

Bid Corrigendum

GEM/2023/B/3263107-C5

Following terms and conditions supersede all existing "Buyer added Bid Specific Terms and conditions" given in the bid document or any previous corrigendum. Prospective bidders are advised to bid as per following Terms and Conditions:

Buyer Added Bid Specific Additional Terms and Conditions

1. **OPTION CLAUSE:** The Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 percent of bid quantity at the time of placement of contract. The purchaser also reserves the right to increase the ordered quantity by up to 25% of the contracted quantity during the currency of the contract at the contracted rates. Bidders are bound to accept the orders accordingly.
2. **Bidder financial standing:** The bidder should not be under liquidation, court receivership or similar proceedings, should not be bankrupt. Bidder to upload undertaking to this effect with bid.
3. **PAYMENT OF SALARIES AND WAGES:** Service Provider is required to pay Salaries / wages of contracted staff deployed at buyer location first i.e. on their own and then claim payment from Buyer alongwith all statutory documents like, PF, ESIC etc. as well as the bank statement of payment done to staff.
4. Bidder's offer is liable to be rejected if they don't upload any of the certificates / documents sought in the Bid document, ATC and Corrigendum if any.
5. Text Clause(s)

No definite volume/value of work to be performed can be guaranteed during the currency of the contract. It should be clearly understood that no guarantee is given that all items of work as shown in the Appendix to the tender shall be performed/required to be performed under the contract. No claim shall lie against the corporation on this account and shall not be entitled to make any claim whatsoever against the corporation for compensation, revision of rate or otherwise. No claim shall lie against corporation on this count.

6. Buyer uploaded ATC document [Click here to view the file.](#)
7. **Purchase preference to Micro and Small Enterprises (MSEs) from the State of Bid Inviting Authority :** Purchase preference will be given to MSEs as Micro and Small Enterprises from the State of Bid inviting Authority whose credentials are validated online through Udyog Aadhaar/URC for that product category. If the bidder wants to avail the Purchase preference, the bidder must be the manufacturer of the offered product in case of bid for supply of goods. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises. In respect of bid 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 product or service. If L-1 is not an MSE and MSE Seller (s) has/have quoted price within L-1+ 15 Quoted price as percentage margin of purchase preference/price} % of margin of purchase preference /price band defined in relevant policy, such Seller shall be given opportunity to match L-1 price and contract will be awarded for percentage of 100 % of total value as defined/ decided in relevant policy.
8. Buyer Added text based ATC clauses

CORRIGENDUM

In Page no. 05 of PART-B Financial Bid, the illustration (to be treated only as example) shall be read as

a. If a bidder quotes ₹4,54,89,600 /- in absolute terms, it will be treated as
10 % BSOR. (i. e., $(\text{₹}4,54,89,600 /- - \text{₹}5,05,44,000/-) / \text{₹} 5,05,44,000 /- -) * 100 = - 10\%$)

b. If a bidder quotes ₹5,05,44,000/- in absolute terms, it will be treated as
0%, equal to SOR. (i.e., $\text{₹} 5,05,44,000 /- - \text{₹}5,05,44,000/-) / \text{₹}5,05,44,000 /- * 100 = 0\%$)

c. If a bidder quotes ₹5,55,98,400 /- in absolute terms, it will be treated as
10 % ASOR. (i. e., $(\text{₹}5,55,98,400 /- - \text{₹}5,05,44,000 /-) / \text{₹} 5,05,44,000 /- * 100 = 10\%$)

In condition (a) the rate will be treated as 10%BSOR.

In condition (b) the rate will be treated as 0% SOR i.e., equal to SOR

In condition(c) the rate will be treated as 10%ASOR.

9. Text Clause(s)

CORRIGENDUM

In Page no. 05 of PART-B Financial Bid, the illustration (to be treated only as example) shall be read as

a. If a bidder quotes ₹4,54,89,600 /- in absolute terms, it will be treated as
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b. If a bidder quotes ₹5,05,44,000/- in absolute terms, it will be treated as
0%, equal to SOR. (i.e., $\text{₹} 5,05,44,000 /- - \text{₹}5,05,44,000/-) / \text{₹}5,05,44,000 /- * 100 = 0\%$)

c. If a bidder quotes ₹5,55,98,400 /- in absolute terms, it will be treated as
10 % ASOR. (i. e., $(\text{₹}5,55,98,400 /- - \text{₹}5,05,44,000 /-) / \text{₹} 5,05,44,000 /- * 100 = 10\%$)

In condition (a) the rate will be treated as 10%BSOR.

In condition (b) the rate will be treated as 0% SOR i.e., equal to SOR

In condition(c) the rate will be treated as 10%ASOR.

Disclaimer

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization, whereby Buyer organization is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any eccentricity / restriction arising in

the bidding process due to these ATCs and due to modification of technical specifications and / or terms and conditions governing the bid. Any clause(s) incorporated by the Buyer regarding following shall be treated as null and void and would not be considered as part of bid:-

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.
9. Mandating foreign / international certifications even in case of existence of Indian Standards without specifying equivalent Indian Certification / standards.
10. Seeking experience from specific organization / department / institute only or from foreign / export experience.
11. Creating bid for items from irrelevant categories.
12. Incorporating any clause against the MSME policy and Preference to Make in India Policy.
13. Reference of conditions published on any external site or reference to external documents/clauses.
14. Asking for any Tender fee / Bid Participation fee / Auction fee in case of Bids / Forward Auction, as the case may be.

Further, if any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations.

*This document shall overwrite all previous versions of Bid Specific Additional Terms and Conditions.

[This Bid is also governed by the General Terms and Conditions](#)