

**INDIAN OIL CORPORATION LTD.
Ahmedabad Terminal**

**TENDER DOCUMENT
FOR**

Engineering, Procurement, Construction (EPC) inclusive of 1-Year Comprehensive Operation & Maintenance (O&M) of 600 KWp On-Grid Solar Power Project at Indian Oil, Ahmedabad Terminal with Net-Metering Facility and its further Comprehensive O&M for 5 Years.

**(TENDER NO: WRCC/2022-23/PT/162)
2023_WRO_162746**

**INDIAN OIL CORPORATION LTD.
Ahmedabad Terminal**

**(TENDER NO: WRCC/2022-23/PT/162)
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Chapter-1

SPECIAL INSTRUCTIONS TO BIDDERS

Attached separately

Chapter-2

NOTICE INVITING TENDER (NIT)

NOTICE INVITING E-TENDER

Indian Oil Corporation Limited (Marketing Division) is having its **Ahmedabad Terminal at Village: Bareja, Taluka: Daskorai, Distt: Ahmedabad, Gujarat – 382110**, invites digitally signed e- tender in “Two-Bid System” (Part A: Technical-Bid with Commercial Terms and Part B: Price-Bid) from indigenous bidders meeting the minimum PQC (pre-qualification criteria) for award of contract for **“Engineering, Procurement, Construction (EPC) inclusive of 1-Year Comprehensive Operation & Maintenance (O&M) of 600KWp Ground mounted On- Grid Captive Solar Power Project at Ahmedabad Terminal with Net-Metering Facility and its further Comprehensive O&M for 5 Years.”** as per Schedule terms the Tender and conditions given below:

Tender schedule:

1	Tender Number Tender ID	TENDER NO: 2023_WRO_162746 WRCC/2022-23/PT/162
	Type of tender	Open tender
2	Name of Work	Engineering, Procurement, Construction (EPC) inclusive of 1-Year Comprehensive Operation & Maintenance (O&M) of 600KWp On-Grid Captive Solar Power Project at Ahmedabad Terminal with Net-Metering Facility and its further Comprehensive O&M for 5 Years.
3	Work Location (Project Site)S	Indian Oil Corporation Limited (MD) Ahmedabad Terminal . Village :Bareja, Taluka : Daskorai Distt :Ahmedabad, Gujarat – 382 110
4	Estimated value of Works	Rs 2,85,82,589.(Rupees Two Crore Eighty Five Lakhs Eighty Two Thousand Five Hundred Eighty Nine Only) Inclusive of applicable GST as per Govt. Norms as applicable for works presently and shall be taken as applicable from time to time. The quantum of works given in Tender Document is only indicative based on tentative estimates and is not the right of contractor. Indian Oil does not guarantee any minimum or maximum quantum of works, during the currency of contract.

5	Earnest Money Deposit (Returnable with NO interest)	<p>No EMD required.</p> <p>The requirement of EMD against tenders floated shall be waived against requirement of submission of Bid Security Declaration from bidders in lieu of EMD.</p> <p>The bid shall be summarily rejected if the bid security declaration in lieu of EMD is not uploaded in e-Tendering portal on or before tender submission time and date.</p> <p>The Bid Security Declaration shall be obtained as per format attached.</p> <p>The requirement of submission of Bid Security Declaration shall also be applicable on bidders who are exempted from payment of EMDs (MSE as per PPP, Start-ups, CPSEs& JVs).</p> <p>Scanned copy of the Bid Security Declaration Certificate to be uploaded by the bidder on the IOCL e-tendering website along with the tender documents.</p>
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6	Cost of Tender documents	--NIL-- (Tender documents can be downloaded free of cost from e-Tender website)
E-Tender website : https://iocletenders.nic.in		
7	(a) Tender download starts on	DD.MM.YYYY from HH:MM Hours (IST)s AS PER NIC PORTAL
	(b) Tender download closes on	DD.MM.YYYY by HH:MM Hours (IST) AS PER NIC PORTAL
	(c) Pre-bid conference date, time and place	AS PER NIC PORTAL Chief Manger (Contracts) 022 2672 2447 rajasekharb@indianoil.in Indian Oil Corporation Limited (Marketing Division) WESTERN REGION CONTRACT CELL Indian Oil Bhavan, Plot C-33 G-Block, Bandra Kurla Complex, Bandra (East), Mumbai - 400 051. India
	(d) Last date and time for submission of completed E-Tender documents online	DD.MM.YYYY by HH:MM Hrs Hours (IST) AS PER NIC PORTAL
8	Date and time of opening of tender (Technical Bid Only)	DD.MM.YYYY by HH:MM Hrs Hours (IST) AS PER NIC PORTAL
9	Verification of the documents submitted in the tender along with their originals	Successful bidder (L-1) shall be required to present their original documents to the tender inviting authority within a period of 7 days from the date of opening of price bids OR as intimated from IOCL. Note: a) The responsibility of the authenticity of the documents shall be with bidders. b) In the event of failure of the bidder to get the documents verified as per the specified time schedule, the EMD of the party shall be forfeited. c) In case it is observed that the L1 party has submitted the forged documents, besides the cancellation of tender, necessary action for holiday listing of the party in line with the guidelines shall be carried out including forfeiture of EMD.
10	Contact person	FOR SITE VISIT DGM I/C (Terminal), Ahmedabad Terminal sandeepk@indianoil.in / Contact No. :- 9815129174

		FOR TENDER RELATED QUEIRES Chief Manger (Contracts) 022 2672 2447; 91-8291947021 Email : rajasekharb@indianoil.in Indian Oil Corporation Limited (Marketing Division) WESTERN REGION CONTRACT CELL Indian Oil Bhavan,Plot C-33 G-Block, Bandra Kurla Complex, Bandra (East), Mumbai - 400 051. India
11	Expected Date of start of contract	10th Day from the date of issue of work order or handing over of the site whichever is later.
12	No. of contractors required	01 (One)

13	Special note for consultants or their subsidiary company (As applicable)	The consultants or their subsidiary company or companies under the management of consultant, are not eligible to quote for the execution of the same job for which they are working as consultant.
14	Validity of quoted rates	Offer shall be valid for 180 Days from date of opening of technical bid. In case of requirement, IOCL may seek further extension of the validity of the offer from the bidders.
15	Contract Period	<p>Part A: 18 months (6 months for project commissioning + 12 months of 1-Year Inclusive O&M) from date of handing over of site free of trees/shrubs/vegetation.</p> <p>Part B: 60 months from date of completion of Part-A</p>

16	Court of Jurisdiction	a) For disputes up to stage of LOA - Mumbai. b) For disputes during execution stage - Ahmedabad.
17	Security deposit (sd)	03% of the total Contract value excluding taxes. SD can be deposited as per the mode/process given in GCC.
18	Price adjustment in delay in completion	½% of cumulative value of works done per week or part thereof(maximum 10%). GST on the said amount to be paid/borne by contractor.
19	Escalation / de-escalation	Escalation / de-escalation shall not be applicable.
20	MODE OF TENDER SUBMISSION	You may please note that this is an e-Tender and can only be downloaded and submitted in the manner specified in ‘Special Instructions to bidders for participating in e-tender’ attached separately in this tender.
21	Implementation of guideline pertaining to Insolvency and Bankruptcy Code (IBC) intender	
a.	IBC	Undertaking related to Insolvency & Bankruptcy Code, 2016 – Applicable / Not applicable (Refer Annexure-J), to be submitted by the bidder along with Bid.
b.	Undertaking related to Insolvency & Bankruptcy Code, 2016	Bidders under insolvency or liquidation or Bankruptcy Proceedings under insolvency and Bankruptcy Code, 2016 Offers from the following type of bidders shall not be considered: (a) If the bidder is undergoing insolvency resolution process or liquidation or bankruptcy proceeding under insolvency and Bankruptcy Code, 2016 (code) or any other applicable law (in case where code is not applicable), (b) Insolvency resolution process or liquidation or bankruptcy proceeding is initiated under the Code or any other applicable law (in cases where code is not applicable) against/by the bidder at any stage of evaluation of the bid. • In the event, insolvency resolution process or liquidation or bankruptcy proceeding is initiated under the Code or any other applicable law (in cases where code is not applicable) against/by the bidder, after submission of its bid but at any stage of evaluation of the bid, it will be the responsibility of the bidder to inform IOCL within 15 days from the date of order of insolvency resolution process or liquidation or bankruptcy proceeding passed by the Adjudicating Authority namely, National Company Law Tribunal (NCLT) or Debt Recovery Tribunal (DRT) under the Code or any other applicable law (in cases where code is not applicable). • If bidder refuses or fails to share the information regarding

		<p>their status of insolvency resolution process or liquidation or bankruptcy proceeding as sought hereinabove, in their bid or at any later stage, as applicable, their offer is liable to be rejected by IOCL and without prejudice to any other remedy or action available with IOCL, IOCL shall forfeit the Earnest Money Deposit provided by the bidder, in any form whatsoever.</p> <ul style="list-style-type: none"> • IOCL reserves the right to cancel/terminate the contract without any liability on the part of IOCL immediately on the commencement of insolvency resolution process or liquidation or bankruptcy proceeding of any party under the contract. • In case where the bid of L-1 bidder is rejected on the aforesaid grounds during the period between Price-Bid-Opening and Award-of-Contract, then the bid of the next higher eligible bidder will be considered for future processing. • If bidder fails to share or misrepresents the information regarding their status of insolvency resolution process or liquidation or bankruptcy proceeding as sought hereinabove and the bidder's bid results in a contract, IOCL, without prejudice to any other any other remedy or action available with IOCL, shall be within its rights to terminate the resultant contract. <p>A declaration/ undertaking shall be submitted by the bidder in the attached format along with the techno-commercial bid. (Annexure- J).</p>
22	Instruction to Bidder/STC	<p>1. Tenderers who have transferred their ownership rights either in whole or in part to another entity or under process of transfer shall intimate the same to IOCL in their letter head while submitting the bid. IOCL reserves its right to reject the tender of any entity, which has transferred its ownership rights in whole or in part or which is in process of transfer without assigning any reason for such rejection.</p> <p>2. If the tenderer refuses or fails to share the information regarding their status of any kind of business transfer process/ restructuring etc, in their tender or at any later stage, as applicable, their tender is liable to be rejected by IOCL and without prejudice to any other remedy or action available with IOCL, IOCL shall forfeit the Earnest Money Deposit provided by the tenderer, in any form whatsoever.</p> <p>3. Only standalone credentials against PQ criteria shall be considered for evaluation of bid.</p>

2 Pre Qualification Criteria: Qualifying Parameter for Work Order and Annual Turn Over

Parties who have the minimum qualifications as per details given below only need apply. Bidders are required to upload PQC documents along with tender within the time limits stipulated for submission of e-tenders.

S. No.	QUALIFYING PARAMETERS
1.1	<p>Previous Project Experience:</p> <p>Experience of having successfully completed similar works during last 5 years up to the last date of month previous to the one in which the Tender is being invited, should be either of the following:</p>
a)	<p>Three similar completed works each costing not less than Rs. 73,72,109/- (30% of the estimated value including GST)</p> <p>OR</p>
b)	<p>Two similar completed works each costing not less than Rs. 98,29,479/- (40% of the estimated value including GST)</p> <p>OR</p>
c)	<p>One similar completed work costing not less than Rs, 1,22,86,849 /- (50% of the estimated value including GST)</p>
	<p>• Similar Work for MSEs : No relaxation on PQ Criteria on Turnover and Similar works for MSEs.</p>
	<p>DEFINITION OF SIMILAR WORKS:</p> <p>Experience in successful completion of ‘Engineering, Procurement & Construction (EPC) of greater than or equal to (\geq) 0.3 MWp On-Grid Solar Power Project with Net-Metering Facility in any industry’ during last 5 (Five) years up to last day of month previous to one in which tender is being invited for minimum above mentioned value</p> <p>Note to Similar work:</p> <p>a. The Work Order should contain the above similar work items and for qualification purpose the entire executed value of Work Order (which may contain any other item) shall be considered.</p> <p>b. Such order / contract should have been executed in their quoted name and not through any other name i.e. MOUs / JV signed with other parties</p> <p>c. Rate Contracts shall not be accepted against Similar Work Criteria, however individual POs issued under Rate Contracts will be considered</p> <p>Exclusion of AMC value:- The estimate cost exclusive of AMC value shall be used for arriving at Single/Two/Three completed work order value.</p>

	<p>The Corporation reserves the right to accept any tender in whole or in part or reserves the right of cancellation of the tender without assigning any reasons whatsoever. Decision of IOCL, in this connection shall be final & binding on all bidders.</p> <p>The credentials for meeting the qualifying criteria should be in their own name (name of the party).</p> <p>The work experience should be as a principal contractor, there should be direct work order from the employer to the bidder and Sub-Contracting is not allowed. Such similar work should have been carried out by the party directly in their name and subcontracting work will not be considered.</p>
1.2	<p>ANNUAL TURNOVER: The party should have minimum annual turnover of Rs. 1,47,44,219/- in any of the last 3 financial years ending 31.03.2022 i.e. for F.Y. 2019-20, 2020-21 and 2021-22 for qualification for award of work.</p> <p>Similar Work for MSEs: No relaxation on PQ Criteria on Turnover for MSEs.</p>
	<p>FOLLOWING DOCUMENTS ARE REQUIRED TO BE SUBMITTED AGAINST PROOF WITH RESPECT TO PRE-QUALIFYING CRITERIA FAILING WICH BID SHALL BE REJECTED :</p> <p><u>A : ANNUAL TURNOVER</u></p> <ol style="list-style-type: none"> I. Audited Balance Sheet including P&L Statement/Published Account/ Profit & Loss Account Statement of the bidder. However, if the bidder is not required to get its accounts audited under Section 44AB of The Income Tax Act, 1961, certificate from a Practicing Chartered Accountant towards the turnover of the bidder along with the copies of its Income tax Return should be obtained. II. For bids floated between April – September, In case of non availability of Audited Balance Sheet (Profit & Loss Account Statement)/ published accounts of the F.Y. 2021-22, the Audited Balance Sheet (P&L Statement)/published account of F.Y. 2018-19 shall also be acceptable. III. Audited Balance Sheet (P&L Statement)/Published Accounts on a calendar year basis shall also be acceptable. IV. Definition of Turnover shall be the Total Revenue as per Schedule III of Companies Act, 2013 (Earlier revised Schedule VI of Companies Act, 1956) shall be considered as Turnover. V. In case of work orders from Government Bodies/PSUs: <ol style="list-style-type: none"> a) Copies of contract document(s) along with either Completion certificates OR duly Certified copy of bill/Invoice. b) Copy of contract document may not be insisted if completion

	<p>certificate/ Bill/Invoice Copy specifies details otherwise required like Date of PO/ Contract Agreement, Contract Value, Execution Value, date of completion & other requirements, if any.</p> <p><u>B : SIMILAR WORKS</u></p> <p>Please note that for <u>Similar completed works</u>, only those purchase orders will be considered which have been successfully completed by the bidder.</p> <p>Bidders should submit following documents to establish that they have actually executed similar kind of work as per the above definition:</p> <ol style="list-style-type: none"> I. In case of Work Order from Government Bodies/PSUs – Copies of Contract Document along with either completion certificates OR duly certified copy of bill/Invoice against the similar nature of work executed during the required period indicating the value of executed work and date of completion. Copy of contract document may not be insisted if completion certificate/Bill/ Invoices copy specifies details otherwise required like Date of PO/contract agreement, Contract value, Execution value , date of completion and other requirements if any. II. In case of Work Orders from Private Parties – Certificate from CA certifying value of work done with TDS certificates (where applicable)/ Bank Statement shall be required in addition to that specified in (i) . III. In case of foreign currency transaction to Indian firms, proof of remittance shall also be required. <p>In case work order is extendable for further period on same terms and conditions or extendable for further period based on mutual consent, the above criteria of turnover/similar works shall be based on financial implication of one year.</p> <p>The completion certificate of the work order should include work order reference, date of completion & final completed value of work. If, required, IOCL shall seek additional documents and the bidder is required to provide the same.</p> <ul style="list-style-type: none"> ➤ Copies of work order and its completion certificate / proof of payments (against the respective work order) will be taken as base for eligibility criteria for experience. Completion certificates from the client against completed similar work(s) should inter-alia include work order reference and date, completed value of work. ➤ The value of final executed work(s) against the respective work order, shall be considered as qualifying parameter, irrespective of the work order value. ➤ The experience of the bidder for work completed as per above requirement must be of their own and not as a subcontractor or with the support of another party/parent company/ partner firm/ group firm/as a consortium etc.
1.3	Undertakings and Declarations for Acceptance of Bid Terms and Conditions as attached with this document. Bidders shall upload this document instead of complete set of technical bid documents as a token of their acceptance.
1.4	Copy of Power of Attorney/ Board resolution (as applicable) in favour of tender Signing authority. Authority of the person uploading the bid with his/her DSC shall be required to be submitted in the

	bid.	
	In case of Proprietary Concern	If the bid is submitted by the proprietor, no POA required. However, he will upload undertaking certifying that he is sole proprietor.
		If the bid is submitted by person other than proprietor, POA authorising the person to submit bid on behalf of the concern
	In case of Company	Certified copy of Board Resolution authorising the person submitting the bid on behalf of the company
		OR
		POA and the supporting Board Resolution authorising the person submitting the bid on behalf of the company
	In case of Partnership Firm/ LLP	POA along with Deed of Partnership / LLP Agreement.
	In case of Co-Operative Society	Copy of resolution passed as per Society Rules
1.5	Copy of Partnership Deed or Certificate of Incorporation with memorandum & articles of association.	
	List of Documents required to be Uploaded/Submitted	
1.6	Documents for pre-qualifying (PQ) criteria to be uploaded online along with bid:	
	Work Order(s) indicating items of work in support of Qualifying Work Order(s) value as per NIT and documents mentioned in below:	
a)	<p>In case of work orders from Government Bodies/PSUs: Copies of contract document along with either Completion certificates OR duly Certified copy of bill/invoice.</p> <p>Copy of contract document may not be insisted if completion certificate/ Bill/ Invoice. Copy specifies details otherwise required like Date of PO/ Contract Agreement. Contract Value, Execution Value, date of completion & other requirements, if any.</p>	
b)	<p>In case of work orders from Private Parties, in addition to the mentioned documents as above in following shall also be required to be submitted:</p> <p>Certificate from Chartered Accountant (CA) certifying value of work done with TDS certificates (where applicable)/bank statement TDS Certificates/ Bank Statements shall be used as corroborative evidence only.</p>	
c	In case of foreign currency transaction to Indian firms, proof of remittance shall also be required.	

d	Copies of AUDITED BALANCE SHEET and PROFIT & LOSS (P&L) account statements of last three financial years (2019-20, 2020-21& 2021-22). Published Annual Report is also acceptable.								
e)	Bid security declaration in lieu of EMD. As per attached format in tender documents.(Annexure- A)								
1.7	<p>Other Commercial criteria (to be uploaded online along with bid)</p> <p>a. PAN card. Bidder should have valid PAN number. PAN card should be in the name of Proprietor or Firm Participating in the tender.</p> <p>b. The contractor should possess valid GST registration certificate.</p> <p>c. PF Registration Certificate.</p> <p>d. Power of Attorney (POA) Authority of the person uploading the bids with his DSC shall be required to be submitted in the bids. Document required showing the authority of the person uploading & submitting the bid with his Digital Signature Certificate shall be as given in the following table;</p> <table border="1"> <tr> <td>a) In case of Proprietary Concern.</td><td> i) If the bid & submitted by Proprietor, no POA required. However, he will upload undertaking certifying that he is sole proprietor. ii) If the bids submitted by person other than proprietor, POA authorizing the person to submit bid on behalf of the concern. </td></tr> <tr> <td>b) In case of Company.</td><td> I. Certified copy of Board Resolution authorizing the person submitting the bid on behalf of the company .OR II. POA and the supporting Board resolution authorizing the person submitting the bid on behalf of the company. </td></tr> <tr> <td>c) In case of Partnership firm/LLP</td><td>I. POA along with Deed of Partnership/LLP Agreement.</td></tr> <tr> <td>D) In case of Co-Operative Society.</td><td>Copy of Resolution passed as per Society Rules.</td></tr> </table> <p>e. Declaration regarding Holiday/Black Listing.</p> <p>f. Undertaking for non Tampering of Data.</p> <p>g. Undertakings and declarations acceptance of tender terms and conditions as per format separately attached with this tender, on company/party/tenderers letterhead with seal and signature. Bidder shall upload this document instead of complete set of tender documents as a token of their acceptance.</p> <p>h. Declaration of undertaking related to Insolvency & Bankruptcy Code, 2016.</p>	a) In case of Proprietary Concern.	i) If the bid & submitted by Proprietor, no POA required. However, he will upload undertaking certifying that he is sole proprietor. ii) If the bids submitted by person other than proprietor, POA authorizing the person to submit bid on behalf of the concern.	b) In case of Company.	I. Certified copy of Board Resolution authorizing the person submitting the bid on behalf of the company . OR II. POA and the supporting Board resolution authorizing the person submitting the bid on behalf of the company.	c) In case of Partnership firm/LLP	I. POA along with Deed of Partnership/LLP Agreement.	D) In case of Co-Operative Society.	Copy of Resolution passed as per Society Rules.
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D) In case of Co-Operative Society.	Copy of Resolution passed as per Society Rules.								

1.8	<p>Other Documents: Following copies of the documents are to be submitted by the successful bidder prior to the placement of work order:</p> <ul style="list-style-type: none"> a) Undertaking for non engagement of child labor as per of technical/commercial bid (tender)documents. b) Safety declaration as per of technical/commercial bid (tender) documents. c) Undertakings and Declarations for non tampering. d) Undertakings and Declarations A, B, C & D of technical/ commercial bid (tender) documents. e) ESIC Certificate (if applicable) and Indemnity bond as per format attached with the tender.
1.9	<p>Evaluation Criteria</p> <p>The procedure for evaluation of tenders shall be as follows:</p> <ul style="list-style-type: none"> a) Only the Technical Bid, of those parties uploading their tenders before due date and time of submission, shall be considered for opening. b) The techno-commercial bid shall be scrutinized and evaluated based on the qualifying parameters mentioned above and on the basis of the uploaded documents in e-tender portal. To assist in the scrutiny, evaluation and comparison of bids, IOCL may, at their discretion, request clarifications on the bid from the bidder including submission of additional documents. c) The Price Bid of only those parties who qualify after evaluation as mentioned above shall be opened. Prior intimation will be sent to the qualifying parties regarding due date and time of opening of Price Bid. d) Generally, Party who has quoted the lowest rate (L-1 rate)will be considered for award of work with or without negotiation and after considering the tax credit implication wherever

applicable as per the policy of the Corporation.

e) In case of tie between two or more bidders at L-1 position, all the L-1 bidders shall be asked to submit the discount bid in terms of percentage discount over previous quoted amount in a sealed envelope (activity outside the e-portal). In case there is a tie again, the bidder with highest turnover in any of the last 3 years as submitted against turnover criteria shall be considered as L-1 bidder.

In the event of bidder submitting turnover documents for only one or two years, L-1 shall be submitted on the basis of turnovers submitted.

Modality for receiving revised price bid / price implication from bidders including those for breaking of tie:

i. Mode of information to bidders shall preferably be through Mail with copy through courier/ registered post etc.

ii. Receipt either by hand or through post shall be acceptable. If received in advance, the same may be put in the tender box.

iii. Normally at least 7 days notice shall be given for the submission /opening of revised price-Bid / price implication. However the exact time period depending on the geographical spread of the bidders, the work complications or the urgency involved may be decided on a case to case basis.

iv. Based on requests from bidder(s), such time period may be extended.

v. In absence of response (non receipt of revised bid/implication or request for

extension), the bidder may be provided with one last opportunity for responding within 7 days and specifying that in absence of response the bidder(s) could be debarred from being eligible of all future tender of IOCL for period of six month from the date of communication. In case the bidder still does not respond, the bids of the party may be rejected and action shall be taken as per IOCL policy.

vi. Debarred from being eligible of all future tender of IOCL for period of six month from the date of communication may be pardoned based on justifications.

No clarification from bidder(s) shall be entertained after price bid opening.

f) In case the bidder has been asked to submit price bid/price implication in physical form, the use of white/erasing fluid for correcting the rates is banned. Wherever the rates are corrected with white/erasing fluid, the bids will be summarily rejected.

g) Negotiations shall not be conducted with the bidders as a matter of routine. However, Corporation reserves the right to conduct negotiations. Tenderers will have to attend the Office of INDIAN OIL CORPORATION LIMITED as informed by Tender Issuing Authority for negotiations/clarifications as required in respect of their quotation without any commitment from INDIAN OIL CORPORATION LIMITED.

h) In case a bidder is put on holiday / Black listed after opening of price bid, then bid of such bidders will be ignored & will not be further evaluated. The bidder will not be considered for issue of order even if the party is the lowest (L1) and EMD made by the party shall be returned. In such situation next lowest shall be considered as L1.

	<p>i) Document verification with originals shall be carried out after opening of price bids for the short listed bidder(s) only. Since documents are submitted by the bidder(s) in the tender, the responsibility of authenticity of documents shall be with the bidder(s).</p> <p>Shortlisted bidder(s) shall be required to present their original documents to the tender inviting authority within a period of 7 days from the date of intimation by IOCL.</p> <p>In the event of failure of such bidder(s) to get the documents verified as per the specified time schedule, the bidder(s) could be debarred from being eligible of all future tender of IOCL for period of six month from the date of communication.</p> <p>In case it is observed that if any bidder(s) submitted forged documents / credentials, necessary action for holiday listing of the bidder(s) shall be carried out .</p> <p>j) IOCL shall not be bound to accept lowest or any tender and reserve the right to accept one or more tenders in part or full. The decision of IOCL in this regard shall be the final.</p>
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5. Reverse Auction:

1) Reverse Auction (RA) will be conducted for finalizing this tender. In case of technically-commercially accepted bidder are 4 or more, The Highest bid(H1)received in Price Bid(BOQ) against the tender shall not be eligible to participate in the reverse auction process and his bid will be rejected automatically.

2) The lowest price shall be available on the Reverse Auction screen at any point of time during the auction process. This displayed price is the evaluated price based on which the lowest bid is determined as per the evaluation criteria/Tender Terms and conditions. Accordingly the bidder will put his quote in Auction window if he wants to offer the reduced price considering the evaluation criteria as per the Price Bid (BoQ)/ Tender Terms and Conditions.

3) When ever required, the Evaluation factor/criteria shall be informed to the bidders before start of RA. In other case the bidder shall calculate his final evaluated

price as per BOQ or evaluation criteria mentioned in the tender document and quote accordingly.

4) The lowest quote after end of Reverse Auction shall be considered for further processing.

5)) For the purpose of extending MSE or any other preference/benefit as per guidelines, the latest quote of respective MSE bidder(s) during the tender cum auction process shall be considered.

6) IOCL Reserves the right to conduct price negotiation with overall LI bidder based on price quoted in BoQ and RA.

6.0 Extension of time Line for Tender:- Corporation reserves the right to revise/extend any Date/time from scheduled time lines of published tender.

Note: Price bid to be submitted only in the Finance Cover.
Submission of 'quoted price bid' in any form at any place other than the Designated Finance Cover will lead to rejection of the bid.

7.0 Other Points:

a) **General Information:** The e-Pubic Tender shall be invited in two bid system on percentage (%) rate basis and therefore, the price bid schedule with rate of all the items shall be uploaded with tender document and bidder shall be asked to quote for above (+)/ below (-) at par (0) over the IOCL price bid/Rate schedule/BOQ on the total amount indicated in the tender at appropriate places per format of price bid (excel file) of e-tender attached with the tender documents. The quoted rate in percentage shall be applicable uniformly on all the terms of price schedule. The SOR rates are inclusive of all components forming part of rates unless otherwise defined exclusively except applicable GST which will be paid extra. Bidder to quote rate considering input credit available to bidders.

b) Each tenderer can submit only one bid.

c) The bid of the party will be rejected on the following grounds:

- I. It is clarified that any person submits more than one bid either individually or in any combination of persons (individual capacity, proprietor, affiliates, partnership, association of persons, Company), then all such multiple bids shall be liable for rejection.
- II. Bids from Consortium or MOU parties shall not be accepted.
- III. The tenders is liable to get rejected if requisite EMD or Bid Security Declaration documents not uploaded on e-tendering portal as mentioned in NIT.
- IV. Tenderer not meeting tender qualifying parameter norms specified/not submitting pre-qualifying and mandatory documents as per NIT

- V. Non-withdrawal of conditions imposed in tender document & conditions imposed during negotiations.
- VI. Tenderer submitting fabricated/false/ forged documents for the tender.
- VII. A bidder who offers unsolicited reduction in the price offer whether before or after the opening of the price part of the tender(s)/bid(s) shall be liable to have his/its/their bid(s) rejected. Bidders may, however, at any stage offer a reduction if such reduction is solicited or if the OWNER gives the Bidder an opportunity to offer such reduction.
- VIII. Tenderer put on holiday list during the pendency of this tender.
- IX. If original BG against EMD (if applicable) is not received to tender issuing authority within 7 working days from the date of opening of technical bid.
- X. In case of non-submission of Bid Security Declaration,

- The bid shall be summarily rejected only if Bid Security Declaration (BSD) in lieu of EMD is not uploaded in e-Tendering portal on or before tender submission date and time. The requirement of submission of BSD shall also be applicable to all types of bidders who are exempted from payment of EMD (MSEs as per PPP, Startups, CPSEs and JVs) .
- In case the Bid Security Declaration has been uploaded on or before tender submission date and time, but is in a different format from the one attached with the tender, then bidder may be given only one opportunity with a fixed deadline to upload the Bid Security Declaration as per the format of Bid Security Declaration (BSD) included in the tender.
- The opportunity for submission of requisite BSD is to be given along with the TQ raised for other shortfall in documents/clarifications sought so that there is no additional time consumed on account of this.
- Bid Security Declaration that is digitally signed by the POA holder shall also be acceptable.

d) Purchase preference shall be not given to MSE bidder. Relaxation to MSEs shall not be applicable for works contracts

- e) All bidders must login and visit their DASHBOARD on regular bases to get the timely updates related to any communication sent in the form of e-mail/SMS by system.
- f) Bidders may note that the following are attached separately and uploaded in the e-tendering portal.

- Special instructions to bidders for participating e-tendering
- FAQ's-online EMD facility in IOCL e-tendering and
- Format for Acceptance of Tender Terms and Conditions.

g) The future rate variation in taxes shall be governed by the Standard Taxation Conditions.

h) The bidder is required to submit valid documents for taking **GST credits** as applicable during execution of contract and comply with all prevailing statutory requirement as per Govt. rule as applicable. Abatement, if any, shall be applicable as per Govt. norms from time to time.

I. The Materials for Solar Systems are locally available, hence PPLC is not applicable

J. The subject work is a works contract and procurement from GEM is not applicable

8.0 EMD:

EMD has been waived off . However the parties are required to submit Bid Security Declaration in lieu of EMD. (**Annexure-IV**)

9.0 VERIFICATION OF UPLOADED DOCUMENTS WITH ORIGINAL

It is proposed to verify the documents for Verification of antecedents of parties against open tenders .Document verification with originals shall be carried out only for the successful bidder(s) after opening of price bids. The technical qualification of the bidders shall be based on the documents submitted by bidders in the tender. Recommendations for award of contract shall be made only after verification of documents with originals of the successful bidder(s).

Further to that following clauses are proposed to be included.

- As the documents are being submitted by the bidders in tenders, the responsibility of authenticity of documents shall be with bidders.
- The technical qualification of the bidders shall be based on the documents submitted online by bidders in the tender.
- The successful bidder (L-1) shall be required to present their original documents to the tender inviting authority within a period of 7 days from the date of opening of price bids OR date of intimations specified in the tender.
- Only documents against pre-qualification criteria shall be verified with the originals.

- v. In the event of failure of the bidder to get the documents verified as per the specified time schedule, the EMD of the party shall be forfeited.
- vi. In case it is observed that the party has submitted forged documents, apart from forfeiture of EMD, necessary action for holiday listing of the party in line with guidelines on holiday listing.
- vii. Failure to meet the above Qualification Criteria will render the Bid to be rejected. Therefore, the bidder shall in his own interest furnish complete documentary evidence in the first instance itself along with their bids, in support of their fulfilling the Qualification Criteria as given above.

TENDER INVITING AUTHORITY