



Bid Number/बोली क्रमांक (बिड संख्या):  
GEM/2024/B/5741148  
Dated/दिनांक : 11-01-2025

### Bid Document/ बिड दस्तावेज़

Bid Details/बिड विवरण	
Bid End Date/Time/बिड बंद होने की तारीख/समय	01-02-2025 14:00:00
Bid Opening Date/Time/बिड खुलने की तारीख/समय	01-02-2025 14:30:00
Bid Offer Validity (From End Date)/बिड पेशकश वैधता (बंद होने की तारीख से)	75 (Days)
Ministry/State Name/मंत्रालय/राज्य का नाम	Ministry Of Chemicals And Fertilizers
Department Name/विभाग का नाम	Department Of Fertilizers
Organisation Name/संगठन का नाम	Rashtriya Chemicals And Fertilizers Limited (rcf)
Office Name/कार्यालय का नाम	Trombay Unit
Total Quantity/कुल मात्रा	1
Item Category/मद केटेगरी	COMPLETE INTERMEDIATE ABSORPTION TOWER
GeMARPTS में खोजी गई स्ट्रिंग / Searched Strings used in GeMARPTS	COMPLETE INTERMEDIATE ABSORPTION TOWER
GeMARPTS में खोजा गया परिणाम / Searched Result generated in GeMARPTS	Category not available on GeM for the text string uploaded by the buyer
अधिसूचना के लिए चयनित प्रासंगिक श्रेणियाँ / Relevant Categories selected for notification	<ul style="list-style-type: none"><li>MSRL Acid Storage Tank (NTPC)</li></ul>
MSE Exemption for Years of Experience and Turnover/ अनुभव के वर्षों से एमएसई छूट	No
Startup Exemption for Years of Experience and Turnover/ अनुभव के वर्षों से स्टार्टअप छूट	No
Document required from seller/विक्रेता से मांगे गए दस्तावेज़	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
Do you want to show documents uploaded by bidders to all bidders participated in bid?/	No
Bid to RA enabled/बिड से रिवर्स नीलामी सक्रिय किया	Yes

<b>Bid Details/बिड विवरण</b>	
<b>RA Qualification Rule</b>	H1-Highest Priced Bid Elimination
<b>Type of Bid/बिड का प्रकार</b>	Two Packet Bid
<b>Time allowed for Technical Clarifications during technical evaluation/तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय</b>	5 Days
<b>Inspection Required (By Empanelled Inspection Authority / Agencies pre-registered with GeM)</b>	No
<b>Evaluation Method/मूल्यांकन पद्धति</b>	Total value wise evaluation
<b>Arbitration Clause</b>	No
<b>Mediation Clause</b>	No

**EMD Detail/ईएमडी विवरण**

Advisory Bank/एडवाइजरी बैंक	ICICI
EMD Amount/ईएमडी राशि	75000

**ePBG Detail/ईपीबीजी विवरण**

Advisory Bank/एडवाइजरी बैंक	State Bank of India
ePBG Percentage(%) / ईपीबीजी प्रतिशत (%)	5.00
Duration of ePBG required (Months) / ईपीबीजी की अपेक्षित अवधि (महीने).	21

(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 :**

SR. MANAGER

Trombay Unit, Department of Fertilizers, Rashtriya Chemicals and Fertilizers Limited (RCF), Ministry of Chemicals and Fertilizers

(Niket Shivaji Kamble)

**MII Purchase Preference/एमआईआई खरीद वरीयता**

MII Purchase Preference/एमआईआई खरीद वरीयता	Yes
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**MSE Purchase Preference/एमएसई खरीद वरीयता**

MSE Purchase Preference/एमएसई खरीद वरीयता	Yes
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1. Preference to Make In India products (For bids < 200 Crore):Preference shall be given to Class 1 local supplier as defined in public procurement (Preference to Make in India), Order 2017 as amended from time to time and its subsequent Orders/Notifications issued by concerned Nodal Ministry for specific Goods/Products. The minimum local content to qualify as a Class 1 local supplier is denoted in the bid document. If the bidder wants to avail the Purchase preference, the bidder must upload a certificate from the OEM regarding the percentage of the local content and the details of locations at which the local value addition is made along with their bid, failing which no purchase preference shall be granted. In case the bid value is more than Rs 10 Crore, the declaration relating to percentage of local content shall be certified by the statutory auditor or cost auditor, if the OEM is a company and by a practicing cost accountant or a chartered accountant for OEMs other than companies as per the Public Procurement (preference to Make-in -India) order 2017 dated 04.06.2020. Only Class-I and Class-II Local suppliers as per MII order dated 4.6.2020 will be eligible to bid. Non - Local suppliers as per MII order dated 04.06.2020 are not eligible to participate. However, eligible micro and small enterprises will be allowed to participate .The buyers are advised to refer the OM No.F.1/4/2021-PPD dated 18.05.2023.

[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.

2. Purchase preference will be given to MSEs having valid Udyam Registration and whose credentials are validated online through Udyam Registration portal 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 themselves of the Purchase preference, the bidder must be the manufacturer / OEM of the offered product on GeM. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises and hence resellers offering products manufactured by some other OEM are not eligible for any purchase preference. 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 and Buyer will decide eligibility for purchase preference based on documentary evidence submitted, while evaluating the bid. If L-1 is not an MSE and MSE Seller (s) has / have quoted price within L-1+ 15% (Selected by Buyer) of margin of purchase preference /price band defined in relevant policy, such MSE Seller shall be given opportunity to match L-1 price and contract will be awarded for 100% (selected by Buyer) percentage of total quantity. The buyers are advised to refer the OM No. F.1/4/2021-PPD dated 18.05.2023 [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 seller is validated on-line in GeM profile as well as validated and approved by Buyer after evaluation of documents submitted.

3. Reverse Auction would be conducted amongst all the technically qualified bidders except the Highest quoting bidder. The technically qualified Highest Quoting bidder will not be allowed to participate in RA. However, H-1 will also be allowed to participate in RA in following cases:

- i. If number of technically qualified bidders are only 2 or 3.
- ii. If Buyer has chosen to split the bid amongst N sellers, and H1 bid is coming within N.
- iii. In case Primary product of only one OEM is left in contention for participation in RA on elimination of H-1.
- iv. If L-1 is non-MSE and H-1 is eligible MSE and H-1 price is coming within price band of 15% of Non-MSE L-1
- v. If L-1 is non-MII and H-1 is eligible MII and H-1 price is coming within price band of 20% of Non-MII L-1

**Pre Bid Detail(s)**

Pre-Bid Date and Time	Pre-Bid Venue
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18-01-2025 11:00:00	<p>PHYSICAL : Room no 9B , Ground Floor ,Purchase Dept , Administrative Building , RCFL , Chembur, Mumbai 400074</p> <p>ONLINE: Pre-Bid GeM tender no 5741148 for PROCUREMENT OF COMPLETE INTERMEDIATE TANK Time: Jan 18, 2025 11:00 AM India Join Zoom Meeting <a href="https://zoom.us/j/91745794612?pwd=eOsoFvP5LQ3wUupYqQbSA5RLpQVhHD.1">https://zoom.us/j/91745794612?pwd=eOsoFvP5LQ3wUupYqQbSA5RLpQVhHD.1</a></p>
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## COMPLETE INTERMEDIATE ABSORPTION TOWER ( 1 pieces )

(Minimum 50% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively/क्रमशः श्रेणी 1 और श्रेणी 2 के स्थानीय आपूर्तिकर्ता के रूप में अर्हता प्राप्त करने के लिए आवश्यक)

### Technical Specifications/तकनीकी विशिष्टियाँ

Buyer Specification Document/क्रेता विशिष्टि दस्तावेज़	<a href="#">Download</a>
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### Consignees/Reporting Officer/परेषिती/रिपोर्टिंग अधिकारी and/ तथा Quantity/मात्रा

S.No./क्र. सं.	Consignee Reporting/Officer/ परेषिती/रिपोर्टिंग अधिकारी	Address/पता	Quantity/मात्रा	Delivery Days/डिलीवरी के दिन
1	Bharati Nitin Thakur	400074, CHIEF MANAGER STORES MAHUL ROAD RCF GATE NO 2 CHEMBUR MUMBAI	1	180

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

#### 1. Generic

Bidders are advised to check applicable GST on their own before quoting. Buyer will not take any responsibility in this regards. GST reimbursement will be as per actuals or as per applicable rates (whichever is lower), subject to the maximum of quoted GST %.

#### 2. Generic

Buyer Organization specific Integrity Pact shall have to be complied by all bidders. Bidders shall have to upload scanned copy of signed integrity pact as per Buyer organizations policy along with bid. [Click here to view the file](#)

#### 3. Scope of Supply

Scope of supply (Bid price to include all cost components) : Only supply of Goods

#### 4. **Certificates**

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. **Buyer Added Bid Specific ATC**

Buyer Added text based ATC clauses

Purchase officer name: Niket Kamble

Purchase officer email id: niketkamble@rcfltd.com

Purchase officer phone no.: 022 2552 2849

### **PR:10083425 PROCUREMENT OF COMPLETE INTERMEDIATE ABSORPTION TOWER**

#### **1. IMPORTANT INSTRUCTIONS FOR BIDDERS:**

- A. Bidders shall ensure that all documents related to RCF Technical Specifications and Pre-Qualification (Technical or Commercial) are submitted at the first instance itself along with the offer. RCF reserves the right to summarily reject any bid for not complying with this condition. In such scenario, no further correspondence with the bidder shall be entertained. Non-acceptance or deviation with reference to the terms and conditions of GeM Bid may result in rejection of offer.
- B. Submission of offer against this Enquiry will essentially mean acceptance of terms & conditions mentioned in the enquiry in TOTO, including all the attached Annexures of Buyer Added Bid Specific ATC document. Any deviation shall lead to outright rejection of the offer.

- 2.** Bidder shall submit duly filled, signed and stamped copy of Formats of Buyer Added Bid Specific ATC document viz.

FORMAT - I - Vendor Updation Form (Desirable document)

FORMAT - II - Declaration of Local Content as per Make in India policy by Govt. Of India (Mandatory document)

#### **3. Commercial Pre - qualification Criteria:**

##### **A) Turnover / audited annual reports:**

##### **For Non-MSEs:**

Last three years financial audited reports or Turnover certificate from Chartered Accountant (CA) as below:

Average annual turnover of **₹ 39.17 lakh** ending 31<sup>st</sup> March of financial years 2021-2022, 2022-2023 and 2023-2024

Bidder shall submit audited annual reports certified by Chartered Accountant (CA) or Turnover

certificates for above financial years. Turnover certificates should be issued by practising CA with membership number, seal and signed. Certificate / document issued by Chartered Accountant will be valid and accepted only with UDIN number.

In case the date of constitution / incorporation of the bidder is less than 3 years old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account. In this case, the financial turnover during last financial year / the average financial turnover during preceding two financial years should be at least **₹ 39.17 lakh**.

**For MSEs:**

Last three years financial audited reports or Turnover certificate from Chartered Accountant (CA) as below:

Average annual turnover of **₹ 29.38 lakh** ending 31<sup>st</sup> March of financial years 2020-2021, 2021-2022 and 2022-2023.

Bidder shall submit audited annual reports certified by Chartered Accountant (CA) or Turnover certificates for above financial years. Turnover certificates should be issued by practising CA with membership number, seal and signed. Certificate / document issued by Chartered Accountant will be valid and accepted only with UDIN number.

In case the date of constitution / incorporation of the bidder is less than 3 years old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account. In this case, the financial turnover during last financial year / the average financial turnover during preceding two financial years should be at least **₹ 29.38 lakh**.

**B) Net worth:**

Net worth of the bidder should not be negative on 31.03.2023. It means the net worth of the bidder should not be negative in the balance sheet of financial year 2023-2024

AND

Net worth of the bidder should have not eroded by more than 30% (thirty percent) in the last three years, ending 31.03.2024. It means the net worth of financial year 2023-2024 should not be less than 30% compared to the net worth of financial year 2021-2022.

The bidder to submit the documentary proof e.g. audited balance sheet, P&L account etc. for the same with Net Worth Certificate duly certified by practising CA with membership number, seal, signed and UDIN number.

In case the date of constitution/ incorporation of the bidder is less than 3 years old, the following will be applicable:

- The Net Worth in each of these years should not be negative.
- Net Worth in respect of the immediate previous financial years should not have eroded more 30 per cent than that of its previously audited financial statement.

In case the Bidder has completed financial statements of only preceding year, the clause of net worth erosion will not be applicable.

4. **Delivery Period: 180 days** from the date of PO.
5. **EARNEST MONEY DEPOSIT (EMD)** shall be deposited as per following instructions.

An amount of **Rs. 75,000/-** (Rupees Seventy Five Thousand only) shall be deposited online through EMD gateway portal with ICICI bank. For paying EMD, please log on to <http://www.rcfltd.com> and then go to 'portal' and 'EMD payments'. Kindly use the GEM enquiry number on the portal for EMD payment. Please submit EMD payment receipt along with the offer. EMD payment by any other mode may not be considered.

**SPECIAL NOTE:**

- A) Bidder is required to deposit EMD in the first instant itself at the time of offer submission only. Any offer without EMD shall be treated as non-responsive offer and shall be summarily rejected. No correspondence in this regard shall be entertained.
- B) If for any reason whatsoever any TENDERER withdraws his tender at any time prior to expiry of the validity period or after issue of the Letter of Intent, Purchase Order, fails or refuses to execute the order or to furnish the security deposit for faithful performance of the CONTRACT within **14 days from the date of Purchase Order** the amount of Earnest Money is liable to be forfeited.

6. Please submit signed and stamped copy of **technical specifications** attached in the buyer specification document in support of acceptance of all the technical specifications.
7. Defect Liability Clause (Warranty): Supplier will provide Warranty certificate for a period of 18 months from the date of supply or 12 months from the date of Installation, whichever is earlier.
8. Security Deposit Clause: Successful bidder will have to submit the security deposit for 5% of total contract value within 14 days from receipt of P.O in the form of bank guarantee as per RCF format from RCF's approved list of Bankers covering the delivery period plus 2 months.

Performance Guarantee Clause: Successful bidder will have to submit Performance Bank Guarantee for same value as that of Security deposit within 14 days from the date of supply of material in the form of bank guarantee as per RCF format from RCF approved banker covering the period of 21 months from the date of supply or 15 Months from the date of Installation, whichever is earliest. SD submitted in the form of Bank guarantee can be converted in to PBG.

PBG shall be submitted in RCF format **ONLY** to RCF Ltd. at below mentioned address: no other form like ePBG will be acceptable.

General. Manager (F) office, Payment and Concurrence Dept. Room no 02, 2nd floor Administration Building Trombay Unit, Department of Fertilizers, Rashtriya Chemicals and Fertilizers Limited (RCF), Ministry of Chemicals and Fertilizers Name of Beneficiary : Rashtriya Chemicals & Fertilizers limited .Mumbai. BANK DETAILS FOR ePBG Details of RCF's bank details along with IFSC code Name of Beneficiary : Rashtriya Chemicals & Fertilizers limited .Mumbai. Name of Bank : State Bank Of India, Commercial Branch, Fort, Mumbai—400 023 Bank Account : 30038480740 Branch Code : 06070 IFSC : SBIN0006070

**SPECIAL NOTE:**

- A) If for any reason whatsoever any TENDERER withdraws his tender at any time prior to expiry of the validity period or after issue of the Letter of Intent, Purchase Order, fails or refuses to execute the order or to furnish the security deposit for faithful performance of the CONTRACT within **15 days from the date of Purchase Order** the amount of Earnest Money is liable to be forfeited.
- B) The bank guarantee shall be directly sent from your banker to: D.G.M. Finance, Rashtriya Chemicals and Fertilizers Limited, Administrative Building, Finance Department, Mahul Road, Chembur East, Mumbai 400 074. Ph no. 022 25522690.

**19. 1. Declaration by Start-up bidders:**

- A) Start-up bidders must submit the following documents for both Category 1 and Category 2 mentioned below:
  - a) Start-Up registration certificate issued by the Department of Industrial Policy and Promotion (DIPP). Year of incorporation of Start-Up shall not be more than ten years from the due date of the tender.
  - b) Certificate from a Chartered Accountant (CA) with Unique Document Identification Number (UDIN), verifying that the Start-Up has not exceeded the financial turnover limit of Rs 100 crores (or as revised by the Government of India) in any of the preceding financial years since incorporation.
- B) Eligible start-up bidders are given the option to quote under one of the following categories, subject to compliance with the technical and quality specifications detailed in the bid/NIT document. Start-up bidders must tick (✓) one of the two options below:

SN	Category	Bidder's Response
		Start-up bidders must tick (✓) one of the two options below:



1	<p>Category 1 (Relaxed Pre-Qualification Criteria):</p> <p>Eligible for 100% quantity / job subject to submission of all the requisite documents required for techno-commercial pre-qualification as specified in the bid/NIT document.</p> <p>Following relaxations will be given to Start-up bidders:</p> <ul style="list-style-type: none"> <li>1) 25% relaxation in average turnover criteria</li> <li>2) 25% relaxation in past experience criteria, applicable to value or quantity only</li> </ul>	Category 1
2	<p>Category 2 (Additional Quantity): <b>( Not applicable for this tender )</b></p> <p>Eligible for 10% additional quantity / job only without submission of any pre-qualification documents. Start-up bidder will only be considered for this additional quantity / job, subject to matching the lowest rate (L-1).</p>	<p>Category 2</p> <p><b>( Not applicable for this tender )</b></p>

C) **Category 1 (Relaxed Pre-Qualification Criteria):**

Start-up bidders who are eligible for 100% quantity / job subject to submission of all the requisite documents required for techno-commercial pre-qualification as specified in the bid/NIT document.

Following relaxations will be given to Start-up bidders:

- 1) 25% relaxation in average turnover criteria

No relaxation or exemptions will be provided in respect of other pre-qualification criteria, including technical requirements.

Once pre-qualified, they will be considered on par with other bidders for price bid opening, e-reverse auction, and order placement.

D) **Category 2 (Additional Quantity): ( Not applicable)**

Start-up bidders who offer an additional 10% quantity / job without submission of any pre-qualification documents will be considered only for this additional quantity / job.

**Key Conditions:**

- No pre-qualification documents are required. However, no relaxation or exemptions will be provided in respect of the technical requirements.
- The start-up bidder will not be considered for price bid opening or e-reverse auction.
- Their price bid will not be opened.
- They will be given the option to match the lowest rate (L-1).
- The 10% additional quantity will be awarded subject to matching the L-1 price.

**II Exemption from Earnest Money Deposit (EMD):**

Start-up bidders are not required to submit EMD for both Category 1 and Category 2.

Bidder to ensure that all quoted rates are inclusive of GST, packing forwarding, freight and all taxes FOR RCF site delivery. No communication in this regard shall be entertained after bid opening.

<b>Check list for Document submission</b>			
S.N.	List of Documents	Document Type	Applicable / Not applicable
1	Please submit duly filled, signed and stamped copy of FORMAT - I - Vendor Updation Form	Desirable	Applicable
2	Please submit duly filled, signed and stamped copy of FORMAT - II - Declaration of Local Content as per Make in India policy by Govt. Of India	Mandatory	Applicable
4	Please submit relevant documents against Commercial Pre-qualification Criteria	Mandatory	Applicable
5	Please submit duly filled, signed and stamped copy of 'Integrity Pact' attached in the ATC Buyer organization specific Integrity pact.	Mandatory	Applicable
6	Please submit duly filled, signed and stamped copy of <b>technical specifications</b> attached in the buyer specification document in support of acceptance of all the technical specifications.	Mandatory	Applicable
7	Please submit EMD submission acknowledge receipt.	Mandatory	Applicable

**10. Disputes and Arbitration Clause (between CPSEs inter-se and Government Departments/Organizations):**

In the event of any dispute or difference relating to the interpretation and application of the provisions of commercial contract(s) between Central Public Sector Enterprises (CPSEs) / Port Trusts inter se and also between CPSEs and Government Departments/Organizations (excluding disputes relating to Railways, Income Tax, Customs & Excise Departments), such dispute or difference shall be taken up by either party for its resolution through Administrative Mechanism for Resolution of CPSEs Disputes (AMRCD) as mentioned in DP E OM No. 05/0003/2019-FTS-10937 dated 14th December, 2022 and the decision of AMRCD on the said dispute will be binding on both the parties.

**11.** "As per notification ref D.O. No. DPE-7(4)/2007-Fin dt. 20.01.2020 all MSEs have to mandatorily onboard on TReDS platform. Therefore if you are not onboarded yet, please onboard on TReDS by availing services of any of the following service providers:

**1. Receivables Exchange of India (RXIL)**

Vendor can register with M1 Exchange by clicking link <https://onboarding.rxil.in/customerapp/home>

Vendors can call them on [tel://(022)%206903-3000](022) 6903-3000 for instant support between 9.00 AM to 6.00 PM (Monday to Friday excluding Holiday) or mail at [support@rxil.in](mailto:support@rxil.in); [info@rxil.in](mailto:info@rxil.in)

**2. Invoice Mart**

Vendor can register with M1 Exchange by clicking link <https://www.invoicemart.com/TReDSCore/Home/login.aspx>

Contact Gauri Mahamulkar [Gauri.Mahamulkar@invoicemart.com](mailto:Gauri.Mahamulkar@invoicemart.com) or Phone No. (Mobile) +91 83692 04066

Vendors can call them on [tel://(022)%206903-3000](022) 6235-7373 for instant support between 9.00 AM to 6.00 PM (Monday to Friday excluding Holiday) or mail at [helpdesk@invoicemart.com](mailto:helpdesk@invoicemart.com)

**3. M1 Exchange**

**Vendors can contact: Shaiwal Sinha [shaiwal.sinha@m1xchange.com](mailto:shaiwal.sinha@m1xchange.com);**

Vendor can register with M1 Exchange by clicking link [M1xchange | Vendor Self Registration](#)

Vendors can call them on **1800-103-7261** for instant support between 9.00 AM to 6.00 PM (Monday to Friday excluding Holiday) or mail at [helpdesk@m1xchange.com](mailto:helpdesk@m1xchange.com)

**6. 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.

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 also governed by the General Terms and Conditions/ यह बिड सामान्य शर्तों के अंतर्गत भी शासित है](#)

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---