

<b>The Tata Power Company Ltd</b>		OPEN TENDER NOTIFICATION
Tender Reference: <b>CC24VJS048</b>		Document Date: <b>1<sup>st</sup> Jan 2024</b>

**The Tata Power Company Limited Invites Tender** through E-Tender Two-Part Bidding Process from interested bidders for the following package: -

**A. Summary of the tendered package:**

Sr. No.	Description	Tender Reference no.	Bid Guarantee Fee / EMD (Rs.)	Tender Fee (Rs.)	Last Date and Time for payment of Tender Participation fee
For the following package please send mail to Mr. Vinayak Shinde ( <a href="mailto:vinayak.shinde@tatapower.com">vinayak.shinde@tatapower.com</a> ) with copy to Mr. Rameshkumar P N ( <a href="mailto:pnramesh@tatapower.com">pnramesh@tatapower.com</a> )					
1.	<b>Corrigendum to Tender issued vide advertisement published dtd. 20th Dec 2023 -</b> Out Line Agreement for 1 year for procurement of HT Cable of Various Ratings 11kV, 22kV, 33 kV for Mumbai Distribution	CC24VJS048	19,00,000/-	2,000 /-	3rd Jan 2024

**B. Procedure to Participate in Tender.**

**Following steps to be done before** “Last date and time for Payment of Tender Participation Fee” as mentioned above

1. Non-Refundable Tender Fee, as indicated in table above, to be submitted in the form of Direct deposit in the following bank account and submit the receipt along with a covering letter clearly indicating the Tender Reference number –

Beneficiary Name – The Tata Power Co. Ltd.

Bank Name – HDFC Bank Ltd.

Branch Name – Fort Branch, Mumbai

Address – Maneckji Wadia Building, Nanik Motwani Marg, Fort, Mumbai 400023.

Branch Code – 60

Bank & Branch Code – 400240015

Account No – 00600110000763

Account type – CC

IFSC Code – HDFC0000060

2. Eligible and Interested Bidders to submit duly signed and stamped letter on Bidder's letterhead indicating

Tender Enquiry number

Name of authorized person

Contact number

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e-mail id

Details of submission of Tender Participation Fee

E-mail with necessary attachment of 1 and 2 above to be send to [vinayak.shinde@tatapower.com](mailto:vinayak.shinde@tatapower.com) with copy to [pnramesh@tatapower.com](mailto:pnramesh@tatapower.com) before “Last date and time for Payment of Tender Participation Fee”

Interested bidders to submit Tender Participation Fee and Authorization Letter before Last date and time as indicated above after which link from Tata Power E-Tender system (Ariba) will be shared for further communication and bid submission.

Please note all future correspondence regarding the tender, bid submission, bid submission date extension, Pre-bid query etc. will happen only through Tata Power E-Tender system (Ariba).

No e-mail or verbal correspondence will be responded. All communication will be done strictly with the bidder who have done the above step to participate in the Tender.

Also it may be strictly noted that once date of “Last date and time for Payment of Tender Participation Fee” is lapsed no Bidder will be sent link from Tata Power E-Tender System (Ariba). Without this link vendor will not be able to participate in the tender. Any last moment request to participate in tender will not be entertained.

Any payment of Tender Participation Fee by Bidder who have not done the pre-requisite will not be refunded.

Also all future corrigendum’s to the said tender will be informed on Tender section on website <https://www.tatapower.com> only.

### **Summary of Changes**

- 1 Date extension of submission of Expression of Interest till 3rd Jan 2024

The original tender document is reproduced below.

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**OPEN TENDER NOTIFICATION**

**FOR**

**Out Line Agreement for 1 year for procurement of HT Cable of Various Ratings 11kV, 22kV, 33 kV for Mumbai Distribution.**

**The Tata Power Company Limited (Tata Power)  
Smart Center of Procurement Excellence, 2nd Floor,  
Sahar Receiving Station, Near Hotel Leela,  
Sahar Airport Road, Andheri East, Mumbai-400059**

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## Section A : Tender Notice including Instruction to Bidders

### 1. Tender Details

#### 1.1 Key Tender Specific Details

Reference Number	CC24VJS048
Description	Out Line Agreement for 1 year for procurement of HT Cable of Various Ratings 11kV, 22kV, 33 kV for Mumbai Distribution.
Type of Tender	Out Line Agreement
Estimated Period	One Year
Tender Fee	Rs 2000/-
Earnest Money Deposit (EMD)	Rs 19,00,000/- Rs. Nineteen Lakhs Only <b>PLEASE NOT THAT IT IS MANDATORY TO SUBMIT EMD IN BANK GUARANTEE FORMAT ONLY</b>
Price Basis	On Price Variation Basis
Executive Handling this Tender*	Name: Mr. Vinayak Shinde E-Mail ID: <a href="mailto:vinayak.shinde@tatapower.com">vinayak.shinde@tatapower.com</a>
Technical Query *	Name: Mr. Ajay Potdar E-Mail ID: <a href="mailto:avpotdar@tatapower.com">avpotdar@tatapower.com</a>

\*You may contact the above personnel from Monday to Friday during office hours only.

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### 1.2 Calendar of Events

(a)	Payment of Tender Fee and Submission of letter nominating authorized person by Interested Bidder indicating their intent to Buy Tender	Till 29 <sup>th</sup> December 2023 , up to 1500 Hours
(b)	Access to Tender Documents through E-Tender system to authorized person of Interested Bidder	29 <sup>th</sup> December 2023
(c)	Last Date of receipt of pre-bid queries, if any.	By 5 <sup>th</sup> January 2024, 1500 Hrs.
(d)	Last Date of Posting Consolidated replies to all the pre-bid queries as received	12 <sup>th</sup> January 2024
(e)	Last date and time of receipt of Bids	19 <sup>th</sup> January 2024 by 15:00 Hrs.*

**Note:-** \* These date and time are as planned and tentative. In case of change the same shall be intimated to Authorized Person of Interested Bidder through E-Tender System.

Please note post submission of Bids relevant communication will be done with Authorized Person of Interested Bidder through E-Tender System

### 1.3 Mandatory documents required along with the Bid

- 1.3.1 Bid Guarantee Fee (EMD) of requisite value and validity. PLEASE NOTE THAT BID GUARANTEE ONLY IN FORM OF BANK GUARANTEE WILL BE ACCEPTED.
- 1.3.2 Requisite Documents to ascertain fulfilling of Technical and Commercial Pre-Qualification Requirement as detailed in Tender Enquiry.
- 1.3.3 Technical Submission including Drawings, Type Test details etc as detailed in Technical Specification.
- 1.3.4 Required Commercial Submission as detailed in Tender Document
- 1.3.5 Technical and Commercial Clarification and Deviations as per the format attached in the Tender Enquiry
- 1.3.6 Proper authorization letter to sign the tender and participate in Tata Power E-Tender system on the behalf of bidder.
- 1.3.7 **For vendor not registered with Tata Power, Duly filled Vendor Registration form with all supporting documents is mandatory to participate in the Tender.**

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

**Also please note that whenever editable format are shared it is requested that data be filled in relevant cells. No formatting or addition / deletion of rows / columns to be done. Wherever editable Excel submission are requested the file should be free from references, macros etc.**

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**Checklist of Document Submission**

<b>Stage of Tendering</b>	<b>Document</b>	<b>Type of Format</b>	<b>Mode of submission</b>
Before last date of Pre-Bid Query	Query / Clarification / Deviation (QCD) Format. (F1) Technical and Commercial	Editable Excel Format	Through message in E-tender system
<b>Bid Submission Envelope 1 (First Part)</b>	<b>Earnest Money Deposit</b>	<b>Original Bank Guarantee</b>	<b>In Sealed Envelope</b>
<b>Bid Submission Envelope 2 (Second Part)</b>	<b>Documents to be uploaded in Ariba only.</b> In case of multiple files, a zipped folder can be attached for the same (size limit of 100MB per zipped file)		
To be submitted Under Tab 2.1 in Ariba	Duly filled PQR and supporting documents		
	Duly filled PQR format	Editable Excel Format	E-Tender System
	Backup documents for Technical and Commercial PQR	Signed and Scanned documents	E-Tender System
To be submitted under Tab 2.2 in Ariba	Technical Submission and Supporting Documents		
	Duly filled Unpriced Bid Format. Signed copy of Technical Specifications indicating your acceptance of the same	Signed and scanned copy of document	E-Tender System
To be submitted under Tab 2.3 in Ariba	Commercial Submission and supporting document		

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	Letter of Undertaking (FOR VENDORS NOT REGISTERED WITH TATA POWER)	Scanned Copy of letter of undertaking duly filled, stamped and signed	E-Tender System
	E-auction Undertaking form	Scanned Copy of letter of undertaking duly filled, stamped and signed	E-Tender System
Bid Submission Envelope 3 (Third Part)	<b>Duly filled Priced Bid Format</b>	Hard copy in original duly signed and stamped	<b>Sealed Envelope</b>
	Duly filled Priced Bid Format	To be entered in E-Tender System	E-Tender System

#### 1.4 Deviation from Tender

Normally, the 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 Query / Clarification / Deviation (QCD) Format. Deviations have to be mandatorily submitted in editable Excel sheet.

Technical or Commercial Deviation should be mentioned in Deviation Format only. Deviation in any other document or Format will not be considered.

#### 1.5 Right of Acceptance/Rejection

1.5.1 Bids are liable for rejection in absence of following:-

1.5.2 Mandatory Documents as listed in 1.3 above

1.5.3 Price Bid as per the Price Schedule mentioned in Tender Document

1.5.4 Receipt of Bid and Response to queries within the due date and time

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

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### 1.6 Qualification Criteria

S.No.	Description	Qualifying Criteria	Evaluation Documents Required
1	Infrastructure	<p>The bidder should have own manufacturing facility to manufacture the cable of same or higher voltage through CCV Line or VCV Line along with the following: Tata Power reserves the right to inspect the said manufacturing facility as a proof of compliance to this parameter</p> <ol style="list-style-type: none"> <li>1. Cable manufacturer shall have True triple extrusion machine along with CCV or VCV line with dry curing and water cooling.</li> <li>2. Cable eccentricity monitoring system during triple extrusion in CCV line or VCV line.</li> </ol>	Bidder must submit undertaking in this regard
2		The bidder should have In-house raw material, routine, and acceptance testing facilities as per specification and relevant IS/IEC.	Bidder must submit undertaking in this regard.
3	Supply and Experience	The bidder should have supplied at least 100 Km of cable during last 3 years (for 33 KV or higher voltage rating).	Copy of work order / completion certificate to be submitted in this regard.



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S.No.	Description	Qualifying Criteria	Evaluation Documents Required
	Type Test	<p>The bidder shall submit Type test reports obtained from CPRI/ERDA/ International Accredited Lab for the equipment / material offered. The type tests should have been conducted on the equipment / material of the same design.</p> <p>The type tests should have been conducted within 5 years prior to the date of bid opening. Time period for type test can be extended by another 5 years as a special case, if there is no change in design / material of construction (MOC).</p> <p>In case the type test reports furnished are not for the quoted equipment / material but for the equipment / material with higher voltage class and/or different capacity, then type test shall be carried out for the offered equipment / material from CPRI /ERDA/ International Accredited Lab without any cost implication to the owner and the Type Test reports shall be submitted before dispatch of the equipment / material within 120 days of the outline agreement.</p>	<p>Type Test Report.</p> <p>Undertaking that there is no change in design / material of construction (MOC) if Type Test Report older than 5 years.</p> <p>Undertaking that type test shall be carried out for the offered equipment / material from CPRI/ERDA/ International Accredited Lab without any cost implication to the owner and the Type Test reports shall be submitted before dispatch of the equipment / material, in case type test reports furnished are not for the quoted equipment / material but for the equipment / material with higher voltage class and/or different capacity, (if applicable)</p>
5	Commercial Capability	The bidder should have an average annual turnover of Rs.100 crores in last 3 financial years.	Copy of audited P&L Account to be submitted in this regard ( with UDIN No)

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S.No.	Description	Qualifying Criteria	Evaluation Documents Required
6	Performance	Bidder should have Performance Certificates for at least Two years satisfactory performance from minimum 2 reputed companies of 33 KV or higher voltage cable. Out of these, one Certificate should be of more than 10 Kms of cable. The work against these issued certificates should be completed in last seven years from the date of bid submission. In case the bidder has a previous association with Tata Power or similar products and services, the performance feedback for that bidder by Tata Power's User Group shall only be considered irrespective of performance certificates issued by any third organization.	Supply List & Performance Certificates from the utilities

### 1.7 Pre-Bid Queries

Technical or Commercial Pre-Bid Queries if any has to be sent through message in E-Tender System. Pre-Bid Query has to be sent only in the Query / Clarification / Deviation (QCD) Format. Pre-Bid Queries sent in any other format or send through any other communication channel will not be accepted and answered. Pre-Bid Query have to be sent in the stipulated timeline as defined in the Tender Document. No Pre-Bid Query will be accepted after the due time and date as specified as "Last Date of receipt of pre-bid queries, if any"

### 1.8 Marketing Integrity

We have a fair and competitive marketplace. The rules for bidders are outlined in the General Condition of Contracts and other parts of Tender Documents. Bidders must agree to these rules prior to participating. In addition to other remedies available, Tata Power 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 or other part of the Tender Documents. 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
- Submit irrelevant documents or frequently cases of missing documents as part of compliance to Qualifying, Technical or Commercial Requirements causing unnecessary delay in Tender Evaluation

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### 1.9 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 Tata Power. This includes all bidding information submitted to Tata Power. All tender documents remain the property of Tata Power and all suppliers are required to return these documents to Tata Power upon request. Suppliers who do not honor these confidentiality provisions will be excluded from participating in future bidding events.

### 1.10 Payment Terms

100% payment shall be made within **60 days** from the receipt and acceptance of the material at the Consignee Stores/Site/Location as per the Contractual Terms and Conditions.

## 2. Evaluation Criteria

- The bids will be evaluated technically on the compliance to tender terms and conditions.
- The bids will be evaluated commercially on the overall all-inclusive lowest cost for the complete tender BOQ/ each line item as calculated in Schedule of Items. Tata Power however, reserves right to split the order line item wise and/or quantity wise among more than one Bidder. Hence all bidders are advised to quote their most competitive rates against each line item.
- Bidder has to mandatorily quote against each item of Schedule of Items. Failing to do so, Tata Power may reject the bids.

**NOTE:** In case of a new bidder not registered with Tata Power, factory inspection and evaluation shall be carried out to ascertain bidder's manufacturing capability and quality procedures. However Tata Power 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 Tata Power shall be final and binding on the bidder in this regard.

### 2.1 Price Variation Clause and Cap:

The prices shall be subject to IEEMA Price Variation Clause with following conditions:

2.1 IEEMA formulae and factors governing the price variation shall be as follows:

$$P = P_o + AIF (AI-AI_o) + XLFAL (Cc-Cc_o) + SMIF (SMIF1-SMIF0) + CCFAI (PVCC-PVCC_o) + FeF (Fe-Fe_o)$$

Term	Description
P <sub>o</sub>	Price finalized (in Rs/KM)
AIF	Variation factor for Aluminum
AI	Price of Aluminum - applicable in the month of ordering
AI <sub>o</sub>	Price of Aluminum - as per base month of tender
XLFAL	Variation Factor for XLPE compound for aluminium conductor cable
Cc	Price of XLPE compound- applicable in the month of ordering
Cc <sub>o</sub>	Price of XLPE compound-as per base month of tender
SMIF	Variation factor for Copper tape

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SMIF1	Price of CC copper rods - applicable in the month of ordering
SMIF0	Price of CC copper rods - as per base month of tender
CCFAI	Variation for PVC Compound/polymer for aluminium conductor cable
PVCc	Price of PVC compound- applicable in the month of ordering
PVCc <sub>o</sub>	Price of PVC compound- as per base month of tender
FeF	Variation factor for steel
Fe	Price of Steel Strips/steel wire - applicable in the month of ordering
Fe <sub>o</sub>	Price of Steel Strips/steel wire as per base month of tender

2.2 Base circular shall be December 2023 circular issued in January 2024. Base month for Bid Price shall remain same throughout the negotiation process till Outline Agreement / Rate Contract is finalized. Base month circular has to be attached in the price bid.

2.3 Whenever Firm Order has to be placed against Outline Agreement / Rate Contract Tata Power shall seek PVC corrected price based on index published and available during the said month from the bidder. Purchase Order against Outline Agreement / Rate Contract will be placed at PV corrected price. The said price shall then remain firm till completion of delivery and bill payment.

2.4 There will be no cap on Positive side and negative side.

Note : If due date of bid submission is extended due to any reason, the base date will remain unchanged for the calculation of PV clause

### **3. Submission of Bid Documents**

#### **3.1 Bid Submission**

Bidders are requested to submit their offer in line with this Tender document. Bids shall be submitted in 3 (three) parts:

**FIRST PART: “EMD – BANK GUARANTEE”** of Value detailed in 1.1 valid for 180 days from the due date of bid submission in the form of Bank Guarantee favoring ‘The Tata Power Company Limited’. The EMD has to be strictly in the format as mentioned in Tender Document, failing which it shall not be accepted by Tata Power and the bid as submitted shall be liable for rejection.

Note : BG of 180 days and further claim period of 180 days is needed. In case the same cannot be issued by your bank then BG valid for 365 days can be provided.

Tata Power Bank details for EMD BG / NEFT:

Beneficiary Name – The Tata Power Co. Ltd.

Bank Name – HDFC Bank Ltd.

Branch Name – Fort Branch, Mumbai

Address – Maneckji Wadia Building, Nanik Motwani Marg, Fort, Mumbai 400023.

Branch Code – 60

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Bank & Branch Code – 400240015

Account No – 00600110000763

Account type – CC

IFSC Code – HDFC0000060

The hard copy of EMD in a sealed envelope should be sent on address mentioned in Tender document. Pls mail the UTR details in case of NEFT for verification.

**First Part has to be submitted in Sealed Envelope.**

**SECOND PART: “TECHNICAL / UN-PRICED COMMERCIAL BID”** shall contain the following documents:

- a) Documentary evidence in support of Technical, Commercial qualifying criteria
- b) Technical literature/GTP/Type test report/Details of Qualified Manpower Available/ Testing Facility available etc. *(complete in all respect as desired and detailed in Technical Specification and Technical Requirement Section)*
- c) Duly filled Technical and Commercial Deviation Sheets
- d) Duly filled formats like Authorization affidavit form
- e) *Unpriced Commercial Bid*

**The technical / un-priced commercial bid shall be properly indexed and is to be submitted in Soft Copy though E-Tender system of Tata Power. Hard Copy of Technical Bids need not be submitted.**

**Second Part has to be submitted through E-Tender System Only**

**THIRD PART: “PRICE BID”** shall contain only the price details and strictly in Price Bid format along with explicit break up of basic prices and applicable GST. Basic price should include packaging forwarding, freight, transit insurance and any other cost envisaged by the bidder.

**Third part has to be submitted through E-Tender System (ARIBA) only.**

**FOR BIDS INVITED THROUGH E-TENDER SYSTEM (TECHNICAL AND UN-PRICED COMMERCIAL BID) :**

In response to advertisement Bidder has to provide details of person authorized to Bid on behalf of the Bidder. An e-mail will be generated by E-Tender System and the authorized person can download the Tender Documents from the system.

SECOND and THIRD PART of the Bid have to be submitted in E-Tender System.

**Bidders have to mandatorily submit SECOND PART (Technical and Un-priced commercial Bid) only through E-Tender system of Tata Power. Bids submitted through any other form/ route shall not be admissible.**

EMD BG to be sent in a sealed envelope which shall be clearly marked as below to the below address.

**EMD**

**“Please mention Tender Reference No”**

The Tata Power Company Limited, Smart Center of Procurement Excellence, 2nd Floor, Sahar Receiving Station, Near Hotel Leela, Sahar Airport Road, Andheri East, Mumbai-400059

Bids submitted by Email/Telex/Telegram /Fax will be rejected. No request from any Bidder to Tata Power to collect the proposals from Courier/Airlines/Cargo Agents etc. shall be entertained.

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**SIGNING OF BID DOCUMENTS:**

The bid must contain the name, residence and place of business of the person or persons making the bid and must be signed and sealed by the Bidder with his usual signature. The names of all persons 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 the 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.

**3.2 Contact Information**

**Communication Details: Detailed in 1.1**

**3.3 Bid Prices**

Bidders shall quote for the entire Scope of Supply/ work with a break up of prices for individual items and Taxes & duties. 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 sites of Tata Power. The all-inclusive prices offered shall be inclusive of all costs as well as Duties, Taxes and Levies paid or payable during the execution of the supply work, breakup of price constituents.

The quantity break up shown else-where other than Price Schedule is 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.

**3.4 Bid Currencies**

Prices shall be quoted in Indian Rupees Only. It also may be noted that the denomination of Purchase Order / Outline Agreement / Rate Contract and associated Payment to Successful Bidder shall also be in Indian Rupees Only. In case Bidder intends to import any equipment, part etc and supply to Tata Power then all liability and costs related to import will rest with the Bidder. All statutory compliances, payments, expenditure etc related to importing of equipment will be responsibility of the bidder.

**3.5 Period of Validity of Bids**

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

Notwithstanding clause above, Tata Power 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.

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### 3.6 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.

### 3.7 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 event.

### 3.8 Earnest Money Deposit (EMD)

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

The EMD shall be in following form:

- Bank Guarantee valid for 180 days after due date of submission.

**The EMD shall be forfeited in case of:**

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

**Or**

- b) In case of a successful bidder, if the Bidder, within 15 days, does not
- i) accept the purchase order, or
  - ii) furnish the required Contract Performance Bank Guarantee (CPBG)

**Original Bank Guarantee submitted as EMD shall be returned only after completion of award process for unsuccessful bidders and issue of Contract Performance Bank Guarantee (CPBG) for successful bidder.**

## 4. Bid Opening & Evaluation process

### 4.1 Process to be confidential

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 Tata Powers processing of Bids or award decisions may result in the rejection of the Bidder's Bid.

### 4.2 Technical Bid Opening

Bids will be opened at Corporate Office of Tata Power as per our standard Process. The bids shall be opened internally by Tata Power. Technical bid must not contain any cost information whatsoever.

First the envelope marked "EMD" will be opened. Bids without EMD 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 in E-Tender system.

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#### **4.3 Preliminary Examination of Bids/Responsiveness**

Tata Power 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 generally in order. Tata Power may ask for submission of original documents in order to verify the documents submitted in support of qualification criteria.

Prior to the detailed evaluation, Tata Power 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.

Bid determined as not substantially responsive will be rejected by the Tata Power and/or the Tata Power and may not subsequently be made responsive by the Bidder by correction of the non-conformity.

#### **4.4 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, Tata Power may, at its discretion, ask the Bidder for a clarification on its Bid for any deviations with respect to the Tata Power specifications and attempt will be made to bring all bids on a common footing. 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 by Tata Power.

#### **4.5 Price Bid Opening**

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 Tata Power without any further correspondence in this regard.

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 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.

#### **4.6 Reverse Auction and Price Matching Option**

Tata Power reserves the right to go for Reverse Auction (RA) for price negotiation and discover the most competitive price on ARIBA portal, Tata Power's official e-tendering platform. This will be decided after techno-commercial evaluation of the bids. Bidders need to give their acceptance with the offer for participation in RA. Non-acceptance to participate in RA may result in non-consideration of their bids, in case Tata Power decides to go for RA.

**Only those bidders who are techno-commercially qualified shall be eligible to participate further in RA process. However, the original H1 bidder (whose price bid is the highest post techno-commercial evaluation) shall not be allowed to participate in further RA process provided minimum three techno-commercially qualified bids are available.**



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For case where more than one bidders have to be awarded (including Rate Contract / Outline Agreement) Price Matching Option will be exercised. Volume of job allocated to original competitive bidder will be more than bidder who is chosen through Price Matching Option. Tata Power decision regarding work sharing shall be final and no explanation OR clarification shall be given regarding the same.

## 5.0 Award Decision

Tata Power 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 at Clause 2.0. The Cost for the said calculation shall be taken as the all-inclusive cost quoted by bidder in Priced Bid Format subject to any corrections required in line with Clause 4.3 above. The decision to place purchase order/Outline Agreement/ Rate Contract solely depends on Tata Power on the cost competitiveness across multiple lots, quality, delivery and bidder's capacity, in addition to other factors that Tata Power may deem relevant.

Tata Power reserves all the rights to award the contract to one or more bidders so as to meet the delivery requirement or nullify the award decision without assigning any reason thereof.

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

### 5.1 Rate Contract / Outline Agreement

Rate Contract / Outline Agreement does not guarantee any assured business volume in Rupees or Quantity. Quantities are only indicative and specified for the purpose of readiness as per the request from Purchaser. Supplies shall be only against Firm Purchase Orders placed as per the agreed terms and conditions of Rate Contract / Outline Agreement. Purchaser shall be entitled at its discretion to place firm order for such supplies on "As and When Required Basis" without minimum take-off guarantee.

Rate Contract / Outline Agreement will have list of Items with Unit Rate and applicable Taxes and Duties. There will be a cap on value for which order which can be placed against the Rate Contract / Outline Agreement. Actual quantity ordered for each line item may differ significantly from the tentative quantity indicated in the Tender Document. One / few / all items of Rate Contract / Outline Agreement can be ordered till the Cap Value is reached.

## 6.0 Order of Preference/Contradiction:

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

1. Outline Agreement/Purchase Order (with Commercial conditions)
2. Special Terms and conditions (if applicable)
3. General Terms and conditions
4. Technical Specifications

In case there is a discrepancy in the BOQ mentioned in tender (to the extent modified through subsequent Corrigendum, if any) and the bid submitted by any bidder, the description as mentioned in the tender (to the extent modified through subsequent Corrigendum, if any) shall prevail.

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**7.0 Ethics**

Tata Power is an ethical organization and as a policy Tata Power lays 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.

Tata Power work practices are governed by the Tata Code of Conduct. Bidder is request to refer Tata Code of Conduct Clause in General Terms and Conditions.

**8.0 General Condition of Contract and Special Condition of Contracts**

Any condition not mentioned above shall be applicable as per General Terms and Conditions and Special Condition of Contracts attached along with this tender.

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**Annexure 1**  
**Schedule Of Items**

Sr. no.	Material / Service Short Text (as per SAP)	Quantity	UoM	Unit Rate (Basic)	Total
1	CABLE 33KV AL ARM 3C,400 SQMM XLPE	45000	Mtrs.		-
2	CABLE 22KV AL ARM 3C 240 SQMM XLPE	30000	Mtrs.		-
3	CABLE 11KV AL ARM 3C 300 SQMM XLPE	70000	Mtrs.		-
4	CABLE 33KV AL. XLPE 1C, 630 SQMM	1000	Mtrs.		-
5	CABLE 22KV 1CX185 SQMM ALU AR XLPE	3000	Mtrs.		-
6	CABLE 11KV AL ARM 1C,185 SQMM XLPE	3000	Mtrs.		-
7	CABLE 11KV AL AR 1C X 1000 SQMM XLPE	3000	Mtrs.		-
	<b>Sub Total</b>				-
	<b>GST @18%</b>				-
	<b>Total with taxes</b>				-