THE INVOICE SIGNED AND WITH SEAL (OR DIGITALLY SIGNED INVOICE), HAS TO BE SENT TO MANAGER (F&A), STORE BILLS, ADMINISTRATION BUILDING, ROURKELA STEEL PLANT, ROURKELA, ODISHA-769011. THIS WILL HELP US IN ENSURING TIMELY PAYMENTS.

SAIL-RSP IS ENTITLED TO CLAIM CREDIT OF INPUT TAX (ITC) PAID ON THE SUPPLY OF THE BID ITEM (AS APPLICABLE). SINCE BOQ BIDDING IN GEM DOES NOT PROVIDE FOR CALCULATION OF ITC AMOUNT FROM BACK-END, THE BASIC PRICES WILL BE ARRIVED AT, BY BACK-CALCULATION FROM QUOTED RATES, CONSIDERING THE GSTAS APPLICABLE.

ANY ATTACHMENTS IN THE BIDS, WHICH ARE AT VARIANCE FROM THE ABOVE TERMS & OTHER TERMS & CONDITIONS OF THIS BID SHALL BE IGNORED AND THE FIRM SHALL BE EVALUATED ON THE TERMS OF THIS BID ONLY.

BIDDERS MUST SUBMIT A "SELF-DECLARATION CERTIFICATE" MENTIONING THAT ALL TERMS AND CONDITIONS OF THE TENDER ARE ACCEPTABLE TO HIM/HER. BIDDER(S) IS NOT REQUIRED TO UPLOAD THE SIGNED COPY OF THE BID/RFQ AGAIN.

SPECIAL INSTRUCTIONS TO BIDDERS

1. BIDDERS ARE REQUESTED TO SUBMIT THEIR TECHNICAL AND COMMERCIAL DATA IN THEIR OFFER SEPARATELY.
2. BIDDERS ARE REQUESTED TO SUBMIT UNDERTAKING OF NO DEVIATION AND ACCEPTANCE OF ALL THE TERMS & CONDITIONS OF THE BID.
3. BIDDERS ARE REQUESTED TO SUBMIT UDYAM ADHAR AS MSE DOCUMENTS.
4. ONLY RELEVANT DOCUMENT(S) TO BE UPLOADED FOR TECHNICAL AND COMMERCIAL SCRUTINY.
5. SUBMISSION OF ADDITIONAL DOCUMENTS BEYOND THE REQUIREMENT SHALL NOT BE TAKEN COGNIZANCE OF.
6. BIDDERS ARE REQUESTED TO SUBMIT CERTIFICATE OF LOCAL CONTENT IN THE ITEM TO JUSTIFY **THE M II ELIGIBILITY**.
7. BIDDERS ARE REQUESTED TO SUBMIT REQUIRED DOCUMENTS SUPPORTING ELIGIBILITY CRITERIA.
8. NON-SUBMISSION OF DOCUMENTS SOUGHT IN THE BID MAY LEAD TO REJECTION OF OFFER .
9. BIDDERS MAY KINDLY NOTE THAT SINCE THERE IS NO PROVISION TO INCORPORATE ANY DEVIATION WITH RESPECT TO BID/GEM TERMS IN GEM PO HENCE ANY VARIATION WITH BID/GEM TERMS GIVEN BY THE FIRM IN THE FORM OF ATTACHMENT SHALL NOT BE CONSIDERED AND THE FIRM SHALL BE EVALUATED BASED ON THE TERMS OF BID ONLY.
10. BIDDERS ARE REQUESTED TO CLARIFY THE SAME VIDE REPRESENTATIONS BEFORE SUBMISSION OF BID.

11. POST BID SUBMISSION, CLARIFICATION, IF ANY ON THE CREDENTIAL DOCUMENTS SUBMITTED ALONG WITH OFFER SHALL BE SOUGHT ONLY. NO NEW DOCUMENTS REGARDING CREDENTIALS SHALL BE ENTERED SUBSEQUENTLY.

12. BIDDERS ARE REQUESTED TO SUBMIT ALL SUPPORTING DOCUMENTS AND CLARIFICATION REPLY IN GEM PORTAL WITHIN **48 HOURS** OF COMMUNICATION FAILING WHICH THE OFFERS OF THE BIDDERS SHALL BE EVALUATED BASED ON AVAILABLE DOCUMENTS WITHOUT ANY FURTHER COMMUNICATION.

13. BIDDERS ARE REQUESTED TO SUBMIT THE FILLED IN ANNEXURE CONSISTING OF BID SECURITY DECLARATION, NON-COLLUSIVE TENDERING CERTIFICATE, COMMERCIAL DATA SHEET & MII DECLARATION ATTACHED AT ATC CLAUSE MANDATORILY, FAILING WHICH THE OFFER MAY BE LIABLE TO REJECTION.

14. IN CASE ANY SPECIFIC ADVERSE REPORT IS RECEIVED AGAINST A TENDERER, AS AN INFORMATION OR UPON ENQUIRY MADE BY SAIL, IN RESPECT OF CAPABILITIES AND PERFORMANCE OF THE TENDERER, AFTER RECEIPT OF TENDER (EVEN AFTER OPENING OF PRICE BID), THE QUOTATION/ TENDER SUBMITTED BY SUCH TENDERER IS LIABLE TO BE REJECTED.

15. " HALF -YEARLY BALANCE CONFIRMATION IS TO BE PROVIDED TO THE PAYING AUTHORITY WITHIN ONE MONTH OF CLOSE OF THE PERIOD I.E. FOR BALANCES AS ON 30TH SEPTEMBER WILL BE CONFIRMED WITHIN 31ST OCTOBER AND BALANCES AS ON 31ST MARCH WILL BE CONFIRMED WITHIN 30TH APRIL".

10. **Buyer Added Bid Specific ATC**

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

अस्वीकरण/**Disclaimer**

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.
15. Buyer added ATC Clauses which are in contravention of clauses defined by buyer in system generated bid template as indicated above in the Bid Details section, EMD Detail, ePBG Detail and MII and MSE Purchase Preference sections of the bid, unless otherwise allowed by GeM GTC.
16. 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 catalogs 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 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 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.

[यह बिड सामान्य शर्तों के अंतर्गत भी शासित है /This Bid is also governed by 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---