

Bid Corrigendum

GEM/2024/B/4904418-C4

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 Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 percent of bid quantity at the time of placement of contract. The purchaser also reserves the right to increase the ordered quantity by up to 25% of the contracted quantity during the currency of the contract at the contracted rates. Bidders are bound to accept the orders accordingly.
2. Buyer Added text based ATC clauses

Bidder must go to ATC and annexures provided therein.

All the annexures are included in the specification document. If there is any confusion regarding readability of the document, kindly mail to manab.borah@nrl.co.in

Bidder must provide duly filled, signed and sealed ATC document with unpriced offer.

Bidders are required to send email to manab.borah@nrl.co.in for participation in the prebid discussion and site visit.

MINUTES OF PREBID-MEETING

SUB: Supply of REAC of HCU of NRL

Reference GEM Tender No: GEM/2024/B/4904418

Bid Opening Date: 16.05.2024

Item category: Tube bundles for Reactor Effluent Air Coolers (REAC) with testing and commissioning

Date of Pre-bid Meeting: 09-05-2024 at 11:00:00 hours

Pre-Bid venue: Pre bid was done through MS Team (Virtual)

Members Present:

NRL:

Technical function:

1. Saurav Jyoti Dutta, SM(MM)
2. Raktim Das, CM(MM)
3. Banajyoti Sarma Kaushik, DGM(MM), I/C

Commercial function:

1. Manab Borah, CM(Com)
2. Udayan Das, DGM(Com), I/C

Participants Firm and Names

1. Enginemates Heat Transfer Pvt. Ltd
2. Acoustics India Private Limited

POINTS DISCUSSED:

1. Meeting started by 11:00 hours in MS team (Virtual). Participants joined in the meeting virtually.
2. NRL welcomed all participants.
3. A brief introduction of the Gem Tender and highlighted some of the important aspects of the tender like PQC (i.e. BOQ)
4. Acoustics India Private Limited expressed that they do not have prior experience of similar type of equipment.
5. Enginemates Heat Transfer Pvt. Ltd (EHTPL) expressed their concern on the following two points:
 - A. "Flow rate 90000kg/ hr (min)" : EHTPL stated that as per PDS the flow rate of 90000kg/hr (min) applies for all four bundles, so per bundle flow rate becomes 22500 kg/ hr (min) and the flow rate per bundle of the equipment of EHTPL is 41000 kg/hr which makes them eligible to participate in the tender. EHTPL requested NRL confirmation on the same.
 - B. "proof of minimum 1 year prior satisfactory operation" : EHTPL supplied similar equipment which is newly commissioned in IOCL Haldia, therefore, they cannot fulfil the criteria of 1 year prior satisfactory operation. Hence EHTPL requested for relaxation of this criteria of PQC. NRL requested EHTPL to provide the specific tender document with PQC of IOCL and Haldia Refinery contact person for review and NRL shall subsequently decide further course of action EHTPL agreed to send the same by email.
6. NRL stated that they will revert back on these two matters.
7. After approximately, 1 and half hour discussion, meeting ended.

3. 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](#)