

**बिड दस्तावेज़ / Bid Document**

| बिड विवरण/Bid Details                                                                                                       |                                                                                     |
|-----------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|
| बिड बंद होने की तारीख/समय /Bid End Date/Time                                                                                | 13-08-2026 17:00:00                                                                 |
| बिड खुलने की तारीख/समय /Bid Opening Date/Time                                                                               | 13-08-2026 17:30:00                                                                 |
| बिड पेशकश वैधता (बंद होने की तारीख से)/Bid Offer Validity (From End Date)                                                   | 180 (Days)                                                                          |
| मंत्रालय/राज्य का नाम/Ministry/State Name                                                                                   | Haryana                                                                             |
| विभाग का नाम/Department Name                                                                                                | Elementary Education Department Haryana                                             |
| संगठन का नाम/Organisation Name                                                                                              | Directorate Of Elementary Education                                                 |
| कार्यालय का नाम/Office Name                                                                                                 | Deeo Office Nuh                                                                     |
| शिकायत निवारण के संपर्क विवरण/ Contact details of Grievance redressal                                                       | HOD Email id :deeonuh@hry.nic.in<br>Buyer Email id: dharmender2046.eledu@hry.gov.in |
| कुल मात्रा/Total Quantity                                                                                                   | 1000000                                                                             |
| वस्तु श्रेणी /Item Category                                                                                                 | Examination Answer Books (V4) Conforming to IS 5195 (Q2)                            |
| बिडर का न्यूनतम औसत वार्षिक टर्नओवर (3 वर्षों का) /Minimum Average Annual Turnover of the bidder (For 3 Years)              | 25 Lakh (s)                                                                         |
| मूल उपकरण निर्माता का औसत टर्नओवर (गत 3 वर्षों का)/OEM Average Turnover (Last 3 Years)                                      | 100 Lakh (s)                                                                        |
| उन्हीं/समान सेवा के लिए अपेक्षित विगत अनुभव के वर्ष/Years of Past Experience Required for same/similar service              | 3 Year (s)                                                                          |
| टर्नओवर पात्रता मानदंड/Turnover eligibility criteria                                                                        | To be verified by the buyer at the time of technical evaluation                     |
| एमएसएमई के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है/MSE Relaxation for Years of Experience and Turnover        | No                                                                                  |
| स्टार्टअप के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है /Startup Relaxation for Years of Experience and Turnover | No                                                                                  |

| बिड विवरण/Bid Details                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                             |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| विक्रेता से मांगे गए दस्तावेज़/Document required from seller                                                                                                                                                              | Experience Criteria,Past Performance,Bidder Turnover,Certificate (Requested in ATC),OEM Authorization Certificate,OEM Annual Turnover,Compliance of BoQ specification and supporting document<br>*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 |
| क्या आप निविदाकारों द्वारा अपलोड किए गए दस्तावेज़ों को निविदा में भाग लेने वाले सभी निविदाकारों को दिखाना चाहते हैं? संदर्भ मेनू है/Do you want to show documents uploaded by bidders to all bidders participated in bid? | No                                                                                                                                                                                                                                                                                                                                                                                          |
| बिड लगाने की समय सीमा स्वतः नहीं बढ़ाने के लिए आवश्यक बिड की संख्या। / Minimum number of bids required to disable automatic bid extension                                                                                 | 3                                                                                                                                                                                                                                                                                                                                                                                           |
| दिनों की संख्या, जिनके लिए बिड लगाने की समय-सीमा बढ़ाई जाएगी। / Number of days for which Bid would be auto-extended                                                                                                       | 3                                                                                                                                                                                                                                                                                                                                                                                           |
| ऑटो एक्सटेंशन अधिकतम कितनी बार किया जाना है। / Number of Auto Extension count                                                                                                                                             | 1                                                                                                                                                                                                                                                                                                                                                                                           |
| विगत प्रदर्शन /Past Performance                                                                                                                                                                                           | 50 %                                                                                                                                                                                                                                                                                                                                                                                        |
| बिड से रिवर्स नीलामी सक्रिय किया/Bid to RA enabled                                                                                                                                                                        | Yes                                                                                                                                                                                                                                                                                                                                                                                         |
| रिवर्स नीलामी योग्यता नियम/RA Qualification Rule                                                                                                                                                                          | 50% Lowest Priced Technically Qualified Bidders                                                                                                                                                                                                                                                                                                                                             |
| बिड का प्रकार/Type of Bid                                                                                                                                                                                                 | Two Packet Bid                                                                                                                                                                                                                                                                                                                                                                              |
| तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय /Time allowed for Technical Clarifications during technical evaluation                                                                                         | 2 Days                                                                                                                                                                                                                                                                                                                                                                                      |
| निरीक्षण आवश्यक (सूचीबद्ध निरीक्षण प्राधिकरण /जेम के साथ पूर्व पंजीकृत एजेंसियों द्वारा)/Inspection Required (By Empanelled Inspection Authority / Agencies pre-registered with GeM)                                      | No                                                                                                                                                                                                                                                                                                                                                                                          |
| मूल्यांकन पद्धति/Evaluation Method                                                                                                                                                                                        | Total value wise evaluation                                                                                                                                                                                                                                                                                                                                                                 |
| मध्यस्थता खंड/Arbitration Clause                                                                                                                                                                                          | No                                                                                                                                                                                                                                                                                                                                                                                          |
| सुलह खंड/Mediation Clause                                                                                                                                                                                                 | No                                                                                                                                                                                                                                                                                                                                                                                          |

#### ईएमडी विवरण/EMD Detail

|                             |                     |
|-----------------------------|---------------------|
| एडवाइजरी बैंक/Advisory Bank | State Bank of India |
| ईएमडी राशि/EMD Amount       | 100000              |

**ईपीबीजी विवरण /ePBG Detail**

|                                                                   |                     |
|-------------------------------------------------------------------|---------------------|
| एडवाइजरी बैंक/Advisory Bank                                       | State Bank of India |
| ईपीबीजी प्रतिशत (%) /ePBG Percentage(%)                           | 1.00                |
| ईपीबीजी की आवश्यक अवधि (माह) /Duration of ePBG required (Months). | 10                  |

(a). जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित कैटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज़ प्रस्तुत करने है। एमएसई कैटेगरी के अंतर्गत केवल वस्तुओं के लिए विनिर्माता तथा सेवाओं के लिए सेवा प्रदाता ईएमडी से छूट के पात्र हैं। व्यापारियों को इस नीति के दायरे से बाहर रखा गया है।/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). ईएमडी और संपादन जमानत राशि, जहां यह लागू होती है, लाभार्थी के पक्ष में होनी चाहिए। / EMD & Performance security should be in favour of Beneficiary, wherever it is applicable.

(c). ईएमडी और संपादन जमानत राशि लाभार्थी के पक्ष में होनी चाहिए। / Earnest Money Deposit (EMD) shall also be accepted by the buyer in the form of a surety bond.

**लाभार्थी /Beneficiary :**

Nuh

DEEO OFFICE NUH, Elementary Education Department Haryana, Directorate of Elementary Education,  
(District Elementary Education Officer)

बोली विभाजन लागू नहीं किया गया/ Bid splitting not applied.

**एमआईआई के लिए आरक्षित / Reserved for Make In India products**

|                                                             |     |
|-------------------------------------------------------------|-----|
| एमआईआई के लिए आरक्षित / Reserved for Make In India products | Yes |
|-------------------------------------------------------------|-----|

**एमएसई के लिए आरक्षित / Reserved for MSE**

|                                         |     |
|-----------------------------------------|-----|
| एमएसई के लिए आरक्षित / Reserved for MSE | Yes |
|-----------------------------------------|-----|

1. 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.

2. Experience Criteria: In respect of the filter applied for experience criteria, the Bidder or its OEM of the product offered in the bid {themselves or through reseller(s)} should have regularly, manufactured and supplied same or similar Category Products to any Central / State Govt Organization / PSU for number of Financial years as indicated above in the bid document before the bid opening date. Copies of relevant contracts and delivery acceptance certificates like CRAC 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.

3. 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.

4. Bid reserved for Make In India products: : Procurement under this bid is reserved for purchase from 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. However, eligible micro and small enterprises will be allowed to participate. The minimum local content to qualify as a class 1 local supplier is denoted in the bid document. All bidders 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 the bid is liable to be rejected. 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 . In case Buyer has selected Purchase preference to Micro and Small Enterprises clause in the bid, the same will get precedence over this clause.

5. Procurement under this bid is reserved for purchase from Micro and Small Enterprises having valid Udyam Certificate and whose credentials are validated online through Udyam Registration portal. If the bidder wants to avail themselves of the reservation benefit, the bidder must be the manufacturer / OEM of the offered product on GeM. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises and hence resellers offering products manufactured by some other OEM are not eligible to participate in this bid. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service, and Buyer will decide eligibility for purchase preference based on documentary evidence submitted in case of product bids, whereas in case of services the eligibility is automatically validated. Benefits of MSE will be allowed only if seller/service provider is validated on-line in GeM profile as well as validated and approved by Buyer after evaluation of documents submitted.

6. 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.

7. 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. 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.

8. Reverse Auction would be conducted amongst first 50% of the technically qualified bidders arranged in the order of prices from lowest to highest. Number of sellers eligible for participating in RA would be rounded off to next higher integer value if number of technically qualified bidders is odd (e.g. if 7 bids are technically qualified, then RA will be conducted amongst L-1 to L-4). In case number of technically qualified bidders are 2 or 3, RA will be between all without any elimination. If Buyer has chosen to split the bid amongst N sellers, then minimum N sellers would be taken to RA round. In case Primary products of only one OEM are left in contention for participation in RA based on lowest 50% bidders qualifying for RA, the number of sellers qualifying for RA would be increased to get at least products of one more OEM (directly participated or through its reseller) if available. Further, if bid(s) of any seller(s) eligible for MSE preference is / are coming within price band of 15% of Non MSE L-1 or if bid of any seller(s) eligible for Make in India preference is / are coming within price band of 20% of non MII L-1, then such MSE / Make in India seller shall also be allowed to participate in the RA process.

## **Examination Answer Books (V4) Conforming To IS 5195 ( 100000 pieces )**

**(Minimum 100% Local Content required for qualifying as Class 1 Local Supplier)**

### **तकनीकी विशिष्टियाँ / Technical Specifications**

\* जेम कैटेगरी विशिष्टि के अनुसार / As per GeM Category Specification

| विवरण/Specification | विशिष्टि का नाम /Specification Name                                | बिड के लिए आवश्यक अनुमत मूल्य /Bid Requirement (Allowed Values) |
|---------------------|--------------------------------------------------------------------|-----------------------------------------------------------------|
| STANDARDS           | Size of Examination Answer Book                                    | 210 mm × 297 mm (A4)                                            |
|                     | Number of pages in the Examination Answer Book inclusive of covers | 16 pages                                                        |
|                     | Binding of the Book                                                | Two wire stitch binding on the spine                            |
|                     | Ruling Type                                                        | Ruled                                                           |
|                     | Quality of Paper of minimum 60 g/m2                                | Printing White                                                  |

**Additional Specification Parameters - Examination Answer Books (V4) Conforming To IS 5195 ( 1000000 pieces )**

| Specification Parameter Name                                                                                                                                                                                         | Bid Requirement (Allowed Values)                                                                  |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|
| Printing of Question Answer Booklet (QAB) for the academic year 2026-2027.                                                                                                                                           | SAT, Half-yearly or other exams.                                                                  |
| Printing of QAB should be done on 70 GSM white maplitho paper with clear black ink. QAB should be packed in a good quality brown envelope.                                                                           | 70 GSM white maplitho paper with clear black ink.                                                 |
| The rate has to be quoted for one leaf only, having printing on both sides (Front & Back), which should be inclusive of the cost of paper, printing, packaging, cartage, etc. Taxes will be paid extra as applicable | Yes                                                                                               |
| Binding of the Book                                                                                                                                                                                                  | Not Applicable (No binding, including single staple binding or wire stitch binding, is required). |

\* Bidders offering must also comply with the additional specification parameters mentioned above.

**परेषिती/रिपोर्टिंग अधिकारी तथा मात्रा/Consignees/Reporting Officer and Quantity**

| क्र.सं./S.No. | परेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer | पता/Address                                                         | मात्रा /Quantity | डिलीवरी के दिन/Delivery Days |
|---------------|---------------------------------------------------------|---------------------------------------------------------------------|------------------|------------------------------|
| 1             | Dharmender                                              | 122107,DEEO OFFICE, ROOM NO. 315, DIST. SECRETARIAT, 2ND FLOOR, NUH | 1000000          | 300                          |

**Special terms and conditions-Version:3 effective from 11-06-2026 for category Examination Answer Books (V4) Conforming to IS 5195**

**1. Notice to Buyer and Seller : For DP/L1 mode of Purchase**

1. Once the contract is generated, the Buyer shall email/whatsapp to the seller provided in the contract, with the printing details on the Pages of the Examination Answer Book.
2. The details may include "Name of the Student, Roll/admission number, Name of the School, Exam Name/Title, Class/Section, Date, Subject/Course Name), Logo, Watermark, Instructions" etc.

**Notice to Buyer and Seller : For BID**

1. Buyer may provide complete details to be printed on the Pages of the Examination Answer Book at the time of BID creation.
2. The details may include "Name of the Student, Roll/admission number, Name of the School, Exam Name/Title, Class/Section, Date, Subject/Course Name), Logo, Watermark, Instructions " etc.

**General Product catalogue Images guidelines to Sellers:**

1. Should have original product image.
2. In case of Pre-printed Answer Book/Booklets the catalog image should carry the details such as Name of the Student, Roll/admission number, Name of the School/, Exam Name/Title, Class/Section, Date, Subject/Course Name, Page numbering if applicable,) etc on the book.

**Note:** Page count shall mean the total number of printable sides inclusive of cover pages. 2 Pages = 1 Leaf (Front and Back). Accordingly, 16 pages = 8 leaves, 24 pages = 12 leaves, 32 pages = 16 leaves, and 48 pages = 24 leaves.

**क्रेता द्वारा जोड़ी गई बिड की विशेष शर्तें/Buyer Added Bid Specific Terms and Conditions**

**1. Generic**

OPTION CLAUSE: The Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 percent of bid quantity at the time of placement of contract. The purchaser also reserves the right to increase the ordered quantity up to 25% of the contracted quantity during the currency of the contract at the contracted rates. The delivery period of quantity shall commence from the last date of original delivery order and in cases where option clause is exercised during the extended delivery period the additional time shall commence from the last date of extended delivery period. The additional delivery time shall be  $(\text{Increased quantity} \div \text{Original quantity}) \times \text{Original delivery period (in days)}$ , subject to minimum of 30 days. If the original delivery period is less than 30 days, the additional time equals the original delivery period. The Purchaser may extend this calculated delivery duration up to the original delivery period while exercising the option clause. Bidders must comply with these terms.

**2. Generic**

**Bidder financial standing:** The bidder should not be under liquidation, court receivership or similar proceedings, should not be bankrupt. Bidder to upload undertaking to this effect with bid.

**3. Generic**

Data Sheet of the product(s) offered in the bid, are to be uploaded along with the bid documents. Buyers can match and verify the Data Sheet with the product specifications offered. In case of any unexplained mismatch of technical parameters, the bid is liable for rejection.

**4. Certificates**

To be eligible for award of contract, Bidder / OEM must possess following Certificates / Test Reports on the date of bid opening (to be uploaded with bid):

NABL Test Certificate for QAB conforming relevant specifications/grammage from the Government/ NABL Lab along with their Certificate of Accreditation in the technical bid. The Test Certificate/Report date should

not be older than 30 days from the bid publish date.

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## 5. **Forms of EMD and PBG**

Bidders can also submit the EMD with Account Payee Demand Draft in favour of

DISTRICT ELEMENTARY EDUCATION OFFICER  
payable at  
NUH

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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.

## 6. **Buyer Added Bid Specific ATC**

Buyer Added text based ATC clauses

Printing and Supply of Question Answer Booklets (QABs) to the Government Schools in Haryana:

1. The matter to be printed is confidential in nature. It shall be shared only to the successful bidder in the form of a CD (Password Protected) or through E-mail.

2. The successful bidder may be required to print the specified materials multiple times throughout the year. Prior to each delivery schedule, the bidder will be provided with a CD (Password Protected) or E-mail containing the Question Answer Booklets (QABs) to be printed along with the student strengths for the respective district. While collecting the data, it will be ensured that an additional 3 QABs per Subject per Class per School are added to the actual student strength to cater to any urgent requirements on the day of examination.

3. The desired matter is to be printed on 70 GSM white maplitho paper. Printing is to be made using the best quality black ink on A4/ Legal size paper.

4. The prospective bidders should quote their rates for one leaf having printing on both sides (Front & Back side printing). The rates quoted should be inclusive of the cost of paper, printing, packaging, cartage, etc. Taxes will be paid extra as applicable.

5. The bidder must supply the printed materials within the stipulated timeframe, not exceeding a period of 21 days after the data in the form of CD or E-mail has been provided to the successful bidder.

6. The rates quoted shall remain valid for the academic year 2026-2027 and may be extended to the next academic year, subject to mutual agreement between the successful bidder and the buyer.

7. The printed papers should be packed in a good-quality paper envelope (25 papers per envelope). The paper envelope will have details of the content/material printed upon it, sealed with good-quality adhesive tape.

8. These QABs shall be delivered at all the Block Education Offices across the district.

9. The goods delivered at all Block Education Offices in the district will be cross-checked with the quantity that was requested. Discrepancies (if any) shall attract a penalty/ dissolution of the contract.

10. Under any circumstances, the successful bidder shall not be allowed to leave the contract till the completion of the job.

11. This bid is reserved only for manufacturers (OEMs) of QABs. Traders/Resellers are not allowed to participate in the bid and will be summarily rejected. A valid proof of manufacturing issued by a competent government authority, confirming OEM status, shall be uploaded in the technical bid.

12. The successful bidder shall have to maintain the quality, secrecy & confidentiality regarding the data shared & matter to be printed. Data shared with the successful bidder is classified information, which in no case should be misused, shared with any third party. If, at any time, during the course of contract tenure, it is found that the data or matter has been shared/ disclosed to anyone who is not related to this contract, strict legal proceedings shall be initiated against the concerned vendor.

13. The prospective bidders shall have to submit an Affidavit on a stamp paper of Rs. 100 duly attested by a Notary Public stating:

- a. The bidder shall abide by all the terms & conditions of the bid document.
- b. That his/her firm/Company has never been blacklisted or debarred by any State/ Central Government/ Department/PSU in the past.
- c. The successful bidder shall maintain the confidentiality and secrecy regarding the contract.
- d. The successful bidder shall deliver the material as per the quality parameters defined in the bid document.

14. The prospective bidder should have experience in the supply of Question Answer Booklets for any of the following institutes: BSEH Bhiwani / SCERT Haryana/HSSPP, Panchkula/School Education Department, Haryana/Institute of any State Government or Central Government and/or supply of similar products. Copies of previous contracts with satisfactory reports from the buyer should be submitted.

15. All prospective bidders must submit a NABL Test Certificate for QAB conforming relevant specifications /grammage from the Government/NABL Lab along with their Certificate of Accreditation in the technical bid. The Test Certificate/Report date should not be older than 30 days from the bid publish date.

16. Turnover of the OEM should not be less than One Crore rupees per financial year for the last three financial years. OEM should upload an audited copy of the Balance Sheet of the last three financial years or an annual OEM Turnover Certificate (certified by a Chartered Accountant).

17. An EMD of 1,00,000.00 (One lac only) in the form of a demand draft, drawn in the favor of the District Elementary Education Officer, is to be submitted in the office till the bid end date. No exemption or waiver, in this regard, shall be granted to any bidder under any circumstances. Compliance with EMD submission is essential for the consideration of bids.

18. Upon awarding the bid to the successful bidder, the Earnest Money Deposit (EMD) of unsuccessful bidders will be refunded within 7 days. The EMD of the successful bidder will be returned upon submission of a Performance Security in the form of a Fixed Deposit Receipt (FDR) or Bank Guarantee (BG). Valid until March 31, 2027, equivalent to 1% of the total award amount.

19. The successful bidder shall be paid only for the quantity that shall be ordered at the onset of each schedule & hence delivers (subject to the factual verification from the consignee locations). Payment shall be made within 20 days of submission of the invoice and completion of the supply by the successful vendor for each schedule/examination. Any consequences arising from non-payment or delay in payment shall be the sole responsibility of the concerned officer in charge.

20. All previous directives and instructions pertaining to Question Answer Booklets (QABs) issued by this office are hereby superseded and withdrawn.

## अस्वीकरण/Disclaimer

The Additional Terms and Conditions (ATC) have been incorporated by the Buyer after approval of their Competent Authority. The Buyer, is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any restriction arising in the bidding process due to these ATCs and including the modification of technical specifications and / or terms and conditions governing the bid. All representations / grievances pertaining to the ATC clauses shall be raised with the buyer organization directly and not with GeM. If any of the clause(s) is/are incorporated by the Buyer regarding the following, the bid & resultant contract shall be treated as null & void. Further, GeM reserves the right, at its sole discretion, to cancel the bid forthwith, without issuance of any prior notice or intimation :-

1. Publishing Custom / BOQ bids for items for which regular GeM categories are available (unless such Custom / BOQ item is bunched with the major regular product Category Item).
2. Mandating procurement of / from specific Brand / Make / Model / Manufacturer / Dealer except in case of Single Bid / Proprietary Article Certificate (PAC) Buying.
3. Inclusion of disqualification criteria related to suspension of seller / service provider, where such suspension period has already expired.
4. Mandating submission of documents in physical form as a pre-requisite to qualify bidders.

5. Publishing bids on GeM for procurement of works.
6. Procurement of Goods by creating a Service bid on GeM & vice-versa.
7. Seeking sample with bid or approval of samples during bid evaluation process. However, trial / sample, as the case may be, shall be permitted in cases where trial / sample are allowed as per approved and published procurement policy of the Buyers' controlling Ministry / Department / State / Public Sector Enterprises Headquarters. If there is any violation of trial / sample clause with regard to approved policy of the Buyers' Ministry / Department / State / Public Sector Enterprises Headquarters, then this is to be determined and redressed by the concerned Buyer Organisation only.
8. Seeking experience from specific organization / department / institute only or from foreign / export experience.
9. Creating bid for items from incorrect categories.
10. Reference of conditions published on any external site or reference to external documents/clauses.
11. Asking for any Tender fee / Bid Participation fee, as the case may be.
12. Buyer added ATC Clauses which are in contravention of clauses defined in bid detail section, including specifications, EMD Detail, ePBG Detail and MII and MSE Purchase Preference sections of the bid, unless otherwise allowed by the applicable GeM GTC.
13. Any ATC clause in contravention with GeM GTC Clause 4 (xiii) (h) will be invalid. In case of multiple L1 bidders against a service bid, the buyer shall place the Contract by selection of a bidder amongst the L-1 bidders through a Random Algorithm executed by GeM system.
14. In a category based bid, adding additional items, through buyer added, additional scope of work/ additional terms and conditions/or any other document. If buyer needs more items along with the main item, the same must be added through bunching category based items or by bunching custom catalogues or bunching a BoQ with the main category based item, the same must not be done through ATC or Scope of Work.

Further, 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. 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.

**All GeM Sellers/Service Providers shall ensure full compliance with all applicable labour laws, including the provisions, rules, schemes and guidelines under the four Labour Codes i.e. the Code on Wages, 2019; the Industrial Relations Code, 2020; the Occupational Safety, Health and Working Conditions Code, 2020; and the Code on Social Security, 2020 as and when notified and brought into force by the Government of India.**

**For all provisions of the Labour Codes that are pending operationalisation through rules, schemes or notifications, the corresponding provisions of the pre-existing labour enactments (such as The Minimum Wages Act, 1948, The Payment of Wages Act, 1936, The Payment of Bonus Act, 1965, The Equal Remuneration Act, 1976, The Payment of Gratuity Act, 1972, etc. and relevant State Rules) shall continue to remain applicable.**

**The Seller/ Service Providers shall, therefore, be responsible for ensuring compliance under:**

- All notified and enforceable provisions of the new Labour Codes as mentioned hereinabove; and
- All operative provisions of the erstwhile Labour Laws until their complete substitution.

**All obligations relating to wages, social security, safety, working conditions, industrial relations etc. and any other statutory requirements shall be strictly met by the Seller/ Service Provider. Any non-compliance shall constitute a breach of the contract and shall entitle the Buyer to take appropriate action in accordance with the contract and applicable law.**

**This Bid is governed by the General Terms and Conditions, conditions stipulated in Bid and Service Level Agreement specific to the Service, as the case may be, as provided in the Marketplace.**

**However, in case of Service, if any condition specified in General Terms and Conditions is contradicted by the conditions stipulated in Service Level Agreement specific to said Service, then it will over-ride the conditions in the General Terms and Conditions.**

यह बिड सामान्य शर्तों के अंतर्गत भी शासित है /This Bid is also governed by the General Terms and Conditions.

जेम की सामान्य शर्तों के खंड 26 के संदर्भ में भारत के साथ भूमि सीमा साझा करने वाले देश के बिडर से खरीद पर प्रतिबंध के संबंध में भारत के साथ भूमि सीमा साझा करने वाले देश का कोई भी बिडर इस निविदा में बिड देने के लिए तभी पात्र होगा जब वह बिड देने वाला सक्षम प्राधिकारी के पास पंजीकृत हो। बिड में भाग लेते समय बिडर को इसका अनुपालन करना होगा और कोई भी गलत घोषणा किए जाने व इसका अनुपालन न करने पर अनुबंध को तत्काल समाप्त करने और कानून के अनुसार आगे की कानूनी कार्रवाई का आधार होगा।/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.

**---धन्यवाद/Thank You---**