

Bid Corrigendum

GEM/2024/B/4765383-C3

Following terms and conditions supersede all existing "Buyer added Bid Specific Terms and conditions" given in the bid document or any previous corrigendum. Prospective bidders are advised to bid as per following Terms and Conditions:

Buyer Added Bid Specific Additional Terms and Conditions

1. OPTION CLAUSE: The buyer can increase or decrease the contract quantity or contract duration up to 25 percent at the time of issue of the contract. However, once the contract is issued, contract quantity or contract duration can only be increased up to 25 percent. Bidders are bound to accept the revised quantity or duration
2. 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](#)
3. 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.
4. Buyer Added text based ATC clauses

Qualifying Requirement (QR) for "Implementation of field quality plan through third party for construction work of 765kV D/C Ramgarh - Bhadla-3 Transmission Line under TBCB (under SEZ Phase-III Part-C1)".

QUALIFICATION OF THE BIDDER

Qualification of bidder will be based on meeting the minimum pass/fail criteria specified below regarding the Bidder's Technical Experience, Manufacturing Facilities, Equipment Capabilities and Financial Position as demonstrated by the Bidder's responses in the corresponding Bid Schedules. Subcontractors' technical experience and financial resources shall not be taken into account in determining the Bidder's compliance with the qualifying criteria. The Bid can be submitted by any individual firm meeting the Qualifying Requirement (QR).

The employer may assess the capacity and capability of the bidder, to successfully execute the scope of work covered under the package within stipulated completion period. This assessment shall inter-alia include (i) document verification, (ii) details of works executed, works in hand /anticipated in future and the balance capacity available for the present scope of work, (iii) manpower & financial resources, (iv) past experience and performance, (v) customer feedback,

(vi) banker's feedback etc.

1.1 Technical Experience

The bidder should have Successfully # completed the supervision services for checking /implementation of FQP for tower foundation, erection, stringing and pre-commissioning checks in one transmission line of 100kms for 400kV or above level transmission lines as a prime contractor within the last 7 years as on the originally scheduled date of bid opening,. (i.e)

#Successfully completion means certificate issued by the Employer certifying the works without any adverse remark.

Note: In case of works executed under a contract that had been awarded on a Joint Venture, the experience of individual Joint Venture partner shall be considered limited to the scope of that partner under the said contract.

1.2 Financial Position :

Minimum Average Annual Turnover *(MAAT) for best three years i.e. 36 months out of last five financial years of the *bidder* should be: Rs. **95.96** Lakh

* Note- Annual Gross Revenue from operations/Gross operating income as incorporated in the profit & loss account excluding other operative income/other income

In case bidder is a holding company, the financial position criteria referred to in clause 1.2 above shall be of that holding company only (i.e excluding its subsidiary/ group companies). In case bidder is a subsidiary of a holding company, the financial position criteria referred to in clause 1.2 above shall be of that subsidiary company only (i.e excluding its holding company)

The bidder shall also furnish following documents/details with its Bid:

- a. The complete annual reports together with Audited statement of accounts of the company for last five years of its own (separate) immediately preceding the date of submission of the 'Bid'.

In case of bidder's inability to furnish the information as (a) above due to no requirement to get its Financial Statement Audited, the bidder shall submit Sales/Turnover figures (excluding taxes) duly certified by a practicing Chartered Accountant/Cost Accountant with UDIN or Income Tax Return.

NOTE : RELAXATION FOR MSEs/ STARTUPS-

MSEs:

MSEs^ meeting the specified requirements at para 1.1 above, shall also be considered qualified without meeting the MAAT requirements specified at para 1.2 above.

(^MSEs as defined in bidding documents.)

STARTUPS:

START-UPS^^ meeting the specified requirements at para 1.1 above, shall also be considered qualified if they meet 80% (Eighty percent) of the requirements specified at para 1.2 above.

(^^START-Ups as defined by DPIIT, applicable as on the originally scheduled date of bid opening.)

1.3 Joint Venture Bids- Not Applicable

2.0 The bidder shall furnish documentary evidence in support of the qualifying requirements stipulated above.

Bidder shall necessarily submit

- Bid Security
- Declaration regarding local content
- Affidavit regarding correctness of the information /details /data /documentary evidences etc. as submitted by the bidder are correct
- Integrity Pact on nonjudicial stamp paper
- Events occurred as per the format provided in the Document
- Documentary evidence for meeting the QR.
- Safety Pact on nonjudicial stamp paper

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

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.

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 document shall overwrite all previous versions of Bid Specific Additional Terms and Conditions.

[This Bid is also governed by the General Terms and Conditions](#)