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TENDER DETAILS

JOB NAME: SUPPLY OF FILTERS AT NUMALIGARH REFINERY LIMITED

Tender Publish Date: 11-09-2024

Contact Details of EPCM:

Name: Mr. Krishan Pal Singh
Designation : Associate Chief Manager
E-Mail : krishan.singh@ten.com
Ph. No : +91 9873159556

SCOPE OF WORK:

On behalf of **OWNER (NRL)**, M/s. **Technip Energies India Limited (TEN)** as **EPCM** invites e-Bids for **SUPPLY of FILTERS** on **Open Domestic Competitive Bidding** under **Single Stage Two- Bid system (Part-1: Techno-Commercial Bid and Part -2: Priced Bid)** for expansion of RPTU project at Numaligarh Refinery Limited (NRL), Golaghat, Pin Code - 785699, Assam, India.

Transit insurance shall be arranged by NRL.

The scope mentioned above is indicative. Detailed Scope is mentioned in the Material Requisition No: **200663C-130-MR-0841-0003**.

Tender Schedule

SI No	Title	Date & Time
1	Tender Publish Date	11-09-2024
2	Tender document download start date	11-09-2024
3	Tender document download end date & time	09-10-2024 at 3.00 PM
4	Pre-Bid Clarification End Date	05-10-2024
5	Bid Submission start date	23-09-2024 at 3.00 PM
6	Bid Submission end date & time	09-10-2024 at 3.00 PM
7	Bid opening date & time (Technical Bid)	10-10-2024 after 3.00 PM

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SALIENT FEATURES OF NOTICE INVITING TENDER (NIT)

1	Tender No.	TP/0200663C/NRL/0841-0003/1196
2	Type of Tender	Domestic Competitive Bidding (E-Bidding)
3a	Mode of Tendering	Open Tender - Single Stage, Two-Bid system
3b	Reverse Auction	Not Applicable for this Tender
3c	Evaluation Methodology	Item wise Basis
4	Name of Work	Supply of FILTERS for Numaligarh Refinery Limited
5	Tender Fee	NIL
6	Pre-Bid Meeting	Not Applicable
7	Earnest Money Deposit (EMD)	Not Applicable (Refer clause 23 of ITB for the submission of EMD (If applicable))
8	Delivery Schedule	→ 08 (Eight) Months - DAP Numaligarh, Assam Site Basis (Freight by Vendor & Transit Insurance by NRL) Date of receipt of material at site shall be considered the date of delivery. “Date of issuance of LOA / PO” (Whichever is earlier) shall be considered as “Zero date”. Note: Client / NRL may opt to exclude transportation from bidders scope, in such case delivery shall be as follow: → 07 (Seven) Months – FOT Dispatch point basis from the date of LOA / PO (Which ever earlier). (Date of LR shall be considered as date of delivery) 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 Final destination for delivery of material shall be RPTU-Numaligarh Refinery Limited (NRL), Golaghat, Assam



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TECHNICAL QUALIFICATION CRITERIA : APPLICABLE

- Bidder should have designed, engineered, fabricated, inspected, tested and transported at least one Basket Strainer / Cartridge Filter under single point responsibility as per ASME. Sec VIII Div.1 / Div 2 in Refinery / Petrochemical / Fertilizer / Oil & Gas Processing Unit in last TEN (10) Years ending on the last day of the month immediately previous to the month in which the last date of original bid submission falls
- Bidder shall fulfil above criteria along with each of the following tag wise qualification. Required references to have been supplied in the last TEN (10) years only:

Technical BQC for

• 1P30-STR-2274A/B/C

- Filter Type – Basket Strainer
- Nozzle Rating – 300# and above
- Material of Construction for Shell – SA516 Gr. 60N / SA516 Gr. 70N / SA 387 Gr 11 Cl.2 / SA 387 Gr 22 Cl.2 / Austenitic steel grade minimum SA240 SS304 (min.)
- Cladding – SS410 / SS410S / Austenitic steel grade minimum SA240 SS304L / Inconel / Incoloy

9.1

Technical BQC for

• 1P30-STR-2875

- Filter Type – Basket Strainer
- Nozzle Rating – 300# and above
- Material of Construction for Shell – SA516 Gr. 60N / SA516 Gr. 70N / SA 387 Gr 11 Cl.2 / SA 387 Gr 22 Cl.2 / Austenitic steel grade minimum SA240 SS304 (min.)
- Cladding – SS410 / SS410S / Austenitic steel grade minimum SA240 SS304L / Inconel / Incoloy

Technical BQC for

• 1P30-MGN-2771

- Filter Type – Cartridge Filter
- Nozzle Rating – 600# and above
- Material of Construction for Shell – SA 387 Gr 11 Cl.2 / SA 387 Gr 22 Cl.2 / Austenitic steel grade minimum SA240 SS304 (min.)
- Code Stamping - ASME U STAMP reference is required

***Note: -**

- 1) The Ten (10) years, time period mentioned above shall be reckoned from the initial bid due date.
- 2) Refer Clause 10.1 For Documents to be submitted against qualification for Technical Criteria:

9.2

COMMERCIAL EXPERIENCE CRITERIA: NOT APPLICABLE

9.3

FINANCIAL CRITERIA - APPLICABLE



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AVERAGE ANNUAL TURNOVER (ATO)

The Average Annual Turnover of Bidder shall be equal to or more than **₹ 78,48,000** during preceding 3 (Three) Financial Years from the date ending on the last day of the month immediately preceding the month in which the last date of bid submission falls

For fulfilling the Financial criteria (ATO) 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.

9.3.1

Note:

1. 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.
2. If a Bidder does not submit the aforementioned financial statements for three specified years, then Average Annual Turnover will be calculated based on financial figures of only those specified years for which requisite financial statements are submitted. Turnover will be considered '0' (Zero) for the year(s) for which requisite financial statements are not submitted."

NET WORTH :

Bidder shall have Positive Net Worth for the immediate 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.

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.

Accordingly, the definition of net-worth shall be as follows:

9.3.2

Description	Values (in currency)	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)		



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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.

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,

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.

However, in exceptional cases, In case 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

WORKING CAPITAL: Not Applicable

The Bidder must have a minimum Working Capital of amount equivalent to ₹ XX.XX as per immediate proceeding financial year Audited Annual Report.

Working Capital shall be Current Assets minus Current Liabilities.

9.3.3

If the bidder's working capital is inadequate, the bidder should furnish a letter for line of credit from any scheduled bank in India or a commercial bank 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.



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	<u>DOCUMENTS FOR MEETING THE BIDDER QUALIFICATION CRITERIA :</u>	
10	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. The bidders must submit complete and unambiguous documents pertaining to PQC in the first instance itself along with the offer. CONSULTANT/ NRL 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 offer and Incase of non-submission of some documents or submission of incomplete or ambiguous documents, the bid may be rejected. NRL (Owner) / Technip-India (Consultant) reserve the right to assess Bidder's capability and capacity to perform the Contract by taking into account past performance, and various aspects such as concurrent commitments etc. NRL (Owner) / Technip -India (Consultant) also reserve the right to use in-house information for assessment of capacity of bidder and their performance on jobs completed/in progress for evaluation purpose. Bidder to ensure documents in line with clause 24 of this NIT i.e. General notes on Bidder Qualification criteria (Pre-Qualification Criteria)".	
	<u>TECHNICAL CRITERIA : - APPLICABLE</u>	
10.1	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: - a) Past PO copy with applicable backup documents (containing the item description/ details (make, model), work order no., date of order) awarded in the name of bidder, issued/ declared by Client/ EPCM/EPC along with below documents. - b) Documentary evidence like General Arrangement Drawing or datasheet - c) Documentary evidence like copies of Purchase Order and Inspection release note (IRN) or delivery note/Payment receipt indicating delivery completion, towards meeting PTR requirements in the above clause based on which qualification is sought.	
10.2	<u>COMMERCIAL CRITERIA : NOT APPLICABLE</u>	
10.3	<u>VERIFICATION OF BQC DOCUMENTS :</u> Verification of BQC credentials (Past experience) may be taken up with PO/ WO issuing authorities (Client / End user) for L1 Bidder. The verification procedure shall be initiated immediately upon establishing L1 and order shall be placed only after the completion of verification. For the purpose of verification bidders shall submit complete client details with names, address, phone number, e-mail ID etc.	
11	Bid Validity	120 Days from the Final bid submission end date (including BDD extension (if any))
12	Integrity Pact Agreement	Applicable



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13	Non-Disclosure Agreement (NDA / Licensor)	Applicable Cutoff Date for Submission of NDA is 23-09-2024 Only the Commercial Part and Priced Part of the Bidding Document along with the Confidentiality Agreement Format are being issued and uploaded on the e-tendering portal (http://eprocure.gov.in/eprocure/app). Technical Part (i.e., MR) of the bidding document is not issued / uploaded on the etendering portal (http://eprocure.gov.in/eprocure/app). Bidders will be required to execute a separate Confidential agreement with Process Licensor, as a prerequisite for accessing Technical section including the Licensor Specific Confidential Documents of the enquiry. Bidder shall download the format of Confidentiality Agreement enclosed with this enquiry and submit the scan copy duly filled in, signed and stamped by the authorized signatory of the bidder within the cut-off date and time as mentioned in NIT. In order to accelerate the approval process from Legal team, bidder to include the following phrase “Signed Without Any Deviation” close to your signature (in NDA) and send back within cut of date to M/s Technip at following email ids :- To (Buyer) : surabhi.bhange@ten.com Cc : Krishan.singh@ten.com, After verifying the confidentiality agreement as received from the bidders and after receipt of a reconfirmation from the bidder through e-mail that the NDA has been signed by the competent authority, the MR / Technical Section along with the Licensor Specific Confidential Documents of the enquiry shall be issued separately in Physical form / CD through courier or email or Secured FTP server, only to the bidders, whose Confidentiality Agreement are found to be correct and in line with the prescribed format and accepted by Licensor.
14	Contract Performance Bank Guarantee (CPBG)	Applicable
15	Benefits/Preference for MSE	Purchase preference only applicable. Relaxation to BQC /PTR to Startup and MSE is not applicable for this tender
16	PP-MII Policy	Applicable



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17	DMEP Policy	Not applicable for this Tender
18	DMI&S Policy	Not Applicable 1. If the Bidder is a manufacturer: a. In case the procurement is covered under Appendix A of the DMI&SP policy, the bidder shall furnish the Affidavit of self-certification issued by the domestic manufacturer to the procuring agency declaring that the iron & steel products is domestically manufactured in terms of the domestic value addition prescribed as per Clause 6.8.2 of DMI&SP Policy. 2. If the Bidder is a selling agents/ authorized distributors/authorized dealers/ authorized supply houses of the domestic manufacturers of iron & steel products: a. The bidder shall furnish tender specific authorization certificate issued by the domestic manufacturer for selling domestically manufactured iron & steel products as per Clause 6.8.1 of DMI&SP Policy. b. In addition to authorization certificate, in case the procurement is covered under Appendix A of the DMI&SP policy, the bidder shall furnish the Affidavit of self-certification issued by the domestic manufacturer to the procuring agency declaring that the iron & steel products is domestically manufactured in terms of the domestic value addition prescribed as per Clause 6.8.2 of DMI&SP Policy Special Note: 1. It shall be the responsibility of the bidder to furnish other requisite documents required to be issued by the domestic manufacturer to the procuring agency as per the policy. 2. Bidders are requested to go through the detailed DMISP Policy along-with the annexures provided in the tender document or subsequent revision to the policy published by GOI during the course of the tendering process within final Bid Due Date. 3. Documents desired pursuant to full

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		compliance to the DMISP Policy should be submitted by bidders along with their un-priced bid document. Failure to submit relevant documents may lead to summarily rejection of their bids at the discretion of Consultant / EIC without any further consideration for evaluation.
19	Office Memorandum regarding compliances related to any bidder from a country which shares a Land Border with India.	Applicable
20	Addition / Deletion Rates	Applicable
21	Conversion rate for Price Evaluation	(Applicable for Global Tender only) Foreign bids shall be compared considering the Bill Selling Rate released by State Bank of India prevailing as on the date of price bid opening”
22	Language	English
23	<u>MODE OF BID SUBMISSION :</u> 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	

24. General notes on Bidder Qualification criteria (Pre-Qualification Criteria)

- a) Offer from Joint Bidders (JV) / Consortium will not be acceptable.
- b) The Offers with incomplete/ irrelevant documents or anomalies are liable to be rejected without any communication. Hence, bidders are advised to take utmost care while uploading their prequalification documents.
- c) **Bids from following types of Bidders will not be accepted**
 - i. If any bidder/ an agency is placed on Holiday/ Negative/ Suspension/ Banning List of or Black Listed by the EPCM/PMC Consultant for the job/ NRL, they will not considered for evaluation, at any stage prior to placement of order.
If any bidder is qualified based on the credential of his parent/ associate/ affiliate etc. and the parent/ associate/ affiliate is under the Holiday/ Negative/ Suspension/ Banning List of or Black Listed by EPCM/PMC Consultant for the job/ NRL, the offer from the bidder shall also not be considered for evaluation, at any stage prior to placement of order.
Similarly, if a Bidder is qualified based on engaging a sub-contractor/ sub-vendor who meets stipulated qualification criteria and in case such a sub-contractor/ sub-vendor is on

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- Holiday List/ Negative List/ Suspension List/ Banning List or Black Listed by the EPCM/PMC Consultant for the job/ NRL, they will not considered for evaluation, at any stage prior to placement of order.
- ii. Further, in case of a Consortium/JV, if any of the member(s) of Consortium/JV is on Holiday List/ Negative List/ Suspension List/ Banning List or Black Listed by the EPCM/PMC Consultant for the job/ NRL, they will not considered for evaluation, at any stage prior to placement of order.
 - iii. Bidder to provide undertaking that they are not on Holiday/ Negative/ Suspension/ Banning List of or Black Listed by any other Central Govt. Dept./ Central Public Sector on due date of submission of Bid.
 - iv. Further, any wrong declaration in respect of holiday listing shall render the vendor liable for action under the holiday listing policy of NRL and PMC/EPCM Consultant for the job.
 - v. In the event, an Insolvency Event has occurred with respect to Bidder as on the Bid Due Date or during the Bidding Process, the Bids of such Bidder shall be rejected and not considered for evaluation.
 - vi. Bidder(s) who are under liquidation, court receivership or similar proceedings. In this connection, Bidder shall submit an Affidavit stating that they are not under liquidation, court receivership or similar proceedings.
 - vii. Bidder(s) who are undergoing insolvency resolution process or liquidation or bankruptcy proceeding under Insolvency and Bankruptcy Code, 2016 (Code).
 - viii. Bidder(s) whose insolvency resolution process or liquidation or bankruptcy proceeding is initiated under the above Code at any stage of evaluation of the bid.
- d) Submission of authentic documents shall be the prime responsibility of the bidder.
 - e) Wherever OWNER or its representative have concerns or apprehension regarding the authenticity / correctness of any document, OWNER or its representative reserve the right of getting the document cross verified from the document issuing authority/any relevant source. If documents (part or full) are found forged, such offers will be summarily rejected, orders if any placed against subject tender will be terminated and may be debarred from future tenders. For the purpose of verification bidders shall submit complete client details with names, address, phone number, e-mail ID etc.
 - f) All documents submitted by the bidder towards meeting PQC shall be furnished in a separate booklet titled as "Documentation against Bidder Qualification Criteria" with proper indexing.
 - g) **For fulfilling the financial criteria, annual audited and published financial statements (balance sheet, P & L account, auditor report and all other schedules/notes to balance sheet and P & L account) of the bidder shall be considered as financial proof. The order value and turnover for the purpose of PQC shall be rounded off to the next thousand for rupees or hundred for USD.**
 - h) **In case the balance sheet is available in the public domain the same shall be acceptable. Bidder to submit the proof for the same. Else, bidder to submit annual audited financial statements & balance sheet duly notarized for Domestic Bidders OR stamped by Chamber of Commerce of the bidder's country for Foreign Bidders.**
 - i) 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 three previous years immediately prior to the last financial year. Otherwise, it is compulsory to submit the financial details of the immediate three preceding financial years.

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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.

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 three previous years 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 three preceding financial years only.

- j) In case where the bidder cites the reasons of Non-Disclosure Agreement (NDA) for its inability to submit necessary documents in support of meeting the experience criteria, a certificate, in original, certifying all the required information, issued by CEO / CFO of the company with a declaration that the bidding company is not in a position to submit the required documents owing to the NDA 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(s) company / firm)
- k) Wherever Chartered Accountant / Statutory Auditor / Certified Public Accountant (not being an employee or a Director or not having any interest in the bidder(s) company / firm) is not in a position to endorse such CEO / CFO's certificate due to local regulations, CEO / CFO's certificate in original without endorsement may be accepted provided a reference to the local regulation restricting this endorsement is given in the CEO / CFO certificate.
- l) In case of a MSE bidder, documentary evidence as per the prevailing Government policy shall be acceptable.
- m) A Consultant appointed for the project / work shall not be allowed to participate in the tender either directly or indirectly. An indirect participation shall include participation through an affiliate or as subcontractor, consultant or supplier with the exception of participation as TPIA for the same job. The expression 'affiliate' for the purpose of this clause will include any person, or company or association (howsoever designated) who/which is a member of the consultant (if the consultant is a joint venture or consortium or who or which directly or indirectly holds 10% (ten percent) or more of the capital or voting capital of consultant (if the consultant or any of its members is a company or a body corporate) or who or which is consultant or sub-contractor of the consultant with regard to the project.
- n) A Company (bidder) shall not be allowed to use the credentials of its parent or any group company to meet the Financial Criteria.
- o) Notwithstanding any other condition/ provision in the tender documents, bidders are required to submit complete documents pertaining to PQC along with their offer. Failure to meet the PQC will render the bid to be summarily rejected. NRL 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) Bidder shall not be allowed to submit new references or document, related to such new references with respect to their past experience unless it is not mentioned in the list (past experience) submitted along with the bid.
- q) Bidder to refer attached Annexure to ITB for Terms & Conditions for Compliance of Restrictions for bidders from countries which share land border with India and for applicable

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formats of declarations to be submitted by bidder on bidder's letterhead, failing which the bid is liable for rejection.

- r) All correspondence must be only in ENGLISH language. In case of Foreign Bidder, if any of the documents in support of meeting PQC are not in English language, then the English translation copy of the same duly certified, stamped and signed by Local Chamber of Commerce shall be furnished along with the document in the un-priced bid. Translation by Indian Embassy/ High Commission or authorized/ approved translation agencies (by Indian embassy/ high commission or any other authority) shall also be acceptable.
- s) All documents furnished by the bidder in support of meeting the Bidder's Qualification Criteria (BQC) shall be:

Submitted duly certified by Statutory Auditor of the bidder or 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.

OR

Submit documents duly notarized by any notary public in the bidder's country or certified true copies duly signed, dated and stamped by an official authorized for this purpose in Indian Embassy/ High Commission in Bidder's country."

OR

Bidder shall submit self-certified documents from any one out of CEO or CFO or Company Secretary of the bidder (Limited company only) along with Self-Certification. This option shall not be applicable to Proprietorship/ Partnership firms.

OR

In case of PSU, the Power of Attorney holder duly authorized by the Board shall self-certify the BQC documents.

- t) The bidders should furnish Permanent Account Number, PF Number, GSTIN and place of registration, ESI Registration Code, Proprietor ship affidavit. and any other statutory requirement (as per provision of the bid document), at the time of submitting their bid.

Note- Bidders shall submit the following documents in Original to Consultant within seven (7) days from the date of Un-priced Bid opening:

- a) Original EMD BG/DD/, if applicable
 - b) Original copy of Integrity Pact Agreement (Wherever applicable)
- Uploading of EMD details (scanned copy) is mandatory on CPPP Portal. In the absence of an EMD as required under the tender, the offer is liable for rejection.

25. General Points :

Bidder to note the following before bidding:

- (a) Relevant supporting documents towards other requirements specified are also to be uploaded along with Techno- commercial bid failing which bid is liable for rejection.
- (b) NRL (Owner)/ Technip (Consultant) reserves the right to reject any or all of the tenders or any parts of the tender so received and may cancel the tender in part or full, extend the due date of Tender submission etc. without assigning any reason.
- (c) Legal dispute, if any, shall only be within the jurisdiction of the Courts in Golaghat, Assam unless mentioned otherwise.
- (d) All communication will be made through e-Tendering web site (<https://eprocure.gov.in/eprocure/app>) / official email ids of NRL / Technip (EPCM) , Noida office India.

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- (e) Bidder cannot make any claim against NRL (Owner) / Technip (Consultant) towards its expense incurred in connection with the preparation and delivery of their bids, site visit, participating in the discussion and other expenses incurred during bidding process.
- (f) Bidder should make sure that their priced bid (BOQ) contains only prices. Rates mentioned elsewhere shall not be taken into cognizance. Offer shall be liable for rejection if any condition directly or implied, recorded in Priced Bid (BOQ).
- (g) After opening of the technical bids but before the opening of the price bids, the bids may be rejected for unsatisfactory performance or adverse comments which have come to the notice after the issue of the tender enquiry.
- (h) Offers not meeting statutory requirement are liable for rejection.
- (i) Bidders are advised to regularly visit Announcement section/ Information for DSC/ Bidders Manual Kit/ FAQ of e-Tender Portal.
- (j) Refer ITB of the tender document / E-Tendering methodology for more details.
- (k) Any Corrigenda / Addenda, subsequent to the publication of the tender, will be published on the CPP Portal. All amendments, time extension, clarifications, etc. will be uploaded in the said websites. Bidders are therefore advised to regularly visit the website to keep themselves updated.
- (l) **Bidder to submit Cover Page of the Tender Document duly signed and stamped along with all Corrigenda / Addenda published for the respective Tender along with Unpriced Commercial Offer as a token of acceptance of the whole Tender Documents. Deviations if any to be filled only in the Commercial / Technical Deviation Form available in the Bid Document. Deviations mentioned elsewhere in the Tender shall not be considered for evaluation.**
- (m) NRL does not take any responsibility for the correctness of tender documents obtained from any other source. Bidders are advised to visit above mentioned website before submitting their offer for official version of the tender document including any corrigendum / amendment if any, which shall be binding to the bidder.
- (n) If documents (part or full) are found forged, such offers will be summarily rejected and bidder may be debarred from future tenders.
- (o) Bidder shall not be on Holiday/ Suspension/ banning list of EPCM/PMC Consultant for the job/ NRL. **Bidder shall not use any sub-vendor who is banned or de-listed or on Holiday/ Suspension/ banning list of EPCM/PMC Consultant for the job/ NRL.**
- (p) **NRL (OWNER) / Technip (CONSULTANT) reserves the right to disqualify / reject any bid for further evaluation in case of reported Poor Performance of works in past due to financial constraints or due to any other reasons what so ever attributable to Bidder. Decision of OWNER / CONSULTANT in this regard shall be final.**
- (q) No Foreign Principal can engage / authorize more than one Indian Agent / Authorized representative in India on behalf of the Principal. In case authorized dealers/ distributors/ Agent/ Authorised Representative participates along with the OEM / Principal in a tender, the offer from OEM / Principal will only be considered.
- (r) In order to consider offer submitted by Indian Agent/ Authorized representative in India on behalf of Foreign Principal /OEM, Foreign Principal / OEM must meet the PQC requirement of the Tender. Single Point Responsibility for execution of the complete job (as per scope of tender) shall be with Foreign Principal (i.e. OEM) only.
- (s) The bidders shall adhere to the following provisions of the Bidding Document without taking any deviations, failing which the Bid shall be considered to be non-responsive and are liable to be rejected. (For More details refer clause no 20 of ITB)
- (t) Bidder(s) at his own discretion may also explore the possibility of Rail Transportation of Material/Equipment etc. up to Railway siding (NMGS) adjacent to Refinery Expansion Project Site. For the purpose they may contact:--

Divisional Operations Manager (I/c), Tinsukia, NF Railway, Mobile No-9957555900, Land Line-(0374) 2338969

Above is information only and no way to be considered as a part of terms and conditions of this tender document."

26. Terms & Conditions for e-bidding

- A) The subject tender is an e-tender & can be downloaded from CPPP website.
- B) The tender document will not be issued in person or sent by post. Mere obtaining tender document through CPPP website shall, however, not be construed that the bidder/agency is considered

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- qualified.
- C) Bidders are mandated to get enrolled on e-Tendering portal (<https://eprocure.gov.in/eprocure/app>) and enrol their Digital Signature Certificate (DSC).
 - D) Bidders are advised to read the instructions for participating in the e-tendering from the website <https://eprocure.gov.in/eprocure/app>. The Help Documentation placed at Home Page provides necessary guidance to bidders for using the e-Tendering site. A user ID will be issued to each prospective bidder by e-Procurement administrator for participation in e-tendering. Special Instruction to Bidder for e tendering procedure is enclosed as part of tender document.
 - E) Bidder shall download the Bidding Document in his own name and submit the bid directly. The Bidding Document is non-transferable. Bids submitted by Bidder(s) who have not downloaded the bidding document either directly or through their authorized person will be rejected. Please note that only the person having Power of Attorney to do bidding process on behalf of the bidder shall submit/upload the bid document using their own DSC.
 - F) As far as possible Bidders are requested to clarify all the technical queries related to tender during the Pre-bid meeting i.e. before the bid opening and ensure compliance of all provisions of the bidding document.
 - G) NRL (Owner) / Technip (EPCM) will not be responsible for non-submission of bid within specified time of tender submission due to any website related problems.
 - H) Bidders to ensure submission of Correct File Format in the portal. In case NRL / Technip (EPCM) cannot open the bids due to corrupt bid files / formats, the offer shall be rejected.
 - I) Successful bidder upon award of contract shall consider one-day visit of their Project manager / senior Management / Indian representative on their own expenses to Technip (EPCM) , Noida office each month after order for progress review meeting. After getting code 2 approval from Technip (EPCM) , Noida office India, vendor shall incorporate all comments / observation in respective drawings/documents and instead of submitting revised drawings, vendor's Technical team / Indian representative along with laptops and soft copies of these drawings / documents shall visit Technip (EPCM) , Noida office to discuss open points across the table to facilitate early code 3 approval. These vendor visits shall be continued till these documents / drawings get code-3 approval.
 - J) NRL (Owner) / Technip (EPCM) reserve the right to assess Bidder's capability and capacity to perform the Contract by taking into account past performance, and various aspects such as concurrent commitments etc. NRL (Owner) / Technip (EPCM) , also reserve the right to use in-house information for assessment of capacity of bidder and their performance on jobs completed/in progress for evaluation purpose.
- Note: Visit <https://eprocure.gov.in/eprocure/app> to download tender documents. Addendum / Corrigendum, it shall be hosted on this website only. Bidders are advised to regularly visit the e-Tender portal to keep themselves updated.

Krishan Pal Singh
Associate Chief Manager – Procurement

For and on behalf of
Technip Energies India Limited
