

बिड दस्तावेज़ / Bid Document

बिड विवरण / Bid Details	
बिड बंद होने की तारीख/समय / Bid End Date/Time	13-08-2026 18:00:00
बिड खुलने की तारीख/समय / Bid Opening Date/Time	13-08-2026 18:30:00
बिड पेशकश वैधता (बंद होने की तारीख से) / Bid Offer Validity (From End Date)	30 (Days)
मंत्रालय/राज्य का नाम / Ministry/State Name	Jammu & Kashmir
विभाग का नाम / Department Name	Tourism Department Jammu And Kashmir
संगठन का नाम / Organisation Name	Jammu And Kashmir Tourism Development Corporation
कार्यालय का नाम / Office Name	Trc Srinagar
शिकायत निवारण के संपर्क विवरण / Contact details of Grievance redressal	HOD Email id : jktcdc.cs@jk.gov.in Buyer Email id: gmo.jktcdc@jk.gov.in
वस्तु श्रेणी / Item Category	Manpower Outsourcing Services - Minimum wage - Unskilled; Not Required; Admin , Manpower Outsourcing Services - Minimum wage - Semi-skilled; Not Required; Admin , Manpower Outsourcing Services - Minimum wage - Skilled; Not Required; Admin , Manpower Outsourcing Services - Minimum wage - Highly-Skilled; Not Required; Admin
अनुबंध अवधि / Contract Period	1 Year(s)
बिडर का न्यूनतम औसत वार्षिक टर्नओवर (3 वर्षों का) / Minimum Average Annual Turnover of the bidder (For 3 Years)	20 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,Bidder Turnover,Certificate (Requested in ATC),OEM Annual Turnover,Additional Doc 1 (Requested in ATC) *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 दस्तावेजों 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?	Yes (Documents submitted as part of a clarification or representation during the tender/bid process will also be displayed to other participated bidders after log in)
बिड लगाने की समय सीमा स्वतः नहीं बढ़ाने के लिए आवश्यक बिड की संख्या। / Minimum number of bids required to disable automatic bid extension	1
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
बिड से रिवर्स नीलामी सक्रिय किया/Bid to RA enabled	No
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
Payment Timelines	Payments shall be made to the Seller within 45 days of issue of service delivery acceptance certificate (SDAC) and on-line submission of bills (This is in supersession of 10 days time as provided in clause 12 of GeM GTC)
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	HDFC Bank
ईएमडी राशि/EMD Amount	250000

ईपीबीजी विवरण /ePBG Detail

आवश्यकता/Required	No
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(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 :

General Manager (Ops)

TRC Srinagar, Tourism Department Jammu and Kashmir, Jammu and Kashmir Tourism Development Corporation, (Riaz Ahmed)

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

एमआईआई अनुपालन/MII Compliance

एमआईआई अनुपालन/MII Compliance	Yes
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एमएसई खरीद वरीयता/MSE Purchase Preference

एमएसई खरीद वरीयता/MSE Purchase Preference	No
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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. Years of Past Experience required: The bidder must have experience for number of years as indicated above in bid document (ending month of March prior to the bid opening) of providing similar type of services to any Central / State Govt Organization / PSU. Copies of relevant contracts / orders to be uploaded along with bid in support of having provided services during each of the Financial year.

3. 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.

अतिरिक्त योग्यता /आवश्यक डेटा/Additional Qualification/Data Required

The Bidder should have executed at least X No. projects with contract value not less than (Rs) yy for each contract of providing manpower services to Central/ State Government Departments/ Public Sector Undertakings/ Autonomous Bodies in last N financial years:Kindly see the attachment please

The Bidder should have executed at least X No. projects with supply of xx..no. of manpower in each contract of providing manpower services to Central/ State Government Departments/ Public Sector Undertakings/ Autonomous Bodies in last N financial years:Kindly see the attachment please

Scope of work & Job description:[1785757952.pdf](#)

In case, the buyer wants to retain some of the existing resources then buyer is needed to upload the list of resources along with the quantity of each type or resource to be continued by the successful bidder/service provider under the new contract as per the T&C of new contract concluded on the basis of this bid along with approval of Competent Authority.:[1785757956.pdf](#)

Buyer to upload Gazette notification for the breakup of ESI/EPF/ELDI etc if required:[1785757987.pdf](#)

Buyer to upload undertaking that Minimum Wages indicated by him during Bid Creation are as per complied with The Code on Wages Act:[1785757991.pdf](#)

Manpower Outsourcing Services - Minimum Wage - Unskilled; Not Required; Admin (45)

तकनीकी विशिष्टियाँ /Technical Specifications

विवरण/ Specification	मूल्य/ Values
कोर / Core	
Skill Category	Unskilled
Educational Qualification	Not Required
Type of Function	Admin
List of Profiles	Multi-tasking Staff
Specialization	Not Required
Post Graduation	Not Required
Specialization for PG	Not Applicable
Experience	0 to 3 Years
State	NA
Zipcode	NA
District	NA
Is the Geographical presence of the Service Provider's office required in the consignee's State	Yes
Name of states/ UT for geographical presence is required	Jammu and Kashmir
एडऑन /Addon(s)	
अतिरिक्त विवरण /Additional Details	
Designation	NGO Workers
Title for Optional Allowances 1	NA
Title for Optional Allowances 2	NA
Title for Optional Allowances 3	NA

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer

No

अतिरिक्त विशिष्टि दस्तावेज़ /Additional Specification Documents

प्रेषिती/रिपोर्टिंग अधिकारी /Consignees/Reporting Officer and Quantity

क्र.सं./S.No.	प्रेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	संसाधनों की मात्रा / Number of Resources to be hired	अतिरिक्त आवश्यकता /Additional Requirement
1	Riaz Ahmed	180001,Tourist Reception Centre Virmarg Jammu	45	• Minimum daily wage (INR) exclusive of GST : 311 • Bonus (INR per day) : 0 • EDLI (INR per day) : 1.55 • EPF Admin Charge (INR per day) : 1.55 • Optional Allowances 1 (INR per day) : 0 • Optional Allowances 2 (INR per day) : 0 • Optional Allowances 3 (INR per day) : 0 • Estimated Number of Overtime Hours per Resource per Month : 0 • Remuneration per resource per hour for Overtime Hours (Including all applicable allowance etc & excluding GST) : 8 • ESI (INR per day) : 10.11 • Provident Fund (INR per day) : 37.32 • Number of working days in a month : 30 • Tenure/ Duration of Employment (in months) : 12

Manpower Outsourcing Services - Minimum Wage - Semi-skilled; Not Required; Admin (7)

तकनीकी विशिष्टियाँ /Technical Specifications

विवरण/ Specification	मूल्य/ Values
कोर / Core	
Skill Category	Semi-skilled
Educational Qualification	Not Required
Type of Function	Admin
List of Profiles	Multi Tasking Staff
Specialization	Not Required
Post Graduation	Not Required
Specialization for PG	Not Applicable
Experience	0 to 3 Years
State	NA
Zipcode	NA
District	NA
Is the Geographical presence of the Service Provider's office required in the consignee's State	Yes
Name of states/ UT for geographical presence is required	Jammu and Kashmir
एडऑन /Addon(s)	
अतिरिक्त विवरण /Additional Details	
Designation	NGO Workers
Title for Optional Allowances 1	NA
Title for Optional Allowances 2	NA
Title for Optional Allowances 3	NA

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer	No
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अतिरिक्त विशिष्टि दस्तावेज़ /Additional Specification Documents
प्रेषिती/रिपोर्टिंग अधिकारी /Consignees/Reporting Officer and Quantity

क्र.सं./S.No.	प्रेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	संसाधनों की मात्रा / Number of Resources to be hired	अतिरिक्त आवश्यकता /Additional Requirement
1	Riaz Ahmed	180001,Tourist Reception Centre Virmarg Jammu	7	• Minimum daily wage (INR) exclusive of GST : 400 • Bonus (INR per day) : 0 • EDLI (INR per day) : 2 • EPF Admin Charge (INR per day) : 2 • Optional Allowances 1 (INR per day) : 0 • Optional Allowances 2 (INR per day) : 0 • Optional Allowances 3 (INR per day) : 0 • Estimated Number of Overtime Hours per Resource per Month : 0 • Remuneration per resource per hour for Overtime Hours (Including all applicable allowance etc & excluding GST) : 8 • ESI (INR per day) : 13 • Provident Fund (INR per day) : 48 • Number of working days in a month : 30 • Tenure/ Duration of Employment (in months) : 12

Manpower Outsourcing Services - Minimum Wage - Skilled; Not Required; Admin (3)

तकनीकी विशिष्टियाँ /Technical Specifications

विवरण/ Specification	मूल्य/ Values
कोर / Core	
Skill Category	Skilled
Educational Qualification	Not Required
Type of Function	Admin
List of Profiles	Multi Tasking Staff

विवरण/ Specification	मूल्य/ Values
Specialization	Not Required
Post Graduation	Not Required
Specialization for PG	Not Applicable
Experience	0 to 3 Years
State	NA
Zipcode	NA
District	NA
Is the Geographical presence of the Service Provider's office required in the consignee's State	Yes
Name of states/ UT for geographical presence is required	Jammu and Kashmir
एडऑन /Addon(s)	
अतिरिक्त विवरण /Additional Details	
Designation	NGO Workers
Title for Optional Allowances 1	NA
Title for Optional Allowances 2	NA
Title for Optional Allowances 3	NA

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer	No
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अतिरिक्त विशिष्टि दस्तावेज़ /Additional Specification Documents

प्रेषिती/रिपोर्टिंग अधिकारी /Consignees/Reporting Officer and Quantity

क्र.सं./S.N o.	प्रेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	संसाधनों की मात्रा / Number of Resources to be hired	अतिरिक्त आवश्यकता /Additional Requirement
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क्र.सं./S.No.	परेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	संसाधनों की मात्रा / Number of Resources to be hired	अतिरिक्त आवश्यकता /Additional Requirement
1	Riaz Ahmed	180001,Tourist Reception Centre Virmarg Jammu	3	• Minimum daily wage (INR) exclusive of GST : 483 • Bonus (INR per day) : 0 • EDLI (INR per day) : 5 • EPF Admin Charge (INR per day) : 5 • Optional Allowances 1 (INR per day) : 0 • Optional Allowances 2 (INR per day) : 0 • Optional Allowances 3 (INR per day) : 0 • Estimated Number of Overtime Hours per Resource per Month : 0 • Remuneration per resource per hour for Overtime Hours (Including all applicable allowance etc & excluding GST) : 8 • ESI (INR per day) : 16 • Provident Fund (INR per day) : 58 • Number of working days in a month : 30 • Tenure/ Duration of Employment (in months) : 12

Manpower Outsourcing Services - Minimum Wage - Highly-Skilled; Not Required; Admin (3)

तकनीकी विशिष्टियाँ /Technical Specifications

विवरण/ Specification	मूल्य/ Values
कोर / Core	
Skill Category	Highly-Skilled
Educational Qualification	Not Required
Type of Function	Admin

विवरण/ Specification	मूल्य/ Values
List of Profiles	Multi Tasking Staff
Specialization	Not Required
Post Graduation	Not Required
Specialization for PG	Not Applicable
Experience	0 to 3 Years
State	NA
Zipcode	NA
District	NA
Is the Geographical presence of the Service Provider's office required in the consignee's State	Yes
Name of states/ UT for geographical presence is required	Jammu and Kashmir
एडऑन /Addon(s)	
अतिरिक्त विवरण /Additional Details	
Designation	NGO Workers
Title for Optional Allowances 1	NA
Title for Optional Allowances 2	NA
Title for Optional Allowances 3	NA

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer

क्रेता द्वारा निर्धारित न्यूनतम मूल्य/Minimum Floor Price defined by Buyer	No
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अतिरिक्त विशिष्टि दस्तावेज़ /Additional Specification Documents

प्रेषिती/रिपोर्टिंग अधिकारी /Consignees/Reporting Officer and Quantity

क्र.सं./S.N o.	प्रेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	संसाधनों की मात्रा / Number of Resources to be hired	अतिरिक्त आवश्यकता /Additional Requirement
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क्र.सं./S.No.	परेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	संसाधनों की मात्रा / Number of Resources to be hired	अतिरिक्त आवश्यकता /Additional Requirement
1	Riaz Ahmed	180001,Tourist Reception Centre Virmarg Jammu	3	• Minimum daily wage (INR) exclusive of GST : 552 • Bonus (INR per day) : 0 • EDLI (INR per day) : 6 • EPF Admin Charge (INR per day) : 6 • Optional Allowances 1 (INR per day) : 0 • Optional Allowances 2 (INR per day) : 0 • Optional Allowances 3 (INR per day) : 0 • Estimated Number of Overtime Hours per Resource per Month : 0 • Remuneration per resource per hour for Overtime Hours (Including all applicable allowance etc & excluding GST) : 8 • ESI (INR per day) : 18 • Provident Fund (INR per day) : 66.24 • Number of working days in a month : 30 • Tenure/ Duration of Employment (in months) : 12

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

1. Generic

OPTION CLAUSE 50% : The buyer can increase or decrease the contract quantity or contract duration up to 50 percent at the time of issue of the contract. However, once the contract is issued, the contract quantity or contract duration can only be increased up to 50 percent. Bidders are bound to accept the revised quantity or duration.

For lumpsum-based service contracts, the buyer may increase the scope of work and contract value up to 50 percent with the consent of the service provider

2. Buyer Added Bid Specific ATC

Additional Terms & Conditions of out sourcing of manpower:-

1. The tender document along with other terms and conditions of the Bid No. and relevant documents can be downloaded from the website: <http://www.gem.gov.in>.
2. The complete bidding process will be online.
3. The corporation will not be responsible for any delay in online submission due to any reason.
4. **Technical bids should contain:-**
 - a. **Proof of GST/CST No. wherever applicable.**
 - b. **IT Return of the bidder filed in last three financial years**
 - c. **Affidavit duly attested by Notary that firm has not been black listed.**
 - d. **PAN Card. (copy of the Pan of Firm/Proprietor).**
 - e. **CDR/EMD Rs.2,50,000/-.**
 - f. **Mobile No. & Email.id.**
5. **Firm should have registered office in State (Union Territory of Jammu and Kashmir) of Consignee.**
 6. **The tenders should be accompanied with an earnest money as mentioned in the Bid document in the form of CDR/FDR pledged to the Financial Advisor & Chief Accounts Officer, JKTDC, TRC Jammu. However, MSME units shall be eligible for exemption specifically which covers Manpower Supply/Manpower Outsourcing Services that are mentioned in their MSME registration certificate. Bidders whose MSME/Udyam certificate does not cover the tendered service shall submit the prescribed EMD otherwise, their bid shall be rejected.**
 7. Successful bidder shall pledge Bank Guarantee in **advance in favour of JKTDC for Rs.2, 50,000/- (Rupees two lakh only) as security.**
 8. That the monthly contributions on account of EPF etc. as applicable under relevant rules for engagement of the persons will be submitted by the Service Provider /Contractor from time to time before the appropriate authorities after deduction of compulsory contribution from the wages of the employee and deposition of equal contribution, as per Employees Provident Fund Act and the receipt thereof would be produced to JKTDC on month to month basis before clearance of dues of a particular month. Monthly PF Returns should be submitted for verification within the due date. JKTDC however shall not have any liability or responsibility in case of any derogation to that effect.
 9. That the Service Provider will be held responsible for any damage caused by his person (s) to the property of JKTDC intentionally or un-intentionally in course of discharging of the work assigned to them or otherwise and the decision of the competent authority of JKTDC regarding determination of such compensation shall be final and binding on service provider.
 10. That due to administrative or any other reasons(s), if no work is allotted or assigned to the persons for job contract for any day(s) that will be treated as "No work No pay basis".
 11. The tenderer will engage, well behaved and trained staff fully conversant with the job, salaries, wages and perks.
 12. That the Service Provider will accept full and exclusive responsibility for Wages, PF, Bonus, Leave etc. and other obligations referred to under the law now and hereafter imposed by State/Central Govt./Local Bodies for the person(s) deployed by him.
 13. That the service provider will also comply with the provisions of relevant Acts viz Contract Manpower (Regulations and Abolition) Act 1970, Workmen's Compensation Act, Payment of Wages Act, Employer's Provident Fund, Miscellaneous Provision Act.1952, Minimum Wages Act and other Statutory rules and Regulations with latest amendments by-laws if applicable with regard to the performance of the work made thereunder and as modified from time to time and take such necessary steps as may be deemed necessary in this regard. If the payment of Bonus Act is applicable, the firm should comply with the provisions of the act and the rules made thereunder, as modified from time to time.
 14. That the Service Provider shall ensure and keep insured, its personnel/employees so deployed in the premises of JKTDC against all liabilities for death and injury whatsoever on account of any accident in course of performing the assigned jobs. The corporation will not be responsible and not be held liable for any such compensation for death injury or accident to employees and other personnel deployed by service provider.

15. The manpower so hired can be deputed to any unit owned by JKTDC across Jammu Division.
16. The contractor shall disburse the dues to the manpower engaged in JKTDC in first week of every month and there after submit the disbursement certificate to Accounts Officer JKTDC TRC Jammu for consideration of bills of contractor forwarded to Financial Advisor and Chief Accounts Officer by the concerned manager.
17. In case any complaint, if received from the Manager of the unit about with holding of payment by the contractor, the Financial Advisor and Chief Accounts Officer, JKTDC Jammu shall withhold the equivalent amount from the dues of the contractor till disbursement certificate duly authenticated by manager concerned is furnished by the contractor.
18. In case of any indiscipline created by the manpower supplied by the contractor, hampering the smooth functioning of the corporation and hurting the reputation of corporation the contractor shall be penalized, which shall also result in termination of his contract besides black listing him.
19. The conditional and ambiguous tenders shall be rejected outrightly without assigning any reasons thereof.
20. Rates quoted by the tenderer (s) shall remain valid for a period of one year from the date of allotment or till the finalization of new rate contract. GST and other taxes if applicable shall be deducted on gross amount of the contractor/supplier's bill as per prevalent Acts.
21. The successful Tenderer/Contractor shall have to sign an agreement deed on Indian non-judicial (e-stamp) paper of Rs.100/- with JKTDC, so that the smooth running of contract can be ensured on the same day of receipt of allotment order failing which tender will be cancelled. The payment shall be released after the successful tenderer signs the necessary agreement.
22. All legal proceedings, if necessity arises to institute any, by any of the parties (Corporation or Contractor) shall have to be lodged in courts situated in UT of J&K and not elsewhere.
23. Payment will be made through DBT to the suppliers but the remittance charges will be deducted from their account.
24. GST where admissible and claimed in bills shall be deducted at source.
25. The firms and dealers who have been blacklisted by any Government organization for any reasons need not submit their tenders.
26. In case of any dispute which may arise between the successful tenderer (s) and the Corporation, during the course of validity of contract, Managing Director, JKTDC shall act as an arbitrator between the parties and his decision shall be final and binding upon both the parties.
27. That the JKTDC shall be at liberty to add any further condition in its interest at the time of execution of agreement of contract with the service provider/contractor.
28. The successful bidder has to execute an Agreement with JKTDC on the same day the letter of allotment of contract is issued.
29. JKTDC shall reserve the right of terminating the contract before the expiry of the agreement without assigning any reason thereof, by giving a prior notice of 15 days to that effect.
30. **That in token of your acceptance of the above terms and conditions, a second copy of this order is enclosed herewith which may please be signed and returned to this office.**

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.

This Bid is governed by the [सामान्य नियम और शर्तें/General Terms and Conditions](#), conditions stipulated in Bid and [Service Level Agreement](#) specific to this Service as provided in the Marketplace. However in case if any condition specified in सामान्य नियम और शर्तें/General Terms and Conditions is contradicted by the conditions stipulated in Service Level Agreement, then it will over ride the conditions in 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---