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CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 1000000544

Open Tender Notification

For

Rate Contract for Supply of AB Switch of various ratings for 1 Year.

**Tender Enquiry No.: TPCODL/CCG/23-24/1000000544,
Due Date for Bid Submission: 07/02/2024 [17:00 Hrs.]**

**Centralized Contracts Group
Tata Power Odisha DISCOMs
1st Floor, Anuj Building, Plot No. 29, Satya Nagar,
Bhubaneswar – 751007.**

**TPCODL TPNODL TPSODL TPWODL
(TATA Power and Odisha Government Joint Venture).**

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CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544****Contents**

1.0	Event Information	4
1.1	Scope of work	4
1.2	Availability of Tender Documents	5
1.3	Calendar of Events	7
2.0	Pre- Qualification Criteria	8
3.0	Evaluation Criteria	10
3.1	Price Basis	10
4.0	Contact Information	10
5.0	Submission of Bid Documents	11
5.1	Bid Submission:	11
5.1.1	First Part: EMD	11
5.1.2	Second Part: Techno-Commercial Bid	12
5.1.3	Third Part: Price Bid	13
5.2	Signing of Bid Documents	14
5.3	Mandatory documents required along with the Bid	14
5.4	Deviation from Tender	15
6.0	Bid Related Details	15
6.1	Bid Prices	15
6.2	Bid Currencies	15
6.3	Period of Validity of Bids	15
6.4	Alternative Bids	15
6.5	Modifications and Withdrawal of Bids	16
7.0	Bid Opening & Evaluation	16
7.1	Bid Confidentiality	16
7.2	Technical Bid Opening	16
7.2.1	Preliminary Examination of Bids/Responsiveness	16
7.2.2	Techno Commercial Clarifications	17
7.2.3	Right of Acceptance/Rejection	17
7.3	Price Bid Opening	17
8.0	Market Integrity	18
9.0	Supplier Confidentiality	18
10.0	Reverse Auctions	18
11.0	Award Decision	19

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544**

12.0	Order of Preference / Contradiction	19
13.0	Post Award Contract Administration	20
13.1	Special Conditions of Contract	20
14.0	Drawing Submission and Approval	21
15.0	Payment Terms	21
16.0	Climate Change	21
17.0	Ethics	21
18.0	Specification and standards	22
19.0	General Condition of Contract	22
20.0	Safety Policy and Safety Terms & Conditions	22
21.0	Tata Code of Conduct	22
22.0	Environment & Sustainability Policy	22
	ANNEXURE-I: Price Schedule	23
	ANNEXURE-II: Technical Specification	24
	ANNEXURE III: Schedule of Deviations	25
	ANNEXURE IV : Schedule of Commercial Specifications	26
	ANNEXURE V: Checklist of all the documents to be submitted with the Bid	27
	ANNEXURE VI: Acceptance form for Participation in Reverse Auction Event	28
	ANNEXURE VII: General Conditions of Contract	30
	ANNEXURE VIII: Safety Policy and Safety Terms & Conditions	31
	ANNEXURE IX: Tata Code of Conduct	32
	ANNEXURE X: Environment & Sustainability Policy	33
	ANNEXURE XI: Authorization Letter Format	34

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544****Centralized Contracts Group (CCG):**

The Centralized Contracts Group (CCG) is a shared service group of four Tata Power Odisha Distribution Companies (DISCOMs) - TPCODL, TPNODL, TPSODL & TPWODL. CCG is responsible for carrying out tendering activities to cater to the purchasing needs of all four DISCOMs.

1.0 Event Information

Bids are invited in Two-part Bid system from interested Bidders to establish a Rate Contract as below:

Tender Enquiry No.	Work Description	EMD (Rs.) *	Tender Fee inclusive of GST (Rs.) **	Last Date and Time for payment of Tender Fee
TPCODL/CCG/23-24/100000542	Rate Contract for Supply of AB Switch of various ratings for 1 Year.	500,000/-	5,000/-	24/01/2024 17:00 Hrs.

* EMD exempted for MSMEs registered in the State of Odisha.

** Tender fee – Rs. 1,000/- including GST. for MSMEs registered in the State of Odisha (Ref. Odisha MSME Preferential Norms for details on Odisha MSME support)

1.1 Scope of work

Bids are invited from interested Bidders to award Rate Contract (RC)/Purchase Order (PO) for Procurement of AB Switch of various ratings as per details mentioned below:

Sl. No.	Material Description	UOM	TPCODL Qty.	TPNODL Qty.	TPSODL Qty.	Total Requirement
1	33 kV AB Switch 400A 3Pole Horizontal Type	Set	50	-	105	155
2	11 kV AB Switch 400A 3pole Horizontal Type	Set	1100	127	606	1833
3	11 kV AB Switch 200A 3pole Horizontal Type	Set	700	799	832	2331

Detailed scope as stipulated elsewhere in this tender document.

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544****Odisha MSME Preferential Norms**

- **Tender Fees Relaxation:** To participate in the tender, MSMEs registered in the State of Odisha shall pay Rs.1,000/- including GST towards cost of tender paper.
- **Earnest Money Deposit (EMD) Exemption:** EMD shall be exempted for MSME registered in the State of Odisha. However, Bidder shall be barred to participate in the tendering process for a period of 2 years in case it backs out post award of the contract.
- **Qualification Requirement Relaxation:** Qualification Requirement of Financial Turnover for MSME registered in the State of Odisha shall be reduced to 20% of the existing criteria.
- **Past-Experience Relaxation:** instead of relying on the volumes / value of earlier Supplies / Projects, assessment of the Bidder shall be done based on feedback from Customers. Past performance experience at Tata Power and its Group Companies shall supersede feedback from other Customers.
- **Reservation for MSME:** TP DISCOM shall procure at least 20% of the total volume of the procurement from MSME registered in the State of Odisha (however, it shall not apply where goods/services are not available with the MSME), subject to matching L1 discovered prices and meeting technical specifications including quality requirements.
- **Performance Bank Guarantee (PBG) Relaxation:** Performance Bank Guarantee for MSME registered in the State of Odisha shall be 25% of the value normally prescribed.

1.2 Availability of Tender Documents

The bidder can get primary information about the tender from the Newspaper advertisement. Tender documents can be downloaded from TP Odisha DISCOM's websites:

www.tpcentralodisha.com,

www.tpnodl.com,

www.tpwesternodisha.com,

www.tpsouthernodisha.com

Non-Refundable Tender Participation Fee, as indicated in tender document, to be submitted before last date of tender fee payment, in the form of direct deposit / NEFT / RTGS in the following bank account.

Account Name: TP Central Odisha Distribution Limited

Bank Name: State Bank of India,

IDCO Towers, Bhubaneswar

Bank Account No. : 10835304915

IFSC Code : SBIN0007891

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544**

To receive online bidding link, eligible and Interested bidder shall send an email to Package Owner (Ref. Clause 4.0 for details) attaching duly signed and stamped letter on Bidder's letterhead, with following details, expressing their intent to bid against above tender in following format:

Sr No	Description	Bidder's Response
i)	Tender Enquiry No.	
ii)	Description of materials / Works Tendered	
iii)	Name and address of the bidding company	
iv)	Name of the authorized contact person	
v)	Contact No. of authorized person	
vi)	E-mail Id to which online ARIBA link to be sent	
vii)	Tender Fee details (Amount / NEFT-RTGS UTR No / Date) (Ref sec 1.2)	
viii)	GST No. of bidder	
ix)	MSME Certificate (if applicable)	
x)	Postal address of bidder for return of EMD BG	

E-mail must be sent to saurabh.kumar@tpwesternodisha.com with copy to umesh.bhardwaj7@tpcentralodisha.com on or before last date and time for payment of tender participation fee (Clause 1.3).

On receipt of the above letter, after due verification, ARIBA link for participation in the tender will be sent to bidder's e-mail address from ARIBA system. Bids shall be submitted only through the online e-procurement platform, ARIBA. Any other form of bid submission shall not be accepted. **(Ref. Annexure XII for detailed instructions on bid submission in ARIBA)**

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544****1.3 Calendar of Events**

(a)	Date of sale/ availability of tender documents from Website	16-01-2024
(b)	Date by which Interested and Eligible Bidder to pay Tender Fee and confirm participation as mentioned in "Procedure to Participate in Tender"	24-01-2024; 17:00 Hrs.
(c)	Date & Time of Pre-Bid Meeting (If any)	Shall be intimated later, if required.
(d)	Due Date of receipt of pre-bid queries by e-mail if any	28-01-2024; 15:00 Hrs.
(e)	Due Date of Posting Consolidated replies to all the pre-bid queries as received	31-01-2024
(f)	Due date and time of receipt of Bids	07-02-2024; 17:00 Hrs.
(g)	Date & Time of opening technical bids	Shall be intimated later
(h)	Date & Time of opening of Price of qualified bids	Shall be notified to the successful bidders later.

Note: In the event of last date specified for submission of bids and date of opening of bids is declared as a closed holiday for TP Discom's office, the last date of submission of bids and date of opening of bids will be the day following working day at appointed times.

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544****2.0 Pre- Qualification Criteria**

Sr No	Parameter	Owner Requirement	Documents to be submitted by Bidder
A	Technical Pre-Qualification Requirements		
1	Technical Experience / Performance	<p>The bidder should have their own manufacturing facility to manufacture AB Switches of the same or higher rating and should have in-house facilities for routine & acceptance tests as per technical specifications. Vacuum Interrupter should be of same make as that of Breaker manufacturer. Bidder must submit a self-undertaking in this regard.</p> <p>One Performance Certificate by any Discoms / PSUs / Reputed companies is to be submitted. The work against these issued certificates should be completed in the last 07 years from the date of bid submission. In case the bidder has got previous association with Tata Power / TPCODL / TPNODL / TPWODL for supply of similar product, performance feedback of the same will be solely considered irrespective of the performance certificate issued by bidder's other customers</p>	<p>Factory License Certificate / M.o.A mentioning nature of Business /Self-undertaking letter.</p> <p>The performance certificate and contact details of the client need to be submitted</p>
2	BIS/ISO Certification.	Relevant BIS/ISO certification shall be submitted. The certification should be valid on the date of the Tender opening.	A valid BIS/ISO certificate to be submitted, if applicable.

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544**

3	In-house Testing Facility	The bidder should have had an in-house Testing Facility.	Self-undertaking to be submitted in this regard.
4	Non-blacklisting/Debarment	The Bidder should not be blacklisted/debarred from any Govt. organization/DISCOM/Power Utility in India.	Self-undertaking to be submitted in this regard.
B	Financial Pre-Qualification Requirements		
1	Commercial Capability	The bidder should have an Average Annual Turnover of at least Rs. 6 Cr. for any of 3 Financial Year (FY) out of FY 18-19, FY 19-20, FY 20-21, FY 21-22 & FY 22-23. Qualification Requirement of Financial Turnover for MSME registered in the State of Odisha shall be reduced to 20% of the existing criteria.	Copy of audited Balance sheet with UDIN no. to be submitted in this regard.
2	Experience	Bidder should have Experience of having successfully executed supply orders for at least 50% of tender quantity (cumulative) or single order of 25% of tender quantity or 2 orders of 10% each of same or higher rating during last 5 years. Copy of work order / completion certificate to be submitted in this regard. Last day of previous month prior to date of bid submission shall be counted for purpose of years calculation.	Order copy with corresponding invoices to be submitted in this regard.
3	Statutory Compliances	The prospective Bidder(s) should be have following certificates: a. Valid GST Registration Certificate. b. Valid PAN No.	PAN & GST Certificates to be submitted.

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Nothern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544****3.0 Evaluation Criteria**

- The bids will be evaluated technically and on qualifying criteria of tender terms and conditions.
- The bids will be evaluated commercially on an individual line-item basis for all-inclusive lowest cost as calculated in Schedule of Items [Annexure I].
- Bidder must mandatorily quote against each item of Schedule of Items [Annexure I]. Failing to do so, CCG may reject the bids.

NOTE: In case a new bidder is not registered with DISCOM, factory inspection and evaluation shall be carried out to ascertain bidder's manufacturing capability and quality procedures. However, DISCOM reserves the right to carry out factory inspection and evaluation for any bidder prior to technical qualification.

In case a bidder is found as Disqualified in the factory evaluation, their bid shall not be evaluated any further and shall be summarily rejected. The decision of DISCOM shall be final and binding on the bidder in this regard.

3.1 Price Basis

The price will be fixed and firm during the contractual period.

4.0 Contact Information

All the bidders are requested to send their pre-bid queries (if any) against this tender through e-mail within the stipulated timelines. The consolidated reply to all the queries received shall be posted on website by the stipulated timelines as detailed in calendar of events.

Communication Details:Package Owner:

Name: Saurabh Kumar

Contact No.: 7004418500

E-Mail ID: saurabh.kumar@tpwesternodisha.com

Escalation Level I:

Name: Umesh Bhardwaj, HoD- CCG

Contact No.: 9871552975

E-Mail ID: umesh.bhardwaj7@tpcentralodisha.com

Escalation Level II:

Name: Mr. Vipin Chauhan, Head -CCG

Contact No.: 9717393121

E-Mail ID: vipin.chauhan@tpnodl.com

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TP Nothern Odisha Distribution Limited

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TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544****5.0 Submission of Bid Documents****5.1 Bid Submission:**

Bidders are requested to submit their offer in line with this Tender document through e-tendering process.

All future correspondence regarding the tender, bid submission, bid submission date extension, Pre-bid query etc. shall be through TPCODL E-Tender system (Ariba).

Bids shall be submitted in 3 (Three) parts:

5.1.1 First Part: EMD

EMD as applicable shall be submitted. The EMD shall be valid for 210 days from the due date of bid submission in the form of Bank Guarantee / Bank Draft / Bankers Pay Order (issued from a Scheduled Bank) online NEFT/ RTGS transfer favoring '**TP Central Odisha Distribution Limited**' payable at **Bhubaneswar**. The EMD BG has to be strictly in the format as mentioned in the General Condition of Contract, failing which it shall not be accepted by CCG and the bid as submitted shall be liable for rejection. A separate **non-refundable tender fee** of the stipulated amount also needs to be transferred **online through NEFT/ RTGS** in case the tender document is downloaded from our website.

TPCODL Bank Details for transferring Tender Fee and EMD is as below:

Account Name: TP CENTRAL ODISHA DISTRIBUTION LIMITED

Bank Name: SBI, IDCO Towers, Bhubaneswar

Bank Account No.: 10835304915

IFSC Code: SBIN0007891

Note- EMD is preferred in the form of Bank Guarantee and to be delivered to the following address. However, in view of the present situation if Bidder is finding it difficult to submit BG for EMD amount, they can do online transfer of EMD amount in the above-mentioned Account and submit proof of the same as part of Bid Submission.

-In such case, Tender Fee and EMD should be strictly 2 separate transactions else bids shall be rejected.

-Return of EMD from Bank Account is non-standard practice and the same may take more time than return of EMD BG.

EMD Original Hard Copy shall be delivered at the following address in Envelope clearly indicating Tender Reference/ Enquiry Number, Name of Tender and Bidder Name

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Nothern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 100000544

“EMD (Earnest Money Deposit)”**“Rate Contract for the supply of AB Switch of various ratings”****Chief –Centralized Contracts Group****TP Central Odisha Distribution Limited****1st Floor, Anuj Building, Plot No. 29, Satya Nagar, Bhubaneswar- 751007**

Kind Attn.: Package Owner Name, Mob No.: 7004418500.

**EMD shall be exempted for MSME registered in the State of Odisha. However, Bidder shall be barred to participate in the tendering process for a period of 2 years in case it backs out post award of the contract.*

The bidder shall furnish, as part of its bid, an EMD amounting as specified in the tender. The EMD is required to protect DISCOM against the risk of bidder’s conduct which would warrant forfeiture.

The EMD shall be denominated in any of the following form:

- Bank Guarantee in favor of TP Central Odisha Distribution Limited payable at Bhubaneswar.
- Online transfer of requisite amount through NEFT/ RTGS.
- Bank Guarantee valid for 210 days after the due date of submission.

Ref. GCC for Format of Bank Guarantee

The EMD shall be forfeited in case:

The bidder withdraws its bid during the period of specified bid validity.

Or

- a) The successful Bidder does not
- b) Accept the Purchase Order, or
- c) furnish the required Performance Security Bank Guarantee

5.1.2 Second Part: Techno-Commercial Bid.

Techno-Commercial bid shall contain the following documents. Absence of any of these may attract bid rejection:

1. Index Stating Document name & Page No./Document No. in bid. As illustrated below:

Sr No	Document	Page No/Document No
1	Type test Reports	3
2	Schedule of Deviations	8
3

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TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544**

2. Requisite Documents for compliance with Qualification Criteria mentioned in Clause 2.0 and clause no. 1.5.
3. Type Test Certificate* of same or higher rating.
4. Acceptance of Specification as per Annexure II.
5. Duly signed and stamped 'Schedule of Deviations' as per Annexure III on bidder's letter head.
6. Duly signed and stamped 'Schedule of Commercial Specifications' as per Annexure IV on bidder's letter head.
7. Duly filled in Annexure V and VI.
8. Proper authorization letter / Power of Attorney to sign the tender on behalf of bidder.
9. Copy of PAN, GST registration (In case any of these documents is not available with the bidder, same to be explicitly mentioned in the 'Schedule of Deviations')

The type tests specified in technical specifications should have been carried out **within five years (unless otherwise explicitly stated) prior to the date of opening of technical bids and test reports are to be submitted along with the bids. If type tests carried out are not within the five years prior to the date of bidding, the bidder will arrange to carry out type tests specified, at his cost. The decision to accept/reject such bids rests with DISCOM.*

The technical bid shall be submitted through CCG / TPCODL E-tender System (Ariba) only. Hard Copy of Technical Bids need not be submitted unless specifically asked for.

5.1.3 Third Part: Price Bid

Price Bid shall contain only the price details and strictly in format as mentioned in Annexure I along with explicit break up of basic prices and Taxes & duties etc. In case any discrepancy is observed between the item description stated in Schedule of Items mentioned in the tender and the price bid submitted by the bidder, the item description as mentioned in the tender document (to the extent modified through Corrigendum issued if any) shall prevail. The price bids containing any deviations/conditions shall be liable to be rejected.

Price Bid is to be submitted in soft copy through CCG/TPCODL E-Tendering system (Ariba) only. Hard copy of Price Bid shall not be submitted.

The Bid prepared by the Bidder, and all correspondence and documents relating to the Bid exchanged by the Bidder and CCG, shall be written in the English Language. Any printed literature furnished by the Bidder may be written in another Language, provided that this literature is accompanied by an English translation, in which case, for purposes of interpretation of the Bid, the English translation shall govern.

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544****5.2 Signing of Bid Documents**

The bid must contain the name, residence, and place of business of the person or person making the bid and must be signed and sealed by the Bidder with his usual signature. The names of all the people signing should also be typed or printed below the signature.

The Bid being submitted must be signed by a person holding a **Power of Attorney** authorizing him to do so, certified copies of which shall be enclosed.

The Bid submitted on behalf of companies registered with the Indian Companies Act, for the time being in force, shall be signed by persons duly authorized to submit the Bid on behalf of the Company and shall be accompanied by certified true copies of the resolutions, extracts of Articles of Association, special or general Power of Attorney etc. to show clearly the title, authority and designation of persons signing the Bid on behalf of the Company. Satisfactory evidence of authority of the person signing on behalf of the Bidder shall be furnished with bid.

A bid by a person who affixes to his signature the word 'President', 'Managing Director', 'Secretary', 'Agent' or other designation without disclosing his principal will be rejected.

The Bidder's name stated on the Proposal shall be the exact legal name of the firm.

5.3 Mandatory documents required along with the Bid.

- 1.4.1 EMD of requisite value and validity
- 1.4.2 Tender Fee.
- 1.4.3 Requisite Documents for compliance to Qualification Criteria mentioned in Clause 1.7.
- 1.4.4 Acceptance of Specification, drawing with filled in GTP as per Annexure II.
- 1.4.5 Duly signed and stamped 'Schedule of Deviations' as per Annexure III on bidder's letter head.
- 1.4.6 Duly signed and stamped 'Schedule of Commercial Specifications' as per Annexure IV on bidder's letter head.
- 1.4.7 Duly filled in Annexure V and VI.
- 1.4.8 Proper authorization letter/ Power of Attorney to sign the tender on the behalf of bidder.
- 1.4.9 Copy of PAN, GST registration (In case any of these documents is not available with the bidder, same to be explicitly mentioned in the 'Schedule of Deviations')

Please note that in the absence of any of the above documents (as applicable), the bid submitted by a bidder shall be liable for rejection.

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544****5.4 Deviation from Tender**

Normally, deviations to tender terms are not admissible and the bids with deviation are liable for rejection. Hence, the bidders are advised to refrain from taking any deviations on this Tender. Still in case of any deviations, all such deviations shall be set out by the Bidders, clause by clause in the 'Annexure III - Schedule of Deviations' and same shall be submitted as a part of the Technical Bid.

6.0 Bid Related Details**6.1 Bid Prices**

Bidders need to quote for all items as per the Price schedule attached in Annexure I. The bidder shall complete the appropriate Price Schedules included herein, stating the Unit Price for each item & total price with taxes, duties & freight up to destination at various Discoms' sites. The all-inclusive prices offered shall be inclusive of all costs –Insurance, Transport, duties, taxes, levies paid or payable etc. during the execution of the supply work. Applicable GST to be specified clearly.

The quantity break-up shown elsewhere other than Price Schedule may tentative. The bidder shall ascertain himself regarding material required for completeness of the entire work. Any items not indicated in the price schedule, but which are required to complete the job as per the Technical Specifications/ Scope of Work/ SLA mentioned in the tender, shall be deemed to be included in prices quoted.

6.2 Bid Currencies

Prices shall be quoted in Indian Rupees Only unless otherwise stated explicitly.

6.3 Period of Validity of Bids

Bids shall remain valid for **180 days** from the due date of submission of the bid.

Notwithstanding clause above, CCG may solicit the Bidder's consent to an extension of the Period of Bid Validity. The request and responses thereto shall be made in writing.

6.4 Alternative Bids

Bidders shall submit Bids, which comply with the Bidding documents. Alternative bids will not be considered. The attention of Bidders is drawn to the provisions regarding the rejection of Bids in the terms and conditions, which are not substantially responsive to the requirements of the bidding documents.

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 1000000544

6.5 Modifications and Withdrawal of Bids

The bidder is not allowed to modify or withdraw its bid after the Bid's submission. The EMD as submitted along with the bid shall be liable for forfeiture in such an event.

7.0 Bid Opening & Evaluation

7.1 Bid Confidentiality

Information relating to the examination, clarification, evaluation and comparison of Bids and recommendations for the award of a contract shall not be disclosed to Bidders or any other persons not officially concerned with such process. Any effort by a Bidder to influence CCG in processing of Bids or award decisions may result in rejection of the Bidder's Bid.

7.2 Technical Bid Opening

Technical Bids shall be opened online as per schedule mentioned in section 1.3, in CCG Office (1st Floor Conference room, Plot -29, Anuj Building Satya Nagar, Bhubaneshwar). Bidders having authorization letter (format Annexed- XI) for attending bid opening from competent authority of respective Organizations, who may choose to be present physically / online at the time of tender opening. If the office is closed on the specified date of opening of the bids, the opening shall be done on the next working day at the same time. A technical bid must not contain any cost information whatsoever, else bids shall be liable to be rejected.

First the envelope marked "EMD" will be opened. Bids without EMD/cost of tender (if applicable) of required amount/ validity in prescribed format, shall be rejected.

Next, the technical bid of the bidders who have furnished the requisite EMD will be opened, one by one.

7.2.1 Preliminary Examination of Bids/Responsiveness

CCG will examine the Bids to determine whether they are complete, whether any computational errors have been made, whether required sureties have been furnished, whether the documents have been properly signed, and whether the Bids are in order & format as detailed elsewhere in this document. CCG may ask for submission of original documents to verify the documents submitted in support of qualification criteria.

Arithmetical errors will be rectified on the following basis: If there is a discrepancy between the unit price and the total price per item that is obtained by multiplying the unit price and quantity, the unit price shall prevail and the total price per item will be corrected. If there is a discrepancy between the

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CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544**

Total Amount and the sum of the total price per item, the sum of the total price per item shall prevail and the Total Amount will be corrected.

Prior to the detailed evaluation, CCG will determine the substantial responsiveness of each Bid to the Bidding Documents including production capability and acceptable quality of the Goods offered. A substantially responsive Bid is one which conforms to all the terms and conditions of the Bidding Documents without material deviation. CCG reserves the right to reject non-responsive bids.

7.2.2 Techno Commercial Clarifications

Bidders need to ensure that the bids submitted by them are complete in all respects. To assist in the examination, evaluation and comparison of Bids, CCG/Engineering may at its discretion, ask the Bidder for a clarification on its Bid for any deviations with respect to specifications and attempt will be made to bring all bids on a common footing. Any such clarification as sought shall have to be responded to bidder **within two working days**, post which the bids shall be liable to be rejected. All responses to requests for clarification shall be in writing and no change in the price or substance of the Bid shall be sought, offered, or permitted owing to any clarifications sought.

7.2.3 Right of Acceptance/Rejection

Bids are liable for rejection in absence of following documents:

- i. EMD of requisite value and validity.
- ii. Tender fee of requisite value.
- iii. Price Bid as per the Price Schedule mentioned in Annexure I (BOQ)
- iv. Necessary documents against compliance with Qualification Requirements mentioned in Clause 2.0 of this Tender Document.
- v. Filled in Schedule of Deviations as per Annexure III.
- vi. Filled in Schedule of Commercial Specifications as per Annexure IV.
- vii. Signed and filled in Specification and GTP as per Annexure II.
- viii. Duly filled and signed Annexure V and VI.
- ix. Receipt of Bid within the due date and time.

CCG reserves the right to accept/reject any or all the bids without assigning any reason thereof.

7.3 Price Bid Opening

Price Bids will be opened online for all technically qualified bidders on the dates as shall be informed to qualified bidders in CCG Office (First Floor Conference room, Plot -29, Anuj Building Satya Nagar, and Bhubaneshwar). Bidders having authorization letter (format annexed) for attending bid opening from competent authority of respective Organizations shall be allowed to be present physically/online

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CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 1000000544

at the time of bid opening. If the office is closed on the specified date of opening of the bids, the opening shall be done on the next working day at the same time. The EMD of the bidder withdrawing or substantially altering his offer at any stage after the technical bid opening will be forfeited at the sole discretion of DISCOM without any further correspondence in this regard.

8.0 Market Integrity

We have a fair and competitive marketplace. The rules for bidders are outlined in the General Condition of Contracts. Bidders must agree to these rules prior to participating. In addition to other remedies available, CCG reserves the right to exclude a bidder from participating in future markets due to the bidder's violation of any of the rules or obligations contained in the General Condition of Contracts. A bidder who violates the market place rules or engages in behavior that disrupts the fair execution of the marketplace, may result in restriction of a bidder from further participation in the marketplace for a length of time, depending upon the seriousness of the violation. Examples of violations include, but are not limited to:

- Failure to honor prices submitted to the marketplace.
- Breach of terms as published in TENDER / NIT

9.0 Supplier Confidentiality

All information contained in this tender is confidential and shall not be disclosed, published, or advertised in any manner without written authorization from CCG. This includes all bidding information submitted to the DISCOM. All tender documents remain the property of DISCOM, and all suppliers are required to return these documents to DISCOM upon request. Suppliers who do not honor these confidentiality provisions will be excluded from participating in future bidding events.

10.0 Reverse Auctions

CCG reserves the right to conduct the reverse auction for the products/ services being asked for in the tender. The terms and conditions for such reverse auction events shall be as per the Acceptance Form attached as Annexure VI of this document. The bidders along with the tender document shall mandatorily submit a duly signed copy of the Acceptance Form attached as Annexure VI as a token of acceptance for the same.

Bidders shall be allowed to participate in Reverse auction as per following criteria hence bidders are advised to quote their most competitive rates while submitting the bids to avoid disqualification from participation in Reverse Auction.

Reverse Auction shall be as per the below approach:

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CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544**

No. of bidders allowed to participate in RA process shall be: Total No. of bidders on whom tender would be split PLUS 2 more bidders.

Illustrative example: Total no. of qualified bidders is 10 & tender needs to split amongst 4 bidders.

PLUS 2 means (04 + 02 = 06) means lowest 6 bidders i.e., L1 to L6 bidders would be allowed in the RA process. Balance, H1 to H4 bidders would not be allowed in the RA process.

In case – Total no of qualified bidders is equal to or less than the **PLUS 2** number, all qualified bidders shall be allowed in the RA process.

Illustrative example: Total no. of qualified bidders is 4 & tender needs to split amongst 2 bidders. PLUS 2 means (02 + 02 = 04), so all 4 qualified bidders would be allowed in the RA process.

Illustrative example: Total no. of qualified bidders is 3 & if the tender is to be awarded to a single party only, PLUS 2 means (01 + 02 = 03), so all 3 qualified bidders would be allowed in the RA process.

11.0 Award Decision

DISCOM will award the contract to the successful bidder whose bid has been determined to be the lowest-evaluated responsive bid as per the Evaluation Criterion mentioned in Clause 3.0. The Cost for the said calculation shall be taken as the all-inclusive cost quoted by bidder in Annexure I (Schedule of Items) subject to any corrections required in line with Clause 7.2.1. The decision to place purchase order/LOI solely depends on CCG on bidder qualification & cost competitiveness across multiple lots, quality, delivery, and bidder's capacity, in addition to other factors that CCG may deem relevant.

CCG reserves the right to split the order quantity wise/Line item wise among two number of Bidders. All bidders are advised to quote their most competitive rates against each line item. However, CCG reserves the right to adjust the splitting as per bidders' participation/qualification/any other unforeseen condition in tender.

DISCOM reserves the right to award the contract to one or more number of bidders to meet the delivery requirement or nullify the award decision without assigning any reason thereof.

In case any supplier is found unsatisfactory during delivery process, the award will be cancelled and DISCOM reserves right to award contract to other suppliers who are found fit.

12.0 Order of Preference / Contradiction

In case of contradiction in any part of various documents in tender, following shall prevail in order of preference:

1. Schedule of Items – Price Bid (Annexure I)

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CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 1000000544

2. Technical Specifications (Annexure II)
3. Special Conditions of Contract (Clause 13.1)
4. Submission of Bid Documents (Clause 5.0)
5. Acceptance Form for Participation in Reverse Auction (Annexure VI)
6. General Conditions of Contract (Annexure VII)

13.0 Post Award Contract Administration**13.1 Special Conditions of Contract**

- i. The Rate Contract shall be valid for a period of 12 months from the placement of the Contract. Release Order (RO) shall be placed as per the requirement of respective TP Odisha Discom. Rates shall remain firm throughout the RC period.
- ii. Prices shall be inclusive of Transit Insurance/ Packing & Forwarding charges and shall be inclusive of unloading & stacking at Discom site / store locations.
- iii. BA shall submit applicable PBG as per GCC within 15 days of issuance of RC. PBG applicable shall be 5% of contract value. PBG submitted shall be released after completion of applicable guarantee period plus one month. Performance Bank Guarantee for MSME registered in the State of Odisha shall be 25% of the value normally prescribed.
- iv. The guarantee period shall be 12 months from the date of commissioning or 24 months from the date of supply, whichever is earlier.
- v. BA shall submit GTP/ Drawing within 15 days from issuance of rate contract. If drawings are not approved by competent authority due to document shortfall or any changes are suggested, vendor must resubmit new drawing/GTP/documents within 03 days of such intimation. BA shall offer prototype inspection within 15 days of issuance of approved Drawings/GTP (if applicable). In case BA does not get necessary approvals for issuance of manufacturing clearances /CAT-A within mentioned / mutually agreed timelines, then CCG/TP Odisha Discoms reserve the right to cancel issued rate contract / release order and reserve the right to forfeit EMD/PBG.
- vi. Delivery Period shall be 60 Days from date of receipt of release order / CAT-A GTP approval, whichever is later.
- vii. Payment Terms: 100% payment within 90 days of submission of error-free Invoice complete in all respects. However, for MSME the payment cycle shall be 45 days.
- viii. Pre-dispatch inspection, MDCC and LD shall be applicable as per GCC.

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544**

- ix. TP Odisha Discom reserves the right to short close the issued Release Order / Rate contract, in case of any quality issues.
- x. Any change in statutory taxes, duties and levies during the contract period shall be borne by respective TP Odisha Discom. However, in case of delay in supply owing to reasons not attributable to TP Odisha Discom, any increase in total liability shall be passed on the Bidder, whereas any benefits arising owing to such statutory variation in taxes and duties shall be passed on TP Odisha Discom.
- xi. All other terms of GCC – Supply shall be applicable.

14.0 Drawing Submission and Approval

As per SCC, Clause number 13.1

15.0 Payment Terms

As per SCC, Clause number 13.1

16.0 Climate Change

Significant quantities of waste are generated during the execution of project and an integrated approach for effective handling, storage, transportation, and disposal of the same shall be adopted. This would ensure the minimization of environmental and social impact to combat the climate change. Please refer to the attached Environment Policy and Sustainability Policy (Annexure–X).

17.0 Ethics

TP DISCOMs are ethical organizations bound by Tata Code of Conduct. As a policy we lay emphasis on ethical practices across its entire domain. Bidder should ensure that they should abide by all the ethical norms and in no form either directly or indirectly be involved in unethical practice.

DISCOM work practices are governed by the Tata Code of Conduct which emphasizes on the following:

- We shall select our suppliers and service providers fairly and transparently.
- We seek to work with suppliers and service providers who can demonstrate that they share similar values. We expect them to adopt ethical standards comparable to our own.
- Our suppliers and service providers shall represent our company only with duly authorized written permission from our company. They are expected to abide by the Code in their interactions with, and on behalf of us, including respecting the confidentiality of information shared with them.

TPCODL

TP Central Odisha Distribution Limited

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TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544**

- We shall ensure that any gifts or hospitality received from, or given to, our suppliers or service providers comply with our company's gifts and hospitality policy.
- We respect our obligations on the use of third-party intellectual property and data.

Bidder is advised to refer Tata Code of Conduct (TCOC) attached for more information. For details, refer link: <https://www.tata.com/about-us/tata-code-of-conduct>

Any ethical concerns with respect to this tender can be reported to the following:

Mr. Pradip Sil (Chief Central Contracts Group): pradip.sil@tpcentralodisha.com

18.0 Specification and standards

As per Annexure II

19.0 General Condition of Contract

Any condition not mentioned above shall be applicable as per GCC attached as Annexure VII along with this tender.

20.0 Safety Policy and Safety Terms & Conditions

Annexure VIII attached along with this tender.

21.0 Tata Code of Conduct

Annexure IX attached along with this tender.

22.0 Environment & Sustainability Policy

Annexure X attached along with this tender.

TPCODL

TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 100000544

ANNEXURE-I: Price Schedule

Sl. No.	Item Description	Qty.	UoM	HSN /SAC Code	Unit Ex-Work Price (Rs./ Unit)	GST (Rs/ Unit)	All Inclusive Unit Rate (Rs.)	Total All Inclusive Value (Rs.)
A	B	C	D	E	F	H	I=(F+G+H)	J=(H x I)
1	33 kV AB Switch 400A 3Pole Horizontal Type	155						
2	11 kV AB Switch 400A 3pole Horizontal Type	1833						
3	11 kV AB Switch 200A 3pole Horizontal Type	2331						

**Mandatory to quote in all line items (If Applicable)*

NOTE:

- Prices shall be firm till the validity of the contract (As applicable).
- The bids will be evaluated commercially on a Line-item basis.
- The unit price to be entered in column "F" of above table is exclusive of GST.
- The prices mentioned above shall be on F.O.R basis for all the TPCODL, TPNODL & TPSODL designated locations.
- Issuance of Release Orders (RO) shall be done by respective Discoms as per their requirement.
- The material shall be delivered as per the location mentioned in the release order/MDCC.
- The bidders are advised to quote prices strictly in the above format. Failing to do so, bids shall be liable for rejection.
- The bidder must fill every column of the above format. **Mentioning "extra/inclusive"/other conditions in any of the column may lead to rejection of the price bid.**
- No cutting/ overwriting in the prices is permissible.
- The quantity mentioned above is for evaluation purposes only and may vary as per actual site requirement.

TPCODL

TP Central Odisha Distribution Limited

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TP Northern Odisha Distribution Limited

TPSODL

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CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 1000000544

ANNEXURE-II: Technical Specification

Attached separately with Tender.

TPCODL

TP Central Odisha Distribution Limited

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TP Southern Odisha Distribution Limited

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CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544****ANNEXURE III: Schedule of Deviations**

Bidders are advised to refrain from taking any deviations on this TENDER. Still in case of any deviations, all such deviations from this tender document shall be set out by the Bidders, Clause by Clause in this schedule and submit the same as a part of the **Technical Bid**.

Unless specifically mentioned in this schedule, the tender shall be **deemed** to confirm the specifications:

S. No.	Clause No.	Tender Clause Details	Details of deviation with justifications

By signing this document, we hereby withdraw all the deviations whatsoever taken anywhere in this bid document and comply to all the terms and conditions, technical specifications, scope of work etc. as mentioned in the standard document except those as mentioned above.

Seal of the Bidder:***Signature:******Name:***

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TP Central Odisha Distribution Limited

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TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 1000000544

ANNEXURE IV : Schedule of Commercial Specifications

(The bidders shall mandatorily fill in this schedule and enclose it with the offer Part I: Technical Bid. In the absence of all these details, the offer may not be acceptable.)

S. No.	Particulars	Remarks
1.	Prices firm or subject to variation (If variable indicate the price variation clause with the ceiling if applicable)	Firm / Variable
a.	If variable price variation on clause given	Yes / No
b.	Ceiling	----- %
c.	Inclusive of GST	Yes / No (If Yes, indicate % rate)
d.	Inclusive of transit insurance	Yes / No
2.	Delivery Clause acceptable	Yes / No
3.	Guarantee clause acceptable	Yes / No
4.	Terms of payment acceptable	Yes / No
5.	Performance Bank Guarantee acceptable	Yes / No
6.	Liquidated damages clause acceptable	Yes / No
7.	Validity (180 days) (From the date of opening of bid)	Yes / No
8.	Inspection during stage of manufacture	Yes / No
9.	Covered under Small Scale and Ancillary Industrial Undertaking Act 1992	Yes / No (If Yes, indicate, SSI Reg'n No.)

Seal of the Bidder:**Signature:****Name:**

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TP Central Odisha Distribution Limited

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TP Northern Odisha Distribution Limited

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TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544****ANNEXURE V: Checklist of all the documents to be submitted with the Bid**

Bidder must mandatorily fill in the checklist mentioned below:

S. No.	Documents attached	Yes / No / Not Applicable
1	EMD of required value	
2	Tender Fee as mentioned in this tender	
3	Signed copy of this tender as an unconditional acceptance	
5	Duly filled schedule of commercial specifications (Annexure IV)	
6	Sheet of commercial/technical deviation if any (Annexure III)	
7	Balance sheet for the last completed three financial years; mandatorily enclosing Profit & loss account statement	
8	Acknowledgement for Testing facilities if available (duly mentioned on bidder letter head)	
9	List of Machine/tools with updated calibration certificates if applicable	
10	Details of order copy (duly mentioned on bidder letter head)	
11	Order copies as a proof of quantity executed	
12	Details of Type Tests if applicable (duly mentioned on bidder letter head)	
13	All the relevant Type test certificates as per relevant IS/IEC (CPRI/ERDA/other certified agency) if applicable	
14	Project/supply Completion certificates	
15	Performance certificates	
16	Client Testimonial/Performance Certificates	
17	Credit rating/solvency certificate	
18	Undertaking regarding non blacklisting (On company letter head)	
19	List of trained/untrained Manpower	

Seal of the Bidder:**Signature:****Name:**

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TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544****ANNEXURE VI: Acceptance form for Participation in Reverse Auction Event*****(To be signed and stamped by the bidder)***

In a bid to make our entire procurement process more fair and transparent, CCG intends to use the reverse auctions as an integral part of the entire tendering process. All the bidders who are found as technically qualified based on the tender requirements shall be eligible to participate in the reverse auction event.

The following terms and conditions are deemed as accepted by the bidder on participation in the bid event:

1. CCG shall provide the user id and password to the authorized representative of the bidder. *(Authorization Letter in lieu of the same shall be submitted along with the signed and stamped Acceptance Form).*
2. CCG will make every effort to make the bid process transparent. However, the award decision by CCG would be final and binding on the supplier.
3. The bidder agrees to non-disclosure of trade information regarding the purchase, identity of CCG, bid process, bid technology, bid documentation, and bid details.
4. The bidder is advised to understand the auto bid process to safeguard themselves against any possibility of non-participation in the auction event.
5. In case of bidding through Internet medium, bidders are further advised to ensure availability of the entire infrastructure as required at their end to participate in the auction event. Inability to bid due to telephone line glitch, internet response issues, software or hardware hangs, power failure or any other reason shall not be the responsibility of CCG.
6. In the case of intranet medium, CCG shall provide the infrastructure to bidders. Further, CCG has sole discretion to extend or restart the auction event in case of any glitches in infrastructure observed which has restricted the bidders to submit the bids to ensure fair & transparent competitive bidding. In case an auction event is restarted, the best bid as already available in the system shall become the start price for the new auction.
7. In case the bidder fails to participate in the auction event due any reason whatsoever, it shall be presumed that the bidder has no further discounts to offer, and the initial bid as submitted by the bidder as a part of the tender shall be considered as the bidder's final no regret offer. Any offline price bids received from a bidder in lieu of non-participation in the auction event shall be outrightly rejected.
8. The bidder shall be prepared with competitive price quotes on the day of the bidding event.
9. The prices as quoted by the bidder during the auction event shall be inclusive of all the applicable taxes, duties and levies and shall be FOR at Discom site / store.

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TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544**

10. The prices submitted by a bidder during the auction event shall be binding on the bidder.
11. No requests for event time extension of auction event shall be considered by CCG.
12. The original price bids of the bidders shall be reduced on pro-rata basis against each line item based on the final all-inclusive prices offered during conclusion of the auction event for arriving at Contract amount.

[Signature & Stamp of Bidder]

TPCODL

TP Central Odisha Distribution Limited

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TP Northern Odisha Distribution Limited

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CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 1000000544

ANNEXURE VII: General Conditions of Contract

Attached Separately

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TPSODL

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CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 1000000544

ANNEXURE VIII: Safety Policy and Safety Terms & Conditions

Attached Separately with Tender

TPCODL

TP Central Odisha Distribution Limited

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CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 1000000544

ANNEXURE IX: Tata Code of Conduct

Attached Separately with Tender

Also Refer: <https://www.tata.com/about-us/tata-code-of-conduct>

TPCODL

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TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP

NIT No.: TPCODL / CCG / 23-24 / 100000544

ANNEXURE X: Environment & Sustainability Policy**CORPORATE ENVIRONMENT POLICY**

Tata Power is committed to a clean, safe and healthy environment, and we shall operate our facilities in an environmentally sensitive and responsible manner. Our commitment to environmental protection and stewardship will be achieved by:

- Complying with the requirements and spirit of applicable environmental laws and striving to exceed required levels of compliance wherever feasible
- Ensuring that our employees are trained to acquire the necessary skills to meet environmental standards
- Conserving natural resources by improving efficiency and reducing wastage
- Making business decisions that aim towards sustainable development
- Engaging with stakeholders to create awareness on sustainability

(Praveer Sinha)
CEO & Managing Director

Date: 15th June, 2018

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CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544****ANNEXURE XI: Authorization Letter Format**

(To be presented by the authorized person at the time of opening of Bid on the letter head of Bidder and should be signed by an Authorized Signatory with Name and Seal of the Company)

Chief - Central Contracts Group

Tata Power Odisha DISCOMs

Plot-29 Anuj Building

Satya Nagar Bhubaneswar

SUB: Tender for**Ref: Tender No.**..... **dated.**

Dear Sir,

This has reference to your above Tender. Mr. / Miss / Mrs. _____

is hereby authorized to attend the bid opening of the above Tender on _____ on behalf of our organization.

The specimen signature is attested below:

Specimen Signature of Representative

Signature of Authorizing Authority

Name & Designation of Authorizing Authority

NOTE: This Authorization letter is to be carried at the time of Bid Opening

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TP Central Odisha Distribution Limited

TPNODL

TP Northern Odisha Distribution Limited

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TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 100000544****ANNEXURE XII: Instructions to Bidder for participation in ARIBA System**

Step 1: Eligible and Interested bidder shall send an email to Package Owner (Ref. Clause 4.0 for details) attaching duly signed and stamped letter on Bidder's letterhead, with following details, expressing their intent to bid against above tender:

Sr No	Description	Bidder's Response
i)	Tender Enquiry No.	
ii)	Description of materials / Works Tendered	
iii)	Name and address of the bidding company	
iv)	Name of the authorized contact person	
v)	Contact No. of authorized person	
vi)	E-mail Id to which online ARIBA link to be sent	
vii)	Tender Fee details (Amount / NEFT-RTGS UTR No / Date) (Ref sec 1.2)	
viii)	GST No. of bidder	
ix)	MSME Certificate (if applicable)	
x)	Postal address of bidder for return of EMD BG	

E-mail must be sent to saurabh.kumar@tpwesternodisha.com with copy to umesh.bhardwaj7@tpcentralodisha.com on or before "Last date and time for payment of Tender Participation Fee".

Step 4: On receipt of the document as mentioned in Step 3 above and after due verification of the same, ARIBA link for participation in the tender will be sent to bidder's e-mail address from ARIBA system.

Step 5: In this e-mail online link as "[Click Here](#)" shall be there to access the event & participate in the tender.

Step 6: First time bidders need to **Sign Up** for accessing the event. Create User Name and password as mentioned in Sign Up page. A one-page registration screen will open for first time user. All * mark mandatory field to be filled in.

TPCODL

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TP Northern Odisha Distribution Limited

TPSODL

TP Southern Odisha Distribution Limited

TPWODL

TP Western Odisha Distribution Limited

CENTRALIZED CONTRACTS GROUP**NIT No.: TPCODL / CCG / 23-24 / 1000000544**

Those who already have User Name and password for accessing events, may LOGIN by using same User Name and password. (Bidder's user name and password for their other customer shall not be applicable for TPCODL / TPWODL / TPNODL / TPSODL).

Step 7: Post login, access the RFQ.

Step 8: After review and downloading of all documents click on **"Review Pre-requisites."**

Step 9: Review and accept **"Bidder Agreement"**.

Step 10: Tender document (PDF) can be downloaded from relevant section in Ariba Portal

Step 11: Technical Bid Submission: Bidder must attach pdf version of technical bid in section relevant to technical bid submission. Uploading any price-related information in this section shall lead to bidder rejection.

Step 12: Price Bid Submission: Price schedule as attached in relevant section has to be downloaded. Price and tax details to be filled in as per the format. PDF version of duly filled price bid to be uploaded in relevant section. Price bid to be mandatorily signature & sealed by authorized person on Company letter head. For Price Bid put all the unit price and taxes and duties in the provided field. Put "NA" in the not applicable field.

Step 13: After successfully uploading Techno commercial offer and price part, click - **"Submit Entire Response"**.