

**बिड दस्तावेज़ / Bid Document**

| बिड विवरण/Bid Details   |  |
|---|--|
| बिड बंद होने की तारीख/समय /Bid End Date/Time  | 05-06-2026 12:00:00  |
| बिड खुलने की तारीख/समय /Bid Opening Date/Time   | 05-06-2026 12:30:00  |
| बिड पेशकश वैधता (बंद होने की तारीख से)/Bid Offer Validity (From End Date)   | 120 (Days)   |
| मंत्रालय/राज्य का नाम/Ministry/State Name   | Pmo  |
| विभाग का नाम/Department Name  | Department Of Atomic Energy  |
| संगठन का नाम/Organisation Name  | Directorate Of Purchase And Stores   |
| कार्यालय का नाम/Office Name   | Directorate Of Purchase And Stores   |
| कुल मात्रा/Total Quantity   | 29   |
| वस्तु श्रेणी /Item Category   | Industrial Switch (Q3)   |
| वर्षों के अनुभव एवं टर्नओवर से एमएसई को छूट प्राप्त है / MSE Relaxation for Years Of Experience and 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   |
| विक्रेता से मांगे गए दस्तावेज़/Document required from seller  | Certificate (Requested in ATC)<br>*In case any bidder is seeking exemption from Experience / Turnover Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer |
| क्या आप निविदाकारों द्वारा अपलोड किए गए दस्तावेज़ों को निविदा में भाग लेने वाले सभी निविदाकारों को दिखाना चाहते हैं? संदर्भ मेनू है/Do you want to show documents uploaded by bidders to all bidders participated in bid? | 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   | 7  |

| बिड विवरण/Bid Details  |                                   |
|--|-----------------------------------|
| ऑटो एक्सटेंशन अधिकतम कितनी बार किया जाना है। /<br><b>Number of Auto Extension count</b>  | 1                                 |
| 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  | 3 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       | 56121               |

#### 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). | 17                  |

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

DIRECTOR, DPS ACTING ON THE BEHALF OF THE PRESIDENT OF INDIA, DIRECTORATE OF PURCHASE AND STORES.

Department of Atomic Energy, Central Purchase Unit, Vikram Sarabhai Bhavan, Anushakti Nagar, Mumbai, 400094 Ref:- DPS/CPU/04/C3/4900

(.)

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

#### एमआईआई खरीद वरीयता / MII Purchase Preference

|   |   |
|---|---|
| एमआईआई खरीद वरीयता / MII Purchase Preference  | Yes   |
| मेक इन इंडिया विक्रेताओं को खरीद में प्राथमिकता, यदि उनका मूल्य L1+X% तक की सीमा में है / Purchase Preference to MII sellers available upto price within L1+X%  | 20  |
| मेक इन इंडिया खरीद में प्राथमिकता के लिए बिड की मात्रा का अधिकतम प्रतिशत / Maximum Percentage of Bid quantity for MII purchase preference   | 50  |
| सार्वजनिक खरीद (मेक-इन-इंडिया को प्राथमिकता) आदेश 2017 के अनुसार केवल क्लास 1/क्लास 2 के स्थानीय आपूर्तिकर्ताओं को ही भागीदारी की अनुमति है दिनांक 16.09.2020 (समय-समय पर संशोधित एवं लागू) / Allow participation only from Class 1/Class 2 local suppliers as per the Public procurement(Preference to Make-in-india) order 2017 date 16.09.2020(as amended and applicable time to time) | Yes, in compliance with the MII ORDER : DPIIT Order(as amended and applicable time to time) |

#### 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. If the bidder is a Micro or Small Enterprise as per latest orders issued by Ministry of MSME, the bidder shall be relaxed from the eligibility criteria of "Experience Criteria" as defined above subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Experience Criteria, shall upload the supporting documents to prove his eligibility for Relaxation.
2. 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.
3. 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.

4. 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.

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

6. 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.

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

8. 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

## **Industrial Switch ( 29 pieces )**

**(क्रमशः श्रेणी 1 और श्रेणी 2 के स्थानीय आपूर्तिकर्ता के रूप में अर्हता प्राप्त करने के लिए आवश्यक/Minimum 50% and 20% Local Content required for qualifying as Class 1 and Class 2 Local Supplier respectively)**

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

**[\\* जेम कैटेगरी विशिष्टि के अनुसार / As per GeM Category Specification](#)**

| विवरण/Specification                    | विशिष्टि का नाम /Specification Name                                  | बिड के लिए आवश्यक अनुमत मूल्य /Bid Requirement (Allowed Values) |
|--|--|---|
| Generic Parameter                      | <b>Type of Switch</b>  | L2 Managed  |
| Technical Specifications               | Management Protocol  | SNMP v1/v2/v3   |
|  | <b>Technology</b>  | PoE+, PoE   |
|  | <b>Number of 10 G Copper Ports</b>                                   | 0.0 Or higher   |
|  | <b>Number of 1G Copper Ports</b>                                     | 8.0 Or higher   |
|  | <b>Time Synchronization IEEE1588v2</b>                               | Yes   |
|  | Security Feature   | 802.1x  |
|  | <b>Basic Protocol</b>  | GVRP  |
|  | <b>Console Port</b>  | Yes   |
|  | <b>MAC Address table(Thousand)</b>                                   | 8.0 Or higher   |
|  | <b>Fanless design</b>  | Yes   |
|  | <b>Automation Profiles : Profinet v2.33 &amp; Modbus/TCP</b>         | No  |
|  | PoE Power Budget ( Watt )  | 300.0 Or higher   |
|  | QoS  | Queue Handling: Strict, WRR                                     |
|  | <b>Installation</b>  | DIN rail  |
|  | <b>Dual power input for redundant power supplies ( from day one)</b> | Available   |
|  | <b>IPv6 Ready from day one</b>                                       | Yes   |
|  | <b>Power Input Option</b>  | AC-DC   |
|  | <b>Reverse Polarity Protection</b>                                   | Yes   |
|  | <b>Basic Layer-2 Protocol</b>  | IEEE 802.1 Q  |
|  | <b>No of 1 G SFP Port (Uplink)</b>                                   | 4.0 Or higher   |
| <b>Housing</b>                         | IP40-rated Metal   |   |
| <b>Additional Slot for No of Ports</b> | 0.0 Or higher  |   |
| Environment                            | Operating Humidity (RH)(%)   | 10% to 95%  |
|  | <b>Operating Temperature Range (Degree C)</b>                        | -40 deg C-75 deg C (-4 deg F~1 58 deg F)                        |
| Additional Features                    | <b>on Site OEM Warranty</b>  | 3, 5 Or higher ( <b>year</b> )                                  |
| Certification & Standards              | <b>Certifications</b>  | RoHS  |

**Additional Specification Parameters - Industrial Switch ( 29 pieces )**

| Specification Parameter Name  | Bid Requirement (Allowed Values)   |
|---|--|
| 1) Relay output 24VDC 1A ; 2) Switching capacity non blocking (Gbps)                                    | 1) Relay output 24VDC 1A : 2 ; 2) Switching capacity non blocking (Gbps) :96   |
| 3) Throughout (MPPS) ; 4) Console port RS -232  | 3) Throughout (MPPS) : 71.4 ; 4) Console port RS -232 : Available  |
| 5) Redundant power supply (type) ; 6) Console port type   | 5) Redundant power supply (type) : external ; 6) Console port type : RJ-45   |
| 7) Redundant Power supply (from one day ) ; 8) No of 10 G SFP + Port (Uplink)                           | 7) Redundant Power supply (from one day ) : Supported 8) No of 10 G SFP + Port (Uplink) : 4  |
| 9) Certifications and standards : a) Environmental ; b) Certifications ; c) MTBF ; d) Safety ; e) EMS ; | 9) following : a) Environmental : ROHS II ; b) Certifications : ROHS ; c) MTBF : 175200 Hrs ; d) Safety : UL 60950-1 ; e) EMS : IEC 61000-4-2 ESD. |

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

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

| क्र.सं./S.N<br>o. | परिषिती/रिपोर्टिंग<br>अधिकारी /Consignee<br>Reporting/Officer | पता/Address   | मात्रा /Quantity | डिलीवरी के दिन/Delivery<br>Days |
|-------------------|---|---|------------------|---------------------------------|
| 1                 | Rupali Pankaj Patil   | 400085,Material Receipt Cell<br>(MRC), North Gate, Central<br>Stores Unit, BARC, TROMBAY,<br>MUMBAI | 29               | 90                              |

**Special terms and conditions-Version:2 effective from 16-02-2026 for category Industrial Switch****1. Special Terms & Conditions**

This category pertains to products covered under the Mandatory Testing and Certification of Telecom Equipment (MTCTE) regime notified by the Telecommunication Engineering Centre (TEC), Department of Telecommunications (DoT) ([www.tec.gov.in](http://www.tec.gov.in)), vide the Indian Telegraph (Amendment) Rules, 2017. Sellers shall ensure compliance with the MTCTE certification against the applicable Essential Requirements (ER) for the model offered on the Government e-Marketplace (GeM) portal. Procuring authorities shall verify compliance of the procured model with the applicable ERs issued by TEC under MTCTE.

The products under this category have an associated TEC GR (Reference: Gazette notification issued by Department of Telecommunications regarding Public Procurement (Preference to Make in India) Order 2017- Notification of Telecom Products, Services or Works issued by dated the 21st October, 2024). The seller shall ensure compliance with the TEC GR (<https://www.tec.gov.in/standards-specifications> - accessed by GeM on 13.02.26) as applicable at the time of supply, apart from compliance to the GeM specifications. The buyer shall ensure that the product received is in accordance with TEC GR compliance requirements also.

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

### 1. **Scope of Supply**

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

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

Buyer Added text based ATC clauses

REF : DPS/CPU/04/C3/4900/PT

1)Vehicles with GPS facility will not be allowed entry inside purchaser's premises. In view of the above, the consignments should be dispatched only through vehicles without GPS system.

2)THE ORDERED ITEM SHALL BE SUPPLIED TO THE RESPECTIVE STORES ONLY ON WORKING DAYS AND BETWEEN 10:00 HOURS TO 16.00 HOURS EXCLUDING SATURDAYS, SUNDAYS AND PUBLIC HOLIDAYS. THE SUPPLIER SHALL GIVE ADVANCE INTIMATION TO THE CONSIGNEE THROUGH EMAIL BEFORE DELIVERING THE MATERIAL.

3)PSDBG SHALL BE SUBMITTED BY SELLER TO THE BUYER WITHIN 15 DAYS OF AWARD OF CONTRACT ON GEM. HARD COPY OF EPBG TO BE SENT TO ASSISTANT PURCHASE OFFICER, DESPATCH SECTION, DIRECTORATE OF PURCHASE AND STORES, DEPARTMENT OF ATOMIC ENERGY, CENTRAL PURCHASE UNIT, VIKRAM SARABHAI BHAVAN, ANUSHAKTI NAGAR, MUMBAI, 400094.

#### 4) EMD SUBMISSION :

EMD SHALL BE SUBMITTED TO: ASSISTANT PURCHASE OFFICER, DESPATCH SECTION, VIKRAM SARABHAI BHAVAN, CENTRAL PURCHASE UNIT, 1ST FLOOR, VIKRAM SARABHAI BHAVAN, ANUSHAKTINAGAR, MUMBAI-400 094.

5) Bidder must go through the complete technical specifications uploaded along with the bid and participate accordingly.

6) In order to avoid the rejection of offer/quotation submitted, bidders are advised to submit the bid without mentioning any price or mentioning of any taxes, levies, duties as quotations are inclusive of all.

#### 7) WARRANTY :

Warranty period of the supplied products shall be 1 years from the date of final acceptance of goods or after completion of installation, commissioning & testing of goods (if included in the scope of supply), at consignee location. The seller should guarantee the rectification of goods in case of any break down during the guarantee period.

8) The bank guarantee should be obtained from the State Bank of India or any one of the Nationalized scheduled banks as appearing in second schedule of RBI(Other than co-operative banks and Gramin banks) on non judicial stamp paper of appropriate value.

#### 9) POST SUPPLY INSPECTION :

Post supply inspection in respect of supplies made is not permitted. Any offer containing of post supply inspection will be out-rightly rejected.

10)The Class - I local supplier / Class - II local supplier shall be required to indicate percentage of local content along with break-up of value addition made and provide self-certification that the item offered meets the local content requirement along with offer. They shall also furnish the details of break-up of the location(s) at which the local value addition is made. (Annexure - XI enclosed).

11)Bidder registered with NSIC under Single Point Registration Scheme and uploading valid NSIC certificate are exempted from furnishing Bid Security.

12)Annexure-X :

The successful bidder is required to maintain hindrance register for reporting hindrance if any, while executing the work, as per the attached Annexure-X. The successful shall get record of hindrances in the hindrance register approved/endorsed by Purchaser. Such hindrance in the work endorsed by the Purchaser shall only be taken into consideration for granting delivery period extension.

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

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

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

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

PAY & ACCOUNTS OFFICER, DPS  
payable at  
V S BHAVAN, ANUSHAKTINAGAR, MUMBAI - 400094

Bidder has to upload scanned copy / proof of the DD along with bid and has to ensure delivery of hardcopy to the Buyer within 5 days of Bid End date / Bid Opening date.

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

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

PAY & ACCOUNTS OFFICER, DPS  
payable at  
V S BHAVAN, ANUSHAKTINAGAR, MUMBAI - 400094

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

## **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---**