

Tender No. C-2(b)/RC/0700/4626/2020

CENTRAL ELECTRONICS LIMITED
(A Public Sector Enterprise)



TENDER DOCUMENT

FOR

**SELECTION OF AGENCY FOR CONDUCTING SOLAR PV
TRAINING COURSES**

Tender No. C-2(b)/RC/0700/4626/2020

Dated: 03 September 2020

Assistant General Manager (MMD)
Central Electronics Limited,
4, Industrial Area, Saur Urja Marg
Sahibabad – 201 010 (UP) INDIA
Tel. No. 0091-120-2895126 Fax No. 0091-120-2895147
Email: mmd@celindia.co.in Website: www.celindia.co.in

Tender No. C-2(b)/RC/0700/4626/2020



CENTRAL ELECTRONICS LIMITED

(A Public Sector Enterprise)

4, Industrial Area, Saur Urja Marg, Sahibabad – 201 010 (UP) INDIA

Tel. No. 0091-120-2895145 Fax No. 0091-120-2895148

Email: mmd@celindia.co.in Website: www.celindia.co.in

TENDER NOTICE

Tender Notice No. C-2(b)/RC/0700/4626/2020

Date: 03-09-2020

Central Electronics Limited invites ONLINE (Technical & Financial) from eligible bidders which are valid for a minimum period of 180 days from the date of opening for **“Selection of Agency for Conducting Solar PV training courses at CEL”**

Scope of Work	Selection of Agency for Conducting Solar PV training courses at CEL
Earnest Money Deposit	Rs. 10,000/- (Rupees Ten Thousand Only)

Interested parties may view and download the tender document containing the detailed terms & conditions, free of cost from the website www.eprocure.gov.in and www.celindia.co.in

Bids are to be submitted ONLINE only.

Please see document control sheet at Annexure-1

For CENTRAL ELECTRONICS LIMITED

Sd-

**Assistant General Manager
Materials Management Division**

Important Instructions: -

1. The following documents/Annexures are part of tender document:
 - a. Tender notice
 - b. Document control sheet Annexure-1
 - c. Scope of Work Annexure 'A'
 - d. Eligibility criteria Annexure 'I'
 - e. Financial/Price Bid Format (as per BOQ) Annexure 'II'
 - f. Documents comprising the Tender Annexure 'III'
 - g. Format for submission of Vendor Data Annexure 'IV'
 - h. Tender acceptance letter Annexure 'V'
 - i. Format for undertaking for de-barring/blacklisting Annexure 'VI'
 - j. Commercial Terms & Conditions Annexure 'B'
2. Bids shall be liable to be rejected if there is/are any deviation(s) from the specifications/requirements.
3. Escalation in price (except where price variation clause is applicable), deviation from delivery schedule, terms and conditions will not be permitted in your Bid.
4. Bidder who is Micro & Small Enterprise should enclose copy of valid Certificate of Registration with DIC or KVIC or KVIB or Coir Board or NSIC or DHH or any other body specified by Ministry of Micro, Small and Medium Enterprises, Govt. of India to avail benefits under the "Public Procurement Policy for Micro & Small Enterprises (MSEs) Order 2012".
5. Incomplete Bids are liable to be rejected.
6. **Any deviations whether technical or commercial stated anywhere in the bid shall not be taken into account and may render the bid non-responsive and liable to be rejected.**
7. Vendor Data should be submitted in the **Format for submission of Vendor Data** as per Annexure 'IV'.
8. Bids should be submitted ONLINE only.

Following to be submitted in your bid:

- a) Technical
 - i) Earnest Money Deposit RTGS/NEFT acknowledgement or the documents for exemption from submission of EMD.
 - ii) Documents required as per eligibility criteria given in the tender.
 - iii) Filled up format for submission of vender data as per Annexure-IV
 - iv) Tender acceptance letter as per format at Annexure-V
- b) Financial Bid: Financial bid to be filled ONLINE in the separate BOQ file.

Document Control Sheet & Important dates

Tender Reference No.	C-2(b)/RC/0700/4626/2020
Name of Organization	Central Electronics Limited
Tender Type (Open/Limited/EOI/Auction/Single)	Open
Tender Category (Services/Goods/works)	Services
Type/Form of Contract (Work/Supply/ Auction/Service/Buy/Empanelment/Sell)	Service
Payment Mode (Online/Offline)	Online

Date of Issue/Publishing	03/09/2020 (15:00 Hrs)
Document Download/Sale Start Date	03/09/2020 (18:00 Hrs)
Document Download/Sale End Date	22/09/2020 (14:30 Hrs)
Bid submission Start Date	03/09/2020 (18:00 Hrs)
Last Date and Time for Submission of Bids	22/09/2020 (14:30 Hrs)
Date and Time of Opening of Bids	22/09/2020 (15:00 Hrs)

THIS IS AN OPEN TENDER

BIDS ARE TO BE SUBMITTED ONLINE ONLY.

ELIGIBILITY CRITERIA FOR BIDDER: Given in Annexure-I

DISCLAIMER

1. Though adequate care has been taken while preparing the Tender document, the Bidders shall satisfy themselves that the document is complete in all respect. CEL shall not be responsible for the same.
2. Central Electronics Limited (CEL) reserves the right to modify, amend or supplement this document.
3. While this tender document has been prepared in good faith, neither CEL nor their employees or advisors make any representation or warranty, express or implied, or accept any responsibility or liability, whatsoever, in respect of any statements or omissions herein, or the accuracy, completeness or reliability of information, and shall incur no liability under any law, statute, rules or regulations as to the accuracy, reliability or completeness of this document, even if any loss or damage is caused by any act or omission on their part.

Place: Sahibabad

SEPTEMBER 2020

TENDER NOTICE

TENDER is being invited from Agencies with experience in conducting skill development professional training courses for conducting Solar PV Training Courses for Central Electronics Limited, 4, Industrial Area, Saur Urja Marg, Sahibabad-201010(UP) INDIA.

A-INTRODUCTION:

Central Electronics Limited (CEL) is a Government of India enterprise under Department of Scientific & Industrial Research (DSIR), Ministry of Science & Technology. CEL is a pioneer in the country in the field of Solar Energy and has developed state of the art production technology indigenously with own R & D efforts. CEL solar products have been qualified to **International Standards EC503/ IEC 61215/ IEC 61730-1&2/ IEC 61701.**

CEL has contributed significantly towards “National Solar Electrification Programme” for last 39 years. CEL is also a regular exporter of solar products to European, African and Asian countries.

CEL has developed a number of products for the first time in the country through its own R&D efforts and in close association with the premier National & International Laboratories including Defense Laboratories. In recognition of all these efforts, CEL has been awarded a number of times with prestigious awards including “National Award for R&D by DSIR”.

CEL has established labs, classrooms, provided office space area for all connected staff and established solar technology park where participants get hands on practical training on different solar PV applications such as solar tree, solar pole, solar rickshaw, dusk to dawn pole lights, rural applications of Submersible pumps, rural & urban area/solar integrated roof top and ground mounting photovoltaic system in various modes of application. This unique facility is one of the first in the country and has been established to provide comprehensive practical training to the trainees on various SPV applications so that they are sufficiently skilled to take up the job or start their own venture in solar business.

Training is to be designed with the objective of developing the skills of the participants in tapping solar energy, understanding its engineering design, maintenance and related equipment details, its applications in On-grid and Off-grid systems.

Annexure 'A'

B- SCOPE OF WORK AS PER TENDER REQUIREMENT

Central Electronics Limited, Sahibabad is interested in entering into an agreement with an agency to conduct Solar PV training courses for CEL. CEL has very excellent infrastructure with latest training equipment and tools. The indicative Scope of Work, but not limited to, for the Agency is as under:

1. Redesign the training programs as per the training modes finalized with CEL.
2. Redevelop course materials in hard copy, softcopy, PPTs and video forms.
3. Outreach for participant's enrollment with publicity of the courses through media of their choice i.e. personal contact, print, digital and social media.
4. Selection of faculty in consultation with CEL. CEL internal faculty may also be used as per the agreed terms.
5. Making available the faculty at appropriate time as per the requirements of the course.
6. Conduct the courses as per the agreed schedules.
7. Assistance in placement of the participants.

The agency shall be free to conduct trainings in any mode i.e. offline morning/ evening part time, offline full day course, online course with offline practical's and fully online course etc.

Interested agencies are requested to submit their proposal in prescribed format along with all supporting documents/ credentials at the office of Assistant General Manager (MMD).

1. Process before submission of Tender document:-

Raising of queries/clarifications on Request for Tender document: The applicants requiring any clarification on this document should submit their written queries with Tender details to the following email(s), spvmarketing@celindia.co.in, rkrai@celindia.co.in, harishverma@celindia.co.in.

- a) **Modification in Request for Tender document:** At any time prior to the deadline for submission of Tender, CEL may modify any part of this document. Such change(s) if any may be in the form of an addendum/corrigendum and will be uploaded in CEL's website <https://www.celindia.co.in> and etenders.gov.in. All such change(s) will automatically become part of this Tender and binding on all applicants. Interested applicants are advised to regularly refer the above URLs.

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- b) **Pre-submission Meeting:** No formal Pre-Submission meeting has been planned for this Tender. However, in case of any clarifications needed, they may send their clarifications on mail.
- c) **Submission of Tender:** The applicants may submit the Tender as per Tender Schedule. The CEL may ask applicants for clarifications or additional documents/ credentials at its discretion. Clarifications (if any) will be e-mailed to the applicants.
- d) All pages of the Tender should be signed by only the authorized person(s) of the company/firm. Any interlineations, erases or overwriting shall be valid only if the person(s) signing the Tender authenticates them. The Tender should bear the rubber stamp of the applicant on each pages except for the un- amendable printed literature.

INFORMATION AND INSTRUCTIONS FOR BIDDERS:

1.0 General:

- a) All information regarding the various enclosures should be listed in a covering letter.
- b) Each page of the Tender document must be signed by the authorized signatory of the firm.
- c) All information required as mentioned in Annexure-I should be furnished by the Bidder. If for the reason not mentioned, any information is to be provided in a separate sheet and this fact should be mentioned against the relevant point. If no information is to be provided, a 'NIL or 'no such case' entry should be made. If any particular/query is not applicable in case of the BIDDER it should be stated as NA or Not Applicable.
- d) The BIDDERS may furnish any information, which if he feels necessary to establish his capability and helpful in completing envisaged work.
- e) If any information furnished by the BIDDERS is found to be incorrect either immediately or at a later date it would render him liable to their termination of the contract at their risk and cost.
- f) The Tender document duly completed and signed should be submitted in a sealed cover super scribing "Tender for Selection of Agency for Conducting Solar PV Training Courses."

2.0 Definitions:

In this document the following abbreviations and expressions have the meaning hereby assigned to them as follows:

- a) **CEL:** means CENTRAL ELECTRONICS LIMITED, 4, INDUSTRIAL AREA, SAHIBABAD.
- b) **BIDDER/PARTY:** means the individual, proprietary firm, firm in partnership, limited company private or public or corporation.
- c) **Tender:** means Tender for selection of agency for conducting Solar PV training courses.
- d) Final Decision Making Authority CEL reserves the right to accept or reject any application and to finalize the pre- qualification process and reject all applications at any time, without assigning any reason or incurring any liability to the BIDDER.

3.0 Bids

a) The bidders should submit a 3 year business plan for the sustainable growth of the training as a separate business. The plan should cover, but not limited to, the following -

- I. Credentials of the promoters
- II. Past track record
- III. Current and past financials
- IV. Management team
- V. Outcome : Minimum 2000 candidates to be trained over a period of 3 years with commitment of placement and/ or setting up own business of minimum 70% as below-

Quarter Year	Minimum No. of Candidates
Q1Y1	100
Q2Y1	100
Q3Y1	150
Q4Y1	150
Q1Y2	150
Q2Y2	150
Q3Y2	200
Q4Y2	200
Q1Y3	200
Q2Y3	200
Q3Y3	200
Q4Y3	200

In year 1 Minimum no. of candidates trained should be 500.

In year 2 Minimum no. of candidates trained should be 700

In year 3 Minimum no. of candidates trained should be 800.

- VI. Business model to achieve the above Business to include the fees to be charged from participants for the various modes of training i.e. offline morning/ evening part time, offline full day course, online course with offline practicals and fully online course
- VII. Robustness of model.

b) The bidders should submit the financial bid in the separate BOQ file online.

- I. The bidder should quote percentage revenue share in fee which CEL shall hold from the fee payments received from the participants.
- II. Bidders are also required to quote the minimum guaranteed revenue to CEL yearwise. Bidders shall be required to submit BG valid for 12 months for this amount at the commencement of each year training.

- c) The bidders Net Present Value for the minimum guaranteed revenue for 3 years shall be calculated- NPV Calculation is as per below.

$$NPV = \frac{\text{Cash flow}}{(1+i)^t}$$

where:

i = Required return or discount rate

t = Number of time periods

Examples Using NPV

Many projects generate revenue at varying rates over time. In this case, the formula for NPV can be broken out for each cash flow individually. For example, imagine a project that costs zero initial investment and will provide three cash flows of Rs500, Rs300, and Rs800 over the next three years. Assume there is no salvage value at the end of the project and the required rate of return is 10%. The NPV example is calculated as follows:

$$NPV = \frac{Rs500}{(1+0.10)^1} + \frac{Rs300}{(1+0.10)^2} + \frac{Rs800}{(1+0.10)^3}$$
$$=Rs 1303.53$$

4.0 Successful Bidder

- a) Based on the price bid quoted by the bidders, CEL shall arrange the bids in the descending order i.e. H1, H2, H3, ___ and so on (H1 being the highest quote).
- b) Bidder offering highest NPV shall be declared the successful bidder (H1).
- c) All the technically qualified bidders shall be asked to match the quote of successful bidder. All such bidders accepting the quote of successful bidder, shall be empanelled as agency for conducting solar PV training courses.

5.0 Payment

All the fees shall be received by CEL and shall be paid to the bidder within 7 days after deduction of the CEL dues.

6.0 Agreement

An agreement between Successful bidder and CEL may be signed as per CEL terms and conditions.

7.0 Other Information:

- a) CEL has the sole discretion to accept/reject one/all bids without assigning any reason whatsoever.
- b) CEL also reserves the rights to accept/reject any offer at any stage of the process and/or modify the process or any part thereof or to vary terms at any time without giving any reason.
- c) Even though BIDDERS may satisfy the above requirement, he would be liable to disqualification if it has:
 - Made misleading or false representation or deliberately suppressed the information in the forms, statements and enclosures required in the Tender pre- qualification document.

8.0 JURISDICTION

Courts in Delhi shall have exclusive jurisdiction in case of any dispute arising out of this Tender.

Annexure – I**Eligibility Criteria**

Sr. No.	Criteria of Evaluation	Compliance (Yes/No)	Documents Submitted in the Tender
1	The Bidder should be a body incorporated in India under the Companies Act, 1956 or 2013 including any amendment thereto.		Copy of certificate of incorporation.
2	The bidder must have experience of conducting skill based technical job oriented trainings for last three years.		Details of trainings completed with proof. Relevant Certificates to be provided.
3	Turnover–Minimum average turnover of 50 lakhs p.a. in last 3 financial years i.e. 2017-18, 2018-19, 2019-20.		Balance sheets and profit and loss account for the 3 financial years and ITRs for 3 years.
4	Resource availability		Following manpower on fulltime rolls of the bidder is mandatory- <ol style="list-style-type: none"> 1. Two faculty with solar training/ project experience. 2. One technical writer with solar background. 3. One resource with minimum 5 years of experience in management of skill based technical trainingsrelevant undertaking to be provided
5	The company/firm should not have been debarred / blacklisted declared ineligible for corrupt and fraudulent practices by the Govt. of India /State Governments /Regulatory Agencies/ PSU/ Private Company.		Duly notarized self-certificate on letter head of the bidder as per the format given in tender to be submitted. (Annexure-VI)

Annexure- II

Financial Bid Format

(To be submitted online in separate BOQ File)

S.No.	Year	Percentage Revenue Share in fee per student	Minimum Guaranteed Revenue in the year
	Year 1		
	Year 2		
	Year 3		
	NPV @ 10/%		

Financial Bid to be filled ONLINE in separate BOQ file

Financial bids are to be quoted inclusive of all Applicable Taxes and duties.

Yours faithfully

Date:
.....

Signature of the Authorised signatory:

Place:

Name

Business Address:

Designation:

Country of Incorporation:

(Common Seal)

(State or Province to be indicated)

Annexure – III

Documents Comprising the Tender: The Tender should be accompanied by the following documents.

(Check List)

Sr. No	Document Required	Submitted (Yes/No)
1	Submit Tender along with Corrigendum (if any at the time of submission of proposal) dually signed and stamped on each page to confirm acceptance of all T&Cs.	
2	EMD	
3	Filled Forms against Submission of Tender (As per, Annexure IV and Annexure V)	
4	Copy of certificate of incorporation (as per Annexure I)	
5	Copy of GSTN registration (As per, Annexure IV)	
6	Copy of PAN Card (As per, Annexure IV)	
7	MSME Registration Information (as per Annexure IV)	
8	Authorization Letter of the individual authorized to act for the organization. (As per, Process before submission of Tender)	
9	Details of completed trainings	
10	ITRs, Balance sheets and P &L account for last 3 financial years.	
11	Details of resources available	
12	Undertaking regarding no debaring/ blacklisting as per format given in Annexure VI	
13	3 year business plan document.	
14	Any other information considered necessary but not included above.	

Annexure – IV**Format for submission of Vendor Data**

1	Name of Company	
2	Registered Address	
	Phone / Mobile No.	
	Fax No.	
	Name of Proprietor/ CEO/Chairman	
	Phone / Mobile No.	
	Email Id.:	
3	Company Address:	
	Phone / Mobile No.	
	Fax No.	
	Email Id.:	
4	Delhi/NCR Address (if any)	
	Phone / Mobile No.	
	Fax No.	
	Email Id.:	
5	Correspondence Address	
6	Name of contact Person	
	Designation	
	Phone / Mobile No.	
	Fax No.	
	Email Id	
7	GST related information	
7.1	GST No.	
8	Income Tax related information	
8.1	PAN No.	
8.2	PAN reference no. (in case PAN applied for)	
8.3	PAN status (in case PAN applied for)	

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9	Registration No. with Directorate of Industries	
10	SSI/MSE registration no. (if Small Scale Industrial Unit)	(Please enclose certificate from DIC/NSIC along with Certificate from registered CA with value of plant and machinery)
10.1	*Is MSE/SSI is owned by ST/SC?	Yes / No (If Yes please enclose relevant certificate as proof)
10.2	*Is MSE/SSI is owned by woman?	Yes / No (If Yes please enclose relevant certificate as proof)
11	Bank related information	
11.1	Bank Name	
11.2	Branch Name	
11.3	Bank address	
11.4	Bank Phone No.	
11.5	Bank fax No.	
11.6	Bank MICR code (9 digit)	
11.7	RTGS-IFSC Code	
11.8	Account Type	
11.9	Account No.	
11.10	Swift Code	

*Must be answered invariably

Correspondence with respect to this tender may be addressed to Mr/Ms.....at email.....and mobile no.....

I/We accept that CEL may send SMS and /or email regarding this tender/any other tender, award of contract, order(s) and/or any other information on any/all mobile nos. mentioned in this vendor data sheet.

I/We certify that the information given herein is correct to the best of my knowledge and belief.

Signature of Proprietor /CEO/Chairman
Seal of the company/concern

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Annexure –V

Tender No. C-2(b)/RC/0700/4626/2020

TENDER ACCEPTANCE LETTER
(To be given on Company's Original Letter Head)

Date:

To,

Sub: Acceptance of Terms & Conditions of Tender.

Tender Reference No: C-2(b)/RC/0700/4626/2020

Name of Tender / Work: -

Dear Sir,

1. I/ We have downloaded / obtained the tender document(s) for the above mentioned 'Tender/Work' from the web site(s)namely:

as per your advertisement, given in the above mentioned website(s).

2. I/ We hereby certify that I / we have read the entire tender document along with technical specifications and terms & conditions of the tender documents from Page No.

_____ to (including all documents like annexure(s), schedule(s), etc .), which form part of the contract agreement and I / we shall abide hereby by all the terms / conditions / clauses contained therein.

3. The corrigendum(s) issued from time to time by your department/ organization too have also been taken into consideration, while submitting this acceptance letter.

4. I / We hereby unconditionally accept all the technical specifications and terms and conditions of t h e above mentioned tender document(s) /corrigendum(s) in its totality /entirety.

5. In case any provisions of this tender are found violated , then your department/ organization shall without prejudice to any other right or remedy be at liberty to reject this tender/bid including the forfeiture of the full said earnest money deposit absolutely.

Yours Faithfully,

(Signature of the Bidder, with Official Seal)

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Annexure –VI

UNDERTAKING

(To be submitted duly notarized self-certificate on company's letter head by an authorized person of the bidder's company/firm not below the rank of Director)

We, M/s.....hereby give undertaking that our firm have not been debarred/blacklisted/defaulted by any State Govt. Dept/Govt. of India, agency, PSUs/Corporate(s)/institution/agencies/any funding/partner agency/autonomous organizations/private companies and there is no legal disputes/civil/criminal case/complaint is pending against us.

Date:
Place:
Seal:

Signature of Authorized Person
Name
Designation:

Commercial Terms and Conditions:

1.	This is an open tender. Eligible bidders qualifying the eligibility criteria may submit their ONLINE BID as described in the tender. Bids having deviation from our specifications, terms & conditions would be rejected.
2.	Basis of price: Prices should be submitted inclusive of applicable taxes and duties.
3.	In a tender either the Indian agent on behalf of the Principal/OEM or Principal/OEM itself can bid but both cannot bid simultaneously in the same tender. If an agent submit bid on behalf of the Principal/OEM, the same agent shall not submit a bid on behalf of another Principal/OEM in the same tender. Agent quoting on behalf of OEM /Principal shall submit valid authorization certificate along with their offer. The Principal OEM should not be from any country restricted by Public Procurement Division, Department of Expenditure, Ministry of Finance, Government of India vide OM No.6/18/2019-PPD dated 23 July 2020 inserting Rule 144 (xi) in GFR 2017. Further, OM No.6/18/2019-PPD dated 23 July 2020 and Annexures thereto shall be fully applicable to this tender. NOT APPLICABLE
4.	GST: To be included in the financial bid.
5.	Delivery Schedule: Three Years
6.	Payment terms: As given in Annexure 'A'.
7.	Guarantee/Warranty: NOT APPLICABLE
8.	Performance bank guarantee: As given in Annexure 'A'.
9.	Price reduction for delayed delivery: In the event of delay in affecting the delivery within agreed period, a reduction in the price shall be levied @ 0.5% of the total order value per week or part thereof subject to maximum of 10% of the total order value based on the LD Policy of CEL. NOT APPLICABLE
10.	Inspection: NOT APPLICABLE
11.	Price variation Clause: Price variation would not be permitted and Bids having Price variation clause would be rejected.
12.	Validity of offer: The Bid/tender/bid submitted by the bidder/supplier shall be valid for a minimum period of 180 days from date of opening.
13.	Insurance: Insurance of material/ equipment/ etc. covering loss or damage occurring while in transit from the supplier's stores until arrival at CEL stores will be in the scope of supplier. NOT APPLICABLE
14.	Any corrections/alterations in the tender/Bid/bid are to be duly signed by the bidder. CEL does not take any responsibility for delay in receipt or non-receipt or loss of tender(s) in transit.
15.	Earnest Money Deposit: An amount of ₹10,000/- to be submitted by every bidder as Earnest Money Deposit through RTGS/NEFT with the bid. No interest shall be payable on the earnest money deposit. The earnest money may be deposited into CEL's account with CANARA BANK. The details of account are as below: Beneficiary Name: Central Electronics Limited Beneficiary Account Number/IBAN: 87761250000014 Beneficiary Bank SWIFT Address/BIC: SYNBINBB161 Beneficiary Bank Name: CANARA BANK (IFSC: SYNB0008776) Bank Address: CEL Complex, Sahibabad 201010 Exemption from submission of EMD: Micro & Small Enterprise registered with DIC or KVIC or KVIB or Coir Board or NSIC or DHH or any other body specified by Ministry of Micro, Small and Medium Enterprises, Govt. of India are exempted from submission of EMD subject to submission of valid registration certificate with technical bid.

	<p>The Earnest Money Deposit (after deduction of bank charges, if any) of unsuccessful bidders/tenderers will be refunded within one month of finalization of tender. The earnest money of successful bidder would be converted into security deposit and would be returned (after deduction of bank charges, if any) to the bidder after receipt of Bank Guarantee towards guaranteed revenue.</p> <p>In case the successful bidder is exempted for submitting the EMD as described above, successful bidder has to submit Rs. 10,000/- as Security Deposit within seven (7) days from the date of order. If security deposit is not received from successful bidder within seven (7) days from the date of order, CEL reserves the right to cancel the order and blacklist the successful bidder at their risks and costs with wide publicity including uploading on CEL's website. No justification for delay will be entertained.</p>
16.	<p>CEL reserves the right to reject any or all tenders/Bids/bids received or accept any or all tenders/Bid/bids wholly or in part. Further, CEL reserves the right to order a lesser quantity without assigning any reason(s) thereof. CEL also reserves the right to cancel any order placed on the basis of this tender in case of strike, accident or any other unforeseen contingencies causing stoppage of production at CEL or to modify the order without liability for any compensation and or claim of any description.</p>
17.	<p>Submission of Tender: ONLINE Bids in Two Packet System to be submitted before 14:30 hours on 22.09.2020. Bids should be submitted ONLINE only in TWO part. Following are to be submitted in the bid:</p> <ul style="list-style-type: none"> a) Technical <ul style="list-style-type: none"> i) Earnest Money Deposit RTGS/NEFT acknowledgement or the documents for exemption from submission of EMD. ii) Documents required as per eligibility criteria given in the tender. iii) Filled up format for submission of vender data as per Annexure-IV iv) Tender acceptance letter as per format at Annexure-V b) Financial Bid: Financial bid to be filled ONLINE in the separate BOQ file.
18.	<p>Opening of Tenders: Technical bids will be opened on 22.09.2020 at 1500 hrs (IST). Price bids of technically qualified bidders shall be opened after technical evaluation.</p>
19.	<p>Technical Clarifications: Bidders desiring any technical clarification may contact Asstt. General Manager (BD), Central Electronics Limited, 4, Industrial Area, Sahibabad – 201010 Phone No. 0120-2895126 Fax: 0120-2895148 email: spvmarketing@celindia.co.in, rkrai@celindia.co.in, harishverma@celindia.co.in. However, the tender submission and opening dates would remain unchanged.</p>
20.	<p>In case an order placed by the CEL based on the Bid/tender submitted by the bidder/supplier is not executed by the supplier/bidder, CEL may buy the ordered goods/services from elsewhere and recover the additional amount that CEL may have to spend in procuring the stores/services plus 10% to cover the overhead & incidental expenses.</p>
21.	<p>Banning of Business Dealings: CEL reserves the right to ban the business dealings of the supplier/bidder as per CEL's "Policy on banning of business dealings" available on CEL website (www.celindia.co.in).</p>
22.	<p>Replacement of Rejected Material: Any material supplied against order placed on the basis of this tender and found to be defective on inspection or differing from approved samples or make or specifications will be replaced by the supplier free of cost or full refund made for the amount paid by Central Electronics Limited including freight and insurance and other incidental charges at CEL's discretion. NOT APPLICABLE</p>

23.	<p>Arbitration: All the disputes, difference controversies/ difference of opinions, breach and violation arising from or related to this agreement between the parties, then the same shall be resolved by mutual discussion /reconciliations in good faith. If disputes, difference controversies /difference of opinions , breach and violation arising from or related to this agreement cannot be resolved within 30 days of commencement of reconciliations / discussions then the matter shall be referred to the sole arbitrator, nominated by CMD CEL, for this purpose and his/her decision shall be final binding on both the parties. The cost of arbitration, if any shall be shared equally between the parties.</p> <p>The arbitration proceedings shall be conducted by the Arbitral Tribunal in accordance with the provisions of the Arbitration & Conciliation Act, 1996 as amended from time to time. The place of arbitration shall be Delhi and language of such arbitration proceedings shall be in English.</p> <p>All disputes relating to this agreement shall be subject to jurisdiction of the courts at Delhi only.</p>
24.	<p>DISPUTE RESOLUTION CLAUSE- In case the bidder is a Ministry or its departments/subordinate offices/attached offices or an autonomous or a statutory body, then any dispute arising out of this tender, between such bidder and CEL, shall be resolved as per Administrative Mechanism for Resolution of Disputes (AMRD) in accordance with OM No. 334774/DoLA/AMRD/2019 dated 30.03.2020 issued by Ministry of Law & Justice.</p>
25.	<p>Force Majeure: In no event shall either Party have any liability for failure to comply with this Agreement, if such failure results directly from the occurrence of any contingency beyond the reasonable control of the Party, including, without limitation, strike or other labor disturbance, riot, major power failure, war, natural calamities including but not limited to floods, earthquakes, fire, volcanic eruptions, epidemics, National Emergency, interference by any government or governmental agency, embargo, seizure, or enactment or abolition of any law, statute, ordinance, rule, or regulation (each a " Force Majeure Event"). In the event that either Party is unable to perform any of its obligations under this Agreement because of a Force Majeure Event, the Party who has been so affected shall as soon as may be, after coming to know of the Force Majeure Event, inform the other Party and shall take reasonable steps to resume performance as soon as may be after the cessation of the Force Majeure Event. If the period of nonperformance due to a Force Majeure Event exceeds thirty (30) days, the Party whose ability to perform has been so affected may, by giving written notice, terminate this Agreement.</p>
26.	<p>All the terms & conditions mentioned in Annexure 'A' shall also apply. In case of any ambiguity in the terms & conditions mentioned here-above and Annexure 'A' of the tender, clause defined in Annexure 'A' shall supersede.</p>

Instructions for Online Bid Submission

(Department User may attach this Document as an Annexure in their Tender Document which provides complete Instructions for on line Bid submission for Bidders)

The bidders are required to submit soft copies of their bids electronically on the CPP Portal, using valid Digital Signature Certificates. The instructions given below are meant to assist the bidders in registering on the CPP Portal, prepare their bids in accordance with the requirements and submitting their bids online on the CPP Portal.

More information useful for submitting online bids on the CPP Portal may be obtained at: <https://etenders.gov.in/eprocure/app>.

REGISTRATION

- 1) Bidders are required to enroll on the e-Procurement module of the Central Public Procurement Portal (URL: <https://etenders.gov.in/eprocure/app>) by clicking on the link "Online bidder Enrollment" on the CPP Portal which is free of charge.
- 2) As part of the enrolment process, the bidders will be required to choose a unique username and assign a password for their accounts.
- 3) Bidders are advised to register their valid email address and mobile numbers as part of the registration process. These would be used for any communication from the CPP Portal.
- 4) Upon enrolment, the bidders will be required to register their valid Digital Signature Certificate (Class III Certificates with signing key usage) issued by any Certifying Authority recognized by CCA India (e.g. Sify / nCode / eMudhra etc.), with their profile.
- 5) Only one valid DSC should be registered by a bidder. Please note that the bidders are responsible to ensure that they do not lend their DSC's to others which may lead to misuse.
- 6) Bidder then logs in to the site through the secured log-in by entering their user ID / password and the password of the DSC / e-Token.

SEARCHING FOR TENDER DOCUMENTS

- 1) There are various search options built in the CPP Portal, to facilitate bidders to search active tenders by several parameters. These parameters could include Tender ID, Organization Name, Location, Date, Value, etc. There is also an option of advanced search for tenders, wherein the bidders may combine a number of search parameters such as Organization Name, Form of Contract, Location, Date, Other keywords etc. to search for a tender published on the CPP Portal.
- 2) Once the bidders have selected the tenders they are interested in, they may download the required documents / tender schedules. These tenders can be moved to the respective 'My Tenders' folder. This would enable the CPP Portal to intimate the bidders through SMS / email in case there is any corrigendum issued to the tender document.
- 3) The bidder should make a note of the unique Tender ID assigned to each tender in case they want to obtain any clarification / help from the Helpdesk.

PREPARATION OF BIDS

- 1) Bidder should take into account any corrigendum published on the tender document before submitting their bids.
- 2) Please go through the tender advertisement and the tender document carefully to understand the documents required to be submitted as part of the bid. Please note the number of covers in which the bid documents have to be submitted, the number of documents - including the names and content of each of the document that need to be submitted. Any deviations from these may lead to rejection of the bid.

3) Bidder, in advance, should get ready the bid documents to be submitted as indicated in the tender document / schedule and generally, they can be in PDF / XLS / RAR / DWF/JPG formats. Bid documents may be scanned with 100 dpi with black and white option which helps in reducing size of the scanned document.
- 4) To avoid the time and effort required in uploading the same set of standard documents which are required to be submitted as a part of every bid, a provision of uploading such standard documents (e.g. PAN card copy, annual reports, auditor certificates etc.) has been provided to the bidders. Bidders can use “My Space” or “Other Important Documents” area available to them to upload such documents. These documents may be directly submitted from the “My Space” area while submitting a bid, and need not be uploaded again and again. This will lead to a reduction in the time required for bid submission process.

Note: My Documents space is only a repository given to the Bidders to ease the uploading process.

If Bidder has uploaded his Documents in My Documents space, this does not automatically ensure these Documents being part of Technical Bid.

SUBMISSION OF BIDS

- 1) Bidder should log into the site well in advance for bid submission so that they can upload the bid in time i.e. on or before the bid submission time. Bidder will be responsible for any delay due to other issues.
- 2) The bidder has to digitally sign and upload the required bid documents one by one as indicated in the tender document.
- 3) Bidders are requested to note that they should necessarily submit their financial bids in the format provided and no other format is acceptable. If the price bid has been given as a standard BoQ format with the tender document, then the same is to be downloaded and to be filled by all the bidders. Bidders are required to download the BoQ file, open it and complete the white coloured (unprotected) cells with their respective financial quotes and other details (such as name of the bidder). No other cells should be changed. Once the details have been completed, the bidder should save it and submit it online, without changing the filename. If the BoQ file is found to be modified by the bidder, the bid will be rejected.
- 4) The server time (which is displayed on the bidders’ dashboard) will be considered as the standard time for referencing the deadlines for submission of the bids by the bidders, opening of bids etc. The bidders should follow this time during bid submission.
- 5) All the documents being submitted by the bidders would be encrypted using PKI encryption techniques to ensure the secrecy of the data. The data entered cannot be viewed by unauthorized persons until the time of bid opening. The confidentiality of the bids is maintained using the secured Socket Layer 128 bit encryption technology. Data storage encryption of sensitive fields is done. Any bid document that is uploaded to the server is subjected to symmetric encryption using a system generated symmetric key. Further this key is subjected to asymmetric encryption using buyers/bid opener’s public keys. Overall, the uploaded tender documents become readable only after the tender opening by the authorized bid openers.

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- 6) The uploaded tender documents become readable only after the tender opening by the authorized bid openers.
- 7) Upon the successful and timely submission of bids (i.e. after Clicking “Freeze Bid Submission” in the portal), the portal will give a successful bid submission message & a bid summary will be displayed with the bid no. and the date & time of submission of the bid with all other relevant details.
- 8) The bid summary has to be printed and kept as an acknowledgement of the submission of the bid. This acknowledgement may be used as an entry pass for any bid opening meetings.

ASSISTANCE TO BIDDERS

- 1) Any queries relating to the tender document and the terms and conditions contained therein should be addressed to the Tender Inviting Authority for a tender or the relevant contact person indicated in the tender.
- 2) Any queries relating to the process of online bid submission or queries relating to CPP Portal in general may be directed to the 24x7 CPP Portal Helpdesk.