

## Bid Document

| <b>Bid Details</b>                                                           |                                                                                                                                                                                                                                                                                   |
|------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Bid End Date/Time</b>                                                     | 02-01-2023 13:00:00                                                                                                                                                                                                                                                               |
| <b>Bid Opening Date/Time</b>                                                 | 02-01-2023 13:30:00                                                                                                                                                                                                                                                               |
| <b>Bid Offer Validity (From End Date)</b>                                    | 60 (Days)                                                                                                                                                                                                                                                                         |
| <b>Ministry/State Name</b>                                                   | Ministry Of Heavy Industries And Public Enterprises                                                                                                                                                                                                                               |
| <b>Department Name</b>                                                       | Department Of Heavy Industry                                                                                                                                                                                                                                                      |
| <b>Organisation Name</b>                                                     | Andrew Yule Company Limited                                                                                                                                                                                                                                                       |
| <b>Office Name</b>                                                           | Tea Division                                                                                                                                                                                                                                                                      |
| <b>Total Quantity</b>                                                        | 1                                                                                                                                                                                                                                                                                 |
| <b>Item Category</b>                                                         | To Construct Bungalow on Turnkey Basis at Mim TE of Andrew Yule (Q3)                                                                                                                                                                                                              |
| <b>Minimum Average Annual Turnover of the bidder (For 3 Years)</b>           | 65 Lakh (s)                                                                                                                                                                                                                                                                       |
| <b>Years of Past Experience Required for same/similar service</b>            | 3 Year (s)                                                                                                                                                                                                                                                                        |
| <b>MSE Exemption for Years of Experience and Turnover</b>                    | No                                                                                                                                                                                                                                                                                |
| <b>Startup Exemption for Years of Experience and Turnover</b>                | No                                                                                                                                                                                                                                                                                |
| <b>Document required from seller</b>                                         | Experience Criteria,Past Performance,Bidder Turnover,Certificate (Requested in ATC)<br>*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 |
| <b>Past Performance</b>                                                      | 50 %                                                                                                                                                                                                                                                                              |
| <b>Bid to RA enabled</b>                                                     | Yes                                                                                                                                                                                                                                                                               |
| <b>RA Qualification Rule</b>                                                 | H1-Highest Priced Bid Elimination                                                                                                                                                                                                                                                 |
| <b>Type of Bid</b>                                                           | Two Packet Bid                                                                                                                                                                                                                                                                    |
| <b>Time allowed for Technical Clarifications during technical evaluation</b> | 2 Days                                                                                                                                                                                                                                                                            |
| <b>Evaluation Method</b>                                                     | Total value wise evaluation                                                                                                                                                                                                                                                       |

### EMD Detail

|               |               |
|---------------|---------------|
| Advisory Bank | AXIS BANK LTD |
| EMD Amount    | 350000        |

## ePBG Detail

|                                     |               |
|-------------------------------------|---------------|
| Advisory Bank                       | AXIS BANK LTD |
| ePBG Percentage(%)                  | 10.00         |
| Duration of ePBG required (Months). | 15            |

(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.

(b). EMD & Performance security should be in favour of Beneficiary, wherever it is applicable.

### Beneficiary:

DGM

TEA DIVISION, Department of Heavy Industry, ANDREW YULE COMPANY LIMITED, Ministry of Heavy Industries and Public Enterprises  
(Shantanu Boral)

### Splitting

Bid splitting not applied.

### MII Purchase Preference

|                         |     |
|-------------------------|-----|
| MII Purchase Preference | Yes |
|-------------------------|-----|

### MSE Purchase Preference

|                         |     |
|-------------------------|-----|
| MSE Purchase Preference | Yes |
|-------------------------|-----|

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

2. 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 / Public Listed Company 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.

3. 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 .In case Buyer has selected Purchase preference to Micro and Small Enterprises clause in the bid, the same will get precedence over this clause.

4. 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, the bidder must be the manufacturer of the offered product in case of bid for supply of goods. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises. 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. 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 Seller shall be given opportunity to match L-1 price and contract will be awarded for 25%(selected by Buyer) percentage of total QUANTITY.

5. Past Performance: The Bidder or its OEM {themselves or through re-seller(s)} should have supplied same or similar Category Products for 50% 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 / Public Listed Company. 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.

6. 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:

- i. If number of technically qualified bidders are only 2 or 3.
- ii. If Buyer has chosen to split the bid amongst N sellers, and H1 bid is coming within N.
- iii. In case Primary product of only one OEM is left in contention for participation in RA on elimination of H-1.
- iv. 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
- v. 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

### **To Construct Bungalow On Turnkey Basis At Mim TE Of Andrew Yule ( 1 set )**

**(Minimum 99% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively)**

|            |           |
|------------|-----------|
| Brand Type | Unbranded |
|------------|-----------|

#### **Technical Specifications**

|                              |                          |
|------------------------------|--------------------------|
| Buyer Specification Document | <a href="#">Download</a> |
|------------------------------|--------------------------|

#### **Consignees/Reporting Officer and Quantity**

| S.No. | Consignee/Reporting Officer | Address                                                         | Quantity | Delivery Days |
|-------|-----------------------------|-----------------------------------------------------------------|----------|---------------|
| 1     | Rupankar Goswami            | 734221,Mim Tea Estate P.O. :<br>Sukhiapokhri Dist. : Darjeeling | 1        | 180           |

### **Buyer Added Bid Specific Terms and Conditions**

## 1. **Generic**

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

- a. Copy of PAN Card.
- b. Copy of GSTIN.
- c. Copy of Cancelled Cheque.
- d. Copy of EFT Mandate duly certified by Bank.

## 2. **Scope of Supply**

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

## 3. **Turnover**

Bidder Turn Over Criteria: 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 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. **Warranty**

Warranty period of the supplied products shall be 1 years from the date of final acceptance of goods or after completion of installation, commissioning & testing of goods (if included in the scope of supply), at consignee location. OEM Warranty certificates must be submitted by Successful Bidder at the time of delivery of Goods. The seller should guarantee the rectification of goods in case of any break down during the guarantee period. Seller should have well established Installation, Commissioning, Training, Troubleshooting and Maintenance Service group in INDIA for attending the after sales service. Details of Service Centres near consignee destinations are to be uploaded along with the bid.

## 5. **Buyer Added Bid Specific ATC**

Buyer Added text based ATC clauses

### **A. Eligibility:**

1. The vendor and his team preferably should have experience in the field of Civil Construction, Design, Drawing, Execution, Interiors, Landscaping, Electrical and Plumbing work in Resorts /Bungalows/Other Building structures in the Hills.
2. The firm should have a team of Engineers which comprises of Civil Engineers having sufficient experience to handle such construction activity.

### **B. Site Visit**

The prospective bidders are advised to visit and examine the site where the job is to be done and it's surroundings and obtain for itself on its own responsibility all information that may be necessary for preparing the bid and entering into a contract. The cost of visiting site shall be at the bidder's own expense.

### **C. Timeline for developing and commercial operation of the facility**

The facility should be completed within six (6) months from date of issue of order. If AYCL feels that the Vendor is unduly going slow, AYCL will issue notice to the Vendor to expedite and if required, would give a further extension of time of two (02) months maximum. Even if after that the project is not completed, AYCL may at its discretion terminate the contract without any further notice and forfeit the Security Deposit.

**D. EMD** – The participating Bidder will have to submit an Earnest Money for Rs. 3,50,000/- alongwith their Bid. In case of non-compliance of any NIT terms the EMD shall be forfeited. EMD shall be waived for MSME vendors on uploading of valid MSME registration document along with the technical bid.

**E. Contract Performance Bank Guarantee:** The Contractor shall submit Contract Performance Bank Guarantee (CPBG) from any Schedule Commercial Bank for 10% of the Contractor value valid for 9 months from the date of receipt of LOI/PO with a claim period of 1 year.

### **F. Payment Terms:**

On completion of works listed below & certified satisfactorily by AYCL's authorized representative, the vendor may submit bill as per schedule below:

- a) Work completed upto Plinth Level: 15% of the total order value shall be billed by the contractor.
- b) Work completed upto Lintel Level: 20% of the total order value shall be billed by the contractor.
- c) Work completed upto Roof Level: 15% of the total order value shall be billed by the contractor.
- d) For all balance work (flooring, plastering, puttying, painting, plumbing, electrical work etc.): 50% of the total order value shall be billed by the contractor.

**G. PBG:** Performance Bank Guarantee for 10% of the total order value valid for 15 months from the date of completion/handover of the project will be submitted on submission of bill along with point d) of payment terms. In case of non-submission of PBG, 10% of the total order value shall be retained by AYCL.

All payment will be made within 30 days from the date of submission of certified bills.

**H. Risk purchase clause:** If the Supplier fails to start the construction work for the bungalows within specified time or fails to deliver the bungalows, within

the prescribed delivery period, the Purchaser shall be entitled at his option to take alternate procurement action, at the risk & cost of the supplier for the entire job if not started in time or for unfinished portion / unfinished job for which delivery has expired. Purchaser shall also be entitled to cancel the contract based on unsatisfactory progress of work and, if thought fit/necessary, to purchase the unfinished portion / unfinished job at the risk and cost of the Supplier. The price differential in case of higher cost to AYCL, if any, shall have to be borne by the defaulting supplier.

### **I. Billing Schedule**

Item wise Billing schedule (detailed breakdown of contract price) for the total work should be in accordance with Billing Schedule of AYCL which will be shared post finalization of the contract.

### **J. Labour Law and Local Regulations**

The Contractor shall abide by the prevailing labour laws and shall have to obtain labour license from the appropriate authority as per law at his cost and shall indemnify the Purchaser about his financial and other obligations arising out of labour/workers employed by him. On obtaining the same, the Contractor at appropriate time shall submit certified photocopy of the same to Purchaser. The Contractor and its subcontractor(s) shall possess valid PF & ESI code.

### **K. Contractor's Equipment: Tools tackles & Machinery**

The Contractor shall provide all construction/erection machinery, tools, tackles and scaffolding required for civil work and fabrication and erection of steel works.

### **L. Subcontracting:**

The Contractor will have to take written permission from the Purchaser before subcontracting the job elsewhere.

## **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. 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 also governed by 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.

**---Thank You---**