

## Bid Corrigendum

GEM/2023/B/3744658-C1

Following terms and conditions supersede all existing "Buyer added Bid Specific Terms and conditions" given in the bid document or any previous corrigendum. Prospective bidders are advised to bid as per following Terms and Conditions:

### Buyer Added Bid Specific Additional Terms and Conditions

1. **OPTION CLAUSE:** The Purchaser reserves the right to increase or decrease the quantity to be ordered up to 25 percent of bid quantity at the time of placement of contract. The purchaser also reserves the right to increase the ordered quantity by up to 25% of the contracted quantity during the currency of the contract at the contracted rates. Bidders are bound to accept the orders accordingly.
2. Actual delivery (and Installation & Commissioning (if covered in scope of supply)) is to be done at following address  
ITER Organization,  
Route de Vinon-sur-Verdon CS 90 046  
130 67 St Paul Lez Durance,  
Cedex,  
France
3. Bidders can also submit the EMD with Account Payee Demand Draft in favour of  
Institute for Plasma Research A/c ITER-India  
payable at  
Gandhinagar  
. Bidder has to upload scanned copy / proof of the DD along with bid and has to ensure delivery of hardcopy to the Buyer within 5 days of Bid End date / Bid Opening date.
4. Bidders can also submit the EMD with Payment online through RTGS / internet banking in Beneficiary name  
Institute for Plasma Research A/c ITER-India  
Account No.  
30360884053  
IFSC Code  
SBIN0010864  
Bank Name  
State Bank of India  
Branch address  
IPR Bhat  
. Bidder to indicate bid number and name of bidding entity in the transaction details field at the time of on-line transfer. Bidder has to upload scanned copy / proof of the Online Payment Transfer along with bid.
5. Successful Bidder can submit the Performance Security in the form of Account Payee Demand Draft also (besides PBG which is allowed as per GeM GTC). DD should be made in favour of  
Institute for Plasma Research A/c ITER-India  
payable at  
Gandhinagar  
. After award of contract, Successful Bidder can upload scanned copy of the DD in place of PBG and has to ensure delivery of hard copy to the original DD to the Buyer within 15 days of award of contract.
6. Successful Bidder can submit the Performance Security in the form of Payment online through RTGS / internet banking also (besides PBG which is allowed as per GeM GTC). On-line payment shall be in Beneficiary name

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. Successful Bidder to indicate Contract number and name of Seller entity in the transaction details field at the time of on-line transfer. Bidder has to upload scanned copy / proof of the Online Payment Transfer in place of PBG within 15 days of award of contract.

7. Successful Bidder can submit the Performance Security in the form of Fixed Deposit Receipt also (besides PBG which is allowed as per GeM GTC). FDR should be made out or pledged in the name of Institute for Plasma Research A/c ITER-India A/C (Name of the Seller). The bank should certify on it that the deposit can be withdrawn only on the demand or with the sanction of the pledgee. For release of Security Deposit, the FDR will be released in favour of bidder by the Buyer after making endorsement on the back of the FDR duly signed and stamped along with covering letter. Successful Bidder has to upload scanned copy of the FDR document in place of PBG and has to ensure delivery of hard copy of Original FDR to the Buyer within 15 days of award of contract.
8. Bidder's offer is liable to be rejected if they don't upload any of the certificates / documents sought in the Bid document, ATC and Corrigendum if any.
9. Buyer Added text based ATC clauses

1. Following Bid Details are amended as under:

Bid Details	Required Bid Details	Revised / Amended Bid Details
Years of Past Experience		
Required for same/similar service	3 Years	5 Years
Delivery Days	730	1350

2. The bid document consist of following documents: (i) Part-A(IA) - Essential Eligibility Criteria, (ii) Part-A(B) - Instructions to bidders and Bid Submission format, (iii) Part-A(II) - Scope of Supply & Work, Technical Specifications along with Annexure of Part-A(II) technical clarifications, (iv) Part-A(III) - Terms and Conditions of the Contract/Purchase Order and (v) Part-B - Financial (Price) Bid with Price Breakup Format.

3. Other documents i.e. Applicable documents 1 (Zip file), Applicable documents 2 (Zip file), Documents for information 1 (Zip file), Orders (Zip file) and Annexure-II RDA Proposal 3dxml file which are the part of Technical Specifications Part-A(II) of the bid document are uploaded on ITER-India website <https://www.iterindia.in/tenders>. Bidders can download the documents from this website.

4. The documents listed in Sr. No. 2(i), (ii) & (iv) above are uploaded as Buyer Added Bid Specific ATC with the GeM Bid. Document mentioned in Sr. No. 2(iii) are uploaded in Buyer Added Bid Specific Additional Scope of Work. The documents listed in Sr. No. 2 and Sr. No. 3 above shall form an integral part of this bid.

5. Bidders are requested to go through the above bid documents and seek pre-bid clarifications, if required, from the Senior Purchase Officer (email: [purchase@iterindia.in](mailto:purchase@iterindia.in) / [buyer1.doai.adi@gembuyer.in](mailto:buyer1.doai.adi@gembuyer.in)) on or before 10th August 2023.

6. Contractor shall carry out Bank guarantee extension as per Purchaser's request without dispute. Applicable BG charges (For Security Deposit and Advance) will be reimbursed by the Purchaser as part of full and final settlement, if delay is attributed to the Purchaser.

7. Duration of ePBG mentioned in the bid is only for Security Deposit Bank Guarantee. The Contractor needs to submit Performance Bank Guarantee after Final Acceptance for Warranty obligations as per Part-A(III).

8. Following clauses of Part-A(III) Terms & Conditions of Contract are amended (yellow highlighted) vide Corrigendum-1:

Clause No. 9.2.1 Delivery Basis: Text added "Export of the ordered items shall be carried out as per the provisions of Notification No. 40/2017-Central Tax (Rate) or Notification No. 40/2017-State Tax (Rate) both dated 23rd October, 2017"

Clause No. 9.3.1 Taxes and Duties: Text added "GST rate to be considered as per the provisions of Notification No. 40/2017-Central Tax (Rate) or Notification No. 40/2017-State Tax (Rate) both dated 23rd October, 2017"

Clause No. 18 Free Issue Material (FIM): Details of FIM to this Contract and relevant conditions are included vide Corrigendum-1. Format of Indemnity Bond for FIM to be provided by the Contractor is included as an Annexure-9.

Bidders are requested to go through the updated ATC document vide Corrigendum-1 and submit bid in line with updated ATC document.

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

## Disclaimer

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization, whereby Buyer organization is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any eccentricity / restriction arising in the bidding process due to these ATCs and due to modification of technical specifications and / or terms and conditions governing the bid. Any clause(s) incorporated by the Buyer regarding following shall be treated as null and void and would not be considered as part of bid:-

1. Definition of Class I and Class II suppliers in the bid not in line with the extant Order / Office Memorandum issued by DPIIT in this regard.
2. Seeking EMD submission from bidder(s), including via Additional Terms & Conditions, in contravention to exemption provided to such sellers under GeM GTC.
3. Publishing Custom / BOQ bids for items for which regular GeM categories are available without any Category item bunched with it.
4. Creating BoQ bid for single item.
5. Mentioning specific Brand or Make or Model or Manufacturer or Dealer name.
6. Mandating submission of documents in physical form as a pre-requisite to qualify bidders.
7. Floating / creation of work contracts as Custom Bids in Services.
8. Seeking sample with bid or approval of samples during bid evaluation process.
9. Mandating foreign / international certifications even in case of existence of Indian Standards without specifying equivalent Indian Certification / standards.
10. Seeking experience from specific organization / department / institute only or from foreign / export experience.
11. Creating bid for items from irrelevant categories.
12. Incorporating any clause against the MSME policy and Preference to Make in India Policy.
13. Reference of conditions published on any external site or reference to external documents/clauses.
14. Asking for any Tender fee / Bid Participation fee / Auction fee in case of Bids / Forward Auction, as the case may be.

Further, if any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations.

\*This document shall overwrite all previous versions of Bid Specific Additional Terms and Conditions.

[This Bid is also governed by the General Terms and Conditions](#)