September 1, 2023

CORRIGENDUM NO. 3 TO NOTICE INVITING TENDER

Job ref.: **Barricading and Fencing Works for DCU Revamp Project (PUR-PRJNUM-1006180)**

Tender no.: OC10000505/DHR dated 03-08-2023

With reference to the above NIT, kindly note the following:

- The due date has been extended to 11-00 AM, 08-Sep-2023.
- The date and time of opening of technical bids will be after 11-00 AM, 09-09-2023.
- Also, PP-LC policy has been revised as per the attachment.

Head (Project Commercial)
Numaligarh Refinery Limited,
Numaligarh, Dist: Golaghat,
Assam – 785 699

Enclo: As stated

Preference to Make in India (PP-LC (MII) POLICY)

Policy to provide Purchase Preference linked with Local Content (PP-LC)

1. Ministry of Petroleum & Natural Gas (MoPNG) vide Circular No. FP-20013/2/2017-FP-PNG, Dated 17th November, 2020, its amendment vide Circular No. FP-20013/2/2017-FP-PNG-Part(1) (E-36682), Dated 23rd February, 2022 and related Circular No. FP-20013/2/2017-FP-PNG-Part (4) (E-41432), Dated 26th April, 2022 has notified the Purchase Preference (linked with local content) (referred herein after as PP-LC Policy) for the procurement of goods and services under Oil & Gas Projects in India. PP-LC Policy is provided hereunder for ready reference.

   In National Competitive Bid procurements of all items not covered by para 4(a) and where the estimated value to be procured i.e., total value of enquiry/ tender, is **less than Rs. 1 Crore shall be exempt from this Policy**. In case of International Competitive Bids, the policy shall be applicable irrespective of the tender estimate.

2. Under this policy, buyer reserves the right to allow Manufacturers or Suppliers or Service providers in a tender and purchase preference as admissible under the prevailing policy, subject to complying with the requirements/ conditions defined herein and submitting documents required to support the same.

3. **Definitions**

   a) **Local Content** hereinafter abbreviated to LC means the amount of value added in India which shall, unless otherwise prescribed by the Nodal Ministry, be the total value of the item procured (excluding net domestic indirect taxes) minus the value of imported content in the item (including all customs duties) as a proportion of the total value, in percent.

   b) **Domestic Manufacturer** shall be business entity or individual having business activity established under Indian law and producing products domestically.

   c) **Supplier of goods and/or provider of service** shall be a business entity having capability of providing goods and/or service in accordance with the business line and qualification thereof and classified as under:

      - 'Class-I local supplier' means a supplier or service provider, whose goods, services or works offered for procurement, has local content equal to or more than 50% as defined under this Policy.
      - 'Class-II local supplier' means a supplier or service provider, whose goods, services or works offered for procurement, has local content equal to or more than 20% but less than 50%, as defined under this Policy.
      - 'Non-local supplier' means a supplier or service provider, whose goods, services or works offered for procurement, has local content less than 20%, as defined under this Policy.

      \- Local value addition through services such as transportation, insurance, installation, commissioning, training and after sales services support like AMC/ CMC etc. shall continue to be considered in local content calculation.

      \- The local content in the procurement shall be as prescribed in the Notice Inviting Tender.

   d) **Verification** shall be an activity to verify the accomplishment of LC by domestic manufacturers and/or suppliers of goods and/or providers of service with the data obtained or collected from respective business activities.

   e) **Purchase preference**: Where the quoted price is within the margin of purchase preference of the lowest price, other things being equal, purchase preference may be granted to the bidder concerned, at the lowest valid price bid.

   f) **Local Content (LC) in Good**s shall be the use of raw materials, design and engineering towards manufacturing, fabrication and finishing of work carried out within the country.

g) **Local Content (LC) in Services** shall be the use of services up to the final delivery by utilizing manpower (including specialist), working appliance (including software) and supporting facilities carried out within in the country.

h) **Local Content (LC) in EPC contracts** shall be the use of materials, design and engineering comprising of manufacturing, fabrication, assembly and finishing as well as the use of services by utilizing manpower (including specialist), working appliance (including software) and supporting facility up to the final delivery, carried out within the country.

i) **Factory overhead cost** shall be indirect costs of manpower, machine/working appliance/facility and the whole other fabrication costs needed to produce a unit of product with the cost not chargeable directly to specified product.

j) **Company overhead cost** shall be costs related to the marketing, administration and general affairs cost of the company.

k) **Indian Company** means a company formed and registered under the Companies Act, 2013.

l) **Foreign company** means any company or body corporate incorporated outside India which— (a) has a place of business in India whether by itself or through an agent, physically or through electronic mode; and (b) conducts any business activity in India in any other manner.

m) **Margin of Purchase preference:** The margin of purchase preference shall be 20%.

4. **Eligibility and Conditions**

a) In respect of all goods, services or works in respect of which the Nodal Ministry/ Department under DPIIT's Public Procurement (Preference to Make in India) Order, 2017 has communicated that there is sufficient local capacity and local competition, only Class-I local supplier shall be eligible to bid irrespective of purchase value.

b) For all other local (domestic) tenders, Class-I local supplier and Class-II local supplier shall be eligible to bid irrespective of purchase value, but preference to be given as per PP-LC to the Class-I local supplier.

c) Only Class-I local supplier and Class-II local supplier, as defined under the Order, shall be eligible to bid in procurements undertaken by procuring entities, except when Global tender enquiry has been issued. In global tender enquiries, Non-local suppliers shall also be eligible to bid along with Class-I local suppliers and Class-II local suppliers.

d) Class-II local supplier will not get purchase preference in any procurement, undertaken by procuring entities.

5. **Purchase Preference- Linked with Local Content (LC)**

The manufacturers/ service providers having the capability of meeting/ exceeding the local content targets shall be eligible for purchase preference under the policy, i.e., LC manufacturers/ LC service providers respectively as described below:

5.1 In procurement of all items/ services/ works which are **divisible in nature**, the 'Class I local supplier' shall get purchase preference over 'Class II local supplier' as well as 'Non-Local Supplier' as per following procedure:

i. Among all qualified bids, the lowest bid will be termed as L1. If L1 is 'Class I local supplier', the contract for full quantity will be awarded to L1.

ii. If L1 bid is not a 'Class-I local supplier', 50 (fifty) percent of the order quantity shall be awarded to L1. Thereafter, the lowest bidder among the 'Class-I local supplier' will be invited to match the L1 price for the remaining 50 (fifty) percent quantity subject to the Class-I local supplier's quoted price falling within the margin of purchase preference, and contract for that quantity shall be awarded to such 'Class-I local supplier' subject to matching the L1 price. In case such lowest eligible 'Class-I local supplier' fails to match the L1 price or accepts less than the offered quantity, the next higher 'Class-I local supplier' within the margin of purchase preference shall be invited to match the L1 price for remaining quantity and so on, and contract shall be awarded accordingly. In case some quantity is still left uncovered on Class-I local suppliers, then such balance quantity may also be ordered on the L1 bidder. Ranking, matching of prices, and margin of purchase preference shall be based on the evaluated bid prices.

    If in the opinion of the procuring company, the tenders (procured quantity) cannot be divided in the prescribed ratio of 50:50, then procuring entity shall have the right to award contract to the eligible Class-I Local supplier for quantity not less than 50%, as may be divisible.

    For example, if 50% quantity of an item works out to a fraction of quantity, the bidder shall be considered for next higher quantity. In case the quantity cannot be split, the order shall be placed on the Class-I Local supplier for the entire quantity.

    In case none of the Class-I local suppliers agree to match the lowest price, the natural lowest bidder will be awarded the job.

5.2 In the procurement of all items which are **<u>not divisible in nature</u>**, and in procurement of services where the bid is evaluated on price alone, the 'Class-I local supplier' shall get purchase preference over 'Class-II local supplier' as well as 'Non-local supplier', as per following procedure:

i. Among all qualified bids, the lowest bid will be termed as L1. If L1 is 'Class-I local supplier', the contract will be awarded to L1.

ii. If L1 is not 'Class-I local supplier', the lowest bidder among the 'Class-I local supplier', will be invited to match the L1 price subject to Class-I local supplier's quoted price falling within the margin of purchase preference, and the contract shall be awarded to such 'Class-I local supplier' subject to matching the L1 price. Ranking, matching of prices, and margin of purchase preference shall be based on the evaluated bid prices.

iii. In case such lowest eligible 'Class-I local supplier' fails to match the L1 price, the 'Class-I local supplier' with the next higher bid within the margin of purchase preference shall be invited to match the lowest bidder's evaluated price and so on and contract shall be awarded accordingly. In case none of the 'Class-I local supplier' within the margin of purchase preference matches the lowest bidder's evaluated price, the contract may be awarded to the L1 bidder.

5.3 The option in case of MSE bidders qualifying under **<u>both Policies for purchase preference</u>**, namely, Purchase Preference under the Public Procurement Policy - 2012 (PPP-2012) for MSE bidders and Purchase Preference Linked with Local Content (PP-LC) shall be exercised as under:

i. The MSE bidder can avail only one out of the two applicable purchase preference policies, i.e., PP-LC or PPP-2012 and therefore, bidder will be required to furnish the option under which he desires to avail purchase preference. This option must be declared in the original offer and no change in the option shall be allowed. In case bidder fails to indicate his option in the original bid although he is eligible for both the Policies, NRL/Consultant shall evaluate his offer considering PPP-2012 as the default chosen option.

   In case, a MSE bidder opts for preference under PPP-2012, he shall not be eligible to claim benefit under PP-LC (irrespective of the fact whether he furnishes the details of LC in his offer and this LC meets the stipulated LC criteria as Class-I local supplier).

ii. In case a MSE bidder opts for purchase preference based on PP-LC, he shall not be entitled to claim benefit of purchase preference benefit as applicable for MSE bidders under PPP-2012. However, the exemptions from furnishing Bidding Document fee, Bid security and relaxation in Bid Qualification Criteria, if any, mentioned in the bidding document shall continue to be available to such a bidder.

A. L1 Bidder's quoted prices against various items of enquiry shall remain valid even in case of splitting of quantities of the items as described above, except in case of items where the quantity cannot be split since these are to be awarded in a Lot or as a package or Group.

B. While evaluating the bids, for price matching opportunities and distribution of quantities among bidders, the order of precedence shall be as under:

- MSE bidder (PPP-2012)
- Class-I Local Supplier (PP-LC)

Guidelines for evaluation with concurrent application of PPP-MSE Order, 2012 and PPP-MII (PP-LC) Order, 2017 [DoE OM No. F 1/4/2021-PPD dated 18.05.2023]

1. The Class-I local suppliers, under PPP-MII Order, participating in any government tender, may or may not be MSEs, as defined under the MSME Act. Similarly, MSEs participating in any government tender, may or may not be Class-I focal suppliers. Suppliers may be categorized in following four broad categories for consideration or applicability of purchase preference:

Category	Terminology
Supplier is both MSE & Class-I local supplier.	"MSE Class-I local supplier".
Supplier is MSE but not Class-I local supplier.	"MSE but non-Class-I local supplier
Supplier is not MSE but is Class-I local "Non-MSE supplier.	"Non – MSE but Class-I local supplier"
Supplier is neither MSE nor Class-I local.	"Non-MSE non-Class-I local supplier"

2. The applicability of PPP-MSE Order and PPP-MII Order in various scenarios, involving simultaneous purchase preference to MSEs and Class-I local suppliers under PPP-MSE Order and PPP-Mll Order respectively, shall be as under:

a) Items covered under Para 4(a) above for which Nodal Ministry has notified sufficient local capacity and competition: For these items, **only Class-I** local suppliers are eligible to bid irrespective of purchase value. Hence, Class-II local suppliers or Non-local suppliers, including MSEs which are Class-II local suppliers/ Non-local suppliers, are not eligible to bid. Possible scenarios can be as under:

(i) L-1 "MSE Class-I local supplier" - 100% of the tendered quantity is to be awarded to L-1.

(ii) L-1 is "Non-MSE but Class-I local supplier" - Purchase preference is given to MSEs as per PPP-MSE Order. In above case, if there are 2 or more MSE bidder within 15%, then 25% quantity shall be distributed proportionately / equally among the MSEs who have agreed to match the L1 prices. Balance quantity is to be awarded to the L-1 bidder.

b) Items **reserved** exclusively for procurement from MSEs as per PPP-MSE Order: These items are reserved exclusively for purchase from MSEs. Hence, non-MSEs are not eligible to bid for these items. Possible scenarios can be as under:

(i) L-1 is "MSE Class-I local supplier" - 100% of the tendered quantity is to be awarded to L-1.

(ii) L-1 is "MSE non-Class-1 local supplier" - Purchase preference is to be given to Class-I local supplier as per PPP-MII Order. Balance quantity is to be awarded to L-1 bidder.

c) If items are neither notified for sufficient local capacity nor reserved for MSEs, then the process will be as follows:

c(a) Items covered under Para 5.1 above are **divisible items** and both MSEs as well as Class-I local suppliers are eligible for purchase preference. Possible scenarios can be as under:

(i) L-1 is "MSE Class-I local supplier" - 100% of the tendered quantity is to be awarded to L-1.

(ii) L-1 is "Non-MSE but Class-I local supplier" - Purchase preference is to be given to MSEs, if eligible, as per PPP-MSE Order. In above case, if there are 2 or more MSE bidder within 15%, then 25% quantity shall be distributed proportionately / equally among the MSEs who have agreed to match the L1 prices. Balance quantity is to be awarded to L-1 bidder.

(iii) L-1 is "MSE but non-Class-I local supplier" - Purchase preference is to be given to Class-I local suppliers, if eligible, as per PPP-MII Order. Balance quantity is to be awarded to L-1 bidder.

(iv) L-1 is "Non-MSE non-Class-I local supplier" - Purchase preference is to be given to MSEs as per PPP-MSE Order. Thereafter. purchase preference is to be given to Class-I local suppliers for "50% of the tendered quantity minus quantity allotted to MSEs above" as per PPP-MII Order. For the balance quantity, contract is to be awarded to L-1 bidder.

c(b) Items covered under Para 5.2 above are **non-divisible items** and both MSEs as well as Class-I local suppliers are eligible for purchase preference. Possible scenarios can be as under:

(i) L-1 is "MSE Class-I local supplier" - Contract is awarded to L-1.

(ii) L-1 is not "MSE Class-I local supplier" but the "MSE Class-I local supplier" falls within 15% margin of purchase preference -Purchase preference is to be given to lowest quoting "MSE Class-1 local supplier". If lowest quoting "MSE Class-I local supplier' does not accept the L-1 rates, the next higher "MSE Class-I local supplier" falling within 15% margin of purchase preference is to be given purchase preference and so on.

(iii) If conditions mentioned in sub paras (i) and (ii) above are not met i.e. L-1 is neither "MSE Class-I local supplier" nor "MSE Class-I local supplier" is eligible to take benefit of purchase preference, the contract is to be awarded/ purchase preference to be given in different possible scenarios as under:

A. L1 is "MSE but non-Class-I local supplier" or "Non-MSE but Class-I local supplier" - Contract is be awarded to L1.-

B. L1 is "Non-MSE non-Class-I local supplier" - First purchase preference to be given to MSE as per PPP-MSE Order. If MSE not eligible/ does not accept - purchase preference to be given to Class- I Local supplier as per PPP-MII Order. If Class-I Local supplier also not eligible/ does not accept -contract to be awarded to L-1.

d) Items reserved for both MSEs and Class-I local suppliers: These items are reserved exclusively for purchase from MSEs as well as Class-I local suppliers. Hence, only "MSE Class-I local supplier" are eligible to bid for these items. Non-MSEs/Class-II local suppliers/ Non-local suppliers cannot bid for these items. Hence the question of purchase preference does not arise.

e) Non-local suppliers, including MSEs falling in the category of Non-local suppliers, shall be eligible to bid only against Global Tender Enquiry.

Negotiation: In case purchase preference is applicable, but negotiation is to be conducted with L1 bidder, negotiation shall be carried out. MSE and/or Class-I local supplier shall be offered to match the negotiated prices (even if, post negotiation, they are higher by more than 20% (for Class-I local supplier)/ 15% (for MSEs) as compared to L1 bidder provided they were within 20% (for Class-I local supplier)/ 15% (for MSEs) of L1 bidder as per original quoted prices) and left out quantity, if any, as per provisions of enquiry document shall be awarded to that bidder.

6. **Determination of LC**

a) **LC of goods**

(i) LC of goods shall be computed on the basis of the cost of domestic components in goods, compared to the whole cost of product.

(ii) The criteria for determination of the local content cost in the goods shall be as follows:

a) in the case of direct component (material), based on country of origin;
b) in the case of manpower, based on INR component.

(iii) The calculation of LC of the combination of several kinds of goods shall be based on the ratio of the sum of the multiplication of LC of each of the goods with the acquisition price of each goods to the acquisition price of the combination of goods.

b) **LC of service**

(i) LC of Service shall be calculated on the basis of the ratio of service cost of domestic component in service to the total cost of service.

(ii) The total cost of service shall be constituted of the cost spent for rendering of service, covering:

a) cost of component (material) which is used;
b) manpower and consultant cost; cost of working equipment/ facility; and
c) general service cost

(iii) The criteria for determination of cost of local content in the service shall be as follows:

a) in the case of material being used to help the provision of service, based on country of origin;
b) in the case of manpower and consultant based on INR component of the services contract;
c) in the case of working equipment/facility, based on country of origin; and
d) in the case of general service cost, based on the criteria as mentioned in clauses a, b, and c above.
e) Indian flag vessels in operation as on date.

c) **LC of the EPC Contracts:**

(i) LC of EPC contracts shall be the ratio of the whole cost of domestic components in the combination of goods and services to the whole combined cost of goods and services.

(ii) The whole combined cost of goods and services shall be the cost spent to produce the combination of goods and services, which is incurred on work site. LC of the combination of goods and services shall be counted in every activity of the combination work of goods and services.

(iii) The spent cost as mentioned in paragraph 6(c)(ii) shall include production cost in the calculation of LC of goods as mentioned in clause 6(a)(i) and service cost in the calculation of LC of services as mentioned in clause 6(b)(ii).

d) **Calculation of LC and Reporting**

LC shall be calculated on the basis of verifiable data. In the case of data used in the calculation of LC being not verifiable, the value of LC of the said component shall be treated as nil.

7. **Certification of Local Content:**

a) "Class-I / Class- II Local suppliers are eligible to bid only if they meet the local content norms, therefore whether or not they want to avail PP-LC benefit, it will still be mandatory for them to give adequate documentation as follows to establish their status as class-I or class-II local supplier:

(i) At bidding stage:

a) Bidder shall furnish the percentage of the local content in the bid, taking into account the factors and criteria listed out in the policy.

b) The bidder shall also submit the following:

- The bidder shall submit an undertaking from the authorised signatory of bidder having the Power of Attorney along with the bid stating the bidder meets the mandatory minimum LC requirement and such undertaking shall become a part of the contract.
- In cases of procurement for a value in excess of Rs. 10 Crores, the Undertaking submitted by the bidder shall be supported by a certificate from the statutory auditor or cost auditor of the company (in the case of companies) or from a practicing cost accountant or practicing chartered accountant (in respect of other than companies) giving the percentage of local content.

  However, in case of foreign bidder, certificate from the statutory auditor or cost auditor of their own office or subsidiary in India giving the percentage of local content is also acceptable. In case office or subsidiary in India does not exist or Indian office/ subsidiary is not required to appoint statutory auditor or cost auditor, certificate from practicing cost accountant or practicing chartered accountant giving the percentage of local content is also acceptable.

  Note:

  1. Bidder shall furnish the undertaking/ declaration in the enclosed **Format-2A** in the un-priced part of the bid duly signed, seal & stamp.

  Format for providing the certification from the statutory auditor / cost auditor / practicing cost accountant / practicing chartered accountant, is enclosed as **Format-2B**.

  Format for Declaration of Minimum Local Content (Item wise, applicable for Multiple Item Splitable Tender) is enclosed as **Format-2C**

  2. The onus of submission of appropriately certified documents lies with the bidder and the purchaser shall not have any liability to verify the contents and will not be responsible for the same.

  However, in case the procuring company has any reason to doubt the authenticity of the Local Content, it reserves the right to obtain the complete back up calculations before award of work failing which the bid shall be rejected.

(ii) After award of contract**:**

- The bidder shall submit an undertaking from the authorised signatory of bidder having the Power of Attorney along with the bid stating the bidder meets the mandatory minimum LC requirement and such undertaking shall also become a part of the contract.
- In cases of procurement for a value in excess of Rs. 10 Crores, the Undertaking submitted by the bidder shall be supported by a certificate from the statutory auditor or cost auditor of the company (in the case of companies) or from a practicing cost accountant or practicing chartered accountant (in respect of other than companies) giving the percentage of local content.
- However, in case of foreign bidder, certificate from the statutory auditor or cost auditor of their own office or subsidiary in India giving the percentage of local content shall be acceptable. In case office or subsidiary in India does not exist or Indian office/ subsidiary do not have statutory auditor or cost auditor, certificate from practicing cost accountant or practicing chartered accountant giving the percentage of local content is also acceptable.

- The Local Content Certificate shall be submitted along with each invoice raised. However, the % of local content may vary with each invoice while maintaining the overall % of local content for the total work / purchase of the pro-rata local content requirement. In case, it is not satisfied cumulatively in the invoices raised up to that stage, the supplier shall indicate how the local content requirement would be met in the subsequent stages.
- As regards cases where currency quoted by the bidder is other than Indian Rupee, exchange rate prevailing on the original bid due date shall be considered for the calculation of Local Content.
- Procuring company shall also have the authority to audit as well as witness production processes to certify the achievement of the requisite local content.

8. **<u>Failure of bidder in complying with the local content post award:</u>**

In case bidder, who has specified in his bid that the bid meets the minimum Local Content specified in the enquiry document for Class-I Local Supplier or Class-II Local supplier, fails to achieve the same, the following actions shall be taken by the procuring company:

a. Pre-determined financial penalty @ 10% of total contract value.
b. Banning business with the supplier/contractor for a period of two year for breach of the code of integrity.

<u>NOTES:</u>

1. Procurement in respect of which a Nodal Ministry has communicated separate guideline in respect of local contents of the goods under administrative control of such nodal ministry, the prevailing guideline/circular from the respective nodal ministry should be followed.

Particular reference may be made in respect of procurements of Electronic & ICT Goods, Steel (DMI&SP), Petroleum Products and Medical Equipment.

2. The above policy is subject to modification based on guidelines issued by MoPNG / Nodal Ministry from time to time.

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FORMAT-2A (DECLARATION TO BE SUBMITTED ALONG WITH UNPRICED BID)

Declaration/ Undertaking for availing purchase preference under PP-LC Policy

Bidders are requested to select ‘Yes’ or ‘No’ by putting ‘√’ mark against declaration column below.

Sr. no.	Parameter	Declaration	Remarks
1	We confirm that our offer is in compliance to Policy to provide purchase preference (linked with local content) as per the provision of enquiry.	Yes / No	
2	Please clarify whether the bidder is a Class-I Local Supplier OR a Class-II Local Supplier or Non-Local Supplier.	Class-I : __ Class –II : __ Non-Local : __ *(Mark √, as applicable)*	In case, bidder will not provide this clarity nor submitted any document to establish the bidder status as Class-I Local Supplier OR a Class-II Local Supplier, the bidder shall be considered as non-local supplier and shall be evaluated accordingly.
3	Bidder confirm that the bidder meets the minimum Local content requirement as specified for Class-I or Class –II local supplier specified for claiming Purchase Preference under policy to purchase preference (linked with local content).	Yes/ No	
4	**Mention the percentage of local content in the bid. ** Incase of Multiple Item Splitable Tender, bidder must indicate % of Min. LC itemwise as per format enclosed with the tender.	_____%	Bidder to ensure that bidder’s % local content mentioned in Sr. 4, shall be in accordance with status mentioned as Class-I Local Supplier OR a Class-II Local Supplier (as applicable) in sr. no. 2 above, failing which bidder status shall not be considered as Class-I Local Supplier OR a Class-II Local Supplier (as applicable) and will be evaluated accordingly.
5	We confirm that we have submitted the requisite documents, as per the PP-LC policy enclosed in the bidding document, to establish our status as Class-I or Class –II local supplier, as applicable.	Yes/ No	Failing to submit these documents will be liable for rejection/ non-consideration for purchase preference, as per the provisions defined in PP-LC policy enclosed in bidding document.
6.	In case order is placed on us, we hereby declare to submit Local Content Certificate along with each Invoice raised in line with the Min Local Content declared by us in our offer against the tender.	Yes/ No	
7	Whether bidder is an MSE bidder?	Yes/ No	If yes- Necessary documents to be attached along with unpriced part of the bid.
8	Whether bidder wants to avail purchase preference under Public Procurement Policy-2012 (PPP-2012) for MSEs as per the provision of enquiry?	Yes/ No (for MSEs)	---
	OR Whether bidder wants to avail Purchase Preference applicable to Class-I Local supplier under policy to provide purchase preference (linked with local content) as per the provision of enquiry	Yes/ No (for Class-I local supplier)	<u>If yes to PP-LC Policy</u>- i) In case a bidder opts for Purchase Preference applicable under policy to provide purchase preference (linked with local content), the bidder shall not be entitled to claim purchase benefit available to MSE Bidders as applicable to MSE bidder under PPP-2012. ii) Bidder shall comply the requirement of policy to provide purchase preference (linked with local content) & provide the necessary documentation in unpriced bid.

Note:

a) While evaluating the bids, the order of precedence shall be as under:
   1. MSE bidder (PPP-2012)
   2. Class-I Local supplier (as per PP-LC Policy)

b) Bidder to indicate preference against any one policy defined in Sr. no. 8.

Bidder's signature:___________________________________(With Seal/ Stamp)

Note: This undertaking shall be certified by the authorized signatory of the bidder having the Power of Attorney.

FORMAT– 2B (DECLARATION - CERTIFIED)

(TO BE UPLOADED ALONG WITH UNPRICED BID)

CERTIFICATION BY STATUTORY AUDITOR / COST AUDITOR / PRACTISING COST ACCOUNTANT / PRACTISING CHARTERED TOWARDS LOCAL CONTENT
(AS PER THE PROVISION OF PP-LC POLICY)

To,
M/s Numaligarh Refinery Limited

We, _________________________________, the Statutory Auditor / Cost Auditor / Cost Accountant / Chartered Accountant (not being an employee / Director of the company) of M/s ____________________________ (name of the bidder) having our registered office address ____ hereby certify the following:

a) We have reviewed the local content in the offer no. _______________ dated _________ submitted by M/s _____________________________ (name of the bidder) against the enquiry no. __________________________ as per the requirement defined in policy to purchase preference (linked with local content).

b) In the above offer, we certify the bidder's status and local content as under:
   - ➢ Class-I local Supplier: Offer has local content equal to or more than 50%, as defined in the policy.

     OR
   - ➢ Class-II local Supplier: Offer has local content more than 20% but less than 50%, %, as defined in the policy.

{Strike off whichever is not applicable out of two above)

Name of Statutory Auditor / Cost Auditor / Cost Accountant / Chartered Accountant:

[signature of Authorized signatory] Name :

Designation Seal :

Membership no. : UDIN No:

Note:
1) This undertaking shall be certified by statutory auditor or cost auditor of the company (in the case of companies) or from a practicing cost accountant or practicing chartered accountant (in respect of suppliers other than companies).
2) The above format is indicative, the Statutory Auditor / Cost Auditor / Cost Accountant / Chartered Accountant can modify the format without changing the intent of certification.

NUMALIGARH REFINERY LIMITED.

Format-2C

Declaration of Minimum Local Content (item wise)
(Applicable for Multiple Item Splitable Tender)

Tender No: ________________ dated ____________
Offer ref : ______________ dated ________________

BOQ Sl. No.	**Item Short Text**	**Bidder's Declaration of Minimum Local Content (itemwise)** (To be selected from drop down)
10	Item 1	***Class I Local Supplier (Min LC ≥ 50%)***
20	Item 2	***Class II Local Supplier (20%<Min LC <50%)***
30	Item 3	***Non Local Supplier(Min LC≤20%)***
40	Item 4	***Item Not Quoted***

____

Bidder's signature: (With Seal/ Stamp)

Date:

Note: This undertaking shall be certified by the authorized signatory of the bidder having the Power of Attorney.