

**बिड दस्तावेज़ / Bid Document**

बिड विवरण/Bid Details	
बिड बंद होने की तारीख/समय /Bid End Date/Time	05-06-2026 11:00:00
बिड खुलने की तारीख/समय /Bid Opening Date/Time	05-06-2026 11:30:00
बिड पेशकश वैधता (बंद होने की तारीख से)/Bid Offer Validity (From End Date)	180 (Days)
मंत्रालय/राज्य का नाम/Ministry/State Name	Ministry Of Power
विभाग का नाम/Department Name	Bhakra Beas Managemet Board
संगठन का नाम/Organisation Name	Bhakra Beas Management Board
कार्यालय का नाम/Office Name	Bhakra Beas Management Board, Chandigarh
कुल मात्रा/Total Quantity	1
वस्तु श्रेणी /Item Category	Replacement of 3 No. 415 V ACB
GeMARPTS में खोजी गई स्ट्रिंग्स / Searched Strings used in GeMARPTS	Replacement of 3 No. 415 V ACB
GeMARPTS में खोजा गया परिणाम / Searched Result generated in GeMARPTS	Package No. 3 Atal Tinkering Lab of Niti Aayog Mechanical, Electrical and Measurement Tools, Reverse Osmosis based Point of Use Water Treatment System for Drinking Purposes (V3) as per IS 16240, Thread, Cotton, Sewing - OFB, Shaping Machine, Locking Compression Plates (V2), Tarpaulins Made from High Density Polyethylene (HDPE) Woven Fabrics (V3) Conforming to IS 7903, Cotton Bandage Cloth Conforming to IS 863, Hydrochloric Acid (V3) Conforming to IS 265, Handloom Cotton Bed Sheets (V2) as per IS 745, Temperature sensor
अधिसूचना के लिए चयनित प्रासंगिक श्रेणियाँ / Relevant Categories selected for notification	<ul style="list-style-type: none"> <li>Air Circuit Breaker Conforming To IS/IEC 60947 (Part 2)</li> </ul>
बिडर का न्यूनतम औसत वार्षिक टर्नओवर (3 वर्षों का) /Minimum Average Annual Turnover of the bidder (For 3 Years)	4 Lakh (s)
मूल उपकरण निर्माता का औसत टर्नओवर (गत 3 वर्षों का)/OEM Average Turnover (Last 3 Years)	4 Lakh (s)
एमएसएमई के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है/MSE Relaxation for Years of Experience and Turnover	No

बिड विवरण/Bid Details	
स्टार्टअप के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है /Startup Relaxation for Years of Experience and Turnover	No
विक्रेता से मांगे गए दस्तावेज़/Document required from seller	Experience Criteria,Bidder Turnover,Certificate (Requested in ATC),OEM Authorization Certificate,OEM Annual Turnover,Additional Doc 1 (Requested in ATC),Additional Doc 2 (Requested in ATC),Additional Doc 3 (Requested in ATC),Additional Doc 4 (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?	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	10
ऑटो एक्सटेंशन अधिकतम कितनी बार किया जाना है। / Number of Auto Extension count	3
बिड से रिवर्स नीलामी सक्रिय किया/Bid to RA enabled	Yes
रिवर्स नीलामी योग्यता नियम/RA Qualification Rule	H1-Highest Priced Bid Elimination
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	11500
-----------------------	-------

#### ईपीबीजी विवरण /ePBG Detail

आवश्यकता/Required	No
-------------------	----

(a). जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित कैटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज 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.

#### लाभार्थी /Beneficiary :

Sr. Accounts Officer, BBMB  
Bhakra Beas Management Board, Chandigarh  
(Devender Singh)

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 खरीद वरीयता/MSE Purchase Preference

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

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. 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.

3. 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.

4. Purchase preference will be given to MSEs having valid Udyam Registration 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. 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. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service and Buyer will decide eligibility for purchase preference based on documentary evidence submitted, while evaluating the bid. 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. F.1/4/2021-PPD dated 18.05.2023 [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.

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

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

### **Replacement Of 3 No. 415 V ACB ( 1 set )**

**(Minimum 60% Local Content required for qualifying as Class 1 Local Supplier)**

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

क्रेता विशिष्टि दस्तावेज़ /Buyer Specification Document	<a href="#">Download</a>
---	--------------------------

**उपरोक्त मद के लिए इंस्टॉलेशन कमीशनिंग एंड टेस्टिंग (आईसीटी) का विवरण / Installation Commissioning and Testing (ICT) details for the above item:**

% of Product Cost Payable on Product Delivery	80%
---	-----

Min Cost Allocation for ICT as a % of product cost	15%
Number of days allowed for ICT after site readiness communication to seller	30 Days

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

क्र.सं./S.N o.	परेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	मात्रा /Quantity	डिलीवरी के दिन/Delivery Days
1	Shalini Kumari	175017,RE, Division, BBMB, Slapper, Distt. Mandi (HP)	1	60

**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. Buyer Added Bid Specific ATC**

Buyer Added text based ATC clauses

**CHECKLIST OF DOCUMENTS TO BE SUBMITTED ALONGWITH BID**

Sr No.	Description	Remarks
1	<b>Earnest Money Deposit</b>  Amount Rs.11,500/-	In shape of Bank Draft/ Banker's cheques in favour of Sr. Accounts Officer, BBMB, Chandigarh  Please contact <a href="mailto:dddehar@bbmb.nic.in">dddehar@bbmb.nic.in</a> for any clarification regarding amount of EMD.

2	<b>Documents for qualifying criteria</b>	Complete copies of POs, Performance certificates, Balance sheets/Profit loss statements/certificate from CA in this regard, Bid specific Authorization letter from OEM, Service centre details, Land Border Certificate (registration if applicable), Make In India document, undertaking of debarment.
3	<b>Section I &amp; II</b>	Acceptance to all the terms & Conditions mentioned in section I & II (PQR & special instructions)
4	<b>Section III</b>	Acceptance to all the terms & Conditions mentioned in section III (commercial)
5	<b>Section IV</b>	Acceptance to all the terms & Conditions mentioned in section IV (Technical & General Clauses)
6	<b>Annexure-I</b>	Technical Particular of ACB being offered
7	<b>Annexure-III</b>	Schedule of Deviations
8	<b>Annexure-IV</b>	Schedule Of Requirement and Prices

## **SECTION I**

### **QUALIFYING REQUIREMENT**

#### **1. DEFINITION: -**

“Same or Similar category product”- “630A or above rating Air Circuit Breaker”.

Prequalification Eligibility Criteria: - The bids of only those bidders shall be evaluated who fulfil the minimum qualifying requirements and shall upload the duly signed copy of complete supporting documents in respect of following: -

- i) The bidder should have supplied, installed and commissioned/retrofitted at least one set of “Same or Similar category product” to any of the Central / State Govt. Organization / PSU in India during the period of last seven (07) years ending the last day of month previous to the one in which bid published shall be either of the following documentary evidence
  - a) Three similar completed works costing not less than amount equal to 8.95 lakhs.  
Or
  - b) Two similar completed works costing not less than amount equal to 5.60 lakhs.  
Or
  - c) One similar completed works costing not less than amount equal to 4.50 lakhs.
- ii) In support, the bidder shall furnish copy(ies) of purchase order(s) along with satisfactory Performance Certificate(s) issued by respective Buyer Organization for successful operation for at least one year.

#### **Note 1:-**

- a) Bidder can be OEM itself or its authorized dealer/channel partner/system integrator/service partner.

- b) OEM means any firm dealing with the business of manufacturer of Switchgear Equipment's like ACB, MCCB within India (list of manufacturers as detailed in Annexure-1, S.no 1(a)).
- c) The firm should get complete backing/certification from OEM w.r.t Note-2 (clause a & b) of section-I of this NIT failing which the bid will not be considered.
- d) The above orders and performance documents should pertain to the same Make of Air Circuit Breaker.
- e) The above Order(s) and performance certificate should be uploaded with bid.
- f) In case, the ACBs (including retrofitting if applicable) are supplied along with other items/equipment/Panel in the Purchase Order (submitted for determining experience as per PQR), then the cost of ACBs and its erection/retrofitting should explicitly defined.
- g) If offered model of Air Circuit Breaker has been earlier supplied to BBMB, then BBMB reserves the right to obtain internal performance of that earlier supplied ACB. This internal performance report shall override performance report(s) supplied by bidder.

2. The average annual turnover of the bidder should be Rs. 4.00 Lakhs during their last three consecutive financial years ending 31st march of previous financial year.

The bidder may enclose/upload the following documents for establishment of above said turnover:-

- i) Audited Balance sheet along with Profit loss statements as available on company website, duly Self-Attested by authorized signatory of prospective bidder
- ii) If the above audited statements are not available on the company's website, then the same are to be submitted by the prospective bidder duly certified by the chartered accountant.

-

**Note 2:-**

- a) If the bidder is not the manufacturer, the tender should be accompanied with an authorization letter from the manufacturer/ OEM be furnished. Details such as name, designation, address, e-mail Id and Phone No. required to be furnished along with the bid.
- b) If a dealer submits bid on behalf of the Principal/OEM, the same dealer shall not submit a bid on behalf of another Principal/OEM for the same item/product.

**3. EMD**

Bidders has to submit the EMD in form of Account Payee Demand Draft in the favour of Sr. Accounts Officer, BBMB payable at Chandigarh. 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 working days of Bid End date / Bid Opening date.

**Address for physical submission of EMD (Rs. 11,500/-):**

Superintendent (General Cell),  
 O/O Director/P&D (PPs)  
 Flat No.69, BBMB,  
 SLDC Residential Complex,  
 Industrial Area, Phase-I,

**Note 3: -**

- a) *Non-submission of EMD/proof of EMD before bid opening date may end up in rejection of bid.*

**SECTION II**

**SPECIAL INSTRUCTIONS**

**1. EARNEST MONEY / SECURITY DEPOSIT**

- i) The earnest money furnished by the successful tenderer on whom the purchase order is placed shall be converted into security deposit as a guarantee (to the extent of 1 % of GeM Contract value) for faithful and satisfactory execution of the purchase order upto the warranty period.
- ii) The earnest money/ security deposit taken from the firms under this para shall be forfeited in part or in full under the following circumstances: -
- a) If the tenderer withdraws his tender at any stage during the currency of his validity period, his earnest money shall stand forfeited in full.
- b) If the P.O. has been issued but the supplier refuses to comply with it, the earnest money deposited by him shall be forfeited in full irrespective of the fact whether the Board sustains any loss on account of his default or not. This forfeiture shall be without prejudice to the right of the Board to claim any other damages as admissible under the law as well as to take such executive action against the supplier as blacklisting etc.
- c) Where the purchase order has been accepted but the supplier stops making the supplies after partially fulfilling the purchase order, the security deposit shall be retained and adjusted against any loss that may be caused to the Board through risk purchase from alternative source and/ or any other damage recoverable from the supplier under the terms of the contract.
- d) In the event of a breach of contract in any manner, the security deposit shall be forfeited and adjusted against the claim of the Board on the supplier for any damages or for any loss sustained by the Board on account of such breach.
- e) Security deposit not claimed within three years from the date of completion of purchase order/ contract, including the period of warranty, shall be treated as 'lapsed deposits and no claim for a refund thereof shall be entertained from the supplier/contractor thereafter.
- f) In case documents submitted/uploaded by tenderer are found invalid or incorrect or misrepresenting/concealing any of the facts, then their tender is liable for rejection and EMD shall be forfeited. This forfeiture shall be without prejudice to the right of the Board to claim any other damages as admissible under the law as well as to take such executive action against the supplier such as blacklisting etc.
- iii) For EMD exemption under relevant categories kindly refer to GeM GTC dated 14.07.2025

- 2. Requirement for Bid as per Ministry of Commerce and Industry (DPIIT) order no . P-45021/2/2017-PP (BE-II) dated 15.06.2017 and its further time to time amendments to encourage Make in India shall be applicable in this bid.**

3. **Requirement for Bid** Department of Expenditure Order (Public Procurement No.: 1) Order No.6/18/2019-PPD, Dt: 23.07.2020 and its further time to time amendments.

**Model Certificate (To be furnished by the Bidder)**

"I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India; I certify that this bidder is not from such a country or, if from such a country, has been registered with the Competent Authority. I hereby certify that this bidder fulfils all requirements in this regard and is eligible to be considered.

[Where applicable, evidence of valid registration by Competent Authority shall be attached].

The above said order will not apply to bidders from those countries (even if sharing a land border with India) to which, Govt. of India has extended lines of credit or in which, and the Govt. of India is engaged in development projects (Order Public Procurement No.2)

Any bidder (including its Collaborator/Associate/JDU Partner/JV partner /Consortium Member/ Assignee, wherever applicable) 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. Such registration should be valid for the entire period of bid validity or any extension thereof. However, in case the validity period of registration is less than bid validity period, the Bidder shall be required to submit the extension of the validity period of registration before the opening of price bids, failing which the bid is liable for rejection.

4. The bidder shall furnish an undertaking "*We hereby confirm and declare that we, M/s....., is not blacklisted/de-registered/ debarred by any government department/Public Sector Undertaking/Private Sector/ or any agency for which we have Executed/Undertaken the works/services as on date of the bid placement.*"

\*\*\*\*\*

—

—

3. **Buyer Added Bid Specific ATC**

Buyer uploaded ATC document [Click here to view the file.](#)

**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---**