

Bid Document

Bid Details	
Bid End Date/Time	17-09-2022 18:00:00
Bid Opening Date/Time	17-09-2022 18:30:00
Bid Offer Validity (From End Date)	70 (Days)
Ministry/State Name	Ministry Of Health And Family Welfare
Department Name	Department Of Health And Family Welfare
Organisation Name	All India Institute Of Medical Sciences (aiims)
Office Name	Raipur
Total Quantity	127000
Item Category	Three way Stop Cocks or Manifolds (Q4)
Minimum Average Annual Turnover of the bidder (For 3 Years)	17 Lakh (s)
OEM Average Turnover (Last 3 Years)	136 Lakh (s)
Years of Past Experience Required for same/similar service	3 Year (s)
MSE Exemption for Years Of Experience and Turnover	Yes
Startup Exemption for Years of Experience and Turnover	No
Document required from seller	Experience Criteria,Past Performance,Bidder Turnover,Certificate (Requested in ATC),OEM Authorization Certificate,OEM Annual Turnover *In case any bidder is seeking exemption from Experience / Turnover Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer
Past Performance	50 %
Bid to RA enabled	Yes
RA Qualification Rule	H1-Highest Priced Bid Elimination
Primary product category	Three way Stop Cocks or Manifolds
Time allowed for Technical Clarifications during technical evaluation	5 Days
Evaluation Method	Item wise evaluation

EMD Detail

Advisory Bank	Bank of India
EMD Percentage(%)	3.00

ePBG Detail

Advisory Bank	Bank of India
ePBG Percentage(%)	3.00
Duration of ePBG required (Months).	12

(a). EMD EXEMPTION: The bidder seeking EMD exemption, must submit the valid supporting document for the relevant category as per GeM GTC with the bid. Under MSE category, only manufacturers for goods and Service Providers for Services are eligible for exemption from EMD. Traders are excluded from the purview of this Policy.

(b). The EMD % will be applicable for each schedule/group selected during Bid creation.

(c). EMD & Performance security should be in favour of Beneficiary, wherever it is applicable.

Beneficiary:

AIIMS, Raipur

Raipur, Department of Health and Family Welfare, All India Institute of Medical Sciences (AIIMS), Ministry of Health and Family Welfare
(Director)

Splitting

Bid splitting not applied.

MII Purchase Preference

MII Purchase Preference	Yes
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MSE Purchase Preference

MSE Purchase Preference	Yes
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1. If the bidder is a Micro or Small Enterprise as per latest definitions under MSME rules, the bidder shall be exempted from the requirement of "Bidder Turnover" criteria and "Experience Criteria" subject to meeting of quality and technical specifications. If the bidder is OEM of the offered products, it would be exempted from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. In case any bidder is seeking exemption from Turnover / Experience Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer.
2. The minimum average annual financial turnover of the bidder during the last three years, ending on 31st March of the previous financial year, should be as indicated above in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the bidder is less than 3-year-old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.
3. Experience Criteria: In respect of the filter applied for experience criteria, the Bidder or its OEM {themselves or through reseller(s)} should have regularly, manufactured and supplied same or similar Category Products to any Central / State Govt Organization / PSU / Public Listed Company for number of Financial years as indicated above in the bid document before the bid opening date. Copies of relevant contracts to be submitted along with bid in support of having supplied some quantity during each of the Financial year. In case of bunch bids, the category of

primary product having highest value should meet this criterion.

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

5. Preference to Make In India products (For bids < 200 Crore): Preference shall be given to Class 1 local supplier as defined in public procurement (Preference to Make in India), Order 2017 as amended from time to time and its subsequent Orders/Notifications issued by concerned Nodal Ministry for specific Goods/Products. The minimum local content to qualify as a Class 1 local supplier is denoted in the bid document. If the bidder wants to avail the Purchase preference, the bidder must upload a certificate from the OEM regarding the percentage of the local content and the details of locations at which the local value addition is made along with their bid, failing which no purchase preference shall be granted. In case the bid value is more than Rs 10 Crore, the declaration relating to percentage of local content shall be certified by the statutory auditor or cost auditor, if the OEM is a company and by a practicing cost accountant or a chartered accountant for OEMs other than companies as per the Public Procurement (preference to Make-in -India) order 2017 dated 04.06.2020. Only Class-I and Class-II Local suppliers as per MII order dated 4.6.2020 will be eligible to bid. Non - Local suppliers as per MII order dated 04.06.2020 are not eligible to participate. However, eligible micro and small enterprises will be allowed to participate .In case Buyer has selected Purchase preference to Micro and Small Enterprises clause in the bid, the same will get precedence over this clause.

6. Purchase preference to Micro and Small Enterprises (MSEs): Purchase preference will be given to MSEs as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail the Purchase preference, the bidder must be the manufacturer of the offered product in case of bid for supply of goods. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service. If L-1 is not an MSE and MSE Seller (s) has/have quoted price within L-1+ 15% (Selected by Buyer) of margin of purchase preference /price band defined in relevant policy, such Seller shall be given opportunity to match L-1 price and contract will be awarded for 25%(selected by Buyer) percentage of total QUANTITY.

7. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has no relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.

8. Past Performance: The Bidder or its OEM {themselves or through re-seller(s)} should have supplied same or similar Category Products for 50% of bid quantity, in at least one of the last three Financial years before the bid opening date to any Central / State Govt Organization / PSU / Public Listed Company. Copies of relevant contracts (proving supply of cumulative order quantity in any one financial year) to be submitted along with bid in support of quantity supplied in the relevant Financial year. In case of bunch bids, the category related to primary product having highest bid value should meet this criterion.

9. Reverse Auction would be conducted amongst all the technically qualified bidders except the Highest quoting bidder. The technically qualified Highest Quoting bidder will not be allowed to participate in RA. However, H-1 will also be allowed to participate in RA in following cases:

- i. If number of technically qualified bidders are only 2 or 3.
- ii. If Buyer has chosen to split the bid amongst N sellers, and H1 bid is coming within N.
- iii. In case Primary product of only one OEM is left in contention for participation in RA on elimination of H-1.
- iv. If L-1 is non-MSE and H-1 is eligible MSE and H-1 price is coming within price band of 15% of Non-MSE L-1
- v. If L-1 is non-MII and H-1 is eligible MII and H-1 price is coming within price band of 20% of Non-MII L-1

Evaluation Method (Item Wise Evaluation Method)

Contract will be awarded schedulewise and the determination of L1 will be done separately for each schedule. The details of item-consignee combination covered under each schedule are as under:

Evaluation Schedules	Item/Category	Quantity
Schedule 1	Three Way Stop Cocks Or Manifolds	82000
Schedule 2	Three Way Stop Cocks Or Manifolds	4000
Schedule 3	Three Way Stop Cocks Or Manifolds	12000
Schedule 4	Three Way Stop Cocks Or Manifolds	23000
Schedule 5	Three Way Stop Cocks Or Manifolds	6000

Three Way Stop Cocks Or Manifolds (82000 pieces)

(Minimum 50% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively)

Brand Type	Registered Brand
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Technical Specifications

* [As per GeM Category Specification](#)

Specification	Specification Name	Bid Requirement (Allowed Values)
Performance Parameters	Purpose of three way stop cock or manifolds	Used for accurate drug administration
	Type of three way stop cock	Lipid Resistant
	Max pressure which body can withstands (PSI)	upto 4.5 bar, upto 5 bar, upto 6 bar
	Availability of Extension Tube	Yes
	Length of Extension Tube in mm otherwise put NA	10
	Shelf Life (in years)	3, 4, 5
	Lipid Resistant	Yes
Dimensional Parameters	Material	Medical Grade PVC
	Color Code	Blue
Packing	Packing	Blister
Reports	Availability of any other certification such as CE/FDA/CSA/PQS / etc...	Yes

Consignees/Reporting Officer and Quantity

S.No.	Consignee/Reporting Officer	Address	Delivery Schedule (In number of days from contract start days)		
1	A.Venkat Ramana	492001,AIIMS Raipur Tatibandh	Quantity	Delivery to start after	Delivery to be completed by
			41000	0	21
			41000	165	180

Three Way Stop Cocks Or Manifolds (4000 pieces)

(Minimum 50% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively)

Brand Type	Registered Brand
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Technical Specifications

* [As per GeM Category Specification](#)

Specification	Specification Name	Bid Requirement (Allowed Values)
Performance Parameters	Purpose of three way stop cock or manifolds	Used for accurate drug administration
	Type of three way stop cock	Lipid Resistant
	Max pressure which body can withstands (PSI)	upto 4.5 bar, upto 5 bar, upto 6 bar
	Availability of Extension Tube	Yes
	Length of Extension Tube in mm otherwise put NA	50
	Shelf Life (in years)	3, 4, 5
	Lipid Resistant	Yes
Dimensional Parameters	Material	Medical Grade PVC
	Color Code	Blue
Packing	Packing	Blister
Reports	Availability of any other certification such as CE/FDA/CSA/PQS / etc...	Yes

Consignees/Reporting Officer and Quantity

S.No.	Consignee/Reporting Officer	Address	Delivery Schedule (In number of days from contract start days)		
1	A.Venkat Ramana	492001,AIIMS Raipur Tatibandh	Quantity	Delivery to start after	Delivery to be completed by
			4000	0	21

Three Way Stop Cocks Or Manifolds (12000 pieces)

(Minimum 50% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively)

Brand Type	Registered Brand
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Technical Specifications

* [As per GeM Category Specification](#)

Specification	Specification Name	Bid Requirement (Allowed Values)
Performance Parameters	Purpose of three way stop cock or manifolds	Used for accurate drug administration
	Type of three way stop cock	Lipid Resistant
	Max pressure which body can withstands (PSI)	upto 4.5 bar, upto 5 bar, upto 6 bar
	Availability of Extension Tube	Yes
	Length of Extension Tube in mm otherwise put NA	100
	Shelf Life (in years)	3, 5, 4
	Lipid Resistant	Yes
Dimensional Parameters	Material	Medical Grade PVC
	Color Code	Blue
Packing	Packing	Blister
Reports	Availability of any other certification such as CE/FDA/CSA/PQS / etc...	Yes

Consignees/Reporting Officer and Quantity

S.No.	Consignee/Reporting Officer	Address	Delivery Schedule (In number of days from contract start days)		
1	A.Venkat Ramana	492001,AIIMS Raipur Tatibandh	Quantity	Delivery to start after	Delivery to be completed by
			6000	0	21
			6000	165	180

Three Way Stop Cocks Or Manifolds (23000 pieces)

(Minimum 50% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively)

Brand Type	Registered Brand
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Technical Specifications

* [As per GeM Category Specification](#)

Specification	Specification Name	Bid Requirement (Allowed Values)
Performance Parameters	Purpose of three way stop cock or manifolds	Used for accurate drug administration
	Type of three way stop cock	Lipid Resistant
	Max pressure which body can withstands (PSI)	upto 4.5 bar, upto 5 bar, upto 6 bar
	Availability of Extension Tube	Yes
	Length of Extension Tube in mm otherwise put NA	150
	Shelf Life (in years)	3, 4, 5
	Lipid Resistant	Yes
Dimensional Parameters	Material	Medical Grade PVC
	Color Code	Blue
Packing	Packing	Blister
Reports	Availability of any other certification such as CE/FDA/CSA/PQS / etc...	Yes

Consignees/Reporting Officer and Quantity

S.No.	Consignee/Reporting Officer	Address	Delivery Schedule (In number of days from contract start days)		
1	A.Venkat Ramana	492001,AIIMS Raipur Tatibandh	Quantity	Delivery to start after	Delivery to be completed by
			11500	0	21
			11500	165	180

Three Way Stop Cocks Or Manifolds (6000 pieces)

(Minimum 50% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively)

Brand Type	Registered Brand
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Technical Specifications

* [As per GeM Category Specification](#)

Specification	Specification Name	Bid Requirement (Allowed Values)
Performance Parameters	Purpose of three way stop cock or manifolds	Used for accurate drug administration
	Type of three way stop cock	Lipid Resistant
	Max pressure which body can withstands (PSI)	upto 4.5 bar, upto 5 bar, upto 6 bar
	Availability of Extension Tube	Yes
	Length of Extension Tube in mm otherwise put NA	200
	Shelf Life (in years)	3, 4, 5
	Lipid Resistant	Yes
Dimensional Parameters	Material	Medical Grade PVC
	Color Code	Blue
Packing	Packing	Blister
Reports	Availability of any other certification such as CE/FDA/CSA/PQS / etc...	Yes

Consignees/Reporting Officer and Quantity

S.No.	Consignee/Reporting Officer	Address	Delivery Schedule (In number of days from contract start days)		
1	A.Venkat Ramana	492001,AIIMS Raipur Tatibandh	Quantity	Delivery to start after	Delivery to be completed by
			6000	0	21

Special terms and conditions-Version:1 effective from 04-05-2020 for category Three way Stop Cocks or Manifolds

1. Special Terms and Conditions for Medical Devices and Consumables covered under Provisions of Drug and Cosmetic Act
 1. For items wherever Drug Licence requirements are applicable all provisions of Drug and Cosmetic Act 1940 as amended up to date and Rules made there under will be applicable in addition to any other terms and conditions specified in the Portal.
 2. Drug License: For indigenous products offered in the market, Manufacturer should have valid Drug License as per Drugs and Cosmetic Act 1940 issued by concerned State Drug Control authorities .The Seller if different from the manufacturer shall also be required to be holding Drug License for sale . In case of imported products Manufacturer shall be registered under Form no 10 with Central Drug Authorities (CDSCO) and the Seller offering imported products should be also holding valid Sales License issued by the local drug authorities. For imported products, certificate from the OEM that product is being used in the Country of Origin should be available with the Seller. It shall be the responsibility of the Seller to ensure that that the Drug License is valid for the product offered and due to any reason the drug control authorities have cancelled or suspended Drug License or convicted the manufacturer or Seller for any offence under the provisions of Drug and Cosmetic Act, Seller should immediately withdraw the product and also intimate the Buyers in case of pending orders for supplies as well as the GeM administration regarding the matter.
 3. Manufacturing & Marketing Experience: Sellers offering the Products in the Portal either as Manufacturers or as Authorised Seller shall ensure that the Products offered are being Manufactured and Marketed in the country (for Indigenous Products) and Marketed (for Imported Products) continuously at least for the last 2 years
 4. Certifications: Manufacturers of offered product (Offered by Manufacturers or by Authorized Seller) should be holding valid Good Manufacturing Practices Certificate (GMP) as per revised Schedule-M of Drug and Cosmetic Act 1940 as amended up to date or WHO-GMP as per norms amended up to date issued by the Licensing Authority or certificate which is at par with WHO-GMP issued by the authorities of exporting countries / COPP certificate .
 5. Non Conviction Certificate: Sellers either Manufacturers or Authorized Sellers are required to ensure that they are not under conviction in terms of the provisions of Drugs & Cosmetic Act and any other law applicable in relation to the same . In case at any point of time, the Manufacturer or Authorized Seller is convicted under provisions of Drug and Cosmetic Act, it shall be their responsibility to withdraw the product immediately from the market.
 6. Banning and Blacklisting: Seller either Manufacturer or Authorized Seller shall ensure that there is no banning or black listing applicable against them for the product offered on the portal due to quality failure and /or fraudulent/illegal practices or for any other reasons
 7. It shall be the responsibility of the Seller either Manufacturer or Authorized Seller to ensure that manufacturer is having own in-house testing lab to carry out all the required tests as per specification and provisions of drug act as amended up to date for the quoted product and shall also forward the copies of the in-house test reports for each batch along with the supplies. For imported products , certificate from OEM regarding availability of all test facilities in house with them should be available with Seller .
 8. Each lot of supplies shall be dispatched under Self Certification scheme duly supported by in house test reports. Consignees shall be at liberty to draw control Samples and send it to approved Laboratories for testing and in case of any failure , entire responsibility shall rest with Seller in addition to any penalties under the provisions of Drug Act including removal of Goods from the Consignee place. .Further administrative actions as per terms and conditions Gem Portal shall also be applicable.
 9. Packing shall be as per relevant clause of Standard Specifications applicable as indicated in the Catalogue Parameters indicated in the Portal and as per provisions of Drug & Cosmetic Act as

amended up to date.

10. **Marking:** Each Primary Packing shall be marked as under:-
 1. Nomenclature of the stores
 2. Manufacturers Name, Address, Drug License No.
 3. Month of manufacturing, Expiry, Batch No and lot No (if applicable)
 4. Any other particulars required under Drug and Cosmetic Act 1940 amended up to date if item is governed under drug and cosmetic act
 5. Quantity contained therein
 6. Manufacturers Name or Trade Mark
 7. Government Supply - "Not For Sale"
 8. Secondary Packing Cartons shall be marked with Manufacturers Name, Batch no and Month of Manufacture and Use Before.
11. **Expiry Date:** All supplies must indicate the Month of Manufacture and Expiry. In addition all supplies shall have a remaining shelf life of at least 5/6th of the stipulated shelf life at the time of delivery.
12. **Recalls:** If any batch is to be recalled because of problems with product quality or adverse reaction Seller will be responsible to notify the Buyer full details about the reason leading to the recall and shall take steps to replace the product in question at its own cost with a fresh batch of acceptable quality or give a refund of the value of the goods

Buyer Added Bid Specific Terms and Conditions

1. Experience Certificate for the supply of the same to any Govt/ PSU/ any renowned private organisation along with Supply/ Purchase Order.
2. Make in india specific authorisation certificate needs to be enclosed.
3. **Scope of Supply**

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

4. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

(i) Bid specific OEM Authorization certificate must be uploaded i.e. BID No. mentioned in OEM authorization certificate.

(ii) Sample of the quoted products within 1 week from bid ending date must be submitted with mentioning of BID No. to the following address:-

Stores Officer (Hospital)

Room No. 146, C,C-1 block Lower Ground Floor,

Gate No. 1 AIIMS, Tatibandh GE Road, Raipur.

(iii) Only those bidder which are technically and commercially qualified as well as submitted sample is suitable will be eligible for opening of Financial bid.

5. Turnover

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

6. Turnover

OEM Turn Over Criteria: The minimum average annual financial turnover of the OEM of the offered product during the last three years, ending on 31st March of the previous financial year, should be as indicated in

the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the OEM is less than 3 year old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria. In case of bunch bids, the OEM of CATEGORY RELATED TO primary product having highest bid value should meet this criterion.

7. **Generic**

Upload Manufacturer authorization: Wherever Authorised Distributors are submitting the bid, Manufacturers Authorisation Form (MAF)/Certificate with OEM details such as name, designation, address, e-mail Id and Phone No. required to be furnished along with the bid.

8. **Generic**

Experience Criteria: The Bidder or its OEM {themselves or through reseller(s)} should have regularly, manufactured and supplied same or similar Category Products to any Central / State Govt Organization / PSU / Public Listed Company for 3 years before the bid opening date. Copies of relevant contracts to be submitted along with bid in support of having supplied some quantity during each of the year. In case of bunch bids, the primary product having highest value should meet this criterion.

9. **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.

10. **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.

11. **Certificates**

ISO 9001: The bidder or the OEM of the offered products must have ISO 9001 certification.

12. **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.

13. **Forms of EMD and PBG**

Bidders can also submit the EMD with Account Payee Demand Draft in favour of Director AIIMS Raipur payable at Raipur. Bidder has to upload scanned copy / proof of the DD along with bid and has to ensure delivery of hardcopy to the Buyer within 5 days of Bid End date / Bid Opening date.

14. **Forms of EMD and PBG**

Bidders can also submit the EMD with Fixed Deposit Receipt made out or pledged in the name of A/C (Name of the Buyer). The bank should certify on it that the deposit can be withdrawn only on the demand or with the sanction of the pledgee. For release of EMD, the FDR will be released in the favour of the bidder by the Buyer after making endorsement on the back of the FDR duly signed and stamped along with covering letter. Bidder has to upload scanned copy/ proof of the FDR along with bid and has to ensure delivery of hardcopy to the Buyer within 5 days of Bid End date/ Bid Opening date

15. **Forms of EMD and PBG**

Successful Bidder can submit the Performance Security in the form of Account Payee Demand Draft also (besides PBG which is allowed as per GeM GTC). DD should be made in favour of Director AIIMS payable

at Raipur. After award of contract, Successful Bidder can upload scanned copy of the DD in place of PBG and has to ensure delivery of hard copy to the original DD to the Buyer within 15 days of award of contract.

16. **Sample Clause**

After award of contract – Successful Bidder shall have to get advance sample approved from buyer before bulk manufacturing / starting bulk supplies. Successful Bidder shall submit 5 samples for Buyer's approval, within 7 days of award of contract. Buyer shall, as per contract specifications framework, either approve the advance sample or will provide complete list of modification required in the sample within 7 days of receipt of advance sample. Seller shall be required to ensure supply as per approved sample with modifications as communicated by Buyer. If there is delay from buyer side in approval of advance sample – the delivery period shall be refixed without LD for the period of delay in sample approval. In case, the sample is found to have major deviations / not conforming to the Contract specifications, the buyer at its discretion may call for fresh samples for approval before allowing bulk supplies or may terminate the contract after notifying the deviations to the seller.

Unless otherwise provided in the contract, all samples required for test shall be supplied by the contractor free of cost. Where under the contract, the contractor is required to submit an advance sample, any expenses incurred by the contractor on or in connection with the production of stores in bulk, before the sample has been approved unconditionally shall be borne by the Seller and he shall not claim any compensation in the event of such sample being found unacceptable by the Buyer / Consignee.

Disclaimer

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization. Buyer organization is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any eccentricity/restriction arising in the bidding process due to these ATCs and due to modification of technical specifications and/or terms and conditions governing the bid. Any clause incorporated by the Buyer such as demanding Tender Sample, incorporating any clause against the MSME policy and Preference to make in India Policy, mandating any Brand names or Foreign Certification, changing the default time period for Acceptance of material or payment timeline governed by OM of Department of Expenditure shall be null and void and would not be considered part of bid. Further any reference of conditions published on any external site or reference to external documents/clauses shall also be null and void. If any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations. Also, GeM does not permit collection of Tender fee / Auction fee in case of Bids / Forward Auction as the case may be. Any stipulation by the Buyer seeking payment of Tender Fee / Auction fee through ATC clauses would be treated as null and void.

[This Bid is also governed by the General Terms and Conditions](#)

In terms of GeM GTC clause 26 regarding Restrictions on procurement from a bidder of a country which shares a 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. While participating in bid, Bidder has to undertake compliance of this and any false declaration and non-compliance of this would be a ground for immediate termination of the contract and further legal action in accordance with the laws.

---Thank You---