बिड संख्या/Bid Number: GEM/2026/B/8072259
दिनांक /Dated: 13-10-2026

बिड दस्तावेज़ / Bid Document

बिड विवरण/Bid Details	
बिड बंद होने की तारीख/समय /Bid End Date/Time	03-11-2026 12:00:00
बिड खुलने की तारीख/समय /Bid Opening Date/Time	04-11-2026 12:00:00
बिड पेशकश वैधता (बंद होने की तारीख से)/Bid Offer Validity (From End Date)	110 (Days)
मंत्रालय/राज्य का नाम/Ministry/State Name	Ministry Of Labour And Employment
विभाग का नाम/Department Name	Employees State Insuarnce Corporation
संगठन का नाम/Organisation Name	Employees State Insurance Corporation
कार्यालय का नाम/Office Name	Esic Super Speciality Hospital
शिकायत निवारण के संपर्क विवरण/ Contact details of Grievance redressal	HOD Email id :ms-sanathnagar.ts@esic.gov.in Buyer Email id: dr.ma.theresa@esic.nic.in
कुल मात्रा/Total Quantity	450
वस्तु श्रेणी /Item Category	TURP SET , SILICON DJ STENT 4FR 26CM
GeMARPTS में खोजी गई स्ट्रिंग्स / Searched Strings used in GeMARPTS	SILICON DJ STENT 4FR 26CM
GeMARPTS में खोजा गया परिणाम / Searched Result generated in GeMARPTS	Cotton Towelling And Towels Conforming To IS 7056 (V4), Biliary Stents (V2), File/Folder (V3), Crepe Bandage Conforming to IS 4605, Elastic Bandage Conforming to IS 16111, Zinc Oxide Elastic Adhesive Bandage Conforming to IS 4739, Handloom Cotton Pillow Covers (V3), Non Woven Bandage Roll Conforming to IS 16660, Handloom Cotton Bed Sheets (V2) as per IS 745, Open Weave Bandage Conforming to IS 16469
अधिसूचना के लिए चयनित प्रासंगिक श्रेणियाँ / Relevant Categories selected for notification	• Biliary Stents (V2) • Esophageal Stent
उन्हीं/समान सेवा के लिए अपेक्षित विगत अनुभव के वर्ष/Years of Past Experience Required for same/similar service	1 Year (s)
टर्नओवर के लिए एमएसई को छूट प्राप्त है / MSE Relaxation for Turnover	Yes | Complete
स्टार्टअप के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है / Startup Relaxation for Years Of Experience and Turnover	Yes | Complete

बिड विवरण/Bid Details	
विक्रेता से मांगे गए दस्तावेज़/Document required from seller	Experience Criteria,Past Performance,Certificate (Requested in ATC),OEM Authorization Certificate,Additional Doc 1 (Requested in ATC),Additional Doc 2 (Requested in ATC),Additional Doc 3 (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 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?	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	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	2
विगत प्रदर्शन /Past Performance	20 %
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
प्राथमिक उत्पाद श्रेणी/Primary product category	TURP SET
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
अनुमानित बिड मूल्य / Estimated Bid Value	182000
मूल्यांकन पद्धति/Evaluation Method	Item wise evaluation
मध्यस्थता खंड/Arbitration Clause	No
सुलह खंड/Mediation Clause	No

ईएमडी विवरण/EMD Detail

आवश्यकता/Required	No

ईपीबीजी विवरण /ePBG Detail

एडवाइजरी बैंक/Advisory Bank	State Bank of India
ईपीबीजी प्रतिशत (%)/ePBG Percentage(%)	5.00
ईपीबीजी की आवश्यक अवधि (माह) /Duration of ePBG required (Months).	2

(a).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.

लाभार्थी /Beneficiary :
MEDICAL SUPERINTENDENT
ESIC Super Speciality Hospital, Employees State Insuarnce Corporation, Employees State Insurance Corporation, Ministry of Labour and Employment
(Esi Saving Fund Account No 1,payable At Hyderabad)

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

एमआईआई खरीद वरीयता/MII Purchase Preference

एमआईआई खरीद वरीयता/MII Purchase Preference	No

एमएसई खरीद वरीयता/MSE Purchase Preference

एमएसई खरीद वरीयता/MSE Purchase Preference	Yes
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माताओं/सेवा प्रदाता को खरीद में प्राथमिकता, यदि उनका मूल्य L1+X% / Purchase Preference to MSE OEMs/ Service Provider available upto price within L1+X%	15
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माता/सेवा प्रदाता को खरीद में प्राथमिकता के लिए बिड की मात्रा का अधिकतम प्रतिशत / Percentage of Bid quantity/amount for MSE OEMs/ Service Provider Purchase preference	25

1. If the bidder is a Micro or Small Enterprise (MSE) as per latest orders issued by Ministry of MSME, the bidder shall be relaxed from the eligibility criteria of "Bidder Turnover" as defined above subject to meeting of quality and technical specifications. If the bidder itself is MSE OEM of the offered products, it would be relaxed from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Turnover, shall upload the supporting documents to prove his eligibility for Relaxation.
2. If the bidder is a DPIIT registered Startup, the bidder shall be relaxed from the the eligibility criteria of "Experience Criteria" as defined above subject to their meeting of quality and technical specifications. The bidder seeking Relaxation from Experience Criteria, shall upload the supporting documents to prove his eligibility for Relaxation.
3. If the bidder is a DPIIT registered Startup, the bidder shall be relaxed from the the eligibility criteria of "Bidder Turnover" as defined above subject to their meeting of quality and technical specifications. If the bidder is DPIIT Registered OEM of the offered products, it would be relaxed from the "OEM Average Turnover" criteria also

subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Turnover shall upload the supporting documents to prove his eligibility for Relaxation.
4. 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.
5. **Purchase preference to Micro and Small Enterprises (MSEs):** Purchase preference will be given to MSEs having valid Udyam Certificate and whose credentials are validated online through Udyam Registration portal 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 themselves of the Purchase preference, 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 for any purchase preference. 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. 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 MSE Seller shall be given opportunity to match L-1 price and contract will be awarded for 25% (selected by Buyer) percentage of total quantity. The buyers are advised to refer the OM_No.1_4_2021_PPD_dated_18.05.2023 for compliance of Concurrent application of Public Procurement Policy for Micro and Small Enterprises Order, 2012 and Public Procurement (Preference to Make in India) Order, 2017. Benefits of MSE will be allowed only if seller 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 20% 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.

Pre Bid Detail(s)

मूल्य भिन्नता खंड दस्तावेज़/Pre-Bid Date and Time	**प्री-बिड स्थान/Pre-Bid Venue**
21-10-2026 11:00:00	2ND FLOOR ,CONFERENCE HALL,ESIC SSH,SANATHNAGR

मूल्यांकन विधि(मदवार मूल्यांकन विधि) / **Evaluation Method** (Item Wise Evaluation Method)

Contract will be awarded schedule wise 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:

मूल्यांकन अनुसूचियां / **Evaluation Schedules**	अनुमानित मूल्य / **Estimated Value**	वस्तु/श्रेणी / **Item/Category**	मात्रा / **Quantity**
Schedule 1	32000	Turp Set	400
Schedule 2	150000	Silicon Dj Stent 4fr 26cm	50

TURP SET (400 Unit)

तकनीकी विशिष्टियाँ /Technical Specifications

क्रेता विशिष्टि दस्तावेज़ /Buyer Specification Document	Download

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	Mayakuntla Arun Mary Theresa	500038,ESIC SS Hospital,Sanath nagar,	400	15

SILICON DJ STENT 4FR 26CM (50 Unit)

तकनीकी विशिष्टियाँ /Technical Specifications

क्रेता विशिष्टि दस्तावेज़ /Buyer Specification Document	Download

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	Mayakuntla Arun Mary Theresa	500038,ESIC SS Hospital,Sanath nagar,	50	15

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 (Increased quantity ÷ Original quantity) × 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**

   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 for 1 year 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.

3. **Scope of Supply**

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

4. **OEM**

   IMPORTED PRODUCTS: In case of imported products, OEM or Authorized Seller of OEM should have a registered office in India to provide after sales service support in India. The certificate to this effect should be submitted.

5. **Service & Support**

   Dedicated /toll Free Telephone No. for Service Support : BIDDER/OEM must have Dedicated/toll Free Telephone No. for Service Support.

6. **Inspection**

   Nominated Inspection Agency: On behalf of the Buyer organization, any one of the following Inspection Agency would be conducting inspection of stores before acceptance:
   Pre-dispatch Inspection at Seller Premises (applicable only if pre-dispatch inspection clause has been selected in ATC):

   ESIC SSH TEC COMMITTEE

   Post Receipt Inspection at consignee site before acceptance of stores:
   ESIC SSH TEC COMMITTEE

7. **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.

8. **Certificates**

   Material Test Certificate Should Be Sent Along with The Supply. The Material Will Be Checked by Buyer’s Lab & the Results of the Lab will be the Sole Criteria for Acceptance of the Item.

9. **Buyer Added Bid Specific ATC**

   Buyer Added text based ATC clauses

1. SELLER HAS TO VERIFY AND QUOTE ACCORDING TO THE BUYER ADDITIONAL SPECIFICATION PARAMETERS OF THE BID.

2. AFTER AWARD OF CONTRACT SELLERS HAS TO SUBMIT THE SAMPLE AT THEIR OWNS COST AND HE/SHE SHOULD NOT CLAIM ANY COMPENSATION IN THE EVENT OF SUCH SAMPLE BEING FOUND UNACCEPTABLE/ACCEPTABLE BY THE BUYER/CONSIGNEE ..

03. ORGANIZATION RESERVES THE RIGHT TO CANCEL THE BID AT ANY STAGE WITHOUT ANY PRIOR INTIMATION.

04.SAMPLE: : ON AWARD OF CONTRACT, IF SAMPLE OR ITEM IS FOUND INFERIOR, SUBSTANDARD, OR NON-CONFORMING TO SPECIFICATIONS, THE BUYER RESERVES THE RIGHT TO REJECT THE SAMPLE AND CANCEL THE ORDER WHOLLY OR PARTLY WITHOUT ANY FINANCIAL LIABILITY.

05. LIQUIDATED DAMAGES: IF THE SELLER FAILS TO DELIVER ANY OR ALL OF THE GOODS/SERVICES WITHIN THE ORIGINAL DELIVERY PERIOD SPECIFIED IN THE CONTRACT, THE BUYER WILL DEDUCT/RECOVER THE LIQUIDATED DAMAGES FOR THE DELAY, @ 0.5% PER WEEK OR PART OF THE WEEK OF DELAYED PERIOD AS PRE-ESTIMATED DAMAGES NOT EXCEEDING 10% OF THE CONTRACT VALUE WITHOUT ANY CONTROVERSY/DISPUTE OF ANY SORT WHATSOEVER. (LIQUIDATED DAMAGES FOR THE DELAY LEVIED FOR BOTH DELIVERY PERIOD REFIXATION, PERFORMANCE CUM EXTENSION NOTICES)

06. DELIVERY NORMS: COPY OF CONTRACT ORDER MUST BE SUBMITTED ALONG WITH DELIVERY CHALLAN WHILE DELIVERING THE WHOLE STOCK AT ESIC-SUPER SPECIALITY HOSPITAL, SURGICAL STORES. ORDERED ITEMS WILL BE ACCEPTED AT ESIC- SUPER SPECIALITY HOSPITAL- SURGICAL STORES ON ALL WORKING DAYS, FROM MONDAY TO FRIDAY- FROM 9 AM TO 3 PM ONLY AND ON SATURDAYS FROM 9 AM TO 12 PM ONLY. KINDLY NOTE IT FOR STRICT COMPLIANCE.

07. STAGGERED DELIVERY: PLEASE ENSURE STAGEERED DELIVERY AGAINST CONSIGNEE SUPPLY THE PART OF THE STOCK AT VARIOUS INTERVALS AS SPECIFIED IN STAGGERED DELIVERY DETAILS

8. ANY ADDITIONAL DOCUMENTS SUBMITTED BY THE BIDDER AFTER THE BID CLOSING DATE AND TIME, WITHOUT ANY CLARIFICATION OR REQUEST HAVING BEEN SOUGHT BY THE BUYER, SHALL NOT BE CONSIDERED AND WILL BE OUTRIGHTLY REJECTED.

9.UNDERTAKING FOR LOWEST RATE QUOTE.

10.UNDERTAKING FOR NON BLACKLISTING

11.DECLARATION OF CONFLICT OF INTEREST.

12. **Replacement of short/ Near- Expiry Items:** In case any item is received in short supply or with a near expiry date, the supplier shall replace such items with equivalent products having longer shelf life at no additional cost. The supplier shall submit an undertaking to this effect at the time of bid submission to qualify the bid.

UNDERTAKING :

TO,

THE MEDICAL SUPERINTENDENT

ESIC SSH,SANATHNAGAR HYDERABAD

Sub: Incorporation of Conflict of Interest Disclosure Clause in the Procurement Process of Goods, Works, Consultancy Services and Non-Consultancy Services -reg

Ref:ESIC Circular No. U-16012/281/2024-MED-I.988377 Date : 27-05-2026

Quoted Note:

'If the bidder/contractor/supplier/seller or any employee of the bidder/contractor/supplier/seller or

any person acting on behalf of the bidder/contractor/supplier/seller, either directly or indirectly, is a relative of anyof theofficers/officials (regular/contractual) of Employees' State Insurance Corpora tion (ESIC), or alternatively, if

any relative of an officer/official of ESIC has financial interest/stake in the bidder's/contractor's/sup plier's/seller's firm, the same shall be disclosed by the bidder/contractor/supplier/seller at the time of filing of the tender/participation in the procurement process.'

Declaration Regarding Conflict of Interest

I, _____, authorized representative of _____ (N ame of the Firm/Company), participating in GeM Bid No. _____, hereby d eclare the following:

1. I have read and understood the provisions contained in the ESIC Circular No. U-16012/281/2024-MED-I.988377 dated 27-05-2026 regarding disclosure of conflict of interest.

2. I hereby declare that:Neither I, nor any employee of our firm/company, nor any person acting o n behalf of our firm/company, has any relationship or Financial interest with any officer/official (re gular or contractual) of the Employees' State Insurance Corporation (ESIC).

OR

The following relationship(s)/financial interest(s) exist with an officer/official of ESIC and are hereb y disclosed in compliance with the above -mentioned circular:

Name of ESIC Officer/Official: _____

Designation: _____

Nature of Relationship/Financial Interest: _____Details of Stake/Interest (if any): _____

3. I understand that failure to disclose any conflict of interest or furnishing false information may r esult in Disqualification from the Bid , Termination of the contract, debarment, or any other action deemed a ppropriate by ESIC.

4. I certify that the information furnished above is true, complete, and correctto the best of my kn owledge and belief.

Place: _____

Date: _____

Signature of Authorized Signatory: _____

Name: _____

Designation: _____

Name of Firm/Company: _____

Seal of Firm/Company

BID DECLARATION

Bidder has to submit Bid security declaration form instead of EMD/ePBG on your company Letter h ead , if Bid estimated value is more than 5 Lakhs and the form is attached below. Bid Security De claration form

Bid /E-tender No:

To,

The MEDICAL SUPERINTENDENT,

ESIC SSH, Sanathnagar, Hyderabad Telangana -38

We ,the under signed, declarethat:We,M/s..... (here in refe rred as bidder)under stand that,according toClause No..... Pg No.....Of General Terms and Condit ions, bids may be supported with a Bid Security Declaration, therefore rather than submitting the Earnest Money Deposit,I/We render the declaration that:-We will automatically be suspended from being eligible for bidding in any contract with the ESIC SUPER SPECIALITY Hospital, Sanathnagar, H yderabad for the period of 3years, starting on bid submission closing date ,if we are in breach of a ny of the following obligation(s) underthe bid conditions:-

(a) If a Bidder withdraws the proposal or increases the quoted prices after opening of the Proposal and during the period of Bid validity period or its extended period, if any.

(b) In case of a successful Bidder, if the Bidder fails to sign the Agreement in accordance with the t erms and conditions including timelines for execution of the Agreement or fails to furnish the Perf ormance Security

Deposit in accordance with the terms and conditions of this tender and/orWork order.(c) During th e Bid process, if a Bidder indulges in any act as would jeopardize or unnecessarily delay the process of bid evaluation and finalization.Bidder understand that this declaration shall expire if Bid der is not the successful Bidder and on issue of Work Order to another Bidder; or thirty days after the validity of the Bid; whichever is earlier.

Yours faithfully,

Authorized Signatory

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10. **Generic**

Actual delivery (and Installation & Commissioning (if covered in scope of supply)) is to be done at following address

DR.MA.THERESA,STORES INCHARGE
NEAR ESIC EXIT GATE
ESIC SUPER SPECIALITY HOSPITAL
SURGICAL STORES LOCATED AT CELLAR/''1ST FLOOR,SANATHNAGAR,HYDERABAD,PIN:500038
MAIL.ID:dr.ma.theresa@esic.gov.in
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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 (other than EMD and signed Integrity Pact - which can be submitted within 5 days of bid opening) 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---