

e-TENDER NOTICE

Online bids are invited from reputed/experienced firms/companies and authorized service agencies of **Tata Liebert** make UPS for Comprehensive Annual Maintenance Contract (CAMC) for repair and maintenance of UPS (details are at Annex-III) on "as is, where is basis" in Planning Commission. The Terms and Conditions of the tender are at Annexure-II. In case any prospective bidder intends to inspect the UPS instruments, they may visit the same after obtaining due permission from Senior Technical Director (NIC-Yojana Bhawan Unit) (011 23042100) on any day during office hours before the last date of submission of bids in the instant tendering process.

2. Scanned copy of the bids duly filled in, as per the proforma attached as Annexure-II, signed copy of tender documents (including Application & Technical Bid at Annexure-I), Annexure-III duly filled in and a copy of earnest money deposit of Rs.15000/- (Rupees fifteen thousand only) in the form of Demand Draft/Pay Order drawn in favour of Pay and Account Officer, Planning Commission, payable at New Delhi are to be uploaded in the CPP portal online and the EMD should be dropped in the EMD Box to be kept at the Reception Area, Yojana Bhavan, New Delhi from 23.05.2014 (10.00 AM) to 16.06.2014 (2.00 PM) during office hours. Tenders received after due date and time, will not be accepted under any circumstances.

3. Complete Tender Documents may be downloaded from the website of the Planning Commission (www.planningcommission.gov.in) or (<http://eprocure.gov.in/epublish/app>).

4. The bids shall be opened online on 16.06.2014 at 3.00 PM in Room No. 411, Yojana Bhawan, Sansad Marg, New Delhi by the Tender Opening Committee constituted for this purpose in the presence of such tenderers or their authorized representatives of the bidders who may wish to be present.

5. Corrigendum, if any, related to this tender will be published on the websites mentioned at para 3 above.

(Awinash Chandra)

Under Secretary to the Govt. of India

Tel: 23042411

Copy to:

D.S. (C & I), Planning Commission with the request to upload the Tender Notice in the Planning Commission's Website.

(अविनाश चन्द्र)

AWINASH CHANDRA
अवर सचिव/Under Secretary
योजना आयोग/Planning Commission
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

APPLICATION & TECHNICAL BID

1. Name of the Bidding Company/
Firm/Agency
2. Status of the firm _____
(Whether Proprietary/Partnership/Company)
3. Name of the Owner/Partner/Director _____
4. Full address of Registered Office _____

5. Full address of the operative branch _____

6. Name of Banker with complete address _____

Telephone no. of the Banker _____
7. Registration Details (self attested copies to be enclosed):
 - (a) PAN/TIN No. _____
 - (b) Service Tax Registration No. _____
 - (c) Proof of Income Tax Assessment _____
(copies of ITR of last three years)
8. Details of Earnest Money Deposit (Rs.15,000/-):
 - (a) Banker's Cheque No. _____
 - (b) Date _____
 - (c) Name of Issuing Bank _____
9. The proof of authorization by the OEM for maintenance services for Tata Libert make UPS, such authorization being valid for at least till 31st December 2014.

21/5/14
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Terms and Conditions

1. The CAMC of UPS is "As is where is basis" whether operational or not in use, hence, participating firms/agencies may visit the location in Yojana Bhavan, Parliament Street, New Delhi for inspection before quoting the bid.
2. The firm should be an authorized agency for the maintenance of the UPS of Tata Libert make installed at Yojana Bhavan, Sansad Marg, New Delhi as per specifications mentioned in the enclosed Annexure-III.
3. The bidder should have a minimum of two years of experience for maintenance of UPS in Central Govt./State Government/Public Sector undertaking/autonomous bodies, etc.. Self-attested copies of such work orders/contracts should be enclosed with the bid.
4. Earnest Money Deposit in the form of Pay Order/Bank Draft for an amount of Rs. 15,000/ (Rupees Fifteen Thousand only.) drawn in favour of "Pay & Accounts Officer, Planning Commission" Payable in Delhi is to be dropped in the EMD Box to be kept at the Reception Area, Yojana Bhavan, New Delhi from 23.05.2014 (10.00 AM) to 16.06.2014 (2.00 PM) during office hours. A scanned copy of the EMD should also be submitted online alongwith the bid. The bids received without the EMD will be considered as unresponsive and rejected outrightly. No interest will be payable on EMD. It will be returned to unsuccessful bidder after award of contract to successful bidder and to the successful bidder after submission of performance security by it.
5. The contract period will be of one year from the date of award of the contract. The validity of the bids received against the tender will be 120 days.
6. Government taxes as applicable from time to time shall be payable by this office. The bill raised by the contracting firm should have all tax registration numbers printed in the bill to be produced by them on account of CAMC. Validity of .the tax registration shall be the sole responsibility of the bidding firm. Copy of PAN and registration of service tax should be enclosed by the bidder alongwith the bid.
7. Tenders incomplete in any respect are liable to be rejected.
8. The Firms/Contractors/Suppliers/anybody whose services were terminated by the Planning Commission before the expiry of the contract are not eligible to participate the bid for a period of 3 years from the date of termination of the contract. An undertaking in this regard is required to be submitted alongwith the bid.
9. The rates will be for a period of one year and the firm will not be allowed to increase the rates once approved for a period of one year.
10. In case, the successful bidder declines the offer of contract for whatsoever reason(s), the Earnest Money (EMD) would stand forfeited.

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11. The successful bidder shall submit the performance security money @ 7.5 % of contract value in the form of fixed deposited receipt/bank guarantee hypothecated in favour of Pay and Accounts Officer, Planning Commission, and the instrument containing the performance security money remain valid for a period of 60 days beyond the last day of the contract period.
12. Correction, over-writing in the financial bid is not permissible. Every sheet of the tender document the terms and conditions shall be signed and stamped by the authorized signatory of the bidding firm in token of acceptance of the terms and conditions.
13. The Competent Authority in Planning Commission reserves the right to accept/reject any of the bids or cancel the tender process at any time without assigning any reason.
14. UPS shall mean the equipment which forms a part of the Uninterrupted Power Supply.
- 15: Service of the contractor refers to trouble shooting, repairs and/or replacement of spares at site including preventive maintenance.
16. The contractor will submit bills on half yearly basis along with the preventive maintenance report to Planning Commission. The contract value shall be payable on half yearly basis on pro-rata basis on satisfactory completion of maintenance for half year.
17. Preventive Maintenance services' must be done on any off-day/holiday so that the services are not stopped unless there is some problem for which down-time is required.
18. The contractor would provide necessary Parts of UPS, tools and instruments to its service engineers for the purpose of servicing the equipment covered under the contract. The firm shall provide both services and spares for the maintenance of UPS.
19. Replacement of batteries is not included in this contract. For new replacement, cost of batteries would be paid by Planning Commission. If the batteries become defective due to non-performance of the UPS system, contractor would replace the battery/batteries free of cost.
20. All complaints including replacement of parts shall be rectified at the earliest, maximum in forty eight hrs time. If the UPS is down beyond 48 hrs. Penalty @ Rs. 1000/- per complaint will be imposed on the contractor.
21. The service personnel will visit the installation site for preventive maintenance & checking of the UPS systems time-to-time. If the service personnel do not visit the site regularly for preventive maintenance, penalty @ Rs.5000/- per UPS will be imposed on the contractor on each occasion.

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22. The Company/Firm/ Agency should enclose an undertaking that the Company/Firm/ Agency has not been blacklisted by any Ministry/Department/Organization of the Central Government/State Government and any Public Sector Undertaking of Central Govt./State Govt.
23. Apart from the preventive maintenance visits, any break down call in between, emanating from the user will also be attended to by the contractor on immediate basis.
24. The Company/Firm/Agency should have its own Bank Account, TIN Number, PAN Card. Copies of letter from bank stating that account is being maintained by the Company/Firm/Agency alongwith details of account number(s), TIN Number and PAN Number should be enclosed with the bid.
25. The cost of all the spares that are replaced in the UPS system will be covered under the AMC during CAMC period. If the contractor fails to undertake repair/servicing of UPS system(s), the same will be repaired/services by third party at the cost and risk of the contractor besides annulment of the contract.
26. In case, the contractor shows its inability at any stage for repair/maintenance of UPS during the period of AMC for whatsoever reason(s), the performance security deposit of the contracting firm would be forfeited.
27. Planning Commission will make no advance payment and bills for CAMC is to be submitted by the contracting firm on half yearly basis on expiry of the period.
28. In case of violation of any terms and condition of the contract and un-satisfactory services of the contractor, its performance security will liable to be forfeited.
29. a) The contract will be awarded to that bidder whose total rate (including taxes) will be lowest for Tata Liebert makes. The decision of the Competent Authority, Planning Commission will be final. The rate contract will be valid for a period of one year from the date of award of the contract. However, if both the parties to the contract so agree, the contract may be extended for a total of two more years beyond the date expiry of the first year of this contract on one or more occasions, for periods not exceeding one year on any of the occasions.
- (b) However, in case the next / succeeding tender is already floated but not finalized due to technical reasons before the expiry of three years so mentioned in 29(a) above, an extension of another three months may also be considered for this CAMC, as per conditions mentioned in 29(a) above.
30. Conditional tender will not be entertained. Similarly, quotations received after stipulated date and time will also not be considered under any circumstances.
31. The existing numbers of UPSs mentioned in the Annexure III may change during the Currency of the contract. For any such alterations. intimation shall be given to the contractor and if any new addition is not maintained through warranty clause but through AMC, charges for maintenance shall be payable to the contractor at the rates


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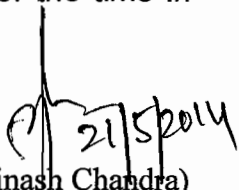
agreed upon. Similarly the deletion shall also be intimated to the contractor and charges shall be deducted for the purpose of payment to contractor.

32. Any controversy or dispute arising out of this contract shall be referred to the sole arbitration of the HoD, Planning Commission, New Delhi or to any officer nominated by him. There shall be no bar to the reference of dispute to the arbitrator or such an officer as nominated by the HoD even though the said officer is an employee of the Planning Commission, New Delhi and might have dealt with the matter earlier or expressed' his opinion thereon. In case, the arbitrator to whom the matter earlier was originally referred to, is transferred or vacates his office or is unable to act for any reasons, the HoD shall be competent to appoint another person as arbitrator, who will be entitled to proceed with the reference, from the stage at which it was left by his predecessor. No person other than the one nominated by the HoD, shall act as an arbitrator. The arbitration proceedings shall be governed by the Arbitration & Conciliation Act, 1996 and/or any statutory amendments/modifications thereof for the time being in force. The decision of the HoD or the officer nominated by him shall be final and binding on the party/parties. The limitation for filing claim for arbitration is 90 days from the date of expiry of the contract period and in case, no claim is filed within this period, it shall be presumed that there is no claim. The arbitration proceeding shall be held at an appropriate location in Delhi/New Delhi. Subject to Arbitration as referenced above, the Courts at Delhi/New Delhi shall have jurisdiction in case of any dispute.

33. Subject to the above said provisions of the Arbitration Act, 1996 or any statutory modification on enactment thereof and rules made there under and for the time being in force, shall apply to arbitration proceedings under this Clause.

34. The arbitrator may time to time extend the time for making and publishing the award. He may do so without any need for obtaining the consent of the parties to the dispute.

35. Any notice/direction given to the Second Opposite Party under the terms of this agreement shall be considered to be duly served if the same have been delivered to, left for or dispatched by Registered Post to the Second Party at his last known address. Any notice so posted shall be prima facie proof of service at the expiry of the time in which it reaches in the ordinary course of post.


(Awinash Chandra)
Under Secretary to the Govt. of India

Tel: 23042411

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Terms and Conditions, as mentioned in the Tender Notice No.D-19016/02/2012-Gen.II dated, 2014, of Planning Commission are acceptable to the undersigned and

.....(Name of the bidder agency)

Place:-

Date :-

(Authorized Signatory)

(Signature of the tenderer with seal in
Token of acceptance of the terms & conditions)

21/5/2014
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नई दिल्ली / New Delhi

Tender Notice No.D-19016/02/2012-Gen.II

Quotations for AMC of Tata Liebert make UPS

S. No	Description of UPS	Quantity	Unit Price	Total Price	Tax if any	Total including taxes
TATA Liebert Make			(in INR)	(in INR)	(in INR)	(in INR)
1.	30 KVA TATA Liebert Make (7400M) -Three Phase	1				
2.	60 KVA TATA Liebert Make (7400M) with 2 nos of battery bank 34 nos batteries Emerson make-Three Phase	2				
Total contract value for both the categories above together (in figures) (including taxes, if any) .						
Total contract value for both (in words) (including taxes, if any) the categories above together .						

Signature,
Name and Seal of authorized
signatory of the firm/company'

Dated:

21/5/2014
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BID EVALUATION CRITERIA

The bidder with the lowest value for the Total Contract Value for the categories above together (in figures) (including taxes, if any) would be considered as L1 and would be awarded the job, provided the same in an authorized service agency of Tata Liebert Make UPS. So, Sl. No. 9 of Annexure-II above would act as a technically qualifying criterion.

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Instructions for Online Bid Submission

Instructions to the Bidders to submit the bids online


thro' the eProcurement site

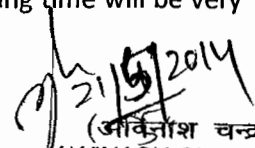
<https://eprocure.gov.in>

- 1) Bidder should do the registration in the tender site using the "Click here to Enroll" option available.
- 2) Then the Digital Signature of SIFY/TCS/nCode or any Certifying Authority is to be registered after logging into the site.
- 3) Bidder can use "My Space" area to update standard documents in advance as required for various tenders and use them during bid submission. This will facilitate the bid submission process by reducing time.
- 4) Bidder may read the tenders published in the site and download the required documents/tender schedules for the tenders he is interested.
- 5) Bidder then logs in to the site using the secured log in by giving the user id/ password chosen during registration and password of the DSC/etoken .
- 6) Only one DSC should be used for a bidder and should not be misused by others.
- 7) Bidder should read the tender schedules carefully and submit the documents as asked, otherwise, the bid will be rejected.
- 8) If there are any clarifications, this may be obtained using clarifications, or during the pre-bid meeting. Bidder should take into account of the corrigenda published before submitting the bids online.
- 9) Bidder must in advance prepare the bid documents to be submitted as indicated in the tender schedule and they should be in required format. If there are more than one document, they can be clubbed together.
- 10) Bidder should prepare the EMD as specified in the tender. The original should be posted/couriered/given in person to the specified location as per Tender Document, latest by the last date of bid submission.

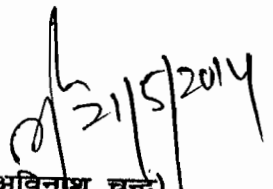

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- 11) Bidder selects the tender which he is interested using search option & then move it to the my favourites folder.
- 12) From the my favourites folder, he selects the tender to view all the details indicated.
- 13) The bidder reads the terms & conditions and accepts the same to proceed further to submit the bids.
- 14) The bidder has to select the payment option as offline to pay the EMD as applicable.
- 15) The details of the DD/any other accepted instrument, physically sent, should tally with the details available in the scanned copy and the data entered during bid submission time. Otherwise the bid submitted will not be acceptable.
- 16) The bidder has to enter the password of the DSC/etoken and the required bid documents have to be uploaded one by one as indicated.
- 17) The rates offered details have to be entered separately in a spread sheet file (xls) in the space allotted and should be updated as BOQ.xls file for each tender after the financial bid. The BOQ file, if found modified by the bidder will result in rejection of the bid.
- 18) The tendering system will give a successful bid updation message & then a bid summary will be shown with the bid no & the date & time of submission of the bid with all other relevant details. The bidder has to submit the relevant files required as indicated in the cover content. In case of any irrelevant files, the bid will be rejected.
- 19) The bid summary has to be printed and kept as an acknowledgement as a token of the submission of the bid.
- 20) The bid summary will act as a proof of bid submission for a tender floated and will also act as an entry point to participate in the bid opening date.
- 21) For any clarifications with the TIA, the bid number can be used as a reference.
- 22) Bidder should log into the site well in advance for bid submission so that he submits the bid in time i.e on or before the bid submission time. If there is any delay, due to other issues, bidder only will be responsible.
- 23) Each document to be uploaded online for the tenders should be less than 2 MB. If any document is more than 2MB, it can be reduced by scanning at lo resolution and the same can be uploaded. However if the file size is less than 1 MB, the transaction/uploading time will be very fast.


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- 24) The time settings fixed in the server side & displayed at the top of the tender site, will be valid for all actions of requesting, bid submission, bid opening etc., in the eProcurement system. The bidders should follow this time during bid submission.
- 25) All the data being entered by the bidders would be encrypted using PKI encryption techniques to ensure the secrecy of the data. The data entered will not be viewable by unauthorized persons during bid submission & not be viewable by any one until the time of bid opening.
- 26) The confidentiality of the bids is maintained since the secured Socket Layer 128 bit encryption technology is used. Data storage encryption of sensitive fields is done.
- 27) Any document that is uploaded to the server is subjected to symmetric encryption using a generated symmetric key. Further this key is subjected to asymmetric encryption using buyers public keys. Overall, the submitted tender documents become readable only after the tender opening by the authorized individual.
- 28) For any queries, the bidders are asked to contact by mail cppp-nic@nic.in or by phone: 1-800-233-7315 well in advance.


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CHECK LIST

DOCUMENTS TO BE SUBMITTED ONLINE ALONG WITH THE BID

1. E.M.D. (Pay Order/Demand draft) to be dropped in EMD box separately. (clause No. 4 at Annexure-II).
2. Proof of own Bank Account, TIN, PAN, VAT/Sales Tax Registration & latest copy of Income Tax Return. (clause No. 24 at Annexure-II).
3. Proof of authorization from the original manufacturers of the respective brands of the UPS valid on the day of contract. (clause No. 2 at Annexure-II).
4. Self attested copy of non-blacklisting certificate (clause No. 22 at Annexure-II).
5. Certificate that the services of the firm has not been terminated by Planning Commission before the expiry of the contract during last three years. (Clause No.8 at Annexure-II).
6. A scanned copy of the E.M.D. (Pay Order/Demand draft) to be enclosed with the tender bid. (clause No. 4 at Annexure-II).

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