

The Bid and all supporting documents submitted and all correspondence whatsoever exchanged by Vendor and HPCL shall be in English language only.

**Pre-Bid meeting is scheduled for this tender. Details of the Meeting are attached as Annexure I.**

Price Bid (Online) shall contain only the rates. Price bid shall not contain any data, conditions etc. other than the rate. Any conditions, data given in priced bid will be ignored and not considered.

As per extant government guidelines, it shall be mandatory for all sellers providing Goods and Services to be registered on GeM and obtain a unique GeM Seller ID at the time of placement of order / acceptance of contract. This ID shall be incorporated in the Purchase Order.

In this regard, please ensure that your firm is registered on GeM ([www.gem.gov.in](http://www.gem.gov.in)) and submit the GeM seller ID along with your bid. For further details regarding the procedure to obtain GeM seller ID, please contact GeM help desk.

#### **BID EVALUATION CRITERIA:**

This tender is floated on Schedule wise basis.

Schedule 1 – SOLAR POWER PLANT @ VADODARA TERMINAL

Schedule 2 – SOLAR POWER PLANT @ BIHTA, BIHAR

Schedule 3 – SOLAR POWER PLANT @ KANPUR TERMINAL

Participation in all the Schedules is not mandatory i.e. the bidder can quote for any one or all the schedules, as preferred by them, subject to meeting stipulated Bid Qualification Criteria.

Bids will be evaluated on **SCHEDULEWISE LOWEST NETT DELIVERED COST TO HPCL BASIS**. Quoted rate shall be inclusive of all components viz. packing charges, loading unloading charges, insurance, Third party Inspection Charges, transportation to site etc. if any.

Bidder should quote applicable rate of GST as per GOI notification against each line item in the space provided in online bid.

#### **ORDER DISTRIBUTION CRITERIA:**

Purchase Order for 100% of the tender quantity of a particular schedule will be awarded to the lowest bidder, subject to GOI guidelines pertaining to Class I local supplier. Since job under this tender is a Works Contract, Purchase preference to MSE Vendors will not be

applicable. Pls. refer enclosed document under 'Purchase Preference'. Job under this tender is indivisible.

**Pls. note that only Class I and Class II local suppliers will be eligible to submit bids for this tender. However, preference as per PP-LC will be given only to Class-I local supplier. Class-II local supplier will not get any purchase preference.**

**Undertaking as per Attachment 1 has to be mandatorily submitted by all the participating bidders.**

Traders and Agents shall not be allowed to avail the benefits extended under Purchase Preference Policy.

#### **FIRM RATES:**

The rates shall remain unchanged till the expiry of Contract and no Revision of Rates shall be entertained from parties for any reason. No Escalation / De-escalation of rates are applicable.

#### **VALIDITY OF OFFER:**

The offer shall be valid for a period of 120 days from the due date/ extended due date of opening of the un-priced bid. Corporation reserves the right to take action as deemed fit, including putting the bidder under suspension / holiday, in case of withdrawal of Offer at any stage, non-acceptance of LOA/LOI/PO or any other breach of Tender terms and conditions.

#### **BIDDER FROM A COUNTRY THAT SHARES 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 constituted by the Department for Promotion of Industry and Internal Trade (DPIIT).

Bidder from a country that shares land border with India means:

- i. An entity incorporated, established or registered in such a country; or
- ii. A subsidiary of an entity incorporated, established or registered in such a country; or
- iii. An entity substantially controlled through entities incorporated; established or registered in such a country; or
- iv. An entity whose beneficial owner is situated in such a country; or
- v. An Indian (or other) agent of such entity; or
- vi. A natural person who is a citizen of such a country; or
- vii. A consortium or joint venture where any member of the consortium or joint venture falls under any of the above.

**APPLICABILITY OF TCS ON GOODS - TCS INFORMATION**

**Bidders shall not quote TCS rate/amount anywhere in their bid; otherwise the bid is liable to be rejected. TCS claim to be made on Face of Invoices/Debit note and routed through BTS.**

Tax Collection at Source u/s 206C (1H) of Income Tax Act 1961:

A Seller of Goods ("Vendor") within the requirement of Sec.206C (1H) of Income Tax Act, 1961, shall claim applicable Tax Collected at Source ("TCS") in the Invoice to be issued to HPCL or can claim the same through mutually agreed separate document. The payment of such TCS shall be made by HPCL once TCS amount deposited by vendor with the Tax authorities is reflected in Tax Credit Portal [Form 26AS] of HPCL. HPCL's PAN Number for the purpose of TCS is AAACH1118B which is required to be uploaded by the Vendor for every TCS deposit.

The Vendor is obliged to claim TCS as per the extant statutory provision. HPCL shall be liable to reimburse appropriate TCS only. HPCL shall not be made liable for reimbursement of any higher TCS mistakenly deposited by the Vendor or in case any wrong deposit of TCS is made by the Vendor to the Tax authorities on account of HPCL. The Vendor shall be solely responsible for compliance of TCS provisions, viz., its collection at appropriate percentage, its remittance to Tax Authorities, filing of applicable/appropriate returns in stipulated time and issuance of TCS Certificate to HPCL matching with TCS collected by it from HPCL.

Any liability, claim, proceedings regarding and arising out of TCS compliance shall be the sole responsibility of Vendor. In case any such claim, liability, proceedings are initiated against HPCL, which are solely attributable to the non-compliance of Vendor with the TCS provision, the Vendor undertakes to indemnify HPCL against all such claims, liabilities and proceedings. Further, HPCL shall be entitled to deduct any such additional payment liability from the running bill of the Vendor or its total outstanding.

**PLANNING AND DESIGNING IN PURVIEW OF VULNERABILITY ATLAS OF INDIA**

Vulnerability Atlas of India (VAI) is a comprehensive document which provides existing hazard scenario for the entire country and presents the digitized State/UT - wise hazard, maps with respect to earthquakes, winds and floods for district-wise identification of vulnerable areas. It also includes additional digitized maps for thunderstorms, cyclones and landslides. The main purpose of this Atlas is its use for disaster preparedness and mitigation at policy planning and project formulation stage.

This Atlas is one of its kind single point source for the various stakeholders including policy makers, administrators, municipal commissioners, urban managers, engineers, architects, planners, public etc. to ascertain proneness of any city/location/site to multi-hazard which includes earthquakes, winds, floods thunderstorms, cyclones and landslides. While project formulation, approvals and implementation of various urban housing, buildings and infrastructures schemes, this Atlas provides necessary information for risk analysis and hazard assessment.

The Vulnerability Atlas of India has been prepared by Building Materials and Technology Promotion Council under Ministry of Housing and Urban Affairs, Government of India and available at their website [www.bmtpc.org](http://www.bmtpc.org).

It is mandatory for the bidders to refer Vulnerability Atlas of India for multi-hazard risk assessment and include the relevant hazard proneness specific to project location while planning and designing the project in terms of:

- i. Seismic zone (II to V) for earthquakes
- ii. Wind velocity (Basic Wind Velocity: 55, 50, 47, 44, 39 & 33 m/s)
- iii. Area liable to floods and Probable max. surge height
- iv. Thunderstorms history
- v. Number of cyclonic storms / severe cyclonic storms and max sustained wind specific to coastal region
- vi. Landslides incidences with Annual rainfall normal
- vii. District wise Probable Max. Precipitation

#### PAYMENT TERMS

Vendors have been facilitated to submit digitally signed invoices through the Vendor Bill Tracking System (BTS) Portal effective 01.10.2020. Pls. refer the user manual outlining the process hosted on BTS portal for further details.

Payments will be made against bills certified by the HPCL Engineer-in-Charge/Site-in-Charge within 15 days from the date of receipt of the bill and all other related documents in line with the timelines mentioned in this Tender Document.

**Technical Bid containing rates shall make the bid liable for rejection for all bidders.**

**HPCL reserves the right to solicit documents/additional documents to verify the eligibility of bidders for Bids qualification during any stage after opening of technical bid. HPCL also reserves the right to seek clarification on taxes (GST) quoted by the bidders and to correct/load appropriate tax rates as required and evaluate bids accordingly.**

#### REVERSE AUCTION

HPCL reserves the right to conduct **Reverse Auction (RA)** for this tender. Bidders are requested to confirm willingness to participate in reverse auction. Please note that non acceptance of participation in reverse auction may lead to rejection of bids without any further evaluation.

Reverse Auction will be conducted on Delivered Cost Basis (i.e. Including GST).

If the rate of GST quoted by the vendor is found to be lower than that of the actual rate of GST at the time of placing purchase order, PO will be placed with actual rate of GST by deducting the differential increase in amount of GST (i.e. difference between actual GST rate and vendor's

quoted rate of GST) from the basic cost of bidder. However, total delivered amount will be kept same as quoted by the vendor.

Reverse Auction will be conducted only in case of two or more techno-commercially qualified vendors are available after Techno-Commercial Evaluation of all the bids submitted against this tender. If two or more techno-commercially qualified vendors are not available, price bids will be opened on normal mode and L1 will be finalised. Hence vendors are requested to quote their most competitive price in the online price bid.

***Verification of Original Documents:***

***All the participating bidders shall provide copies of all the necessary documents along with the bid. However, all the bidders or their authorized representatives are required to be present at HPCL Office on the informed dates along with the original documents submitted for Bid Qualification-Financial /Technical and other techno-commercial documents for the verification/clarification by HPCL. Offers of Vendors who fail to submit the Original documents on demand shall be liable for rejection.***

**Grievance Redressal Mechanism:** Details of this grievance redressal mechanism is available on the Corporation's Website- [www.hindustanpetroleum.com](http://www.hindustanpetroleum.com).

## PRE QUALIFICATION CRITERIA

### 1.0 BRIEF SCOPE OF WORK:

Design, Engineering, procurement & supply, erection, commissioning of Grid-Interactive Solar PV Power System at HPCL, Bihta, Patna Depot & Kanpur Terminal locations, along with Comprehensive Operation & Maintenance for 5 (Five) Years including supplying of spares and consumables from the Commissioning date (CoD) at HPCL, Bihta & Patna Depot only. No comprehensive Operations & Maintenance required for HPCL Kanpur Terminal.

Bidders are required to qualify each of the following Pre Qualification Criteria to become eligible for further evaluation. HPCL reserves the right to independently verify with their client to assess bidder's capability against any of the following criteria.

Bidder shall meet all the criteria specified under Clause 2.1 and 2.2

### 2.1 TECHNICAL CRITERIA:

Bidders shall meet BQC-Technical criteria values for schedule/s quoted as specified in Table below:

Sch. No.	To quote for the following Locations	I One (1) similar (*) work costing not less than the following amount (In ₹ lakhs)	OR	II Two (2) similar (*) works each costing not less than the following amount (In ₹ lakhs)	OR	III Three (3) similar (*) works each costing not less than the following amount (In ₹ lakhs)
1	VADODARA	180		112.5		90
2	BIHTA	75		47		37
3	KANPUR	50.6		31.6		25.3

\* Definition of Similar Works shall be : Similar Job shall mean that the bidder should have successfully designed, supplied, tested and commissioned a Grid Connected GROUND/ROOF MOUNTED or Roof Top Solar Photovoltaic plant under net metering policy or any other policy of the state or central government for evacuation of Solar PV energy to the grid during the last seven years ending on 31.05.2021, satisfying in any one of the minimum order value criteria of BQC-Technical as per Table above against each of the schedules.

2.2 Annual Turnover: shall meet the minimum prescribed pre-qualification requirement as follows:

Sch. No.	To quote for the following Locations	Average Annual financial turnover during the last 3 years, ending on March 2021, should be at least (₹ Lakhs)
1	VADODARA	67.5
2	BIHTA	28
3	KANPUR	19

- I. The bidder should have successfully designed, supplied, tested and commissioned a Grid Connected GROUND/ROOF MOUNTED or Roof Top Solar Photovoltaic plant under net metering policy or any other policy of the state or central government for evacuation of Solar PV energy to the grid.
- II. Evaluation shall be carried out schedule wise and each location shall be one schedule.
- III. If any bidder wants to participate in more than one Schedule, then the value for meeting Bid Qualification- Technical and Financial Criteria shall be added up for those schedules and related documents meeting PQC of those schedules together should be submitted. If any bidder wants to participate in all the three schedules, then PQC-Technical and Financial Criteria values will be added up and the supporting documents shall be submitted accordingly.
- IV. If any bidder quotes for more than one schedule with support of single PQC document, but the total PQC value of multiple schedule/s as quoted by them is not meeting in accordance with the combined PQC amount of those schedule/s, then technical bid of only one schedule of highest value OR those schedules which meets the combined PQC value requirement only will be considered for further evaluation.
- V. The Bidder should submit completion certificates mentioning the details of value of completed purchase orders meeting the PQC-Technical criteria from the user firms on their letter head to whom the supply/service rendered. Gross delivered amount (i.e. amount inclusive of all taxes and duties) of the purchase order/work order will be considered for calculating the PQC values.
- VI. Copies of Excise, VAT invoice, GST invoice. Customs document, purchase order, purchase agreement and relevant pages of contract as applicable as supporting documents to be submitted in support of the above claims and copies submitted shall be duly notarized.

For meeting Bid Qualification Criteria, bidders should submit notarized copies of purchase orders/ work orders / Contract Agreements and Completion certificates issued by clients as well as notarized copies of Audited Profit and Loss account statements as sought for meeting PQC, duly certified by Chartered Accountants. All the documents that are submitted in support of Bid Qualification Criteria, shall be in English and notarized. Those documents which are not in English shall be translated and certified by competent authority.

Note: If the value of Purchase order or contract submitted by the bidder are in foreign currency then the same will be evaluated basis the currency conversion rate (RBI reference rate) that was prevailing on the date of Purchase order/ contract.

The copies of notarized audited balance sheet and profit & loss account showing the Annual Turnover to be submitted along with the un-priced bid as a proof.

Average turnover shall be determined by summing up the annual turnover of each financial year and dividing the sum by three. In the event a bidder does not have any turnover in any one or two of the years of the stated Financial years, the turnover for that/those years shall be taken as zero and the average turnover shall be calculated to determine the conformity to the turnover criteria.

In case where the audited result for the last financial year, i.e., 31st March 2021 as on date of submission of the tender is not available, the audited results of three consecutive financial years preceding the last financial year shall be considered for evaluation the financial parameters subject to submission of a certificate signed by CEO/CFO/Partner/Proprietor of the bidder stating that the financial results of the last financial year of the company/Firm are under audit as on the due date of submission of the bid.

Bidders shall meet both the above criteria i.e. Technical and Financial to be eligible for this tender. Offers of bidders not meeting Bid Qualification Criteria Technical or Financial shall be rejected.

**Note:**

- 1. For Technical Criteria and Financial Criteria, PQC will be relaxed by 15% for Micro and Small Enterprises, subject to meeting the prescribed quality and technical specification of the tendered items/services.**
- 2. In case the bidder is participating in more than one Schedule, the required technical / financial pre-qualification criteria will be the sum of the required amount corresponding to the chosen Schedules.**

**Bidders may also bid under following categories:**

- A. Parties who are affiliates of one another can decide which Affiliate will make a bid. Only one affiliate may submit a bid. Two or more affiliates are not permitted to make separate bids directly or indirectly. If 2 or more affiliates submit a bid, then any one or all of them are liable for disqualification. However up to 3 affiliates may make a joint bid as a consortium, and in which case the conditions applicable to a consortium shall apply to them.

“Affiliate” of a Party shall mean any company or legal entity which:

- a) controls either directly or indirectly a Party, or
- b) which is controlled directly or indirectly by a Party; or
- c) is directly or indirectly controlled by a company, legal entity or partnership which directly or indirectly controls a Party. “Control” means actual control or ownership of at least a 50% voting or other controlling interest that gives the power to direct, or cause the direction of, the management and material business decisions of the controlled entity.

B. Bids may be submitted by:

- a) A single person/ entity (called sole bidder);
- b) A newly formed incorporated joint venture (JV) which has not completed 3 financial years from the date of commencement of business;
- c) Subsidiaries of Indian or foreign companies

C. Fulfilment of Eligibility criteria and certain additional conditions in respect of each of the above types of bidders are stated below, respectively:

- a) The bidders (including an incorporated JV which has completed 3 financial years after date of commencement of business) shall fulfil each eligibility criteria on individual / combined basis.
- b) In case the bidder is a newly formed and incorporated joint venture and which has not completed three financial years from the date of commencement of business, then either the said JV shall fulfil each eligibility criteria or any one constituent member/ promoter of such a JV shall fulfil each eligibility criteria. If the bid is received with the proposal that one constituent member/ promoter fulfils each eligibility criteria, then this member/promoter shall be clearly identified and he/it shall assume all obligations under the contract and provide such comfort letter/guarantees as may be required by Owner. The guarantees shall cover inter alia the commitment of the member/ promoter to complete the entire work in all respects and in a timely fashion, being bound by all the obligations under the contract, an undertaking to provide all necessary technical and financial support to the JV to ensure completion of the contract when awarded, an undertaking not to withdraw from the JV till completion of the work, etc.
- c) Subsidiaries of Indian or foreign companies which are registered in India and having manufacturing facilities or establishment towards providing services in India are allowed to participate in this tender, subject to meeting the local content provisions as per the PPLC clause enclosed with this tender. Such entities can participate either on the basis of their credentials (Technical & Financial) or on the basis of the credentials (Technical or Financial) of their parent company, as per the PQC requirements applicable for this tender. However, the Indian subsidiary must meet at least one of the PQC, either Technical or Financial.  
In case the parent company is from a country which shares a land border with India, then the subsidiary company will be eligible to bid in this tender only if the parent company is registered with the Competent Authority constituted by the Department for Promotion of Industry and Internal Trade (DPIIT)."

For meeting Technical criteria, parties need to submit notarized copies of Work Orders / Contract Agreements and Completion certificates issued by clients. Towards Financial criteria, parties need to submit notarized copies of Audited Profit and Loss account statements duly certified by Chartered Accountants. All the documents that are submitted in support of Bid Qualification Criteria, shall be in English and notarized. Those documents which are not in English shall be translated and certified by competent authority.

Offers not meeting the technical and financial criteria as stipulated above shall be rejected.



[Annexure 1](#)

Pls. note following details to join the Pre Bid meeting for the subject tender thru Zoom:

Topic: PRE BID MEETING - TENDER NO. 21000252-HD-10157 - SOLAR POWER PLANTS AT 3 HPCL LOCATIONS

Time: Jun 22, 2021 11:00 AM Mumbai, Kolkata, New Delhi

Join Zoom Meeting

<https://hpcl-in.zoom.us/j/94456244842?pwd=c09BZlRoOXovWFhLcVU1dVVmY01RQT09>

More Ways to join:

Web Browser –

<https://hpcl-in.zoom.us/j/94456244842?pwd=c09BZlRoOXovWFhLcVU1dVVmY01RQT09>

Meeting ID: 944 5624 4842

Passcode: 162644

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Join by Telephone

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+91 116 480 2722 India

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Meeting ID: 944 5624 4842

Passcode: 162644

Find your local number: <https://hpcl-in.zoom.us/j/94456244842?pwd=c09BZlRoOXovWFhLcVU1dVVmY01RQT09>

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Or

Join by H.323

115.114.131.7 (India Mumbai)

115.114.115.7 (India Hyderabad)

Meeting ID: 944 5624 4842

Passcode: 162644

## **PURCHASE PREFERENCE (LINKED WITH LOCAL CONTENT) (PP – LC)**

Manufacturers / Suppliers / Service providers (including EPC & Works Contracts) having the capability of meeting / exceeding the local content targets as mentioned in this document shall be eligible for 20% purchase preference, subject to their complying with the requirements / conditions defined herein and submitting documents required in support of the same.

Bidders can avail Purchase Preference under any of the extant GoI Policies : PP-LC / PPP for MSE 2012 / Domestically Manufactured Electronic Products (DMEP) / Domestically Manufactured Telecom Products (DMTP). Vendors are requested to declare their preference in their un-priced bids. Format of undertaking (Attachment – 1) for purchase preference being claimed under applicable policy is enclosed with this document. Purchase preference benefits shall be extended to the bidder based on the declared option, subject to the bidder meeting the requirements contained in that purchase preference policy. The option once exercised cannot be modified subsequently.

Vide Notification No. 18-10/2017-IP dated 29.08.2018, Ministry of Communications notified Preference to Domestically Manufactured Telecom Products, Services or Works (as per Table-A of the notification), in furtherance to Public Procurement Policy (Preference to Make in India), Order 2017. A copy of the Notification is available on the website of Ministry of Communication. Bidders shall refer Order no. P-45021/2/2017-B.E.-II dated 15.6.2017, amended by Order no. P-45021/2/2017-B.E.-II dated 28.05.2018 and P-45021/149/2019-BE-II dated 29.05.2019. Latest amendment issued to the policy in this regard shall be applicable. The policy is applicable for notified Telecom Products, Services or Works as mentioned in the Table-A of the afore said notification.

In case a MSE bidder opts for purchase preference based on PP-LC / DMEP / DMTP, the bidder shall not be entitled to claim purchase preference benefit available to MSE bidders under PPP-2012. However, the exemptions from furnishing Bid Document fee and Bid security/EMD shall continue to be available to MSE bidders.

Order of precedence for applying the purchase preference shall be :-

- (a) Public Procurement Policy for MSE 2012.
- (b) Purchase Preference linked with Local Content.

### **Definitions**

**Domestic products:** Goods and/or service (including design and engineering) produced by companies investing and producing in India.

**Local content:** hereinafter abbreviated to LC means the amount of value added in India which shall, unless otherwise prescribed by the Nodal Ministry, be the total value of the item procured (excluding net domestic indirect taxes) minus the value of imported component in the item (including all custom duties) as a proportion of the total value, indicated in percentage.

**Domestic Manufacturer:** Business entity or individual having business activity established under Indian law and producing products domestically.

**Supplier** of goods and/or provider of service shall be a business entity having capability of providing goods and/or service in accordance with the business line and qualification thereof and classified as under:

**'Class-I local supplier'** means a supplier or service provider, whose goods, services or works offered for procurement has **local content equal to or more than 50%** as defined under this Policy.

**'Class-II local supplier'** means a supplier or service provider, whose goods, services or works offered for procurement has **local content more than 20% but less than 50%**, as defined under this Policy.

**'Non local supplier'** means a supplier or service provider, whose goods, services or works offered for procurement, has **local content less than or equal to 20%**, as defined under this Policy.

**Verification:** Activity to verify the accomplishment of LC by domestic manufacturers and/or suppliers of goods and/or providers of service with the data obtained or collected from respective business activities.

**Purchase Preference:** Where the quoted price is within 20% of the lowest price, other things being equal, purchase preference may be granted to the bidders concerned, at the lowest valid price bid.

**Local content (LC) in Goods:** shall be the use of raw materials design and engineering towards manufacturing, fabrication and finishing of work carried out within the country.

**Local content (LC) in Services:** shall be the use of services up to the final delivery by utilizing manpower (including specialist), working appliance (including software) and supporting facilities carried out within the country.

**Local content (LC) in EPC Contracts:** shall be the use of materials, design and engineering comprising of manufacturing, fabrication, assembly and finishing as well as the user of services by utilizing manpower (including specialist), working appliance (including software) and supporting facilities carried out within the country.

**Factory overhead cost:** indirect costs of manpower, machine/working appliance/facility and the whole other fabrication costs needed to produce a unit of product with the cost not chargeable directly to the specified product.

**Company overhead cost:** Costs related to the marketing, administration and general affairs cost of the company.

**Indian Company:** means a company formed and registered under the Companies Act, 2013.

**Foreign company:** means any company or body corporate incorporated outside India which – (a) has a place of business in India whether by itself or through an agent physically or through electronic mode and (b) conducts any business activity in India in any other manner.

**Procurement :**

The prescribed local content mentioned in this document shall be applicable on the date of Notice Inviting Tender.

**Margin of Purchase Preference : The margin of purchase preference shall be 20%.**

Only Class-I local supplier and Class-II local supplier shall be eligible to bid in this tender. However, preference as per PP-LC will be given only to Class-I local supplier. Class-II local supplier will not get any purchase preference.

The producers of goods and / or providers of services shall be obliged to fulfil the requirements of quality and delivery time in accordance with the provisions of the respective contracts of goods and services.

**Purchase Preference – Linked with Local Content (LC)**

*Wherever the goods/services are procured under this policy, eligible (techno-commercially qualified) Class - I Local Suppliers will be granted a purchase preference of 20%, i.e., where the quoted price is within 20% of the lowest price, other things being equal, purchase preference will be granted to the eligible (techno-commercially qualified) Class - I Local Suppliers concerned, at the lowest valid price bid.*

**Goods:**

*The contract for 50% of the procured quantity would be awarded to the lowest techno-commercially qualified Class - I Local Supplier, subject to matching the L1 price, if such bidders are available. The remaining quantity will be awarded to L1 bidder.*

However, if L1 bidder happens to be Class - I Local Supplier, the entire procurement value shall be awarded to such bidder.

If L1 bidder is not Class - I Local Supplier, then the lowest eligible Class - I Local Supplier among the eligible Class - I Local Suppliers, whether L2, L3, L4 or higher, will be invited to match the L1 bid. In case first eligible Class - I Local Supplier fails to match L1 bid, the next Class - I Local Supplier will be invited to match L1 bid and so on.

Only the Class - I Local Suppliers whose bids are within 20% of the L1 bid would be allowed an opportunity to match the L1 bid.

If the tendered quantity cannot be divided in the prescribed ratio of 50:50, then the eligible Class I Local Supplier shall be awarded contract for quantity not less than 50%, as may be divisible, subject to matching the L1 price.

If the tendered item is non-divisible, the contract will be awarded to the eligible Class - I Local Supplier for the entire quantity, subject to matching the L1 price.

In case none of the eligible Class - I Local Suppliers match the L1 bid, the actual bidder holding L1 bid will secure the order for full procurement value.

**Services / EPC Contracts:**

If L1 bidder happens to be Class - I Local Supplier, the bidder will be awarded full value of the order.

If L1 bidder is not Class - I Local Supplier, then the lowest eligible Class - I Local Supplier among the eligible Class - I Local Suppliers, whether L2, L3, L4 or higher, will be invited to match the L1 bid. In case first eligible Class - I Local Supplier fails to match L1 bid, the next Class - I Local Supplier will be invited to match L1 bid and so on.

Only the Class - I Local Suppliers whose bids are within 20% of the L1 bid would be allowed an opportunity to match the L1 bid.

In case none of the eligible Class - I Local Suppliers match the L1 bid, the actual bidder holding L1 bid will secure the order for full procurement value.

**Determination of LC****LC of goods**

LC of goods shall be computed on the basis of the cost of domestic components in goods, compared to the whole cost of product. The whole cost of product shall be constituted of the cost spent for the production of goods, covering direct component (material) cost; direct manpower cost, factory overhead cost and shall exclude profit, company overhead cost and taxes for the delivery of goods.

The criteria for determination of the local content goods shall be as follows: -

- a. In the case of direct component (material), based on country of origin
- b. In the case of manpower, based on INR component

The calculation of LC of the combination of several kinds of goods shall be based on the ratio of the sum of the multiplication of LC of each of the goods with the acquisition price of each goods to the acquisition price of combination of goods.

**LC of Service**

LC of service shall be calculated on the basis of the ratio of service cost of domestic component in service to the total cost of service.

The total cost of service shall be constituted to the cost spent for rendering of service, covering :

- a. Cost of component (material) which is used;
- b. Manpower and consultant cost; cost of working equipment/facility; and
- c. General service cost, excluding profit, company overhead cost, taxes and duties.

The criteria for determination of the cost of local content in services shall be as follows: -

- a. In the case of material being used to help the provision of service, based on country of origin;
- b. In the case of manpower and consultant based on INR component of the services contract;
- c. In the case of working equipment/facility, based on country of origin; and
- d. In the case of general service cost, based on the criteria as mentioned in clauses a, b and c above