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TENDER DETAILS

JOB NAME: SUPPLY OF DCS / ESD SYSTEM FOR OFFSITES & UTILITIES AT NUMALIGARH REFINERY LIMITED

Tender Publish Date: 11-11-2022

Contact Details of MPMC:

Name: Mr. Sekar Hirudhayam

Designation: Dy Chief Manager

E- Mail: sekar.hirudhayam@technipenergies.com

Ph.: +91 74002 79099

Tender Schedule

S. No.	Title	Date & Time
1	Tender Publish Date	11-11-2022
2	Tender document download start date	11-11-2022
3	Tender document download end date & time	15-12-2022 at 3.00 PM
4	Pre-Bid Meeting Date & Time	24-11-2022 at 2.30 PM
5	Pre-Bid Clarification End Date	06-12-2022
6	Bid Submission start date	13-12-2022 at 11.00 AM
7	Bid Submission end date & time	15-12-2022 at 3.00 PM
8	Bid opening date & time (Technical Bid)	16-12-2022 at 3.00 PM

SCOPE OF WORK:

On behalf of **OWNER (NRL)**, M/s Technip Energies India Limited (TP) as **MPMC** invites e-Bids for **SUPPLY OF DCS / ESD SYSTEM FOR OFFSITES & UTILITIES** listed below for **NREP** on **Open Domestic Competitive Bidding** under **Single Stage Two- Bid system (Part-1: Techno-Commercial Bid and Part -2: Priced Bid)** from competent Bidders with sound Technical and Commercial capabilities fulfilling the Qualification Criteria as stated below.

S. No.	TAG No.	Description	Qty
1	-	DCS / ESD SYSTEM FOR OFFSITES & UTILITIES	1

The scope mentioned above is indicative and detailed scope is mentioned in the Material Requisition No: **TP- 1ZZZA -IC-RFQ- 0020_D6**

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SALIENT FEATURES OF NOTICE INVITING TENDER (NIT)

1	Tender No.	TP/082176C/NRL/ PQ/077
2	Type of Tender	DOMESTIC COMPETITIVE BIDDING (E-BIDDING)
3	Mode of Tendering	Open Tender- Single Stage, Two-Bid system
4	Name of Work	Supply of DCS / ESD SYSTEM FOR OFFSITES & UTILITIES for Numaligarh Refinery Limited
5	Tender Fee	NIL
6	Pre-Bid Meeting	Applicable. Participation in the Pre-Bid meeting is mandatory for all the bidders for further consideration of their offer. The Pre-Bid meeting shall be attended by the competent representative(s) of bidder who is competent enough to discuss and conclude all the technical and commercial issues. Pre-Bid meeting at 14:30 hrs. on 24-11-2022 via online Microsoft Teams Last date for submitting Pre-bid queries: 21-11-2022
7	Earnest Money Deposit (EMD)	INR 18,53,000/- (INR Eighteen Lakh Fifty-Three Thousand only. The details of Contact Persons for any query/clarification/ communication and Postal address for submission of EMD security/ any other document: Mr. Sekar Hirudhayam, Project Procurement Manager Technip Energies India Limited, Technip Centre, 19, Velachery Main Road, Guindy, Chennai – 600032 Tel: +91-44-22303134 Email: sekar.hirudhayam@technipenergies.com. and CC to : thanu.subbiah@technipenergies.com; Balakrishnan.rangaraju@technipenergies.com jeyaraman.rangaraj@technipenergies.com
8	Delivery Schedule	(i) Supply: 15 (Fifteen) Months on DAP Site basis from the date of LOA/PO. The system will be shipped after complying all the comments/observations of FAT. The date of receipt of material (Line item wise) at site shall be considered as date of delivery. (ii) Site Work: 11 (Eleven) months (06 Months for Mechanical Completion including all installation, cable laying, termination, loop checking and 05 Months for Pre-Commissioning / Commissioning) from the date of Site



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		readiness and handing over. However, an advance notice period of 15 (Fifteen) days shall be given to bidder regarding site readiness for mobilization purpose. The date of handing over of successful commissioned equipment as per MR shall be considered as the completion of site work. The duration of site works shall be exclusive of the de-mobilisation period. Accordingly the CCD of the Site Work will vary without any additional financial/ commercial implication to NRL based on the de-mobilisation period. Also, bidder shall depute Dedicated groups (with sufficient workforce) for DCS and PLC/ESD system with Dedicated site Engineers (for DCS and PLC/ESD) for execution the site activities during the entire contractual period. (iii) Clause for Mobilisation/Demobilisation: During site work, if sufficient front is not available, vendor may be required to mobilise as well as demobilise its resources (Manpower) multiple times (max. 5 times) as per instruction of EIC. Accordingly, bidder shall consider. However, 15 days Prior intimation will be given to vendor for every mobilization /demobilisation based on site readiness. Bidder to note this requirement and to quote accordingly. Final destination for delivery of material shall be Numaligarh Refinery Limited (NRL), Golaghat, Assam Delivery of the material within the stipulated period is the principal essence of this tender. Offers not meeting the delivery schedule shall not be considered for evaluation.
9	<u>BIDDER QUALIFICATION CRITERIA (BQC):</u> Intending Bidders shall meet the minimum qualification criteria detailed below to qualify. The Bidders shall have to furnish proof of their qualification credentials and other relevant documents mentioned in the Bidding Document along with the Part-I (Techno-commercial bid).	
9.1	<u>TECHNICAL EXPERIENCE /QUALIFICATION CRITERIA:</u> - Bidder shall be OEM for the offered ICSS (Integrated control and safety system) - The offered system should be latest one of OEM's product range having past Proven Track Record (PTR) of similar system (same Type, same make & same model (series) including same (or higher) SIL (as applicable)) operating satisfactorily for a duration of at least 4000 hours in any Hydrocarbon (Oil/ Gas) Processing Industry (i.e. Hydrocarbon (HC) Oil Refinery/ Natural Gas (HC) processing Industry)/ Petrochemical / Fertilizer / Nuclear Plant in India in last TEN (10) Years . Note: The Ten (10) years, time period mentioned above shall be reckoned from ending on last day of the month immediately preceding the month in which the last date of bid submission falls (in case of extended bid submission date, original bid submission date shall be considered)	



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Also, any other PTR clause for the offered system (if mentioned in this MR), to be ignored.

Note:

- a. For the purpose of PTR requirement, the term 'OEM' means the location of manufacture of offered systems/ equipment. This should not be construed as supplier, affiliate joint venture or any location other than place of manufacture.
- b. Bidder shall not quote any Hardware product or item which has become obsolete, or which would discontinue in next 10 years' time as minimum.
- c. Bidder to submit written confirmation that offered software package (ICSS) shall be latest one of their product ranges and shall be continued to run with full OEM support without the requirement of upgradation at least for the above-mentioned period. Moreover, if the software is declared obsolete within next 5 years from the date of completion of SAT, then bidder shall upgrade the software free of cost. For any software upgrades which required for upgrade in hardware (wherever applicable), vendor shall provide upgrades in hardware as well free of cost during this period. Also, if any new software revision, Patches updates to fix the bugs, add-on features etc. are released within the expiry of warranty period, same shall be incorporated by bidder free of cost. However, after the expiry of warranty period, the upgradation/ replacement of the computer hardware (Workstation. Server, Network switch etc.) with operating system is not in the scope of bidder as free service.
- d. Bidder shall confirm that service support of the supplied product or items shall be offered for at least 15 years from the date of order placement of the system. Vendor shall guarantee the availability of replacement of spares for this period. Vendor shall furnish logistic support services along with certificates for the offered system as per format enclosed in Annexure-2. Vendor to submit written undertaking & guarantee certificates for the above to MPMC / Owner.

COMMERCIAL EXPERIENCE CRITERIA:

For experience, the order(s) executed by the bidder, during the last 10 (Ten) years ending on the last day of the month immediately preceding the month in which the last date of bid submission falls, should be considered as under (in case of extended bid submission date, original bid submission date shall be considered):

One order executed for "similar item" where executed value is not less than **INR 19,54,70,000/- (Nineteen Crores Fifty-Four Lakhs and Seventy Thousand only)**

OR

Two orders each executed for "similar item" where executed value is not less than **INR 15,63,76,000/- (Fifteen Crores Sixty-Three Lakhs and Seventy-Six Thousand only).**

OR

Three orders each executed for "similar item" where executed value is not less than **INR 11,72,82,000/- (Eleven Crores Seventy-Two Lakhs and Eighty-Two Thousand only).**

The above order values are on FOT dispatch point basis without taxes & duties and freight.

NOTE: "Similar Item" shall mean

9.2



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“Supply of INTEGRATED CONTROL AND SAFETY SYSTEM (ICSS) along with associated site works (installation & commissioning / supervision in installation & commissioning) in **any Industrial Plant in India**”

The value of past experience shall be adjusted at a simple rate of 07% for every completed year and thereafter at @0.58% for every completed month ending last day of the month proceeding the month in which last date of original bid submission falls.

9.3

FINANCIAL CRITERIA:

9.3.1

The Annual Turnover of Bidder shall be equal to or more than **INR 5,41,30,000/- (Indian Rupees Five Crores Forty-One Lakhs and Thirty Thousand only)** during preceding 3 (Three) Financial Years.

For fulfilling the financial criteria an audited balance sheet and profit & loss account of the Bidder shall be considered as acceptable proof.

Published Annual Report available in the public domain shall also be acceptable.

Note: If the financial Statement(s) is prior to implementation of GST, and the Excise Duty is shown extra in the Financial Statement, the Turnover shall be inclusive of Excise Duty but excluding other income.

9.3.2

Bidder shall have Positive Net Worth for the immediately preceding financial year as per the latest Audited Report.

To establish the Positive Net Worth, Bidder shall furnish the latest Audited Financial Statement including Auditors reports, Audited Balance Sheet, Profit & Loss Account, Notes, Annexure (if any) etc.

If the bidder's Net worth is negative, the bid shall be considered for further evaluation only if the bidder provides an undertaking from any financial institution regulated by RBI or any scheduled bank in India having net worth not less than Rs.100 Crores towards financial support for executing orders in case of order placement on them.

An undertaking (in the Format to be submitted by bidder's banker) from the bank shall be furnished along with technical bid failing which bid shall not be evaluated.

The net worth means paid up share capital, share application money pending allotment* and reserve # less accumulate losses and deferred expenditure to the extent not written off.

Net worth shall be calculated using the following formula:

Reserves to be considered for net-worth shall be all reserves created out of the profits and securities premium account but shall not include reserves created out of revaluation of assets, write back of depreciation and amalgamation.

*Share application money pending allotment will be considered only in respect of share to be allotted.



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	Description	Values (In current cy)	Reference Page no., Clause etc.)
	Paid up Share capital (A)		
	Add: Share Application Money pending allotment (B)		
	Add: Reserves (As defined above) (C)		
	Less: Accumulated Losses (D)		
	Less: Deferred Revenue Expenditure to the extent not written off (E)		
	Net Worth (A+B+C-D-E)		
	Accordingly, the definition of net-worth shall be as follows: Annual Financial details shall have to be submitted along with the original offer within the bid due date. The Financial details submitted after bid due date will not be considered for evaluation, however, any missing document (issued prior to the bid due date) pertaining to the details furnished in the offer shall be allowed for submission. For 9.3.1 above, in case the Financial Year closing date is within 9 months of bid due date and Audited Annual Report of immediate preceding financial year is not available, Bidder has the option to submit the financial details of the previous year immediately prior to the last financial year. Otherwise, it is compulsory to submit the financial details of the immediate preceding financial years. Example, in case, Audited Annual Report of immediate preceding Financial Year (year ending 31st March) is not available and where bid closing date is up to 31st December, the financial details of the previous year immediately prior to the last financial year may be submitted. However, in case the bid closing date is after 31st December, it is compulsory to submit the financial details of the immediate preceding financial year only. Any of the following documents furnished by the Bidder in support of above clause shall be acceptable: A) Audited published Annual Report ; OR B) Audited Balance Sheet and Profit & Loss statement; OR C) Financial statements duly certified by a practicing Chartered Accountant (not being an employee or a Director and not having any interest in the Bidder's company) where audited accounts are not mandatory as per law. Audited Annual Report / financial statements needs to be accompanied with UDIN number, which is mandatory from July 2019 onwards. Any Financial Report which is issued after July 2019 onwards without UDIN shall not be considered for evaluation. The failure to meet Annual Turnover (ATO) criteria as per clause 9.3.1 & Net Worth Criteria as per clause 9.3.2 mentioned above will render the bid to be summarily rejected.		
9.3.3	Working Capital: The Bidder must have a minimum Working Capital of amount equivalent to INR 1,80,44,000/- (Indian Rupees One Crore Eighty Lakhs Forty-Four Thousand Only) as per immediate preceding financial year Audited Annual Report.		



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	Working Capital shall be Current Assets minus Current Liabilities. If the bidder's working capital is inadequate, the bidder should furnish a letter for line of credit from any scheduled bank in India having net worth not less than INR 100 Crore, confirming the availability of the fund based line of credit for the respective amount specified above, irrespective of overall position of the working capital. The "Line of Credit" shall be for the total value of Working Capital as per the requirement indicated under BQC. In case of tender having multiple Groups, the bidder shall submit the Line of Credit for the Total value of Working Capital as per BQC of the Groups being participated by the Bidder.
10	DOCUMENTATION
10.1	The Bidder shall, in his own interest, furnish complete documentary evidence, as under, to justify that the Bidder meets the Qualification Criteria as given above. Bidders are required to submit all such past experience(s) (PTR) meeting the BQC along with relevant supporting documents in the first instance itself, along with the bid to justify that the Bidder meets the Qualification criteria as given above. Accordingly, only such experience(s) shall be considered for qualification, details of which are provided in the bid by the Bidder and subsequently no additional experience (PTR) shall be sought from the Bidder
10.2	For Meeting the Technical Experience Criteria: Bidder shall submit the following documents to establish that the Bidder meets the Qualification requirements as per clause no. 9.1 above of this document: - Bidder must offer all the equipment / items and the services which meet the Proven Track Record (PTR) requirement specified. - Documentary evidence like copies of Purchase Orders with backup document indicating the Make & model No. of the system, issued from/declared by the end user for the similar system referred for PTR and towards meeting PTR requirements in the above clause based on which qualification is sought. - Information related to the submitted PTR documents to be furnished as per prescribed format attached along with MR i.e., PO No. & Date, Name of the organization, System Detail (including model No.), Date of commissioning. - Performance Certificate/ Performance feedback (mail correspondence/ hard copy) (indicating PO Reference/ make & model, date duration etc.) from the end user complying the above requirement <u>For meeting the Commercial Experience Criteria :</u> - For commercial experience criteria, The Bidder shall furnish documentary proof in form of the copy of work order(s) / contract agreement(s)/ relevant pages of contract document(s) mentioning the value and the scope of work along with completion certificate(s) or any other certificate issued by owner/



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consultant certifying that work is mechanically completed, fulfilling the commercial experience criteria, as applicable.

- b) Copy of certificate/ minutes of meeting/ commissioning report on successful completion of job, certified/ signed by client/EPC/EPCM.
- c) For commercial experience criteria, the value of past experience shall be adjusted at a simple rate of 7% for every completed year and thereafter at @ 0.58% for every completed month ending last day of the month proceeding the month in which last date of original Bid Due Date falls.
For calculation of period of escalation of Commercial experience Criteria for such Similar Works", starting date shall be reckoned from the date of mechanical completion of the work.
- d) In case of Bidder submitting documents for Commercial experience criteria for their work executed for private establishments (other than PSUs), work order copy along with either: (a) tax deduction at source (TDS) certificate in Form 26AS (Annual Tax Statement under Section 203AA of the Income Tax Act, 1961) or (b) bank certificate indicating receipt of payment from the owner, shall be required to furnish.
- e) In case any other document is submitted by Bidder in support of execution for Commercial experience criteria, the same shall be subject to acceptance by the Owner or its representative.
- f) In case, the executed value of job is more than work order value and the Bidder claims that it is meeting the BQC requirement on the basis of executed value, then it is the responsibility of the Bidder to submit the documentary evidence of final executed value (such as copy of final bill, executed value mentioned in completion certificate etc.) along with its Bid.
- g) In case executed value is not mentioned in the completion certificate, work order value with amendments, if any, shall be considered towards BQC requirements. Where the executed value is not mentioned in the completion certificate, the copy of certified bill shall also be acceptable for determining the executed value if submitted along with completion certificate.
- h) Executed value mentioned in the completion certificate should be exclusive of Service Tax/ GST. In case the value of job submitted by the Bidder does not have clarity with regard to inclusion/ exclusion of Service Tax/GST, the amount appearing in the certificate shall be considered exclusive of Service Tax/GST and shall be evaluated accordingly.
- i) In case of Bidder's experience in composite works, in the event the qualifying requirement cannot be ascertained from the work order/ completion certificate submitted by Bidder, Copy of Schedule of Rates (SOR), relevant pages of Contracts, copy of relevant pages of final bill certified by owner for establishing requirement of BQC or written letter from their owner specifying the nature of work with quantities and executed values can be submitted for



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qualification.

- j) If the Bidder cites any reference of a job executed for Owner or executed for some client through Consultant and the Bidder is not able to furnish documentary evidence, the internal records of Owner or Consultant (as the case may be) shall be considered.
- k) A job completed by a Bidder as a sub-contractor shall be considered for the purpose of meeting the Technical Criteria and Commercial Criteria under this NIT subject to submission of following documents in support of meeting the "Bidder Qualification Criteria":
 - a. Copy of work order along with SOR issued by main contractor.
 - b. Copies of completion/commissioning certificates (as the case may be) issued by the owner/ owner's consultant/main contractor. The said certificates shall have details like work order no. /date, brief scope of work, ordered & executed value of the job, completion date etc. In case Bidder is not able to furnish the completion certificates from the owner/owner's consultant in its name then the certificate issued in the name of main contractor shall also be considered as proof of completion of the relevant job.
 - c. If the Bidder cites any reference of a job executed for the Owner or executed for some client through the Consultant and the Bidder is not able to furnish documentary evidence, the internal records of the Owner or Consultant (as the case may be) shall be considered. The sub-contractor shall furnish either (a) TDS Certificate in Form 26AS (Annual Tax Statement under Section 203AA of the Income Tax Act, 1961) or (b) Bank Certificate indicating receipt of payment from the Main Contractor.
- l) A job executed by a Bidder for its own plant/ projects can't be considered as experience for the purpose of meeting requirement of BQC of the Bidding Document. However, jobs executed by the Bidder for its subsidiary/ Affiliate/ Holding/ Parent company will be considered as experience for the purpose of meeting BQC subject to submission of tax paid invoice(s) duly certified by statutory auditor of the Bidder towards payments of statutory tax along with remittance proof in support of the such executed job. Such Bidders shall submit these documents over and above the other required documents under the various Clauses of BQC.
- m) For Bidders (Indian Bidder), order value(s) in foreign currencies (other than INR) shall be converted to equivalent INR at the exchange rate of Reserve Bank of India (RBI) as on the date of award of such proposed qualifying work(s).
- n) Bidder(s) are required to submit complete documents pertaining to BQC along with their Bid. However, the Owner / Consultant may give opportunity to the Bidder(s) to submit missing details or clarifications within the stipulated time. In case, these are not submitted within the stipulated time by the Bidder, offer of the Bidder will be evaluated based on available details/ information. The



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same shall be considered, if found adequate or else shall be rejected.

- o) Notwithstanding any other condition/ provision in the Bidding Documents, the Bidders are required to submit complete documents pertaining to BQC along with their Bid. Failure to meet the BQC will render the Bid to be summarily rejected. the Owner reserves the right to complete the evaluation based on the details furnished by the Bidder, with or without seeking any additional supporting documents /clarifications.
- p) The Bidders must submit complete and unambiguous documents pertaining to Bidder Qualification Criteria (BQC) in the first instance itself along with the offer. The Consultant / the Owner may not offer any opportunity to the bidder to provide complete or unambiguous documents and reserve the right to proceed on the basis of documents received along with the Bid and Incase of non-submission of some documents or submission of incomplete or ambiguous documents, the Bid may be rejected and not evaluated. However, the Owner reserves the right to make any further queries.
- q) Bidder shall not be allowed to submit new references or document related such new references with respect their past experience unless it is not mentioned in the list (past experience) submitted along with the Bid.
- r) In case where the Bidder cites the reasons of non-disclosure agreement for its inability to submit necessary documents in support of meeting the Bidder Qualification Criteria, a certificate in original, certifying all the required information, issued by CEO/ CFO of such Bidder along with a declaration that the Bidder is not in a position to submit the required documents owing to non-disclosure agreement with an endorsement by Chartered Accountant / Statutory Auditor / Certified Public Accountant (not being an employee or a director or not having any interest in the Bidder) shall be accepted.

Wherever Chartered Accountant / Statutory Auditor / Certified Public Accountant (not being an employee or a Director or not having any interest in the Bidder) is not in a position to endorse such CEO / CFO's certificate due to local regulations, CEO / CFO's certificate without endorsement may be accepted provided evidence of the local regulation restricting this endorsement is given in the CEO / CFO certificate.

Note:

- a) Notwithstanding any other condition / provision in the tender documents, bidders are required to submit complete documents pertaining to Qualification Criteria along with their offer. Evaluation may be completed based on the content of the Bid itself without seeking any subsequent additional information, which may result in rejection of Bid. NRL/MPMC at its discretion, may request bidder to submit the necessary information or documentation, within a reasonable period, to withdraw deviation, reservation, or rectify omission in the bid related to documentation



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	requirements. However, Bidder shall not be allowed to submit new references or document related such new references with respect to their past experience unless it is not mentioned in their original offer. b) Submission of authentic documents is the prime responsibility of the Bidder. However, NRL/MPMC reserves the right to get the document cross verified, at their discretion from the document issuing authority. Bidder shall also facilitate such verification/ authentication of BQC documents and in case the documents remain unauthenticated till the given timeline, NRL/MPMC reserves the right to reject such bid. c) In case any other document is submitted by Bidder in support of execution, the same shall be subject to acceptance by the OWNER or its representative. d) If the vendor cites any reference of a job executed for OWNER or executed for some client through Consultant and the vendor is not able to furnish documentary evidence, the internal records of OWNER or Consultant (as the case may be) shall be considered.
10.3	Verification of BQC Documents Verification of BQC credentials (Past experience) may be taken up with issuing authorities for L1 Bidder. The verification procedure shall be initiated immediately upon establishing L1 and order shall be placed only after the completion of verification. In case of verification, where authenticity of BQC documents could not be established, a team comprising of NRL/MPMC may visit the issuing authority for obtaining the same directly from them. Despite all checks, if the verification could not be completed or any fraud takes place, the tender shall be annulled. In that case such Bidder shall not be allowed to participate in the future bidding process. Penal actions shall be taken in case of frauds in line with the provisions of Bidding Document and Banning Policy of NRL / MPMC. Moreover, the Bidder's organization shall be responsible for any and all actions of their Employees and any claims seeking to pin-point the blame on some Employee of Bidder and attempting to absolve the Bidder's organization shall not be entertained.
11	Mode of Submission Bids shall be submitted online only at CPPP website: http://eprocure.gov.in/eprocure/app. Tenderer/Contractors are advised to follow the instructions provided in the 'Instructions to the Bidders' for the e-submission of the bids online through the Central Public Procurement Portal for e Procurement at http://eprocure.gov.in/eprocure/app. For any assistance you may please contact our service provider personal: Dhiraj Mohan Saikia, Phone No. 03776 – 265774, email : z_tender@nrl.co.in Bid submission or queries relating to CPP Portal in general may be directed to the CPP Portal Helpdesk at 0120- 4200462 / support-eproc@nic.in



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12	Language	English
13	Bid Validity	120 days from the bid due date/extended due date
14	Special Notes	Mobilization/Demobilization: During site work, if sufficient front is not available, vendor may be required to mobilise as well as demobilise its resources (Manpower) multiple times (max. 5 times) as per instruction of EIC. Accordingly, bidder shall consider. However, 15 days Prior intimation will be given to vendor for every mobilisation/demobilisation based on site readiness. Bidder to note this requirement and to quote accordingly.

SUMMARY OF TENDER:

1	Integrity Pact Agreement	Applicable
2	Reverse Auction	Not applicable for this Tender
3	Consortium/JV Bidding	Not applicable for this Tender
4	Contract Performance Bank Guarantee (CPBG)	Applicable
5	Benefits/Preference for MSE	Purchase preference only applicable
6	Opportunity to Startup's and Micro & Small Enterprises (MSE'S):	Relaxation to BQC/PTR not applicable for this Tender
7	PP-LC 2020-21	Applicable
8	DMEP	Not applicable for this Tender
9	DMI&S Policy	Not applicable for this Tender
10	NDA	Not applicable for this Tender
11	Office Memorandum regarding compliances related to any bidder from a country which shares a Land Border with India.	Applicable

Ananth Joseph
Head – Procurement

For and on behalf of
Technip Energies India Limited
