

अनुबंध | Contract



अनुबंध क्रमांक | Contract No: GEMC-511687767569546

अनुबंध तिथि | Generated Date : 01-Apr-2024

बोली/आरए/पीबीपी संख्या | Bid/RA/PBP No.: [GEM/2024/B/4712774](#)

संगठन विवरण Organisation Details	खरीदार विवरण Buyer Details
प्रकार Type : Central PSU मंत्रालय Ministry : Ministry of Heavy Industries and Public Enterprises विभाग Department : Department of Heavy Industry संगठन का नाम Organisation Name : Bharat Heavy Electricals Limited (BHEL) कार्यालय क्षेत्र Office Zone: 10300018-PSWR	पद Designation : ENGINEER संपर्क नंबर Contact No. : 0712-1112222- ईमेल आईडी Email ID : buyer1505.bhelb.mh@gembuyer.in जीएसटीआईएन GSTIN : - पता Address : 5th and 6th Floor, Shri Mohini Complex, 345 Kingsway Road, Nagpur-440001, Maharashtra, India, NAGPUR, MAHARASHTRA-440001, 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: Executive Director वित्तीय अनुमोदन का पदनाम Designation of Financial Approval : General Manager, Finance	Role: PAO भुगतान का तरीका Payment Mode: BHEL पद Designation : SRAO2914379 ईमेल आईडी Email ID : pao58.bhelb.mh@gembuyer.in जीएसटीआईएन GSTIN : 27AAACB4146P1ZF पता Address: 5th and 6th Floor, Shri Mohini Complex, 345 Kingsway Road, Nagpur-440001, Maharashtra, India, Nagpur, MAHARASHTRA-440001, India भुगतान समयसीमा Payment Timelines: Payments shall be made to the seller within 90 days of issue of consignee receipt-cum-acceptance certificate (CRAC) and on-line submission of bills (This is in supersession of 10-days time as provided in clause 12 of GeM GTC)

विक्रेता विवरण Seller Details
जेम विक्रेता आईडी GeM Seller ID : 0TQ5210001932023 कंपनी का नाम Company Name : THE RAMCO CEMENTS LIMITED संपर्क नंबर Contact No. : 09940056492 ईमेल आईडी Email ID : jvp@ramcocements.co.in पता Address : 98 A 5 FLOOR,AURAS CORPORATE CENTRE,DR RADHAKRISHNAN SALAI,MYLAPORE, Chennai, TAMIL NADU-600004, - एमएसएमई पंजीकरण संख्या MSME Registration number : - जीएसटीआईएन GSTIN: 33AABCM8375L222

*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

उत्पाद विवरण Product Details						
#	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 : RAMCO 43 grade Ordinary Portland Cement (43 Grade or 43-S grade) for bulk buying ब्रांड Brand : RAMCO ब्रांड प्रकार Brand Type : Registered Brand कैटलॉग की स्थिति Catalogue Status: OEM verified catalogue कैसे बेचा जा रहा है Selling As : OEM श्रेणी का नाम और चतुर्थांश Category Name & Quadrant : Ordinary Portland Cement (43 Grade or 43-S grade) for bulk buying as per IS: 269 (Q2) मॉडल Model: RAMCO OPC43 GRADE CEMENT-JPM एचएसएन कोड HSN Code: 25232910	9,000	metric tonne	7,140	NA	64,260,000
कुल ऑर्डर मूल्य Total Order Value (in INR)						64,260,000

परोक्षिती विवरण Consignee Detail						
क्र.सं. S.No	परोक्षिती Consignee	वस्तु Item	लॉट नंबर Lot No.	मात्रा Quantity	दिलोक के बाद डिलीवरी शुरू करना है Delivery Start	वितरण पूरा कब तक करना है Delivery To Be Completed

					After	By
1	पद Designation :- ईमेल आईडी Email ID : con848.bhelb.or@gembuyer.in संपर्क Contact :- जीएसटीआईएन GSTIN :- पता Address : BHEL SITE OFFICE 2X660 MW NTPC TALCHER DIST- ANGUL, (Odisha) PIN-759107, ANGUL, ODISHA-759101, India	RAMCO 43 grade Ordinary Portland Cement (43 Grade or 43-S grade) for bulk buying	1	9,000	02-Apr-2024	28-Sep-2024

Product Specification for RAMCO 43 grade Ordinary Portland Cement (43 Grade or 43-S grade) for bulk buying

विनिर्देश Specification	उप-विनिर्देश Sub-Spec	मूल्य Value
Test Report Details	Availability of Test Report from Central Govt/NABL/ILAC accredited lab to prove conformity to specification	Yes
	Test Report to be submitted to the Buyer on Demand	Yes
Certification	Specification	IS 269 : 2015
	Whether ISI marked? (Hint: madatory requirement)	Yes
	CM/L Number	6028355
Grade	Grade of cement	43 grade
General Requirements	Content of performance improver ,in percent	5
Physical Requirements	Physical Requirements	In compliance with requirements given in IS: 269 (latest)
Chemical Requirements	Chemical Requirements	In compliance with requirements given in IS: 269 (latest)
Packing and Marking	Packing Material	HDPE/PP woven sacks conforming to IS 11652
	Net quantity of cement per bag (in kg)	50
	Marking	as per IS: 269 (latest)

ईपीबीजी विवरण | ePBG Detail

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

नियम और शर्तें | Terms and Conditions

1. General Terms and Conditions-

- 1.1 This contract is governed by the [General Terms and Conditions](#), conditions stipulated to this Product/Service as provided in the Marketplace.
- 1.2 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

2. Buyer Added Bid Specific Terms and Conditions-

- 2.1 *Buyer Added Bid Specific ATC:*
Buyer Added text based ATC clauses

Ordinary Portland Cement, Grade-43

i) OPC Supply Qty: 15,000MT (±25%).

ii) Technical Specifications:

Technical Specifications - OPC Cement, Gr-43 as per IS 269:2015		
SI No	Details	BHEL Requirements
1.	OPC supply through cement bulkers	13,500 MT (± 25%)
2.	OPC supply through tamper proof packing in H DPE/PP woven sacks conforming to IS 11652 in non-returnable 50 kg bags only.	1,500 MT (± 25%)

3.	Delivery Instruction for OPC Gr-43 Cement	<p>1) Cement shall be delivered to site within 05-10 Days from the date of receipt of Material Dispatch Clearance Certificate (MDCC) issued from Site.</p> <p>2) Supply shall be in line with respective MDCC. No material shall be dispatched by supplier unless and until MDCC issued by BHEL</p>
4.	Technical Prequalifying Requirement	<p>To be eligible for award of contract, Bidder / OEM must possess following Certificates / Test Reports on the date of bid opening (to be uploaded with bid): Valid BIS License, Purchase order Copy of OPC, Gr-43 Cement supplied in the last three (3) years as on latest date of bid submission along with appropriate document against proof of supply shall be provided with offer in support of experience criteria. Supplier having BIS Manufacturing License shall be eligible for award.</p>

iii) Quality Instruction for OPC Gr-43 Cement

Following Special Requirements shall necessarily be complied:

Tri-calcium aluminate (C₃A) content shall be (less than) < 8%

C₃S+4.75 C₃A should be (less than) < 90%

Equivalent Alkalies (Na₂O+0.658 K₂O) should be (less than) < 1.0%

Aluminium Oxide (Al₂O₃) should be (less than) < 6%

- a. Preliminary Cement will be accepted on the basis of 3 and 7-day test report (MTC to be submitted by supplier for review by BHEL for preliminary acceptance), but final acceptance criteria will be 28 days' test report at BHEL lab/ BHEL approved lab if required.
- b. Reference sample for each supplied lot to be collected at BHEL and same will be tested at BHEL lab/ BHEL approved lab, if required.
- c. Supplier shall be available to carry out Joint Sampling of Cement, if required.
- d. In case, test results of the collected cement sample fails, the entire lot may be rejected and the supplier will have to do free replacement at their cost.

iv) Guarantee:

The material shall be guaranteed for a period of three months from the date of receipt at Site against any manufacturing defects. If any discrepancy noticed during testing, the cement will have to be replaced to Site free of cost and the test results of third party i.e. 3/7/28 days shall be final and binding on the vendor.

v) Additional Instruction

- a. Removal of defective material shall be arranged by Supplier at their own cost
- b. Supplier representative shall be available at Project site as per BHEL site requirement to provide single window expeditious service.
- c. BHEL reserves the right to inspect the material during manufacturing and also to get tested the material under dispatch from third party. The test results of third party test shall be final and binding on the vendor.
- d) Methodology & weighment tolerance shall be as per Annex-B of IS 269-2015.
- e) Weighment of cement bulkers shall be done at BHEL/BHEL agencies' weighbridge.
- f) For the purpose of payment, the weighment slip of weighbridge and tolerance as per IS 269 shall be considered.

vi) Unloading at Site: in the Scope of BHEL.

vii) Rates: Rates shall be inclusive of GST, GST Cess (if any).

viii) Supply Quantity Tolerance: ± 25% of respective MDCC quantity issued by the Project site.

ix) Pre-Qualifying Requirement (PQR):

a) Technical PQR: Bidder should have Valid BIS License for Manufacturing of Ordinary Portland Cement (OPC) as per Gr-43 IS 269:2015

b) Financial PQR:

a) Bidders must have achieved an average annual financial turnover (Audited) of **Rs. 468 Lakhs or more**, over the **last three Financial Years (FY) i.e. 2020-21, 2021-2022 & 2022-23** and this requirement shall supersede other Turnover parameters cited elsewhere.

b) Audited Financial documents of **FY '2020-21, 2021-2022 & 2022-23** shall be furnished in support of Turnover Criteria.

c) If financial statements are not required to be audited statutorily, then instead of audited financial statements, financial statements are required to be certified by Chartered Accountant.

d) In case of audited Financial statements have not been submitted for all the three years as indicated against Financial Turnover QR (Qualifying requirement) above, then the applicable audited statements submitted by the bidders against the requisite three years, will be averaged for three years i.e. total divided by three.

Note: In case, 2022-23 audited annual financial turnover not available with bidder, then, FY 2019-20, 2020-21 & 2021-22 shall be considered for evaluation purposes.

Relaxation in Pre-Qualifying Requirement (PQR) for Micro and Small Enterprises (MSE's) and Start-ups:

i) Technical Pre Qualifying Requirement (PQR) for prior experience: Not Applicable

ii) Financial Pre Qualifying Requirement (PQR) including Turnover: The financial pre-qualifying requirements is relaxed by 50% of the original Pre-Qualifying Requirement specified in the tender.

iii) Other Pre-Qualifying requirements such as Machineries, BIS, or any form of licenses or customer approval or requirements other than stated in Point No. (A), shall remain the same for all bidders.

iv) Definition of Start-up shall be in line with Gazette Notification No DL 33004/99 dated 19.02.2019 and subsequent amendments, if any.

x) Payment terms: Following payment terms shall be applicable (This shall supersede the payment terms mentioned elsewhere in GeM bid):

Type of Bidder	Payment Terms	Payment Timelines (Number of days)
Micro & Small Enterprises	Payment shall be released within 45 days after receipt & acceptance of material at site and submission of documents##. Note: Duration of 28 days' test report for acceptance is included in 45 days payment timeline.	45 days
Medium Enterprises	Payment shall be released within 60 days after receipt & acceptance of material at site and submission of documents##. Note: Duration of 28 days' test report for acceptance is included in 60 days payment timeline.	60 days
Non MSME	Payment shall be released within 90 days after receipt & acceptance of material at site and submission of documents##. Note: Duration of 28 days' test report for acceptance is included in 90 days payment timeline.	90 days

Time period of 90 days/60 days /45 days (as applicable) would start from receipt of actual MDCC Qty at Site & physical verification by BHEL.

Following documents shall be submitted along with invoice:

a) GST Compliant Invoice (1 Original+ 2 Copies)

b) Copy of LR

c) Copy of Manufacturer's Test Result in Original showing compressive Strength of 28 days' result accepted by BHEL/ Site (System generated/ e-signed certificates are acceptable) for the invoice.

Note: Proof for Micro, Small and Medium Enterprises has to be furnished by the bidder

xi) Liquidated Damages/Penalty: As per GeM GTC

xii) Conflict of Interest among Bidders/ Agents:

A bidder shall not have conflict of interest with other bidders. Such conflict of interest can lead to anti-competitive practices to the detriment of Procuring Entity's interests. The bidder found to have a conflict of interest shall be disqualified. A bidder may be considered to have a conflict of interest with one or more parties in this bidding process, if:

a) they have controlling partner (s) in common;

or

b) they receive or have received any direct or indirect subsidy/ financial stake from any of them;

or

c) they have the same legal representative/agent for purposes of this bid;

or

d) they have relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the bid of another Bidder;

or

e) Bidder participates in more than one bid in this bidding process. Participation by a Bidder in more than one Bid will result in the disqualification of all bids in which the parties are involved. However, this does not limit the inclusion of the components/ sub-assembly/ Assemblies from one bidding manufacturer in more than one bid;

or

f) In cases of agents quoting in offshore procurements, on behalf of their principal manufacturers, one agent cannot represent two manufacturers or quote on their behalf in a particular tender enquiry. One manufacturer can also authorize only one agent/dealer. There can be only one bid from the following:

i) The principal manufacturer directly or through one Indian agent on his behalf; and

ii) Indian/foreign agent on behalf of only one principal;

or

g) A Bidder or any of its affiliates participated as a consultant in the preparation of the design or technical specifications of the contract that is the subject of the Bid;

or

h) In case of a holding company having more than one independently manufacturing units, or more than one unit having common business ownership/management, only one unit should quote. Similar restrictions would apply to closely related sister companies. Bidders must proactively declare such sister/ common business/ management units in same/ similar line of business.

xiii) Special Note:

a) In the course of evaluation, if more than one bidder happens to occupy L-1 status, effective L-1 will be decided by soliciting discounts from the respective L-1 bidders.

b) In case more than one bidder happens to occupy L-1 status even after soliciting discounts, the L-1 bidder shall be decided by a Toss/ Draw of lots, in the presence of the respective L-1 bidder(s) or their representative(s)

c) Ranking will be done accordingly. BHEL decision in such situations shall be final and binding.

xiv) Inspection Requirement:

a) Preliminary Cement will be accepted on the basis of 3 and 7-day test report (MTC to be submitted by supplier for review by BHEL for preliminary acceptance), but final acceptance criteria will be 28 days' test report at BHEL lab/ BHEL approved lab if required

b) The performance improver shall be limited up to 5%. Reference sample for each supplied lot to be collected at BHEL and same will be tested at BHEL lab/ BHEL approved lab, if required Supplier shall be available to carry out Joint Sampling of Cement, if required.

c) In case, test results of the collected cement sample fails, the entire lot may be rejected and the supplier will have to do free replacement at their cost.

xv) Guarantee:

a) The material shall be guaranteed for a period of three months from the date of receipt at Site against any manufacturing defects. If any discrepancy noticed during testing, the cement will have to be replaced to Site free of cost and the test results of third party i.e. 3/7/28 days shall be final and binding on the vendor.

b) Additional Instruction: Removal of defective material shall be arranged by Supplier at their own cost. Supplier representative shall be available at Project site as per BHEL site requirement to provide single window expeditious service.

c) BHEL reserves the right to inspect the material during manufacturing and also to get tested the material under dispatch from third party. The test results of third party test shall be final and binding on the vendor.

xvi) Paying Authority:

a) Paying authority shall be Construction Manager and Invoices shall be addressed to:

Construction Manager

BHEL Site Office

2x660MW NTPC Talcher Project

District: Angul, Odhisa-759107

GST No: 21AAACB4146P1ZR

b) Delivery Destination (Sold to Party & Ship to Party)

c) Construction Manager

d) BHEL Site Office

e) 2x660MW NTPC Talcher Project

f) District: Angul, Odhisa-759107

g) GST No: 21AAACB4146P1ZR

xvii) Documents to be submitted along with Bid:

a) Signed Copy of Make in India Declaration (MII)

b) Signed Copy of Land Border Restrictions

c) Signed Copy of No Deviation Certificate

d) Signed Copy of No Liquidation/ Bankruptcy Declaration

- e) Signed Copy of Udyam Certificate (if Applicable)
- f) Signed Copy of Prevention of Cartel Formation Declaration
- g) Signed copy of Risk Purchase Clause
- h) Signed Copy of Non-Disclosure Certificate
- i) PAN Copy
- j) GST Copy
- k) Cancelled Cheque/ NEFT RTGS Mandate duly signed by Banker
- l) Profit & Loss Statement with UDIN of approved authority
- m) Signed Copy of Technical Specification/ TCC
- n) Signed Copy of GeM Bid
- o) Test Certificates (if applicable)

It is important to note that, without submission of abovementioned documents as, bidder may be rejected after evaluation.

In case of any clarification, following officials may be contacted:

- a) Naresh Chandra Sharma, Manager (Purchase)
- b) Motidas Manikpuri, Sr Engineer (Purchase)
- c) Pratick Mondal, Engineer (Purchase)

2.2 Buyer Added Bid Specific ATC:

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

2.3 Generic

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

Construction Manager
BHEL Site Office
2x660MW NTPC Talcher Project
District-Angul
dhisa-759107

2.4 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.

2.5 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 %.

2.6 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](#).

2.7 Generic

Bidder shall submit the following documents along with their bid for Vendor Code Creation:

- a. Copy of PAN Card.
- b. Copy of GSTIN.
- c. Copy of Cancelled Cheque.
- d. Copy of EFT Mandate duly certified by Bank.

2.8 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.

2.9 Generic

Supplier shall ensure that the Invoice is raised in the name of Consignee with GSTIN of Consignee only.

2.10 Generic

While generating invoice in GeM portal, the seller must upload scanned copy of GST invoice and the screenshot of GST portal confirming payment of GST.

2.11 Scope of Supply:

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

2.12 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.

2.13 Certificates:

The bidder is required to upload, along with the bid, all relevant certificates such as BIS licence, type test certificate, approval certificates and other certificates as prescribed in the Product Specification given in the bid document.

2.14 Certificates:

Material Test Certificate Should Be Sent Along with The Supply. The Material Will Be Checked by Buyer's Lab & the Results of the Lab will be the Sole Criteria for Acceptance of the

Item.

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।

Note: This is system generated file. No signature is required. Print out of this document is not valid for payment/ transaction purpose.