



Plant PPU & CDW	Client IOCL, PANIPAT REFINERY	Contract Code RHQ, EPCM-3 (P-25)	Contract No. 66-6746
	NOTICE INVITING TENDER (NIT) (Bidding Document No. 6746-PPM-022-CA-0170) for Ultrasonic Flow Meter for PP Unit)		
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Dear Sir,

Subject: Supply of Ultrasonic Flow Meter PP Unit as per Technical Requisition No. 6746-INS-022-EC-0130 for Project of EPCM3 (P25) at Panipat Refinery of M/s. Indian Oil Corporation Limited (IOCL).

1.0 M/s. Indian Oil Corporation Limited (IOCL), hereinafter also referred to as the "IOCL" proposes to implement Project of EPCM3 (P25) at Panipat Refinery, in the State of Haryana, India. For execution of this Project, M/s. IOCL have appointed thyssenkrupp Uhde India Pvt. Ltd. as their EPCM Consultant.



2.0 Scope of Work:

Design, Manufacture, Inspection, Testing, painting (if applicable) at vendor's works, Packing, Supply and transportation complete with all fittings, accessories and associated items including all Mandatory and Commissioning Spares, services for site supervision of erection and commissioning, etc. for IOCL Panipat EPCM3 project at Panipat Naptha Cracker complex (PNC Complex) Panipat, India. and item lists as mentioned in Material Requisition of tender document. For complete scope of work, refer tender document.



For complete scope of work, refer tender document.

3.0 Details of BID Document:



3.1	Bid Document No.	6746-PPM-022-CA-0170
3.2	Type of tender	Domestic Limited Competitive Bidding (Two Bid System)
3.3	Reverse Auction	Not Applicable
3.4	Pre-bid Meeting	Not Applicable
3.5	Opening of Unpriced Commercial Bid (Part-I) and Technical part (Part III)	As per the date and time indicated on e-portal.
3.6	Price Bid Opening (Part II)	Part-II (Price Part) "BoQ" of only those bidders, whose offers are found techno-commercially acceptable, shall be opened at a date and time to be communicated later after intimation to the bidders. (Bid opening details view online on IOCL e-tender portal)
3.7	Validity of Bids	120 days from unpriced bid opening date. (including extensions, if any).
3.8	Earnest Money Deposit (EMD)	EMD Not Applicable. In lieu of Earnest Money Deposit, Bidders are required to furnish Bid Security Declaration, on their Company Letterhead, as per the attached format (Refer Annexure-2 to NIT)
3.9	Completion Schedule	Supply: 07 (Seven) Months on FOT dispatch point basis from the date of issue of Letter of Acceptance (LOA) / PO. Date of Lorry Receipt (LR) shall be considered as the date of delivery. Delivery is of consideration and above is the maximum delivery period. Offers not meeting the delivery requirement may be rejected

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3.10	Payment Terms	<p>Payment Terms shall be as per following:</p> <p>A. Supply</p> <ul style="list-style-type: none"> • 5% against approval of drawings, wherever required (identified in PO/ PR) at least in Code-2 and against submission of ABG of equivalent amount. • 10% against identification of raw materials at Supplier's works and against submission of ABG of equivalent amount. • 70% against despatch documents (along with copy of LR/GR and IRN) through Bank or directly to IOCL/ CONSULTANT together with full taxes, duties. • 5% on receipt of Final/As built Drawings/Documents/Data/Manual in requisite number of copies/sets/CDs as per VDR specified in Purchase Requisition. • 10% on receipt & acceptance of all material at site. <p>B. Supply of Mandatory Spares</p> <ul style="list-style-type: none"> • 90% on receipt of spares at site after dispatch of main equipment. • 10% on receipt & acceptance of materials at site. <p>C. Any services on per-diem basis like Supervision of Erection, Testing & Commissioning / assistance during erection, Testing & Commissioning / Training at site / Supplier's works on per diem basis:</p> <ul style="list-style-type: none"> • 100% prorata against monthly bills to be submitted by Supplier duly certified by Engineer-in-Charge.
3.11	PBG Requirement	Applicable
3.12	Purchase Preference (linked with Local Content) -MII Policy	Applicable Bidders to submit Undertaking as per Proforma 2 for order value less than INR 10 Cr.
3.13	DOMESTICALLY MANUFACTURED ELECTRONIC PRODUCTS	Not Applicable
3.14	DOMESTICALLY MANUFACTURED IRON & STEEL PRODUCTS.	Not Applicable
3.15	Net Worth Requirement	Not Applicable
3.16	Integrity Pact	Not Applicable
3.17	Evaluation methodology	Item-wise lowest basis
3.18	Site Supervision	Applicable

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3.19	Site work	Not Applicable
3.20	Training	Not applicable
3.21	PWCAMC	Not applicable
3.22	Addition/Deletion rates	Not Applicable
3.23	Technical Loading	Not Applicable
3.24	Item Quantity split-able	No
3.25	Quantity Tolerance	Not Applicable
3.26	Pre-Qualification Criteria (PQC):	Not Applicable
3.27	Type of Tendered Item	Instrument (non-bulk)
3.28	Mode of Submission	Offer must be uploaded on e-tender website https://iocletenders.nic.in before the last date & time of submission of tender. Offer submitted using any other mode will not be accepted.
3.29	Other requirements (Additional document to be submitted)	i. Power of Attorney in the name of authorized signatory who is submitting the bid with his Digital Signature Certificate & signature. ii. Any other document required as per MR.
3.30	Tender Inviting Authority	<u>Tender Inviting Authority:</u> Mr. Abhijeet Mithari General Manager (Procurement) thyssenkrupp Uhde India Private Limited, Pune <u>Contact Person Details:</u> Commercial: Mr. Sunildatta Borade (sunil.borade@thyssenkrupp.com / +91 9579902755) Technical: Mr. Sagar Lagad (sagar.lagad@thyssenkrupp.com / +91 9850045212) thyssenkrupp Uhde India Private Limited, Pune 6th floor, Tower "C", Panchshil Business Park, Baner-Balewadi Road, Pune 411 045, India Phone: +91 20 4621 1100 / +91 9167251462 Email: tkuip.ioclp25.epcm3@thyssenkrupp.com abhijeet.mithari@thyssenkrupp.com



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3.31	SPC, ITB and Tender Documents	<ul style="list-style-type: none"> Special Purchase conditions and ITB in line with Generic SPC and Generic ITB of IOCL. All other terms and conditions of the tender are as per the approved Contracts and Purchase procedures of IOCL.
3.32	Commercial Loading	Applicable
3.33	Non-Disclosure Agreement (NDA):	Not Applicable.
3.34	Purchase Preference for Micro & Small Enterprises (MSE'S)	Applicable
3.35	Opportunity to Start-ups and Micro & Small Enterprises (MSE'S)	Not Applicable
3.36	Part Order	Not Applicable
3.37	Repeat Order	Applicable
3.38	Price Reduction Schedule:	Applicable Total order value for the purpose of PRS shall be considered including all the components.



3.40 General

Bidder to note the followings before bidding:



- i.) Offer from following types of bidder will not be accepted
- Who are in the Holiday/ Suspension /Banning List / Negative list of IOCL or MoPNG on due date of submission of bid / during the process of evaluation of the bids, the offers of such bidders shall not be considered for bid opening/evaluation/Award.
 - Who are under liquidation, court receivership or similar proceedings. Bidder shall submit a self-certificate stating that they are not under liquidation, court receivership or similar proceedings. Failure to do so or if the bidder is under liquidation, court receivership or similar proceedings, their bids shall not be considered.
 - Consultant 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.
 - Foreign bidders are participating in Domestic /National Enquiry.

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- ii.) The failure to meet the above Qualifying Criteria(s) at clause 3.26 above will render the bid to be summarily rejected.
- iii.) Submission of authentic documents is the prime responsibility of the bidder. However, IOCL reserves the right to verify the PQC documents submitted by the bidder(s). For the purpose of verification, bidders shall submit complete client details with names, address, phone numbers and e-mail id with the understanding that IOCL may contact the bidder's client to verify the PQC documents. Wherever required, bidders may have to submit notarized /verified copy of PQC documents. Non submission of these documents, if asked for, will lead to rejection of offer. Should IOCL decide to place order pending verification of PQC documents, payment shall be made only after completion of order. If at any stage, the PQC documents are found to be forged / false / fake, suitable penal action shall be taken, which may include offer rejection, EMD forfeiture, termination of order (wherever applicable) and holiday listing / suspension (in GeM) of the bidder / vendor.
- iv.) Deleted
- v.) Offer from Joint Bidders / Consortium (Un-Incorporated) will not be acceptable unless stated otherwise elsewhere in the tender document.
- vi.) 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.
- vii.) Relevant supporting documents towards other requirements specified are also to be uploaded along with Techno-commercial bid failing which bid is liable for rejection.
- viii.) IOCL 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.
- ix.) MSE bidders shall be allowed purchase preference as admissible/applicable from time to time under the existing Public Procurement Policy, 2012. For claiming PP-MSE bidder should submit their latest Udyam registration certificate. **Udyog Aadhar Memorandum certificate is null & void w.e.f 01.04.2021.**
- x.) **Purchase preference as defined in the Public Procurement (Preference to Make in India): Bidders qualifying for such preference shall submit the required documents as specified in the said policy.**
- xi.) Deleted
- xii.) Bidders are to quote their most competitive rates. Negotiations will not be conducted with the bidders as a matter of routine. However, Owner reserves the right to conduct negotiations.
- xiii.) All communication will be made through e-Tendering web site (<https://iocletenders.nic.in>). However, IOCL reserve the right to take cognizance of the communication made outside e-Tendering Portal under exceptional circumstances.
- xiv.) Bidder cannot make any claim against IOCL/tkUIPL 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.
- xv.) Bidder should make sure that their priced bid (Part-II/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 (Part-II/BOQ).
- xvi.) Bidders are advised to visit Announcement section/ Information for DSC/ Bidders Manual Kit/ FAQ of e-Tender Portal before bidding.

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- xvii.) The bidders must submit complete and unambiguous documents pertaining to BQC in the first instance itself along with the offer. tkUIPL/ IOCL 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.
- xviii.) **Notwithstanding any other condition/ provision in the tender documents, bidders are required to submit complete documents pertaining to BQC along with their offer. Failure to meet the BQC will render the bid to be summarily rejected. IOC reserves the right to complete the evaluation based on the details furnished by the bidder, with or without seeking any additional supporting documents /clarifications.**
- xix.) Refer ITB of the tender document /Special Instruction to Bidder (SITB) of e-tender web site for more details.
- xx.) Any Addendum/Corrigendum/Sale date extension in respect of above Tender shall be issued on our website: <https://iocletenders.nic.in> only and no separate notification shall be issued in the press. Bidders are therefore requested to regularly visit our website to keep themselves updated. Failure of Bidder to submit tender without taking cognizance of Corrigendum / Amendment (if any) issued by IOCL/tkUIPL shall make bid liable for rejection.
- xxi.) IOCL/tkUIPL 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.
- xxii.) Canvassing in any form by the Bidder or by any other Bidder on their behalf may lead to disqualification of their Bid.
- xxiii.) **Earnest Money Deposit (EMD):** Refer clause no. 3.8 above.
- xxiv.) Pre-qualification Criteria (PQC) and Bidder Qualification Criteria (BQC) means the same in bidding document.
- xxv.) Deleted
- xxvi.) During the contract / engagement the organization, its employees, agents, other contractors, sub-contractors and their employees, etc., may be exposed to certain unpublished price sensitive information (UPSI), that is not generally available and which upon becoming generally available is likely to materially affect the price of the securities issued by IOCL. Such UPSI shall be held by the organization, its employees, agents, other contractors, sub-contractors and their employees etc., in strictest confidence and shall not be disclosed to any other party except on need to know basis and with the prior consent of IOCL. It is hereby further cautioned that, the organization, its employees, agents, other contractors, sub-contractors, their employees and immediate relatives thereof, should not trade in the securities of IOCL while in possession of such UPSI or communicate such UPSI to any person except in furtherance of legitimate purposes, performance of duty or discharge of legal obligations. Any trades in securities of IOCL, while in possession of any UPSI would be presumed to have been motivated by the knowledge and awareness of the UPSI and liable for penal action under this contract / engagement as well as under SEBI (Prohibition and Insider Trading) Regulations, 2015. It is therefore advised to familiarize with the "Code for Prevention of Insider Trading in the Securities of IOCL", copy of which is hosted on the website www.iocl.com. Accordingly, it must be ensured that any UPSI, whenever received from the IOCL, (a) shall be used solely for the purpose for which it is being disclosed; (b) shall be preserved and the secrecy of such information shall be maintained; (c) shall not

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be disclosed to any third party; (d) shall be kept securely and properly protected against theft, damage, loss and unauthorized access (including access by electronic means) by deploying means similar to those being used to secure their own confidential information; (e) to notify IOCL immediately upon becoming aware that any of the confidential information has been disclosed to or obtained by a third party. The organization shall undertake that its employees & their immediate relatives, agents, sub-contractors and any other person associated with said contract / engagement does not violate any of the provision of the SEBI (Prohibition of Insider Trading) Regulation, 2015. Any violation shall be considered as breach of terms of contract / engagement and IOCL shall take necessary action for such breach in addition to reporting to SEBI for taking necessary action under SEBI (Prohibition of Insider Trading) Regulations, 2015.

Bidder to submit Signed and stamped copy of Insider trading undertaking attached with the tender along with the bid.

- xxvii.) Clarification, if any, can be obtained from Tender Inviting Authority as mentioned in clause no. 3.30 above.
- xxviii.) In case a bidder submits any of the Bidder Qualification support documents in any language other than English, then it will be the responsibility of such bidder to also provide the English translation copy of the same duly certified, stamped and signed by the Local Chamber of Commerce of the respective country. Translation by Indian Embassy/ High Commission or authorized/ approved translation agencies (by Indian embassy/ high commission or any other authority) shall also be acceptable.
- xxix.) It is mandatory to select Preferential Bidder Category and submit applicable documents against same as proof while uploading offer on IOCL e-portal. Any bidder who doesn't select Preferential Bidder Category on IOCL e-portal and claim for the preferences afterwards, shall not be entitled to avail any such preferences.
- xxx.) Cartel formation, bid rigging, collusive bidding are against the basic principle of competitive bidding and defeats the very purpose of open and competitive tendering system. Such practices are severely discouraged. Suitable administrative actions which include but no limited to rejecting the offers, holiday listing action as per policy in vogue for breach of integrity may be initiated in such cases.
- xxxi.) If a bidder withdraws its bid within validity period for any reason, their bid shall not be further evaluated, and suitable penal action taken which may include EMD forfeiture (if any) and / or holiday listing action as per the discretion of IOCL.
- xxxii.) **Refusal to accept order placed within validity:** If a bidder withdraws its bid within validity period for any reason, their bid shall not be further evaluated, and suitable penal action taken which may include EMD forfeiture (if any) and / or holiday listing action as per the discretion of IOCL
- xxxiii.) **The Government of India envisioned the Zero Defect Zero Effect (ZED) initiative (Bronze/Silver/Gold level) and the Lean Certification initiative (Basic/Intermediate/Advanced level) to enhance MSME competitiveness, ensure sustainability, and transform them into national and international champions. Kindly register and take advantage of these GOI initiatives.**

For complete details on registration, required documents, benefits, and other related information, visit the links following : <https://zed.msme.gov.in/> and <https://lean.msme.gov.in/>

Attachments:

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- ~~Annexure-1: CALCULATION OF NET WORTH~~
- Annexure-2: FORMAT OF BID SECURITY DECLARATION FROM BIDDERS IN LIEU OF EMD.
- Annexure-3: PANEL OF BANKS FOR ACCEPTANCE OF BANK GUARANTEE FROM CUSTOMERS/SUPPLIERS/CONTRACTORS
- ~~Annexure-4: SPECIAL PACKAGING REQUIREMENTS (FOR FOREIGN SUPPLIES)~~
- Annexure-5: SITE SUPERVISION SERVICES AND TRAINING (INDIAN BIDDERS)
- ~~Annexure-6: SITE SUPERVISION SERVICES AND TRAINING (FOREIGN BIDDERS)~~
- ~~Annexure-7: REQUEST FOR OPENING UNCONFIRMED LETTER OF CREDIT~~
- Annexure-8: LETTER FROM STATUTORY AUDITOR / CA
- Annexure-9: CERTIFICATE BY STATUTORY AUDITOR / CA
- Annexure-10: CERTIFICATION BY CEO / CFO
- Annexure-11: PUBLIC PROCUREMENT (PREFERENCE TO MAKE IN INDIA) ORDER ALONGWITH FORM-1, PROFORMA-II AND PROFORMA-III.
- Annexure-12: PROCEDURE TO SUBMIT BID AS A PREFERENTIAL BIDDER
- Annexure-13: GUIDANCE FOR BID SUBMISSION FOR ITEM WISE EVALUATION TENDERS