



Bid Number/बोली क्रमांक (बिड संख्या)<sup>:</sup> GEM/2023/B/3649630 Dated/दिनांक : 14-07-2023

# Bid Document/ बिड दस्तावेज़

Bid Details/बिड विवरण		
Bid End Date/Time/बिड बंद होने की तारीख/समय	29-07-2023 17:00:00	
Bid Opening Date/Time/बिंड खुलने की तारीख/समय	29-07-2023 17:30:00	
Bid Offer Validity (From End Date)/बिड पेशकश वैधता (बंद होने की तारीख से)	180 (Days)	
Ministry/State Name/मंत्रालय/राज्य का नाम	Ministry Of Power	
Department Name/विभाग का नाम	Na	
Organisation Name/संगठन का नाम	Ntpc Limited	
Office Name/कार्यालय का नाम	Cg	
ltem Category/मद केटेगरी	Custom Bid for Services - Deployment of manpower for railway rake movement Weighbridge operation Workshop upkeeping Housekeeping at NTPC Solapur for 2 years	
Contract Period/अनुबंध अवधि	2 Year(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	
Document required from seller/विक्रेता से मांगे गए दस्तावेज़	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	
Bid to RA enabled/बिंड से रिवर्स नीलामी सक्रिय किया	No	
Type of Bid/बिंड का प्रकार	Two Packet Bid	
Time allowed for Technical Clarifications during technical evaluation/तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय	3 Days	
Estimated Bid Value/अनुमानित बिड मूल्य	104215711	
Evaluation Method/मूल्यांकन पद्धति	Total value wise evaluation	

EMD Detail/ईएमडी विवरण

Advisory Bank/एडवाईजरी बैंक	ICICI
EMD Amount/ईएमडी राशि	1000000

## ePBG Detail/ईपीबीजी विवरण

Advisory Bank/एडवाइजरी बैंक	ICICI
ePBG Percentage(%)/ईपीबीजी प्रतिशत (%)	10.00
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 दस्तावेज़ 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 :

NTPC Ltd

NTPC Limited, Unified Shared Service Centre, Central Procurement Group-I, Western Region-II Head Quarter, Plot No.-87, Sector-24, Atal Nagar, Nava Raipur, Raipur, Chhattisgarh, Pin Code-492101 (Ntpc Ltd)

## Splitting/विभाजन

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

## MII Compliance/एमआईआई अन्पालन

MII Compliance/एमआईआई अनुपालन	Yes
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## MSE Purchase Preference/एमएसई खरीद वरीयता

MSE Purchase Preference/एमएसई खरीद वरीयता	Yes
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1. Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs 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 the Purchase preference 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 service. If L-1 is not an MSE and MSE Service Provider (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band defined in relevant policy, then 100% order quantity will be awarded to such MSE bidder subject to acceptance of L1 bid price.

2. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has no relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.

Additional Qualification/Data Required/अतिरिक्त योग्यता /आवश्यक डेटा

Pre Qualification Criteria (PQC) etc if any required: 1688535518.pdf

Instruction To Bidder: 1688535527.pdf

Service Level Agreement (SLA): 1688535538.pdf

Special Terms and Conditions (STC) of the Contract:1688804012.pdf

Quantifiable Specification / Standards of The Service/ BOQ:1688535571.pdf

Scope of Work:1688535573.pdf

Introduction about the project /services being proposed for procurement using custom bid

functionality: 1688535596.pdf

Project Experience and Qualifying Criteria Requirement: 1688535597.pdf

Any other Documents As per Specific Requirement of Buyer -2:1688535610.pdf

**Payment Terms:** <u>1688535627.pdf</u>

Penalties: 1688535634.pdf

GEM Availability Report (GAR):1688535646.pdf

Custom Bid For Services - Deployment Of Manpower For Railway Rake Movement Weighbridge Operation Workshop Upkeeping Housekeeping At NTPC Solapur For 2 Years (1)

## Technical Specifications/तकनीकी विशिष्टियाँ

Specification	Values
Core	
Description /Nomenclature of Service Proposed for procurement using custom bid functionality	Deployment of manpower for railway rake movement Weighbridge operation Workshop upkeeping Housekeeping at NTPC Solapur for 2 years
Regulatory/ Statutory Compliance of Service	YES
Compliance of Service to SOW, STC, SLA etc	YES
Addon(s)/एडऑन	

Additional Specification Documents/अतिरिक्त विशिष्टि दस्तावेज़

# Consignees/Reporting Officer/परेषिती/रिपोर्टिंग अधिकारी

S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	The quantity of procurement "1" indicates Project based or Lumpsum based hiring.	Additional Requirement/अतिरिक्त आवश्यकता
1	Prem Kumar Janga	413215,Solapur STPP PO- HOTGI STATION 413215 SOUTH SOLAPUR, SOLAPUR	1	N/A

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

# $1. \ \ \, \textbf{Buyer Added Bid Specific ATC}$

Buyer Added text based ATC clauses

NIT NO	9900261355	
Name of Work	Deployment of manpower for railway rake movement, Weighbrid ge operation, Workshop up-keeping & Housekeeping at NTPC Sol apur for 2 years	

# A . Bidders are requested to refer the. Additional Terms & Conditions (ATC) of this tender comprises the following documents.

Section	Documents	Placement at GEM Portal	
ı	Invitation for Bids (IFB)/ Tender Enquiry/Notice In viting Tender (NIT)	,	
II	Instructions to Bidders (I TB)	Instruction To Bidder	
Ш	General Conditions of Contract (GCC)	Service Level Agreement (SLA)	
IV	Special Conditions of Co ntract (SCC)	Special Terms and Conditions (STC ) of the Contract	
V	Technical Specifications and Bid Drawings	Scope of Work	

VI	Schedule of Quantities ( SOQ) / Bill of Quantities (BOQ)	Quantifiable Specification / Standa rds of The Service/ BOQ
	Attachment 9 (GST Decla ration)	
VII	Forms and Procedures	Introduction about the project /ser vices being proposed for procurem ent using custom bid functionality
	Attachment 3-QR relate d	Project Experience And Qualifying Criteria Requirement
	Attachment 12-Integrity Pact (NOT APPLICABLE)	Any other Documents As per Speci fic Requirement of Buyer -1
	Attachment-13-Undertak ing	Any other Documents As per Speci fic Requirement of Buyer -2
	ATC-Checklist	Payment Terms
	Debarment Policy	Penalties
	GEM Report	GEM Report

<b>B</b> । कारी )	MPORTANT INFORMATION MAY BE NOTED (महत्वपूर्ण जान
	liable to be rejected on non- submission of following documents duly signed. (Re lause 14)
i.	BID Security/EMD or Valid UDYAM ( <b>उधम</b> ) certificate -Attachment-1 (As appli cable)
ii.	Undertaking- Attachment 13 (signed by the Bidder)

С	Bidders are required to furnish the details of the experience in support of meeting the Qualifying Requirements based on which selection is to be made as performat at <b>Attachment-3</b> . These references shall only be considered to ascertain the bidder's compliance to Qualifying Requirement. Bidders are requested to fill the same carefully.
D	Bidders are required to submit the documents (dully filled) as mentioned in the CHECKLIST at GeM portal. Formats of these documents can be referred from Se ction-VII, "Forms and Procedures".

		E. CHECKLIST		
SI. No.	FORMS & PROCE DURE (Section V II)		Action required	Submitt ed tick (√)
1	Attachment 1:	Bid Security / EMD (as per ITB Claus e No. 14.0)	To be uploaded online	
		•	AND	
		(i) Bank Guarantee/Insurance Suret y Bond, strictly in the format provid ed in the tender document, Amount as per NIT, validity as per tender document.	Original BG/ISB to be sub mitted physically.	
		OR		
		(ii) MSE (UDYAM <b>only</b> ) certificate to wards exemption of Bid Security / E MD (As applicable).		
2	Attachment 2:	Authority to Sign the bid	To be uploaded online	

3	Attachment 3:	Bidder's Qualifications - Copies of D ocumentary evidence in support of the qualification criteria as per ITB Clause No. 5.4.	To be uploaded online du ly filled in
		(Undertaking duly certified and verified documents from their Inde pendent Statutory Auditors (ISA) or specified TPIA in support of meetin g QR)	
4	Attachment 4	Subcontractors Proposed by the Bid der	(NOT APPLICABLE)
5	Attachment 5:	Equipment/ Machinery deployment Schedule	(NOT APPLICABLE)
6	Attachment 6:	General Declaration of Bidder	To be uploaded online
7	Attachment 7:	Electronic Fund Transfer (EFT) Auth orization Form	To be uploaded online d uly filled in and authenti cated from the concerne d bank
8	Attachment 8:	Details of PF, ESI, PAN and GSTIN R egn	To be uploaded online dul y filled in
9	Attachment 9:	Declaration Regarding GST	To be uploaded online dul y filled in
10	Attachment 10:	Technical Compliance	To be uploaded online dul y filled in
11	Attachment 11:	Declaration of Local Content	To be declared through u ndertaking at Attachment- 13
12	Attachment 12:	Integrity Pact as per Performa (presigned by employer) duly signed & stamped at each page	NOT APPLICABLE
12A	Attachment 12A:	Details of Foreign Principals of Indi an Bidders [if applicable]	To be uploaded online
13	Attachment 13:	Undertaking for compliance of Important Conditions of Tender	To be uploaded online
14		Schedule of Quantities & Prices i.e. Financial Bid (Price Bid)	To be filled online on Ge M portal

Bidders are required to fill the above part of "Forms & Procedure" and submit the same in

``ATC-Checklist''.

# F. EMD (Refer ITB clause 14 for detail)

(1) EMD to be submitted in the form of BG as per GeM Format. A copy of EMD BG is to be uploaded on GeM Portal during Bid submission. Hard copy of EMD BG shall reach to following address within 5 days from Bid opening on GeM Portal:

## **Address**

K. K. Arora, DGM (C&M), CPG1, 3<sup>rd</sup> Floor NTPC Limited, CPG-1, Plot No. -87, Sector-24, Atal Nagar, Nava Raipur, Raipur, Chhattisgarh, 492001

In case Hard copy of BG is not received within the stipulated time, Bid is liable to be rejected.

The BG towards EMD shall remain valid for a period of forty-five (45) days beyond the original Bid v alidity period or beyond any extension in the period of Bid validity subsequently requested.

(2) While issuing the physical BGs, the Bidder's Bank shall also send electronic message through se cure SFMS (in case of BGs issued from within India) or SWIFT (in case of BGs issued from outside India) to Employer's Beneficiary Bank whose details are provided herein below:

(i) Bank Name: ICICI Bank Limited

(ii) Branch: CONNAUGHT PLACE BRANCH

(iii) Bank Address: 9A, PHELPS BUILDING, INNER CIRCLE, NEW DELHI- 110001

(iv) IFSC Code: ICIC0000007

BG issuing/amending bank must send the BG advice in the form of message format via SFMS (Struc tured Financial Messaging System) as provided by RBI.

The format of the message for confirmation of the BG shall be as below:

BG advising message	IFN 760COV/IFN 767COV via SFMS
Field Number	7037
Particulars (to be mentioned in Row 1)	NTPCBG (unique identifier)

(3) EMD exemption: Micro and Small Enterprises (MSEs) having UDYAM Registration, for goods prod uced and services rendered, shall be exempted from paying Earnest Money Deposit. Such registere d bidders will have to submit UDYAM Registration Certificate, as a proof of being MSE on GeM Portal

(4) To avail MSE benefit in respect of EMD exemption and purchase preference, Bidder should be a manufacturer of offered product. Traders are excluded from purview of MSE benefit.

1. 2. (a)	TECHNICAL CRITERIA:  3.1.1 The bidder should have executed contract(s) for 'Deployment of Manpower' for an executed value of at least Rs. 353 lakhs (Rupees Three Crore Fifty-Three lakh) in a single contract within preceding seven (07) years prior to the date of Techno- Commercial bid opening. AND  3.1.2 The bidder should have executed contract(s) for deployment of 'Specialised Manpower', with executed value of deployment not less than Rs. 50 lakh (Rupees Fifty Lakh only) in a single (1) contract within preceding seven (07) years prior to the date of Techno-Commercial bid opening.  Notes for Technical Criteria:  The word "Executed" mentioned above means that the bidder should have achieved the cteria specified above, even if the total contract is started earlier and/or is not completed/cloed.  For technical criteria 3.1.1-  Reference Work Order(s) for deployment of any type of manpower i.e., Unskilled/ Semiskilled/ Skilled / Highly Skilled can be submitted.
1. <b>2.</b> (a)	TECHNICAL CRITERIA:  3.1.1 The bidder should have executed contract(s) for 'Deployment of Manpower' for an executed value of at least Rs. 353 lakhs (Rupees Three Crore Fifty-Three lakh) in a single contract within preceding seven (07) years prior to the date of Techno- Com mercial bid opening. AND  3.1.2 The bidder should have executed contract(s) for deployment of 'Specialised Manpo wer', with executed value of deployment not less than Rs. 50 lakh (Rupees Fifty La kh only) in a single (1) contract within preceding seven (07) years prior to the date of Techno-Commercial bid opening.  Notes for Technical Criteria:  The word "Executed" mentioned above means that the bidder should have achieved the cteria specified above, even if the total contract is started earlier and/or is not completed/cloed.  For technical criteria 3.1.1-  Reference Work Order(s) for deployment of any type of manpower i.e., Unskilled/ Semiskilled/ Skilled / Highly Skilled can be submitted.
1. <b>2.</b> (a)	<ul> <li>3.1.1 The bidder should have executed contract(s) for 'Deployment of Manpower' for an executed value of at least Rs. 353 lakhs (Rupees Three Crore Fifty-Three lakh) in a single contract within preceding seven (07) years prior to the date of Techno- Commercial bid opening. AND</li> <li>3.1.2 The bidder should have executed contract(s) for deployment of 'Specialised Manpower', with executed value of deployment not less than Rs. 50 lakh (Rupees Fifty Lakhonly) in a single (1) contract within preceding seven (07) years prior to the date of Techno-Commercial bid opening.</li> <li>Notes for Technical Criteria:</li> <li>The word "Executed" mentioned above means that the bidder should have achieved the cteria specified above, even if the total contract is started earlier and/or is not completed/cloed.</li> <li>For technical criteria 3.1.1-</li> <li>Reference Work Order(s) for deployment of any type of manpower i.e., Unskilled/ Semiskilled/ Skilled / Highly Skilled can be submitted.</li> </ul>
1. <b>2.</b> (a)	executed value of at least Rs. 353 lakhs (Rupees Three Crore Fifty-Three lakh) in a single contract within preceding seven (07) years prior to the date of Techno- Commercial bid opening. AND  3.1.2 The bidder should have executed contract(s) for deployment of 'Specialised Manpo wer', with executed value of deployment not less than Rs. 50 lakh (Rupees Fifty Lakh only) in a single (1) contract within preceding seven (07) years prior to the date of Techno-Commercial bid opening.  Notes for Technical Criteria:  The word "Executed" mentioned above means that the bidder should have achieved the cteria specified above, even if the total contract is started earlier and/or is not completed/cloed.  For technical criteria 3.1.1-  Reference Work Order(s) for deployment of any type of manpower i.e., Unskilled/ Semi-skilled/ Skilled / Highly Skilled can be submitted.
1. <b>2.</b> (a)	wer', with executed value of deployment not less than Rs. 50 lakh (Rupees Fifty La kh only) in a single (1) contract within preceding seven (07) years prior to the date of Techno-Commercial bid opening.  Notes for Technical Criteria:  The word "Executed" mentioned above means that the bidder should have achieved the cteria specified above, even if the total contract is started earlier and/or is not completed/clo ed.  For technical criteria 3.1.1-  Reference Work Order(s) for deployment of any type of manpower i.e., Unskilled/ Semiskilled/ Skilled / Highly Skilled can be submitted.
1. <b>2.</b> (a)	The word "Executed" mentioned above means that the bidder should have achieved the ceria specified above, even if the total contract is started earlier and/or is not completed/cloed.  For technical criteria 3.1.1-  Reference Work Order(s) for deployment of any type of manpower i.e., Unskilled/ Semiskilled/ Skilled / Highly Skilled can be submitted.
<b>2.</b> (a)	teria specified above, even if the total contract is started earlier and/or is not completed/clo ed.  For technical criteria 3.1.1-  Reference Work Order(s) for deployment of any type of manpower i.e., Unskilled/ Semiskilled/ Skilled / Highly Skilled can be submitted.
(a) 3.	Reference Work Order(s) for deployment of any type of manpower i.e., Unskilled/ Semi- skilled/ Skilled / Highly Skilled can be submitted.
3.	skilled/ Skilled / Highly Skilled can be submitted.
	(b) Reference work order(s) having deployment of Specialized Manpower
	shall also be considered against technical criteria 3.1.1
	<b>For technical criteria 3.1.2-</b> Deployment of 'Specialized Manpower' where 'Specialized I anpower' shall mean deployment of 'Highly Skilled'/'or Higher category' manpower in at least one or more of the following:
a.	Safety Stewards/ Safety Supervisors/Safety Engineer/Safety Auditor.
b.	Paramedical Staff/ Doctors/ Technicians related to Health Services.
c.	Manpower in Merry Go Round (MGR)/Railway System: Locopilot/ Assistant loco-pilots/ retired Railway staff/ Station Master/ Stuntmen/ Shunt men/ Points men/ Guards.
d.	Manpower for Supervision/ Monitoring of R&R and CSR activities.
e.	Manpower for Sampling and testing in Coal sampling/ Chemistry lab.
f.	Manpower required for Performance Monitoring and Condition Monitoring of equipment.

- h. Engagement of Draftsmen/ Data Entry Operator. Engagement of HSW/'or Higher Category' for any other specialized work.
- i. | Engagement of HSW/'or Higher Category' for any other specialized work.
  - 4. For arriving at the 'executed value', basic amount only shall be considered. In cas e contract is inclusive of taxes, bidder should provide the break-up of basic value a nd taxes.
  - 5. The executed value of only those BOQ Items shall be considered which are pertaining exclusively to "Deployment of manpower".
  - 6. Bidder can submit same or different reference works in support of their claim to c omply qualification criteria 3.1.1 and 3.1.2.
  - 7. Reference work executed by the bidder as a sub-contractor may also be considere d provided the certificate issued by main contractor is duly certified by owner specifying the scope of work executed by the sub-contractor in support of qualifying requirements.
  - 8. Reference works executed by the bidder, as a member of joint Venture / Consortiu m / Associate can also be considered provided:
    - i. The allocation of scope of work between the partners of the joint Ventures / consor tium / Associate is clearly defined in the executed joint venture agreement / conso rtium agreement / deed of joint undertaking and the bidder's scope of work and br eak-up of quantities executed by them as individual contribution in the joint Venture / Consortium / Associate, duly authenticated by the Project Authority/Owner, me et the relevant provisions of eligibility criteria.
    - ii. In case the reference work has been executed by the bidder in an integrated joint venture wherein allocation of scope of work and break-up of quantities between th e partners is not clearly specified in the integrated joint venture Agreement, then f or establishing the eligibility as per technical criteria 1.1 of QR, the credit of execut ed quantities can be claimed by the bidder in the ratio of bidder's share in the integrated joint Venture Agreement, provided the applicant establishes that it regularly undertakes works mentioned in QR. The executed works/ quantities by the integrated joint venture shall be duly authenticated by the Project Authority/owner.

In case of orders under execution, the value of work executed prior to the date of Techno-Commercial bid opening duly certified by bidder's client shall be considered acceptable.

#### 3.2 **Financial Criteria:**

- 3.2.1 The Average Annual Turnover of the Bidder, should not be less than **Rs**442 Lakh (Rupees Four Crore Forty-two lakh only) during the preceding thr
  ee (3) completed financial years prior to the date of Techno-Commercial bid ope
  ning.
- 3.2.2 In case the bidder does not satisfy the financial criteria, stipulated at Cl. 3.2.1 a bove on its own, its Holding Company would be required to meet the stipulated t urnover requirements at Cl. 3.2.1 above, provided that the net worth of such Hol ding Company as on the last day of the preceding financial year is at least equal to or more than the paid-up share capital of the Holding Company. In such an ev ent, the bidder would be required to furnish along with its Techno- Commercial bi d, a Letter of Undertaking from the Holding Company, supported by Board Resol ution, as per the format enclosed in the bid documents, pledging unconditional a nd irrevocable financial support for the execution of the Contract by the bidder in case of award.
- 3.2.3 The Net Worth of the bidder shall not be less than 100% of the bidder's paid up share capital as on the last day of the preceding financial year. In case the Bidder meets the requirement of Net Worth based on the strength of its Subsidiary(ies) and/or Holding Company and/or Subsidiaries of its holding companies wherever a pplicable, the Net Worth of the Bidder and its Subsidiary(ies) and/or Holding Company and/or Subsidiary(ies) of the Holding Company, in combined manner should not be less than 100% of their total paid up share capital. However individually, their Net worth should not be less than 75% of their respective paid-up share capitals. Net worth in combined manner shall be calculated as follows:

Net worth (combined) =  $(X1+X2+X3) / (Y1+Y2+Y3) \times 100\%$ 

Where X1, X2, X3 are individual Net worth which should not be less than 75% of their r espective paid-up share capitals and Y1, Y2, Y3 are individual paid-up share capitals

- 3.2.4 In case the bidder is not able to furnish its audited financial statements on stan d- alone entity basis, the unaudited unconsolidated financial statements of the bi dder can be considered acceptable provided the bidder further furnishes the follo wing documents for substantiation of its qualification.
  - a. Copies of the unaudited unconsolidated financial statements of the bidder along with copies of the Audited consolidated financial statements of its Holding Compa nv.
  - b. A certificate from the CEO/CFO of the Holding Company, as per the format enclos ed in the bidding documents, stating that the unaudited unconsolidated financial statements form part of the Consolidated Annual Report of the company.
- 3.2.5 In cases where audited results for the last preceding financial year as on the da te of Techno-Commercial bid opening are not available, the financial results certified by a practicing Chartered Accountant shall be considered acceptable. In case, Bidder is not able to submit the Certificate from practicing Chartered Accountant certifying its financial parameters, the audited results of three consecutive financial years preceding the last financial year shall be considered for evaluating the financial parameters. Further, a Certificate would be required from the CEO/CF O as per the format enclosed in the bidding documents stating that the financial results of the Company are under audit as on the date of Techno-Commercial bid opening and the Certificate from the practicing Chartered Accountant certifying the financial parameters is not available.

## Notes for 3.2:

- 1. Other income shall not be considered for arriving at annual turnover.
- 2. "Holding Company" and "Subsidiary Company" shall have the meaning ascribed to them as per Companies Act of India, in vogue.

Net worth means the sum total of the paid-up share capital and free reserves. Free reserve means all reserves credited out of the profits and share premium account but does not inclu de reserves credited out of the revaluation of the assets, write back of depreciation provision and amalgamation. Further, any debit balance of Profit and Loss account and miscellaneous expenses to the extent not adjusted or written off, if any, shall be reduced from reserves and surplus.

# 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. Any clause(s) incorporated by the Buyer regarding following shall be treated as null and void and would not be considered as part of bid:-

- 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.
- 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 governed by the <u>General Terms and Conditions/सामान्य नियम और शर्तें</u>, conditions stipulated in Bid and <u>Service Level Agreement</u> specific to this Service as provided in the Marketplace. However in case if any condition specified in General Terms and Conditions/सामान्य नियम और शर्तें is contradicted by the conditions stipulated in Service Level Agreement, then it will over ride the conditions in the General Terms and Conditions.

In terms of GeM GTC clause 26 regarding Restrictions on procurement from a bidder of a country which shares a land border with India, any bidder from a country which 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---