

## अनुबंध | Contract



अनुबंध क्रमांक | Contract No: GEMC-511687717011566

अनुबंध तिथि | Generated Date : 12-Mar-2024

बोली/आरए/पीबीपी संख्या | Bid/RA/PBP No.: [GEM/2024/B/4587573](#)

संगठन विवरण   Organisation Details	खरीदार विवरण   Buyer Details
प्रकार   Type : State Government मंत्रालय   Ministry : - विभाग   Department : Health and Family Welfare Department Karnataka संगठन का नाम   Organisation Name : N/A कार्यालय क्षेत्र   Office Zone: DISTRICT TB OFFICE BANGALORE URBAN BANGALORE	पद   Designation : DISTRICT TB OFFICER URBAN संपर्क नंबर   Contact No. : - ईमेल आईडी   Email ID : buycon67.hfwdk.ka@gembuyer.in जीएसटीआईएन   GSTIN : - पता   Address : DISTRICT TB ELIMINATION CENTER ,BANGALORE URBAN . OLD TB HOSPITAL PREMISES,OLD MADRAS ROAD ,INDIRANAGAR,BANGALORE ,, BANGALORE, KARNATAKA-560038, India

वित्तीय स्वीकृति विवरण   Financial Approval Detail	भुगतान प्राधिकरण विवरण   Paying Authority Details
आईएफडी सहमति   IFD Concurrence : No प्रशासनिक अनुमोदन का पदनाम   Designation of Administrative Approval: DISTRICT HEALTH AND FAMILY WELFARE OFFICER ER वित्तीय अनुमोदन का पदनाम   Designation of Financial Approval: DISTRICT HEALTH AND FAMILY WELFARE OFFICER ER	Role: PAO भुगतान का तरीका   Payment Mode: Offline पद   Designation : DNO ईमेल आईडी   Email ID : pao11.hfwdk.ka@gembuyer.in जीएसटीआईएन   GSTIN : 29BLRD05252C1DE पता   Address: DISTRICT TB ELIMINATION CENTER ,BANGALORE URBAN . OLD TB HOSPITAL PREMISES,OLD MADRAS ROAD ,INDIRANAGAR,BANGALORE ,, Bangalore, KARNATAKA-560038, India

विक्रेता विवरण   Seller Details
जेम विक्रेता आईडी   GeM Seller ID : B6AA200001396488 कंपनी का नाम   Company Name : CEPHEID INDIA PRIVATE LIMITED संपर्क नंबर   Contact No. : 07388321333 ईमेल आईडी   Email ID : vijay.dixit@cepheid.com पता   Address : 9th Floor,Paras Twin Towers,Golf Course Road,Revenue Estate, Sector 54,, Gurugram, HARYANA-122002, - एमएसएमई सत्यापित   MSME verified : No एमएसएमई पंजीकरण संख्या   MSME Registration number : - जीएसटीआईएन   GSTIN: 06AAFCC3879H1ZG

\*जिसके नाम के पक्ष में GST/TAX इनवॉइस पेश किया जाएगा | GST / Tax invoice to be raised in the name of - Consignee

वितरण निर्देश | Delivery Instructions : NA

#	आइटम विवरण   Item Description	आइटम विवरण   Ordered Quantity	इकाई   Unit	इकाई मूल्य (INR)   Unit Price (INR)	कर विभाजन (INR)   Tax Bifurcation (INR)	मूल्य (INR में सभी शुल्क और कर सहित)   Price (Inclusive of all Duties and Taxes in INR)
1	उत्पाद का नाम   Product Name : Cepheid Xpert CBNAAT MTB/RIF PCR test kit Number of test in single kit 50 ब्रांड   Brand : Cepheid Xpert ब्रांड प्रकार   Brand Type : Registered Brand कैटलॉग की स्थिति   Catalogue Status: Catalogue not verified by OEM कैसे बेचा जा रहा है   Selling As : Reseller not verified by OEM श्रेणी का नाम और चतुर्थांश   Category Name & Quadrant : CBNAAT MTB / RIF PCR Test Kit (Q3) मॉडल   Model: GXMTB/RIF-MII-50 एचएसएन कोड   HSN Code: HSN not specified by seller	4,000	pieces	997.92	जीएसटी   GST (12%) : 427,680 जीएसटी उपकर 1   GST Cess 1 (0%) : 0 जीएसटी उपकर 2   GST Cess 2 (0 per accounting unit) : 0 जीएसटी पर इनपुट टैक्स क्रेडिट (आईटीसी)   Input Tax Credit (ITC) on GST1 : - जीएसटी उपकर पर आईटीसी 1   ITC on GST Cess 1 : - जीएसटी उपकर पर आईटीसी 2   ITC on GST Cess 2 : -	3,991,680
कुल ऑर्डर मूल्य   Total Order Value (in INR)						3,991,680

क्र.सं.   S.No	परोक्षिती   Consignee	वस्तु   Item	लॉट नंबर   Lot No.	मात्रा   Quantity	दिनांक के बाद डिलीवरी शुरू करना है   Delivery Start After	वितरण पूरा कब तक करना है   Delivery To Be Completed By
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1	<p>पद   Designation :-  ईमेल आईडी   Email ID : buycon67.hfwdk.ka@gembuyer.in  संपर्क   Contact :-  जीएसटीआईएन   GSTIN :-  पता   Address : DISTRICT TB ELIMINATION CENTER ,BANGALORE  URBAN . OLD TB HOSPITAL PREMISES,OLD MADRAS ROAD  ,INDIRANAGAR,BANGALORE ,,  BANGALORE, KARNATAKA-560038, India</p>	<p>Cepheid Xpert CBNAAT  MTB/RIF PCR test kit  Number of test in single  kit 50</p>	-	4,000	12-Mar-2024	27-Mar-2024
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**Product Specification for Cepheid Xpert CBNAAT MTB/RIF PCR test kit Number of test in single kit 50**

विनिर्देश   Specification	उप-विनिर्देश   Sub-Spec	मूल्य   Value
Shelf life	Shelf life from the date of manufacture (months)	12
	The product should not have passed more than 1/6 of the total shelf life at the time of dispatch to the consignee	Yes
Generic	Application	Detect Mycobacterium Tuberculosis (MTB) Complex DNA along with Rifampicin Resistance from the samples in single step.
	Packing type	Cartridge
	Test requirement	Test based on Cepheid's GeneXpert system-Real Time PCR CBNAAT (Cartridge based nucleic acid amplification Test)
	Pack size	500 microliter
	Reaction time	300 second
	Cartidges type	Self contained
	Sample types	Sputum sample
	Number of tests in single kit	50
	Sample Extraction	Automated
Storage Temperature	Maximum storage temperature	20 degree Celsius
	Minimum Storage Temperature	2 degree Celsius
Test Report/Certification	Product Certifications	CE-IVD
	Drug License Number and date	MFG/000070, 10-6-20
	Manufacturer certifications	ISO 13485/ ICMED 13485/CE-IVD
	Availability Of Test Report From Central Govt/Nabl/ Accredited Lab To Prove Conformity To Specification	Yes
	Copies of reports and certifications to be furnished to buyer on demand at time of supplies	Yes

**टिप्पणी | Note::** Seller has given an undertaking that it has made arrangements for getting the stores from an authorized distributor / dealer / channel partner of the OEM of the offered product. At the time of delivery of goods, Seller will provide necessary chain documents (in the form of GST Invoice) to prove that the supplied goods are genuine and are being sourced from an authorized distributor / dealer / channel partner of the OEM. In case of any complaint about genuineness of the supplied products, Seller shall be responsible for providing genuine replacement supplies.

**शुद्धिपत्र | Corrigendum**

1. तक बढ़ाया गया | Extended Upto : 2024-02-21 14:00:00
2. तक बढ़ाया गया | Extended Upto : 2024-02-26 14:00:00
3. तक बढ़ाया गया | Extended Upto : 2024-03-06 14:00:00

**ईपीबीजी विवरण | ePBG Detail**

सलाहकार बैंक   Advisory Bank :	NA
ईपीबीजी प्रतिशत (%)   ePBG Percentage(%) :	NA

**आरसीएम/एफसीएम के संबंध में सामान्य खंड | General Clauses w.r.t RCM/FCM**

1. Where ever RCM is applicable, for sellers (Regular GST registered seller who opted out of FCM as per notifications of GST like GTA , unregistered seller), Buyer have liability of paying the GST and GST cess to the government on the specified rate mentioned by them in this contract. Seller will invoice buyer with Zero GST and GST cess.
2. For Registered sellers as per FCM, rates will be inclusive of prescribed rate of GST and GST cess. ITC available to buyer as shown in the bid document have been applied while evaluating the bids. Seller has liability of paying the GST and GST cess to the govt and same will be charged from buyer while invoice.
3. For Registered sellers who opted for RCM while quoting for specified category under section 9(3) like GTA rates will be exclusive of GST and GST cess. GST and GST cess as indicated by the buyer in the bid document payment of GST and GST Cess will be the liability of buyer.
4. For Unregistered sellers Liability of payment of GST and GST cess is in Buyers scope. GST and GST cess as indicated by the buyer in the bid document will be the liability of buyer . Unregistered seller will invoice buyer with zero GST and Zero GST cess.
5. For sellers under Composition Scheme: There is no liability of payment of GST and GST cess in Buyers cope. Seller will invoice Zero GST and GST cess in the invoice to buyer.

## नियम और शर्तें | Terms and Conditions

### 1. Special terms and conditions- Version:2 effective from 10-11-2022

- 1.1
  1. All Provisions of Drugs and Cosmetics Act, 1940 and Rules made there under as amended till date will always be applicable. This will include all notifications issued by *Central Drugs Standard Control Organisation (CDSCO)*, Ministry of Health & Family Welfare (MoHFW) and Department of Pharmaceuticals (DOP), Ministry of Chemicals & Fertilizers time to time in this regard.
  2. The sellers are registered on GeM based on self-declaration of valid Drug License, product certification, test reports etc. However, buyers must check and validate the details at their end for all applicable licenses and certifications e.g., validity and authenticity/genuineness of drug license, product certification, manufacturer certification/licenses, test reports etc.
  3. The price offered by the seller shall not, in any case exceed the DPCO controlled price, if any, fixed by the Central/State Government, the Maximum Retail Price (MRP) and the selling price. The seller must reduce the prices if there is any reduction in DPCO ceiling price, if any.
  4. Any other Terms and Conditions which is not included or at variance with the conditions specified in STC/GTC, may be added by the buyer through Additional Terms and Conditions in the bid to ensure items are procured from authentic/validated source with appropriate and applicable quality. The above terms and conditions are in reverse order of precedence i.e., ATC shall supersede specific STC which shall supersede General Terms and Conditions ("GTC"), whenever there are any conflicting provisions.

### 2. General Terms and Conditions-

2.1 This contract is governed by the [General Terms and Conditions](#), conditions stipulated to this Product/Service as provided in the Marketplace.

2.2 This Contract between the Seller and the Buyer, is for the supply of the Goods and/ or Services, detailed in the schedule above, in accordance with the General Terms and Conditions (GTC) unless otherwise superseded by Goods / Services specific Special Terms and Conditions (STC) and/ or BID/Reverse Auction Additional Terms and Conditions (ATC), as applicable

### 3. Buyer Added Bid Specific Terms and Conditions-

#### 3.1 *Generic*

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.

#### 3.2 *Generic*

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.

#### 3.3 *Generic*

Actual delivery (and Installation & Commissioning (if covered in scope of supply)) is to be done at following address

District TB Office, Bangalore Urban,  
District Health & Family Welfare Office,  
Old TB Hospital Premises,  
OMS Road, Indiranagar,  
, Bangalore  
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#### 3.4 *Generic*

After award of contract – Successful Bidder shall have to get Detailed Design Drawings approved from buyer before starting fabrication. Successful Bidder shall submit Detailed Design Drawings for Buyer's approval, within 5 days of award of contract. Buyer shall, either approve the drawings or will provide complete list of modification required in the drawings within 5 days. Seller shall be required to ensure supply as per approved Drawings with modifications as communicated by Buyer. If there is delay from buyer side in approval of drawing– the delivery period shall be refixed without LD for the period of delay in approval of Drawing.

#### 3.5 *Generic*

Bidders shall quote only those products (Part of Service delivery) in the bid which are not obsolete in the market and has at least 2 years residual market life i.e. the offered product shall not be declared end-of-life by the OEM before this period.

#### 3.6 *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 %.

#### 3.7 *Scope of Supply:*

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

#### 3.8 *Turnover:*

Bidder Turn Over Criteria: The minimum average annual financial turnover of the bidder during the last three years, ending on 31st March of the previous financial year, should be as indicated in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the bidder is less than 3 year old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.

#### 3.9 *Turnover:*

OEM Turn Over Criteria: The minimum average annual financial turnover of the OEM of the offered product during the last three years, ending on 31st March of the previous financial year, should be as indicated in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the OEM is less than 3 year old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria. In case of bunch bids, the OEM of CATEGORY RELATED TO primary product having highest bid value should meet this criterion.

#### 3.10 *OEM:*

IMPORTED PRODUCTS: In case of imported products, OEM or Authorized Seller of OEM should have a registered office in India to provide after sales service support in India. The certificate to this effect should be submitted.

#### 3.11 *Purchase Preference (Centre):*

Indian suppliers of this item are not allowed to participate and/ or compete in procurement by some foreign governments. Bidders / products from such countries are not eligible / not allowed to participate in this bid in terms of clause 1 (d) of Public Procurement (Preference to Make in India) Order, 2017

3.12 *Purchase Preference (Centre):*

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, 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% 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 5% of total value.

3.13 *Purchase Preference (Centre):*

Procurement under this bid is reserved for purchase from Micro and Small Enterprises whose credentials are validated online through Udyog Aadhaar/URC for that product/service category. If the bidder wants to avail the reservation benefit, 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.

3.14 *Financial Criteria:*

NET WORTH: Net Worth of the OEM should be positive as per the last audited financial statement.

3.15 *Buyer Added Bid Specific ATC:*

Buyer Added text based ATC clauses

- 1 **GST Registration Certificate with Trade License copy should be enclosed**
- 2 **NOV-23 & DEC-23 GST clearance certificate / GST returns filed**
- 3 **Original Manufacturer authorization stating as authorized distributor of the company for the mentioned tender items should be enclosed**
- 4 **PAN Card should be enclosed**
- 5 **Income TAX Returns and Audited Reports (Balance sheet) or the Assessment Year 2021-22 & 2022-23 enclosed**
- 6 **Turnover for the year 2021-22 & 2022-23 Should not be less than 01 Crore audited (Chartered Accountant) certified copy to be enclosed**
- 7 **The Bidder must have the Latest experience for providing Medical equipment's and consumables orders in the last 2 years to any Govt / Non Govt Health Organizations.**
- 8 **Self Declaration for Non-Black Listed From the Firm**

नोट: यह सिस्टम जनरेटेड फाइल है। कोई हस्ताक्षर की आवश्यकता नहीं है। इस दस्तावेज़ का प्रिंट आउट भुगतान/लेनदेन उद्देश्य के लिए मान्य नहीं है।

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