

**Bid Document/ बिड दस्तावेज़**

Bid Details/बिड विवरण	
<b>Bid End Date/Time/बिड बंद होने की तारीख/समय</b>	16-05-2025 17:00:00
<b>Bid Opening Date/Time/बिड खुलने की तारीख/समय</b>	16-05-2025 17:30:00
<b>Bid Offer Validity (From End Date)/बिड पेशकश वैधता (बंद होने की तारीख से)</b>	120 (Days)
<b>Ministry/State Name/मंत्रालय/राज्य का नाम</b>	Ministry Of Power
<b>Department Name/विभाग का नाम</b>	Na
<b>Organisation Name/संगठन का नाम</b>	Ntpc Limited
<b>Office Name/कार्यालय का नाम</b>	Cg
<b>क्रेता ईमेल/Buyer Email</b>	uknayak@ntpc.co.in
<b>Item Category/मद केटेगरी</b>	Custom Bid for Services - Biennial Contract for Plant Horticulture Work of TSTPS, NTPC Kaniha
<b>Similar Category/समान श्रेणी</b>	<ul style="list-style-type: none"> <li>Horticulture Service - Lumpsum based</li> </ul>
<b>Contract Period/अनुबंध अवधि</b>	2 Year(s)
<b>MSE Exemption for Years of Experience and Turnover/ अनुभव के वर्षों से एमएसई छूट</b>	No
<b>Startup Exemption for Years of Experience and Turnover/ अनुभव के वर्षों से स्टार्टअप छूट</b>	No
<b>Document required from seller/विक्रेता से मांगे गए दस्तावेज़</b>	Certificate (Requested in ATC), Additional Doc 1 (Requested in ATC), Additional Doc 2 (Requested in ATC), Additional Doc 3 (Requested in ATC), Additional Doc 4 (Requested in ATC) *In case any bidder is seeking exemption from Experience / Turnover Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer
<b>Do you want to show documents uploaded by bidders to all bidders participated in bid?/</b>	No
<b>Bid to RA enabled/बिड से रिवर्स नीलामी सक्रिय किया</b>	No
<b>Type of Bid/बिड का प्रकार</b>	Two Packet Bid

Bid Details/बिड विवरण	
Time allowed for Technical Clarifications during technical evaluation/तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय	2 Days
Estimated Bid Value/अनुमानित बिड मूल्य	40195729
Evaluation Method/मूल्यांकन पद्धति	Total value wise evaluation
Arbitration Clause	No
Mediation Clause	No

#### EMD Detail/ईएमडी विवरण

Advisory Bank/एडवाइजरी बैंक	ICICI
EMD Amount/ईएमडी राशि	500000

#### ePBG Detail/ईपीबीजी विवरण

Advisory Bank/एडवाइजरी बैंक	ICICI
ePBG Percentage(%) / ईपीबीजी प्रतिशत (%)	5.00
Duration of ePBG required (Months) / ईपीबीजी की अपेक्षित अवधि (महीने).	27

(a). EMD EXEMPTION: The bidder seeking EMD exemption, must submit the valid supporting document for the relevant category as per GeM GTC with the bid. Under MSE category, only manufacturers for goods and Service Providers for Services are eligible for exemption from EMD. Traders are excluded from the purview of this Policy./जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित केटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज प्रस्तुत करने हैं। एमएसई केटेगरी के अंतर्गत केवल वस्तुओं के लिए विनिर्माता तथा सेवाओं के लिए सेवा प्रदाता ईएमडी से छूट के पात्र हैं। व्यापारियों को इस नीति के दायरे से बाहर रखा गया है।

(b). EMD & Performance security should be in favour of Beneficiary, wherever it is applicable./ईएमडी और संपादन जमानत राशि, जहां यह लागू होती है, लाभार्थी के पक्ष में होनी चाहिए।

#### Beneficiary/लाभार्थी :

DGM

NTPC Ltd , Western Region-II Head Quarter , Plot No. -87, Sector-24, Atal Nagar, Nava Raipur , Raipur , Chhattisgarh , PIN code: 492018 Phone: 0771-2515200  
(Uttam Kumar Nayak)

#### MII Compliance/एमआईआई अनुपालन

MII Compliance/एमआईआई अनुपालन	Yes
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#### MSE Purchase Preference/एमएसई खरीद वरीयता

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MSE Purchase Preference/एमएसई खरीद वरीयता

Yes

1. Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail the Purchase preference for services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered service. If L-1 is not an MSE and MSE Service Provider (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band as defined in the relevant policy, then 100% order quantity will be awarded to such MSE bidder subject to acceptance of L1 bid price. The buyers are advised to refer to the [OM No.1 4 2021 PPD dated 18.05.2023](#) for compliance of Concurrent application of Public Procurement Policy for Micro and Small Enterprises Order, 2012 and Public Procurement (Preference to Make in India) Order, 2017. Benefits of MSE will be allowed only if the credentials of the service provider are validated on-line in GeM profile as well as validated and approved by the Buyer after evaluation of submitted documents.

2. If L-1 is not an MSE and MSE Service Provider (s) has/have quoted price within L-1+ 15% of margin of purchase preference /price band as defined in the relevant policy, then 100% order quantity will be awarded to such MSE bidder subject to acceptance of L1 bid price.

3. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has no relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.

#### Additional Qualification/Data Required/अतिरिक्त योग्यता /आवश्यक डेटा

**Instruction To Bidder:**[1745378305.pdf](#)

**Scope of Work:**[1745378325.pdf](#)

**Project Experience and Qualifying Criteria Requirement:**[1745378353.pdf](#)

**GEM Availability Report ( GAR):**[1745378585.pdf](#)

**Undertaking of Competent Authority is mandatory to create Custom Bid for Services. Please download standard format document and upload:**[1745378594.pdf](#)

**Quantifiable Specification / Standards of The Service/ BOQ:**[1745379003.pdf](#)

**Pre Qualification Criteria ( PQC ) etc if any required:**[1745382629.pdf](#)

**Payment Terms:**[1745580431.pdf](#)

**Any other Documents As per Specific Requirement of Buyer -2:**[1745580526.pdf](#)

#### Custom Bid For Services - Biennial Contract For Plant Horticulture Work Of TSTPS, NTPC Kaniha ( 1 )

#### Technical Specifications/तकनीकी विशिष्टियाँ

Specification	Values
<b>Core</b>	
Description /Nomenclature of Service Proposed for procurement using custom bid functionality	Biennial Contract for Plant Horticulture Work of TSTPS, NTPC Kaniha
Regulatory/ Statutory Compliance of Service	YES
Compliance of Service to SOW, STC, SLA etc	YES

Specification	Values
Addon(s)/एडऑन	

#### Additional Specification Documents/अतिरिक्त विशिष्टि दस्तावेज़

#### Consignees/Reporting Officer/परेषिती/रिपोर्टिंग अधिकारी

S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	The quantity of procurement "1" indicates Project based or Lumpsum based hiring.	Additional Requirement/अतिरिक्त आवश्यकता
1	Ganesan C	759147,Talcher Super Thermal Power Station P.O. DEEPSHIKHA ANGUL 759147 ANGUL	1	N/A

#### Buyer Added Bid Specific Terms and Conditions/क्रेता द्वारा जोड़ी गई बिड की विशेष शर्तें

##### 1. Generic

OPTION CLAUSE: The buyer can increase or decrease the contract quantity or contract duration up to 25 percent at the time of issue of the contract. However, once the contract is issued, contract quantity or contract duration can only be increased up to 25 percent. Bidders are bound to accept the revised quantity or duration

##### 2. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

NTPC LIMITED

(A Government of India Enterprise)

Additional Terms and Conditions (ATC)

UNIFIED SHARED SERVICE CENTRE, CPG-1, RAIPUR CONTRACT & MATERIAL DEPTT

1. Additional Terms & Conditions (ATC) of this tender comprises the following documents:

- Invitation for Bids (IFB)/Tender Enquiry/Notice Inviting Tender (NIT).
- Instructions to Bidders (ITB)
- General Conditions of Contract (GCC) & its Annexures
- Special Conditions of Contract (SCC) & its Annexures
- Technical Specifications, Scope of Work, Service description, BOQ and Bid Drawings etc

f. Forms and Procedures (Part 1 of 3, Part 2 of 3 & Part 3 of 3).

g. Attachment-3,9, 13, ISA-TPIA formats, CEO/CFO formats, BG for EMD, Bank list etc

2. Terms and Conditions stipulated in ATC will supersede those in GEM GTC and STC, in case of any conflicting provisions.

3. Gem is capturing and showing the IP addresses used by the Buyer and the Bidder(s) /Seller(s). Further, bids where the IP address used by the bidder matches with IP address of another bidder, is flagged by Gem.

In such cases, bids of bidders with common IP addresses shall be liable for rejection.

4. Bidders are advised to mention their prices at the designated place only on the Gem portal, as the same shall only be considered for evaluation and price content mentioned / uploaded along with any other documents in their bid shall not be considered in any case.

5. It shall be deemed that bid submitted by the bidder is unconditionally accepted with all the clauses mentioned in BID (including attachment-9, attachment 13 & appendix of ATC) which is in line with Gem seller undertaking Sl. 3.0 "I have read all the Bid conditions including the Gem GTC, STC and also all the clauses incorporated by the Buyer in ATC and various corrigendum of the bid. I hereby confirm acceptance and compliance of all the conditions including GTC, STC and ATC and Corrigendum conditions. I also confirm that all the product(s) offered is/are fully compliant with the specifications asked for in the bid, including the additional specification parameters incorporated by the Buyer in the bid document."

6. Bidders are required to submit the documents as mentioned in the check list appended below while submitting their bid and submit the duly filled check list online on Gem portal in 'Additional ATC documents'.

What documents are uploaded where, by NTPC on GEM: -

SI

Gem Folder/Tab Name

The Documents Uploaded by NTPC

1

"Instruction to Bidder"

ITB

2

"Pre-Qualification Criteria (PQC) Etc. If Any Required"

SCC, BG Format for EMD and Attachment-13

3

"Scope Of Work"

BOQ, SOW and Technical Specifications

4

"Payment Terms"

GCC

5

"Project Experience and Qualifying Criteria

Requirement"

NIT, Attachment -3, ISA-TPIA formats and CEO/CFO formats

6

Any Other Documents As Per Specific Requirement of Buyer -1

Forms and formats

7

Any Other Documents As Per Specific Requirement of Buyer -2

Important attachments

7. Splitting of Quantity: NOT APPLICABLE

8. The format of the Bank Guarantee shall be in accordance with the form of Bank Guarantee towards Bid Security/EMD/Performance security/\*Security for the Deed of Joint Undertaking (if applicable)/\*Advance payment (if applicable) included in the Employer's Bidding Documents only. In addition, the format of the Insurance Surety Bond shall also be in accordance with the form of Insurance Surety Bond towards Bid security/Performance security/\*Security for the Deed of Joint Undertaking (if applicable) included in the Employer's Bidding Documents only.

Any bid not accompanied by an acceptable bid security in a separate sealed envelope shall be rejected by the Employer as being non-responsive.

Formats of the documents required to be submitted as per this check list can be referred from "Forms & Procedures".

Check List

Sl.

No.

Document Required

Action required

Submitted

Please tick (✓ )

1

Attachment 1: Bid Security / EMD (as per ITB Clause No. 14.0)-

(i) Bank Guarantee/ Insurance Surety Bond, strictly in the format provided in the tender document, Amount as per NIT, validity as per tender document.

Scan Copy to be uploaded online

And

Original Hard Copy of BG/Insurance Surety Bond to be submitted physically.

Or

(ii) MSE (UDYAM only) certificate towards exemption of Bid Security / EMD.

To be uploaded online

2

Attachment 3: QR DATA SHEET AND CHECKLIST IN THE PRESCRIBED FORMAT ALONG WITH DOCUMENTS EXACTLY AS MENTIONED IN ATTACHMENT-3 (DOCUMENTS TO MEET TECHNICAL & FINANCIAL QUALIFYING REQUIREMENT)

To be uploaded online duly filled in

APPENDIX-B OR APPENDIX-C TO ATTACHMENT-

3 AS PER ATTACHED FORMAT: Undertaking duly certified and verified documents from the

Statutory Auditors or specified TPIA in support of meeting Technical QR

To be uploaded online duly filled in

3

Attachment 11: Electronic Fund Transfer (EFT) Authorization Form (Only for those bidders who do not have Vendor Code in NTPC)

To be uploaded online duly filled in and authenticated from the concerned bank

4

Attachment 9: Declaration Regarding GST

To be uploaded online duly filled in

5

Undertaking for compliance of Important Conditions of Tender

To be declared through undertaking at Attachment 13

Declaration of General Technical Evaluation (GTE) Conditions

Declaration on Qualifying Requirements

Declaration on Safety Policy

Declaration on Debarment from Business Dealings Policy

Declaration on Fraud Prevention Policy

Declaration on Local Content

Declaration on Restrictions on procurement from a Bidder of a country which shares a land border with India

Declaration on Conflict of Interest

6

Attachment 3L: Declaration regarding insolvency, bankruptcy and Liquidation.

To be declared on agency's letter head

7

Attachment 12: Integrity Pact as per Performa (pre-signed by employer) duly signed & Stamped at each page [if applicable]

Not Applicable for this package

8

Schedule of Quantities & Prices i.e. Financial Bid (Price Bid)

To be filled online on Gem portal

9. Bid Validity shall be 120 days.

10. Important Point for EMD: -

(I) In case the bidder has opted for Bid Security/EMD in the form of Bank Guarantee or Insurance Surety Bond, EMD/Bid Security to be submitted in the form of BG/Insurance Surety Bond as per NTPC Format ONLY i.e. Format provided in the tender documents. A scanned copy of EMD BG is to be uploaded on Gem Portal during Bid submission.

While issuing the BG, the Bidder's Bank must send electronic message through secure SFMS (in case of BGs issued from within India) or SWIFT (in case of BGs issued from outside India) to Employer's Beneficiary Bank whose details are provided herein below: -

Bank Guarantee or Insurance Surety Bond, the same (in original) shall be submitted in physical form before the deadline for submission of bids at NTPC office at Naya Raipur. However, following provisions are also available.

i

Bank Name

ICICI BANK LIMITED

ii

Branch

CONNAUGHT PLACE BRANCH

iii

Bank Address

9A, Phelps Building, Inner Circle, New Delhi-110001

iv

IFSC Code

ICIC0000007

BG issuing/amending bank must send the BG advice in the form of message format via SFMS (Structured Financial Messaging System) as provided by RBI.

The format of the message for confirmation of the BG shall be as below:

v

BG Advising Message

IFN 760COV/ IFN 767COV via SFMS

vi

Field Number: Particulars (To be mentioned in Row 1)

7037: NTPCBG (unique identifier)

Option -1:-

A scanned copy of EMD BG is to be uploaded on Gem Portal during Bid submission and original copy of the BG/Insurance Surety Bond in physical form will have to be submitted directly to the Buyer within 5 working days of bid opening, failing which the bid may be treated as incomplete & may lead to rejection of the bid by buyer without making any reference to the seller.

Option-2:-

In case of Bidders opting for Bank Guarantee as Bid Security but unable to submit the Original Bank Guarantee in physical form at the tender opening location before the deadline for submission of bids, bidder shall submit the Original BG in physical form to reach NTPC not later than 10 days from the date of submission of Techno- Commercial bids or before the Price Bid opening, whichever is earlier, subject to meeting of following conditions:

"The issuing bank shall intimate through their own official e-mail id to C&M department with a copy to Bidder regarding issuance /extension of Bank Guarantee (BG) along with following documents, before the deadline of submission of bids failing which its bid shall be rejected and not considered for further evaluation.

a) The scanned copy of the BG.



b) SFMS / SWIFT message acknowledgement copy sent to NTPC / Employer's banker stating the date of sending.

c) An undertaking from the issuing Bank strictly as per format enclosed at Annexure-III to SCC (also attached at bottom)."

(II) Address for submitting Physical BG/Insurance Surety Bond

DGM (C&M)/AGM(C&M)

CPG-1, 3rd Floor

NTPC Limited,

CPG-1, Plot No. -87, Sector-24, Atal Nagar,

Nava Raipur, Raipur, Chhattisgarh, 492001

(III) The BG towards EMD shall remain valid for a period of forty-five (45) days beyond the original Bid validity period or beyond any extension in the period of Bid validity subsequently requested.

(IV) EMD exemption: Micro and Small Enterprises (MSEs) having UDYAM Registration, for goods produced and services rendered, shall be exempted from paying Earnest Money Deposit. Such registered bidders will have to submit UDYAM Registration Certificate, as a proof of being MSE on Gem Portal.

(V) To avail MSE benefit in respect of EMD exemption and purchase preference, Bidder should be a manufacturer of offered product. Traders are excluded from purview of MSE benefit.

ATTACHMENT - 13

..... PACKAGE

FOR

..... POWER PROJECT,

BID DOCUMENT NO. ....

(CERTIFICATE FOR COMPLIANCE TO ALL PROVISIONS OF BIDDING DOCUMENTS)

(To be uploaded online in Technical Cover/Envelope)

To,

NTPC Ltd.,

CPG-1, USSC Raipur

Dear Sir/s,

1. With reference to our Bid submitted against the tender, we hereby confirm that we comply with all terms, conditions and specifications of the Bidding Documents read in conjunction with Amendment(s) / Clarification(s) / Addenda/Errata (if any) issued by the Employer prior to opening of Techno-Commercial Bids and the same has been taken into consideration while making our Techno-Commercial Bid & Price Bid and we declare that we have not taken any deviation in this regard.

2. We understand that in case the Products and/or Services offered do not meet the Technical requirements, then our bid shall be rejected as Technically non-responsive.

We also confirm that in case we refuse to withdraw additional conditions/deviations/variations/exception implicit or explicit, found anywhere in the techno-commercial bid and/or price bid, our bid shall be rejected as Technically non-responsive.

We further confirm that if any deviation, variation or additional condition etc. or any mention, contrary to Bidding Documents and its Amendments/ Clarifications/Addenda/Errata (if any) as mentioned at para 1.0 above, found anywhere in our Techno-commercial Bid and/or Price Bid, implicit or explicit, shall stand unconditionally withdrawn, without any cost implication whatsoever to Employer, failing which our bid shall be rejected.

2. We hereby confirm that, we have carefully read the provisions of the following undertakings and accepting the same:

Sl. No.

Undertaking Type

Provisions of Undertaking

1.

General Technical Evaluation (GTE) Conditions

“Do you certify full compliance to all provisions of Bidding Document?”

By accepting above Condition, Bidder shall certify their compliance to all provisions of Bidding Documents including but not limited to the following important provisions:

(a) Full compliance on Qualifying Requirements.

(b) Fraud Prevention Policy of NTPC.

(c) Policy for Debarment from Business Dealings of NTPC.

(d) Clause regarding “Restrictions on procurement from a Bidder of a country which shares a land border with India”

(e) All provisions of the Integrity Pact (if applicable)

(f) Anti-Bribery and Anti-Corruption (ABAC) Policy of NTPC

(g) Safety policy of NTPC

(h) Clause regarding Conflict of Interest

Acceptance of above GTE shall be considered as Bidder's confirmation that any deviation to the provisions of Bidding Documents found anywhere in their Bid Proposal, implicit or explicit, shall stand unconditionally withdrawn, without any cost implication whatsoever to the Employer, failing which the bid shall be rejected and bid security shall be forfeited.

2.

Declaration on Qualifying Requirements

“Do you certify full compliance on Qualifying Requirements”

Acceptance of above condition shall be considered as bidder's confirmation to the following:

a) The number of reference Plants/Orders quoted by Bidder in the bid, for establishing compliance to the specified Qualifying Requirement (QR), are in accordance with the provision specified above.

b) The reference Plants/ Orders/ declared, shall only be considered for evaluation/ establishing compliance to Qualifying Requirement (QR).

No change or substitution in respect of reference Plants/Orders for meeting the specified Qualifying Requirement (QR) shall be offered by the bidder.

3.

Declaration on Safety Policy

“Do you accept the Safety Policy of NTPC”.

Acceptance of above condition shall be considered as bidder's confirmation that they shall abide by Safety Policy of the Employer as per the provisions of Tender Documents.

4.

Declaration on Debarment from Business Dealings Policy

"Do you accept Debarment from Business Dealings Policy of NTPC"

Acceptance of above condition shall be considered as bidder's confirmation to the following conditions:

(1) Bidder has read the contents of Debarment Policy (version mentioned in SCC) displayed on the website [www.ntpc.co.in](http://www.ntpc.co.in) / [www.ntpctender.ntpc.co.in](http://www.ntpctender.ntpc.co.in) and agreed to abide by this policy.

a) Bidder has not been Banned / Blacklisted as on date of submission of bid by Ministry of Power or Deptt. Of Expenditure, Ministry of Finance.

b) Bidder has not employed any public servant dismissed / removed or person convicted for an offence involving corruption or abetment of such offences.

c) Bidder's Director(s) / Owner(s) / Proprietor / Partner(s) have not been convicted by any court of law for offences involving corrupt and fraudulent practices including moral turpitude in relation to business dealings with Government of India or NTPC or NTPC's group companies during the last five years.

(2) Bidder further confirms as under:

that if at any point subsequent to award of Contract, the declarations given above are found to be incorrect, NTPC / Employer shall have the full right to terminate the Contract and take any action as per applicable laws for breach of contract including forfeiture of Bid Security/Performance Bank Guarantee.

5.

Declaration on Fraud Prevention Policy

"Do you accept the Fraud Prevention Policy of NTPC".

Acceptance of above condition shall be considered as bidder's confirmation that they shall abide by Fraud Prevention Policy of the Employer displayed on NTPC's website <http://www.ntpctender.com> indicating his compliance to the provisions of ITB Sub-Clause 29.

6.

Declaration on Local Content

"Confirm that you are a LOCAL SUPPLIER, and the LOCAL CONTENT included in the PACKAGE FOR COMPLETE SCOPE OF WORK meets the MINIMUM LOCAL CONTENT requirements of the Tender."

Acceptance of above condition shall be considered as Bidder's confirmation that Bidder is meeting the requirement of fulfil the requirements of Local content for Class-I Local Supplier.

In case aforesaid Confirmation/Certificate furnished by Contractor/Vendor is not in line with the declaration in respect of Local content in their bid, same shall be treated as false declaration and will be dealt in line with the Fraud Prevention Policy of NTPC.

7.

Declaration on Restrictions on procurement from a Bidder of a country which shares a land border with India

"Do you certify full compliance on clause as per tender documents on Restrictions on procurement from a Bidder of a country which shares a land border with India?" / "Do you certify full compliance to all provisions of Bid Documents?"

Acceptance of above condition shall be considered as Bidder's confirmation that Bidder has read and understood the ITB Clause regarding "Restrictions on procurement from a Bidder of a country which shares a land border with India" and its bid is in compliance to this clause.

In case it is established that Bidder has provided any false information in pursuance of the aforesaid ITB Clause, while competing for this contract, then its bid shall be rejected.

In case of a successful bidder, if it is established that the Bidder has not complied with terms of aforesaid ITB Clause, during execution of contract, this would be a sufficient ground for immediate termination of the contract as per GCC Clause titled 'Termination for Contractor's Default' and shall be dealt accordingly.

8.

## Declaration on Conflict of Interest

“Do you certify full compliance to all provisions of Bidding Document?”

Acceptance of above condition shall be considered as Bidder's confirmation that Bidder has read and understood the Clause regarding “Conflict of Interest” and its bid is in compliance to this clause.

In case it is established that Bidder has provided any false information in pursuance of the aforesaid Clause, while competing for this contract, then its bid shall be rejected, and EMD/bid security shall be forfeited.

In case of a successful bidder, if it is established that the Bidder has not complied with terms of aforesaid Clause, during execution of contract, this would be considered as fraudulent practice as mentioned in para 5.1 (j) of “Policy for Debarment from Business Dealings” and shall be dealt accordingly.

Date: Signature.....

Place: Name of Authorized person .....

Designation.....

Stamp/ Seal.....

.

### 3. Buyer Added Bid Specific ATC

Buyer uploaded ATC document [Click here to view the file.](#)

## Disclaimer/अस्वीकरण

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.
15. Any ATC clause in contravention with GeM GTC Clause 4 (xiii)(h) will be invalid. In case of multiple L1

bidders against a service bid, the buyer shall place the Contract by selection of a bidder amongst the L-1 bidders through a Random Algorithm executed by GeM system.

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.

**All GeM Sellers / Service Providers are mandated to ensure compliance with all the applicable laws / acts / rules including but not limited to all Labour Laws such as The Minimum Wages Act, 1948, The Payment of Wages Act, 1936, The Payment of Bonus Act, 1965, The Equal Remuneration Act, 1976, The Payment of Gratuity Act, 1972 etc. Any non-compliance will be treated as breach of contract and Buyer may take suitable actions as per GeM Contract.**

This Bid is governed by the [General Terms and Conditions/सामान्य नियम और शर्तें](#), conditions stipulated in Bid and [Service Level Agreement](#) specific to this Service as provided in the Marketplace. However in case if any condition specified in General Terms and Conditions/सामान्य नियम और शर्तें is contradicted by the conditions stipulated in Service Level Agreement, then it will over ride the conditions in the General Terms and Conditions.

In terms of GeM GTC clause 26 regarding Restrictions on procurement from a bidder of a country which shares a land border with India, any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority. While participating in bid, Bidder has to undertake compliance of this and any false declaration and non-compliance of this would be a ground for immediate termination of the contract and further legal action in accordance with the laws./जेम की सामान्य शर्तों के खंड 26 के संदर्भ में भारत के साथ भूमि सीमा साझा करने वाले देश के बिडर से खरीद पर प्रतिबंध के संबंध में भारत के साथ भूमि सीमा साझा करने वाले देश का कोई भी बिडर इस निविदा में बिड देने के लिए तभी पात्र होगा जब वह बिड देने वाला सक्षम प्राधिकारी के पास पंजीकृत हो। बिड में भाग लेते समय बिडर को इसका अनुपालन करना होगा और कोई भी गलत घोषणा किए जाने व इसका अनुपालन न करने पर अनुबंध को तत्काल समाप्त करने और कानून के अनुसार आगे की कानूनी कार्रवाई का आधार होगा।

**---Thank You/धन्यवाद---**