

OIL INDIA LIMITED
(A Government of India Enterprise)
P.O. Duliajan, Pin – 786602
Dist-Dibrugarh, Assam

CORRIGENDUM NO. 2 dated 08.11.2023 to OIL E-TENDER NO.: CDO4730P24 for Hiring of services for Construction of 01 no. of 795 KL capacity Clarified Water storage Tanks.

This Corrigendum is issued to notify the following changes:

1. The following documents have been uploaded in the “Amendments” folder in E-portal as replacements of the existing:
 - a. BEC-BRC (Revised)
 - b. TECHNICAL EVALUATION SHEET for BEC(Revised)
2. “Annexure-I (Declaration on Past Performance)” has been uploaded in the “Amendments” folder in E-portal.

All others terms and conditions of the Bid Document remain unchanged. Details can be viewed at www.oil-india.com.

BID EVALUATION CRITERIA (BEC)/BID REJECTION CRITERIA (BRC)**BID EVALUATION CRITERIA (BEC):**

The bid shall conform to the specifications and terms and conditions given in the Bidding Documents. Bids shall be rejected in case material and services offered do not conform to the required parameters stipulated in the technical specifications. Notwithstanding the general conformity of the bid to the stipulated specifications, the following requirements will have to be particularly met by the Bidders without which the same will be considered as non-responsive and will not be considered for evaluation. All the documents related to BEC shall be submitted along with the Technical Bid.

1.0 ELIGIBILITY CRITERIA: The bidder must be incorporated in India and must maintain more than or equal to 20% local content (LC) for the offered services to be eligible to bid against this tender.

Regarding calculation of local content and submission of documents during bidding & execution of contracts, provision of Purchase preference policy linked with Local Content (PP-LC) notified vide **Letter No. FP-20013/2/2017-FP-PNG-Part (4) (E-41432) dated 26.04.2022** (including subsequent amendments thereof, if any) shall be applicable.

Whether **or not** the bidders want to avail PP-LC benefit against this tender, it is mandatory for them to meet the following at the bidding stage:

- (a) The bidder must provide the **percentage (%) of local content** in their bid, without which the bid shall be liable for rejection.
- (b) The Bidder shall submit an undertaking from the authorised signatory of bidder having the Power of Attorney along with the bid specifying the LC Percentage, and such undertaking shall become a part of the contract, if awarded. [Format enclosed as **PROFORMA-XIII**]
- (c) Bidder to submit a copy of their Certificate of Incorporation/registration in India.

2.0 TECHNICAL EVALUATION CRITERIA:**2.1 EXPERIENCE:**

i. The bidder shall have experience in successfully executing/completing at least 01 (one) **'SIMILAR WORK'** of minimum value of **Rs. 61,12,100.00 (Rupees Sixty One Lakh Twelve Thousand One Hundred only)** under single Contract in previous 07 (seven) years to be reckoned from the original bid closing date in Central Govt./State Govt./Public Sector Undertaking/State Govt. Enterprise/ any E&P industry (E&P means any company engaged in exploration and production of crude oil & natural gas).

Notes to BEC Clause 2.1 above:

a. **'SIMILAR WORK'** mentioned in Clause No. 2.1 means: -

i. Experience of supply of materials, fabrication, erection, painting and commissioning of petroleum storage tank(s)/ formation water storage tank(s)/ Chemical storage tank(s) with associated piping fabrication job of minimum capacity **160 KL as per API 650.**

AND

ii. Experience in construction of foundation(s) of Petroleum Storage Tanks/Formation water Storage/Chemical storage tanks.

b. Proof of requisite Experience, viz award and subsequent successful execution/completion of '**SIMILAR WORK**' (refer Clause no. 2.1 above), must be substantiated by submission of the following documents along with the bid:

A. Contract document/ Letter of Intent (LOI)/Letter of Award (LOA)/ Work Order showing detailed scope of work in line with Clause 2.1 above.

AND

B. Job Completion Certificate showing:

- i. Gross value of job done
- ii. Nature of job done and Work order no./Contract no.
- iii. Contract period and date of completion

OR

SES (Service Entry Sheet)/Certificate of Payment (COP) issued by the company indicating the following:

- i. Work order no./Contract no.
- ii. Gross value of jobs done
- iii. Period of Service
- iv. Nature of Service

c. In case requisite experience is against **OIL's Contract**, bidder shall only require to categorically specify OIL's Contract Number.

d. Only Letter of Intent (LOI)/Letter of Award (LOA), or Work Order(s) are not acceptable as evidence.

e. Mere award of contract(s) will not be counted towards experience. Successful completion of the awarded contract(s) to the extent of volume & value, as stipulated respectively under Clause Nos. 2.1 will only be treated as acceptable experience.

f. Following work experience will also be taken into consideration:

- (i) If the prospective bidder has executed contract in which '**SIMILAR WORK**' is also a component of the contract.
- (ii) In case the start date of the requisite experience is beyond the prescribed 07 (seven) years reckoned from the original bid closing date but completion is within the prescribed 07 (seven) years reckoned from the original bid closing date.
- (iii) If the prospective bidder is executing '**SIMILAR WORK**' which is still running and the contract value/quantity executed prior to original bid closing date is equal to or more than the minimum prescribed value in the BEC.

In case the documents submitted as per Para **b.** above are not sufficient to establish the value/quantity/period of the similar work against Para **f**, the bidder shall also have to submit the breakup of the works executed under such contract(s) clearly indicating the value / quantity / period of '**SIMILAR WORK**' which should be certified by the end user or a certificate issued by a practicing Chartered / Cost Accountant Firm (with Membership Number & Firm Registration Number).

g. In case of '**SIMILAR WORK**' executed through 'sub-contracting', the bidder shall submit relevant documents as mentioned under para '**b**' and/or '**f**' mentioned under "**Notes to Clause 2.1**", along with confirmation towards consent of the client organization/end user for allowing 'sub-contracting'.

h. '**SIMILAR WORK**' executed by a bidder for its own organization/subsidiary cannot be considered as experience for the purpose of meeting BEC.

i. Bids submitted for part of the work will be rejected. Bid will be rejected if not accompanied with adequate documentary proof in support of Work experience as mentioned in Para 2.1.

2.2 Offer(s) from the bidder(s) who had Contract(s) with OIL and the Contract(s) was/were terminated on account of unsatisfactory performance during last 03 years reckoned from the original bid closing date shall be straightway rejected. In this regard, Bidder(s) has to submit a declaration as per **Annexure-I** along with the technical bid.

3.0 FINANCIAL EVALUATION CRITERIA

3.1 Annual Financial Turnover from operations of the bidder during any of preceding 03 (Three) financial/ accounting years from the original bid closing date should be at least **Rs. 61,12,100.00 (Rupees Sixty One Lakh Twelve Thousand One Hundred Only)**

[Annual Financial Turnover of the bidder from operations shall mean: "Aggregate value of the realisation of amount made from the sale, supply or distribution of goods or on account of services rendered, or both, by the company (bidder) during a financial year" as per the Companies Act, 2013 Section 2 (91).]

3.2 Net worth of the bidder must be Positive for the preceding financial/accounting year.

[Net worth shall mean: "Share capital + Reserves created out of profits and securities Premium account (excluding revaluation reserves) – deferred expenditure – Miscellaneous Expenditure to the extent not written off and carried forward Loss - Reserves created out of write back of depreciation and amalgamation".]

Notes to BEC Clause 3.0 above:

a. For proof of Annual Turnover & Net worth, any one of the following documents/photocopies must be submitted along with the bid:

(i) Audited Balance Sheet along with Profit & Loss account.

OR

- (ii) A certificate issued by a practicing Chartered/Cost Accountant (with Membership Number and Firm Registration Number), as per format prescribed in **Annexure-X**.

Note : Mention of UDIN (Unique Document Identification Number) is mandatory for all Certificates issued w.e.f. February 1, 2019 by Chartered/Cost Accountant in Practice.

- b.** Considering the time required for preparation of Financial Statements, if the last date of preceding financial/accounting year falls within the preceding six months/within the due date for furnishing of audit report as per Section 139(1) of IT Act, 1961 (read along with latest circulars/notifications issued by CBDT from time to time) reckoned from the original bid closing date and the Financial Statements of the preceding financial/accounting year are not available with the bidder, then the financial turnover of the previous three financial/accounting years excluding the preceding financial/accounting year will be considered. In such cases, the Net worth of the previous financial/accounting year excluding the preceding financial/accounting year will be considered. However, the bidder has to submit an undertaking in support of the same along with their technical bid as per **PROFORMA-X**.
- c.** In case the bidder is a Central Govt. Organization/PSU/State Govt. Organization/Semi-State Govt. Organization or any other Central/State Govt. Undertaking, where the auditor is appointed only after the approval of Comptroller and Auditor General of India and the Central Government, their certificates may be accepted even though FRN is not available. However, bidder to provide documentary evidence for the same.
- d.** In case the bidder is a Government Department, they are exempted from submission of document mentioned under para **a.** and **b.** above.
- e.** Bid will be rejected if not accompanied with adequate documentary proof in support of Annual turnover and Net worth as mentioned in Para 3.1 & 3.2.

4.0 COMMERCIAL EVALUATION CRITERIA:

4.1 The bids are to be submitted in **Single Stage under Two Bid System** i.e. Un-priced Techno-Commercial Bid and Price Bid together. Only the Price Bid should contain the quoted price. **There should not be any indication of price in the Technical bid; otherwise, the bid shall be rejected straightway.**

4.2 The price quoted by the successful bidder must be firm during the performance of the contract and not subject to variation on any account except as mentioned in the bid document. Any bid submitted with adjustable price quotation other than the above will be treated as non-responsive and rejected.

4.3 Bid Security in Original shall be furnished as a part of the Technical Bid and shall reach the office of CGM- Contracts, OIL at Duliajan on or before 12.45 Hrs (IST) on the bid closing date. A scanned copy of the bid security shall however be uploaded in OIL's E-Procurement portal along with the Technical Bid. The amount of Bid Security shall be

Rs. 2,44,500.00 (Rupees One Lakh Thirty-Four Thousand Four Hundred only). Bid without proper & valid Bid Security will be rejected. PPP [Public Procurement policy] for Micro and Small Enterprises is **not** applicable for this tender (**being works contract tender**). Hence, Purchase Preferences allowed as per Government Guidelines in Vogue and **exemption from submission of bid security against MSE Units** is **not** applicable for this tender. (**reference to Clause No. 13.0 of ITB**)

4.4 Bid Documents/User Id & Password for OIL's E-Tender portal are not transferable.

4.5 Bids shall contain no interlineations, erasures or overwriting except as necessary to correct errors made by bidder, in which case such corrections shall be initiated by the authorised signatory. However, white fluid should not be used for making corrections. Any bid not meeting this requirement shall be rejected.

4.6 Any bid containing false statement will be rejected and action will be taken by Company as per Bid Document. The bidder has to submit an undertaking in this regard as per attached **Proforma-VIII**.

4.7 Bidders must quote clearly and strictly in accordance with the price schedule outlined in Price Bidding Format attached under "Notes and Attachments" tab in the main bidding engine of OIL's E-Tender portal; otherwise the bid will be rejected. All other techno-commercial documents other than price details to be submitted with Unpriced Techno-Commercial Bid as per tender requirement under "Technical Attachment" Tab Page only.

4.8 Bidder must accept and comply with the following provisions as given in the Tender Document in toto, failing which offer will be rejected:

- (i)** Firm price
- (ii)** EMD / Bid Bond / Bid Security
- (iii)** Period of validity of Bid
- (iv)** Price Schedule
- (v)** Performance Bank Guarantee / Security deposit
- (vi)** Delivery / Completion Schedule
- (vii)** Scope of work
- (viii)** Guarantee of material / work
- (ix)** Liquidated Damages clause
- (x)** Tax liabilities
- (xi)** Arbitration / Resolution of Dispute Clause
- (xii)** Force Majeure
- (xiii)** Applicable Laws
- (xiv)** Specifications
- (xv)** Integrity Pact.

4.9 There should not be any indication of price in the Un-priced Techno-Commercial Bid. A bid will be straightway rejected if this is given in the Un-priced Techno-Commercial Bid.

4.10 Bid received with validity of offer less than **120 (One Hundred Twenty)** days from Bid Opening Date will be rejected.

4.11 The Integrity Pact is applicable against this tender. OIL shall be entering into an Integrity Pact with the bidders as per format enclosed vide “**Part-VI/Integrity Pact**” of the tender document. The proforma has to be returned by the bidder (along with the Un-priced Techno-Commercial Bid) duly signed by the same signatory who signed the bid, i.e., who is duly authorized to sign the bid. Uploading the Integrity Pact with digital signature will be construed that all pages of the Integrity Pact has been signed by the bidder's authorized signatory who sign the Bid.

4.12 Bids shall be typed or written in indelible ink. The bidder or his authorized representative shall sign the bid digitally, failing which the bid will be rejected.

4.13 Bidders shall submit declaration as per **Appendix-1** that they are neither bankrupt nor undergoing any insolvency resolution process or liquidation or bankruptcy proceeding under any law OR no insolvency resolution process or liquidation or bankruptcy proceeding is initiated under any law against them.

4.14 Bidders shall submit declaration as per **Appendix-2** confirming that neither the bidder nor any of their allied concerns, partners or associates or directors or proprietors involved in any capacity, are currently put on holiday list/banning list by OIL debarring them from carrying on business dealings with OIL.

4.15 Bidder must submit the duly filled Technical Evaluation checklist, commercial checklist, proformas and other relevant techno-commercial documents as outlined in the tender document along with unpriced techno-commercial bid. Failure to submit dully filled up any of the above-mentioned documents within the stipulated deadline will render the bid liable for rejection and will not be considered for further evaluation.

5.0 PRICE EVALUATION CRITERIA:

5.1 Price bid shall be opened in respect of only the techno-commercially acceptable bidders whose bids have been found to be substantially responsive. A substantially responsive bid is one that meets the terms and conditions of the Tender and/or the acceptance of which bid will not result in indeterminate liability on OIL.

5.2 Bidders are required to quote for all the items as per Price Bid Format, otherwise the offer of the bidder will be straightway rejected.

5.3 If there is any discrepancy between the unit price and the total price, the unit price will prevail and the total price shall be corrected. Similarly, if there is any discrepancy between words and figure, the amounts in words shall prevail and will be adopted for evaluation.

5.4 The quantities shown against each item in the "Price Bid Format" shall be considered for the purpose of Bid Evaluation. It is, however, to be clearly understood that the assumptions made in respect of the quantities for various operations are only for the purpose of evaluation of the bid and the Contractor will be paid on the basis of the actual number of days/parameter, as the case may be.

5.5 The bidders are advised not to offer any discount/rebate separately and to offer their prices in the Price Bid Format after considering discount/rebate, if any.

5.6 Conditional and unsolicited discount will not be considered in evaluation. However, if such bidder happens to be the lowest recommended bidder, unsolicited discount without any condition will be considered for computing the contract price.

5.7 In case of identical overall lowest offered rate by more than 1(one) bidder, the selection will be made by draw of lot between the parties offering the same overall lowest price.

5.8 The inter-se-ranking of the techno-commercially qualified bidders will be determined on overall lowest cost basis (L-1 offer) i.e. considering the Total quoted price inclusive of all liabilities and GST.

5.9 OIL will prefer to deal with registered bidder under GST. Therefore, bidders are requested to get themselves registered under GST, if not registered yet.

However, in case any unregistered bidder is submitting their bid, their prices will be loaded with applicable GST while evaluation of bid.

5.10 Price Bid uploaded without giving any of the details of the taxes (Including rates and amounts) will be considered as inclusive of all taxes including GST.

When a bidder mentions taxes as extra without specifying the rates & amount, the offer will be loaded with maximum value towards taxes received against the tender for comparison purposes. If the bidder emerges as lowest bidder after such loading, in the event of order on that bidder, taxes mentioned by OIL on the Purchase Order/Contracts will be binding on the bidder.

5.11 Input Tax Credit on GST (Goods & Service Tax) for this service is NOT available to OIL & the bids will be evaluated based on total price including GST.

5.12 Based on the evaluation of techno-commercially qualified bidders, the job will be awarded to L-1 bidder.

6.0 GENERAL:

6.1 In case bidder takes exception to any clause of bidding document not covered under BEC/BRC, then the Company has the discretion to load or reject the offer on account of such exception if the bidder does not withdraw/modify the deviation when/as advised by company. The loading so done by the company will be final and binding on the bidders. No deviation will however be accepted in the clauses covered under BEC/BRC.

6.2 To ascertain the substantial responsiveness of the bid the Company reserves the right to ask the bidder for clarification in respect of clauses covered under BEC/BRC also and such clarifications fulfilling the BEC/BRC clauses in toto must be received on or before the deadline given by the company, failing which the offer will be will be evaluated

based on the submission. However, mere submission of such clarification shall not make the offer responsive, unless company is satisfied with the substantial responsiveness of the offer.

6.3 If any of the clauses in the BEC/BRC contradict with other clauses of bidding document elsewhere, the clauses in the BEC/BRC shall prevail.

6.4 Bidder(s) must note that requisite information(s)/financial values etc. as required in the BEC/BRC & Tender are clearly understandable from the supporting documents submitted by the Bidder(s); otherwise Bids shall be rejected.

6.5 OIL will not be responsible for delay, loss or non-receipt of applications for participating in the bid sent by mail and will not entertain any correspondence in this regard.

6.6 The originals of such documents [furnished by bidder(s)] shall have to be produced by bidder(s) to OIL as and when asked for.

6.7 The constituent of a bidder [member/partner], if any, are not allowed to bid directly or indirectly (through any other arrangement) against this tender. In such cases, all such bids shall be categorically rejected.

7.0 PURCHASE PREFERENCE CLAUSE:

7.1 PURCHASE PREFERENCE TO MSE BIDDERS: Purchase Preference allowed as per Government Guidelines in Vogue and PPP [Public Procurement policy] for Micro and Small Enterprises is **not applicable** for this tender (being works contract tender).

7.2 PURCHASE PREFERENCE POLICY (PP-MII): Purchase preference under Public Procurement (Preference to Make in India) Order, 2017 of Department for Promotion of Industry and Internal Trade (DPIIT), Govt. of India and as amended time to time with modifications as notified vide MoPNG Order No. FP-20013/2/2017-FP-PNG-Part (4) (E-41432) dated 26th April 2022 (including subsequent amendments thereof, if any) shall be applicable in this tender. Bidders to check the provisions of the Notification for their eligibility to bid and seek benefits for Purchase preference, accordingly. Purchase preference will be applicable as per the Notification(s) and any amendment thereof.

Bidders seeking benefits, under Purchase Preference Policy (PP-MII) shall have to comply with all the provisions of Order No. FP-20013/2/2017-FP-PNG-Part (4) (E-41432) dated 26th April 2022 or subsequent amendments, if any.

8.0 AWARD OF CONTRACT: Contract (s) for hiring of the tendered services shall be awarded as below:

A. L-1 bidder is a Class I PPLC bidder: In case if the L1 bidder is a Class I PPLC bidder, the contract shall be awarded to the L1 Class I PPLC bidder.

B. L-1 Bidder is other than Class I PPLC: In case if the L1 bidder is not a Class I PPLC bidder, then preference shall be given to the lowest eligible Class I PPLC bidder falling within the price band of L1+20%. If such Class I PPLC bidder agrees to match the

price of L1 bidder, then the contract shall be awarded to them, else offer shall be given to the next higher Class I PPLC bidder within price band of L1+20% and so on. In case none of the Class I PPLC bidder within price band of L1+20% accept the L1 price, then the contract shall be awarded to L1 bidder.

9.0 RESTRICTIONS ON PROCUREMENT FROM A BIDDER OF A COUNTRY WHICH SHARES LAND BORDER WITH INDIA:

Subject to **Order No. F. 7/10/2021-PPD (1) dated 23.02.2023** (as amended from time to time), issued by Ministry of Finance, Department of Expenditure, Public Procurement Division, Govt. of India, Bidders should take note of the following:

9.1 Any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority [Registration Committee constituted by the Department for Promotion of Industry and Internal Trade (DPIIT)].

9.2 "Bidder" (including the term 'tenderer', 'consultant' or 'service provider' in certain contexts) means any person or firm or company, including any member of a consortium or joint venture (that is an association of several persons, or firms or companies), every artificial juridical person not falling in any of the descriptions of bidders stated hereinbefore, including any agency branch or office controlled by such person, participating in a procurement process.

9.3 "Bidder from a country which shares a land border with India" for the purpose of this Order means:

- a. An entity incorporated, established or registered in such a country; or
- b. A subsidiary of an entity incorporated, established or registered in such a country; or
- c. An entity substantially controlled through entities incorporated, established or registered in such a country; or
- d. An entity whose beneficial owner is situated in such a country; or
- e. An Indian (or other) agent of such an entity; or
- f. A natural person who is a citizen of such a country; or
- g. A consortium or joint venture where any member of the consortium or joint venture falls under any of the above

9.4 The beneficial owner for the purpose of para 9.3 above will be as under:

9.4.1 In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has a controlling ownership interest or who exercises control through other means.

Explanation:

- a. "Controlling ownership interest" means ownership of or entitlement to more than twenty-five per cent. of shares or capital or profits of the company;

- b. "Control" shall include the right to appoint majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholders' agreements or voting agreements;

9.4.2 In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or more juridical person, has ownership of entitlement to more than fifteen percent of capital or profits of the partnership;

9.4.3 In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals;

9.4.4 Where no natural person is identified under 9.4.1 or 9.4.2 or 9.4.3 above, the beneficial owner is the relevant natural person who holds the position of senior managing official;

9.4.5 In case of a trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.

9.5 An Agent is a person employed to do any act for another, or to represent another in dealings with third person.

9.6 The successful bidder shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority. A declaration as per **Exhibit-I** in this respect to be submitted by the bidder.

9.7 Validity of registration: In respect of tenders, registration should be valid at the time of submission of bids and at the time of acceptance of bids. In respect of supply otherwise than by tender, registration should be valid at the time of placement of order. If the bidder was validly registered at the time of acceptance/placement of order, registration shall not be a relevant consideration during contract execution.

9.8 The bidders are required to provide undertaking as per **Exhibit-II & Exhibit-III** along with their bid complying with Clause No. 9.1 above for participation in this tender.

9.9 If the undertakings viz. **Exhibit-I, Exhibit-II** and **Exhibit-III** given by a bidder whose bid is accepted is found to be false, this would be a ground for debarment/action as per OIL's Banning Policy and further legal action in accordance with law.

10.0 COMPLIANCE OF THE COMPETITION ACT, 2002: The bidder shall strictly comply with the provisions of the Competition Act, 2002, more particularly, Section-3 of the Act. Any violation the provisions of the Act shall attract penal action under the Act.

*****X*****

ANNEXURE-I

(TO BE EXECUTED BY THE AUTHORIZED SIGNATORY OF THE BIDDER ON THE OFFICIAL LETTER HEAD OF THE BIDDER)

DECLARATION ON PAST PERFORMANCE AS PER THE REQUIREMENT OF THE TENDER. w. r. t. Clause No. 2.2 OF BID EVALUATION CRITERIA

(TO BE SUBMITTED BY THE BIDDER ALONG WITH TECHNICAL BID)

DECLARATION

Dated

To
The Chief General Manager – Contracts,
Oil India Limited,
Duliajan.

Sub: **Declaration regarding Past Performance of the bidder**
IFB No. CDO4730P24

Dear Sir,

I, Sri/ Smt _____ on behalf of M/s _____ (Name of bidder & Address) do hereby solemnly affirm, undertake and declare that:-

1.0 That I have been duly authorized by the Competent Authority of M/s _____ (Name of bidder) to execute the instant undertaking cum declaration.

2.0 That, M/s _____ (Name of bidder) is participating against Tender No. _____ floated by Oil India Ltd., Duliajan for “ _____ ” (Description of service to be included from our end).

3.0 That, M/s _____ (Name of bidder), has **not** executed any such Contract(s) with OIL for services of similar nature as per tender which has/have been terminated on account of unsatisfactory performance during last 03 years reckoned from the original bid closing date.

4.0 That, it is agreed and undertaken that in the event it is detected by OIL at any stage during the currency of Tender or execution of Contract that any of the above declaration/information furnished by me is false/incorrect or there is suppression of any material facts, in such situation, OIL reserves the right to reject the bid or cancel the contract, as the case may be and initiate appropriate actions as per Company's Policy.

Yours faithfully,

Signature _____
Name of the Authorized Signatory _____
Bidder's Name _____
Seal _____

TECHNICAL EVALUATION SHEET FOR BEC (Revised)
E-TENDER NO. CDO4730P24

Bidder's Name: _____

Sl. No.	Clause No. of BEC/BRC	Description	Compliance		Bidder to indicate Relevant Page No. of their Bid to support the remarks/compliance
			Yes	No	
1		<p><u>BID EVALUATION CRITERIA (BEC):</u></p> <p>The bid shall conform to the specifications and terms and conditions given in the Bidding Documents. Bids shall be rejected in case material and services offered do not conform to the required parameters stipulated in the technical specifications. Notwithstanding the general conformity of the bid to the stipulated specifications, the following requirements will have to be particularly met by the Bidders without which the same will be considered as non-responsive and will not be considered for evaluation. All the documents related to BEC shall be submitted along with the Technical Bid.</p>			
2	1.0	<p><u>ELIGIBILITY CRITERIA:</u></p> <p>The bidder must be incorporated in India and must maintain more than or equal to 20% local content (LC) for the offered services to be eligible to bid against this tender.</p> <p>Regarding calculation of local content and submission of documents during bidding & execution of contracts, provision of Purchase preference policy linked with Local Content (PP-LC) notified vide Letter No. FP-20013/2/2017-FP-PNG-Part (4) (E-41432) dated 26.04.2022 (including subsequent amendments thereof, if any) shall be applicable.</p>			

TECHNICAL EVALUATION SHEET FOR BEC (Revised)
E-TENDER NO. CDO4730P24

		<p>Whether or not the bidders want to avail PP-LC benefit against this tender, it is mandatory for them to meet the following at the bidding stage:</p> <p>(a) The bidder must provide the percentage (%) of local content in their bid, without which the bid shall be liable for rejection.</p> <p>(b) The Bidder shall submit an undertaking from the authorised signatory of bidder having the Power of Attorney along with the bid specifying the LC Percentage and such undertaking shall become a part of the contract, if awarded. [Format enclosed as PROFORMA-XIII]</p> <p>(c) Bidder to submit a copy of their Certificate Incorporation/registration in India.</p>			
<p>2.0 TECHNICAL EVALUATION CRITERIA</p>					
3	2.1	<p>The bidder shall have experience in successfully executing/completing at least 01 (one) ‘SIMILAR WORK’ of minimum value of Rs. 61,12,100.00 (Rupees Sixty One Lakh Twelve Thousand One Hundred only) under single Contract in previous 07 (seven) years to be reckoned from the original bid closing date in Central Govt./State Govt./Public Sector Undertaking/State Govt. Enterprise/ any E&P company (E&P means any company engaged in exploration and production of crude oil & natural gas).</p>			
4	<p>Notes to BEC Clause 2.1 above</p>	<p>a. ‘SIMILAR WORK’ mentioned in Clause No. 2.1 means:</p> <p>Experience of supply of materials, fabrication, erection, painting and commissioning of petroleum storage tank(s)/ formation water storage tank(s)/ Chemical storage tank(s) with associated piping fabrication job minimum capacity 160 KL as per API 650.</p> <p align="center">AND</p>			

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		<p>ii. Experience in construction of foundation(s) of Petroleum Storage Tanks/ Formation water Storage/Chemical storage tanks.</p> <p>b. Proof of requisite Experience, viz award and subsequent successful execution/completion of 'SIMILAR WORK' (refer Clause no. 2.1 above), must be substantiated by submission of the following documents along with the bid:</p> <p style="padding-left: 40px;">A. Contract document/ Letter of Intent (LOI)/Letter of Award (LOA)/ Work Order showing detailed scope of work in line with Clause 2.1 above.</p> <p style="text-align: center;">AND</p> <p style="padding-left: 40px;">B. Job Completion Certificate showing:</p> <p style="padding-left: 80px;">i. Gross value of job/quantity done</p> <p style="padding-left: 80px;">ii. Nature of job done and Work order no./Contract no.</p> <p style="padding-left: 80px;">iii. Contract period and date of completion</p> <p style="text-align: center;">OR</p> <p style="padding-left: 40px;">SES (Service Entry Sheet)/Certificate of Payment (COP) issued by the Client/End User indicating the following:</p> <p style="padding-left: 80px;">i. Work order no./Contract no.</p> <p style="padding-left: 80px;">ii. Gross value of jobs/quantity done</p> <p style="padding-left: 80px;">iii. Period of Service</p> <p style="padding-left: 80px;">iv. Nature of Service</p> <p>c. In case requisite experience is against <u>OIL's Contract</u>, the bidder need not submit requisite documentary evidence but must categorically specify OIL's Contract Number and date against which they have executed the work.</p> <p>d. Only Letter of Intent (LOI)/Letter of Award (LOA), or Work Order(s) are not acceptable as evidence.</p>			
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	<p>e. Mere award of contract(s) will not be counted towards experience. Successful completion of the awarded contract(s) to the extent of volume & value, as stipulated respectively under Clause No. 2.1 will only be treated as acceptable experience.</p> <p>f. Following work experience will also be taken into consideration:</p> <p>(i) If the prospective bidder has executed contract in which ‘SIMILAR WORK’ is also a component of the contract.</p> <p>(ii) In case the start date of the requisite experience is beyond the prescribed 07 (seven) years reckoned from the original bid closing date but completion is within the prescribed 07 (seven) years reckoned from the original bid closing date.</p> <p>(iii) If the prospective bidder is executing ‘SIMILAR WORK’ which is still running and the contract value/quantity executed prior to original bid closing date is equal to or more than the minimum prescribed value in the BEC.</p> <p>In case the documents submitted as per Para b. above are not sufficient to establish the value/quantity/period of the similar work against Para f, the bidder shall also have to submit the breakup of the works executed under such contract(s) clearly indicating the value / quantity / period of ‘SIMILAR WORK’ which should be certified by the end user or a certificate issued by a practicing Chartered / Cost Accountant Firm (with Membership Number & Firm Registration Number).</p> <p>g. In case of ‘SIMILAR WORK’ executed through ‘sub-contracting’, the bidder shall submit relevant documents as mentioned under para ‘b’ and/or ‘f’ mentioned under “Notes to Clause 2.1”, along with</p>			
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		<p>confirmation towards consent of the client organization/end user for allowing 'sub-contracting'.</p> <p>h. 'SIMILAR WORK' executed by a bidder for its own organization/subsidiary/joint venture cannot be considered as experience for the purpose of meeting BEC.</p> <p>i. Bids submitted for part of the work will be rejected. Bid will be rejected if not accompanied with adequate documentary proof in support of Work experience as mentioned in Para 2.1.</p> <p>2.2 Offer(s) from the bidder(s) who had Contract(s) with OIL and the Contract(s) was/were terminated on account of unsatisfactory performance during last 03 years reckoned from the original bid closing date shall be straightway rejected. In this regard, Bidder(s) has to submit a declaration as per Annexure-I along with the technical bid.</p>			
3.0 FINANCIAL EVALUATION CRITERIA					
5	3.1	<p>Annual Financial Turnover from operations of the bidder during any preceding 03 (Three) financial/ accounting years from the original bid closing date should be at least Rs. 61,12,100.00 (Rupees Sixty One Lakh Two Thousand One Hundred Only)</p> <p>[Annual Financial Turnover of the bidder from operations shall mean: "Aggregate value of the realisation of amount made from the sale, supply or distribution of goods or on account of services rendered, or both, by the company (bidder) during a financial year" as per the Companies Act, 2013 Section 2 (91).]</p>			
6	3.2	<p>Net worth of the bidder must be Positive for the preceding financial/accounting year.</p> <p>[Net worth shall mean: "Share capital + Reserves created out of profits and securities Premium account (excluding revaluation reserves) –</p>			

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		deferred expenditure – Miscellaneous Expenditure to the extent not written off and carried forward Loss - Reserves created out of write back of depreciation and amalgamation".]			
7	<p align="center">Notes to BEC clause 3.0 above</p>	<p>a. For proof of Annual Turnover & Net worth, any one of the following documents/photocopies must be submitted along with the bid:</p> <p>(i) Audited Balance Sheet along with Profit & Loss account. OR</p> <p>(ii) A certificate issued by a practicing Chartered/Cost Accountant (with Membership Number and Firm Registration Number), as per format prescribed in Annexure-X.</p> <p>Note: Mention of UDIN (Unique Document Identification Number) is mandatory for all Certificates issued w.e.f. February 1, 2019 by Chartered/Cost Accountant in Practice.</p> <p>b. Considering the time required for preparation of Financial Statements, if the last date of preceding financial/accounting year falls within the preceding six months/within the due date for furnishing of audit report as per Section 139(1) of IT Act, 1961 (read along with latest circulars/notifications issued by CBDT from time to time) reckoned from the original bid closing date and the Financial Statements of the preceding financial/accounting year are not available with the bidder, then the financial turnover of the previous three financial/accounting years excluding the preceding financial/accounting year will be considered. In such cases, the Net worth of the previous financial/accounting year excluding the preceding financial/accounting year will be considered. However, the bidder has to submit an undertaking in support of the same along with their technical bid as per Proforma-X.</p>			

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		<p>c. In case the bidder is a Central Govt. Organization/PSU/State Govt. Organization/Semi-State Govt. Organization or any other Central/State Govt. Undertaking, where the auditor is appointed only after the approval of Comptroller and Auditor General of India and the Central Government, their certificates may be accepted even though FRN is not available. However, bidder to provide documentary evidence for the same.</p> <p>d. In case the bidder is a Government Department, they are exempted from submission of document mentioned under para a. and b. above.</p> <p>e. Bid will be rejected if not accompanied with adequate documentary proof in support of Annual turnover and Net worth as mentioned in Para 3.1 & 3.2.</p>			
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4.0 COMMERCIAL EVALUATION CRITERIA

8	4.1	The bids are to be submitted in Single Stage under Two Bid System i.e. Un-priced Techno-Commercial Bid and Price Bid together. Only the Price Bid should contain the quoted price. There should not be any indication of price in the Technical bid; otherwise, the bid shall be rejected straightway.			
9	4.2	The price quoted by the successful bidder must be firm during the performance of the contract and not subject to variation on any account except as mentioned in the bid document. Any bid submitted with adjustable price quotation other than the above will be treated as non-responsive and rejected.			
10	4.3	Bid Security in Original shall be furnished as a part of the Technical Bid and shall reach the office of CGM- Contracts, OIL at Duliajan on or before 12.45 Hrs (IST) on the bid closing date. A scanned copy of the bid security shall however be uploaded in OIL's E-Procurement portal along with the Technical Bid. Bid without proper & valid Bid Security will be			

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		rejected. PPP [Public Procurement policy] for Micro and Small Enterprises is not applicable for this tender (being works contract tender). Hence, Purchase Preferences allowed as per Government Guidelines in Vogue and exemption from submission of bid security against MSE Units is not applicable for this tender. (reference to Clause No. 12.0 & 13.0 of ITB)			
11	4.4	Bid Documents/User Id & Password for OIL's E-Tender portal are not transferable.			
12	4.5	Bids shall be typed or written in indelible ink. The bidder or his authorized representative shall sign the bid digitally, failing which the bid will be rejected.			
13	4.6	Bids shall contain no interlineations, erasures or overwriting except as necessary to correct errors made by bidder, in which case such corrections shall be initiated by the persons(s) signing (digitally) the bid. However, white fluid should not be used for making corrections. Any bid not meeting this requirement shall be rejected.			
14	4.7	Any bid containing false statement will be rejected and action will be taken by Company as per Bid Document. The bidder has to submit an undertaking in this regard as per attached Proforma-IX			
15	4.8	Bidders must quote clearly and strictly in accordance with the price schedule outlined in Price Bidding Format attached under "Notes and Attachments" tab in the main bidding engine of OIL's E-Tender portal; otherwise the bid will be rejected. All other techno-commercial documents other than price details to be submitted with Unpriced Techno-Commercial Bid as per tender requirement under "Technical Attachment" Tab Page only.			
16	4.9	Bidder must accept and comply with the following provisions as given in the Tender Document in toto, failing which offer will be rejected: (i) Firm price			

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		<p>(ii) EMD/Bid Security/Bid Bond</p> <p>(iii) Period of validity of Bid</p> <p>(iv) Price Schedule</p> <p>(v) Performance Bank Guarantee / Security deposit</p> <p>(vi) Delivery / Completion Schedule</p> <p>(vii) Scope of work</p> <p>(viii) Guarantee of material / work</p> <p>(ix) Liquidated Damages clause</p> <p>(x) Tax liabilities</p> <p>(xi) Arbitration / Resolution of Dispute Clause</p> <p>(xii) Force Majeure</p> <p>(xiii) Applicable Laws</p> <p>(xiv) Specifications</p> <p>(xv) Integrity Pact</p>			
17	4.10	There should not be any indication of price in the Un-priced Techno-Commercial Bid. A bid will be straightway rejected if this is given in the Un-priced Techno-Commercial Bid.			
18	4.11	Bid received with validity of offer less than 120 (One hundred twenty) days from Bid Opening Date will be rejected.			
19	4.12	The Integrity Pact is applicable against this tender. OIL shall be entering into an Integrity Pact with the bidders as per format enclosed vide “ Part-VI/Integrity Pact ” of the tender document. This Integrity Pact proforma has been duly signed digitally by OIL's competent signatory. The proforma has to be returned by the bidder (along with the Un-priced Techno-Commercial Bid) duly signed (digitally) by the same signatory who signed the bid, i.e., who is duly authorized to sign the bid. Uploading the Integrity Pact with digital signature will be construed that			

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		all pages of the Integrity Pact has been signed by the bidder's authorized signatory who sign the Bid.			
20	4.13	Bidders shall submit declaration as per Appendix-1 that they are neither bankrupt nor undergoing any insolvency resolution process or liquidation or bankruptcy proceeding under any law OR no insolvency resolution process or liquidation or bankruptcy proceeding is initiated under any law against them.			
21	4.14	Bidders shall submit declaration as per Appendix-2 confirming that neither the bidder nor any of their allied concerns, partners or associates or directors or proprietors involved in any capacity, are currently put on holiday list/banning list by OIL debaring them from carrying on business dealings with OIL.			
22	4.15	Bidder must submit the duly filled Technical Evaluation checklist, commercial checklist, proformas and other relevant techno-commercial documents as outlined in the tender document along with unpriced techno-commercial bid. Failure to submit dully filled up any of the above-mentioned documents within the stipulated deadline will render the bid liable for rejection and will not be considered for further evaluation.			
5.0 PRICE EVALUATION CRITERIA					
23	5.1	Price bid shall be opened in respect of only the techno-commercially acceptable bidders whose bids have been found to be substantially responsive. A substantially responsive bid is one that meets the terms and conditions of the Tender and/or the acceptance of which bid will not result in indeterminate liability on OIL.			
24	5.2	Bidders are required to quote for all the items as per Price Bid Format, otherwise the offer of the bidder will be straightway rejected.			

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25	5.3	If there is any discrepancy between the unit price and the total price, the unit price will prevail and the total price shall be corrected. Similarly, if there is any discrepancy between words and figure, the amounts in words shall prevail and will be adopted for evaluation.			
26	5.4	The quantities shown against each item in the "Price Bid Format" shall be considered for the purpose of Bid Evaluation. It is, however, to be clearly understood that the assumptions made in respect of the quantities for various operations are only for the purpose of evaluation of the bid and the Contractor will be paid on the basis of the actual number of days/parameters, as the case may be.			
27	5.5	The bidders are advised not to offer any discount/rebate separately and to offer their prices in the Price Bid Format after considering discount/rebate, if any.			
28	5.6	Conditional and unsolicited discount will not be considered in evaluation. However, if such bidder happens to be the lowest recommended bidder, unsolicited discount without any condition will be considered for computing the contract price.			
29	5.7	In case of identical overall lowest offered rate by more than 1(one) bidder, the selection will be made by draw of lot between the parties offering the same overall lowest price			
30	5.8	The inter-se-ranking of the techno-commercially qualified bidders will be determined on overall lowest cost basis (L-1 offer) i.e. considering the Total quoted price inclusive of all liabilities and GST.			
31	5.9	OIL will prefer to deal with registered bidder under GST. Therefore, bidders are requested to get themselves registered under GST, if not registered yet. However, in case any unregistered bidder is submitting their bid, their prices will be loaded with applicable GST while evaluation of bid.			

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32	5.10	Price Bid uploaded without giving any of the details of the taxes (Including rates and amounts) will be considered as inclusive of all taxes including GST.			
33	5.11	Input Tax Credit on GST (Goods & Service Tax) for this service is NOT available to OIL & the bids will be evaluated based on total price including GST.			
34	5.12	Based on the evaluation of techno-commercially qualified bidders, the job will be awarded to L-1 bidder.			
6.0 GENERAL					
35	6.1	In case bidder takes exception to any clause of bidding document not covered under BEC/BRC, then the Company has the discretion to load or reject the offer on account of such exception if the bidder does not withdraw/modify the deviation when/as advised by company. The loading so done by the company will be final and binding on the bidders. No deviation will however be accepted in the clauses covered under BEC/BRC.			
36	6.2	To ascertain the substantial responsiveness of the bid the Company reserves the right to ask the bidder for clarification in respect of clauses covered under BEC/BRC also and such clarifications fulfilling the BEC/BRC clauses in toto must be received on or before the deadline given by the company, failing which the offer will be will be evaluated based on the submission. Clarifications if decided to be sought at the option of Company, the same shall be limited to the original submissions only and no independent fresh submission shall be called for/permitted. However, mere submission of such clarification shall not make the offer responsive, unless company is satisfied with the substantial responsiveness of the offer.			

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37	6.3	If any of the clauses in the BEC/BRC contradict with other clauses of bidding document elsewhere, the clauses in the BEC/BRC shall prevail.			
38	6.4	Bidder(s) must note that requisite information(s)/financial values etc. as required in the BEC/BRC & Tender are clearly understandable from the supporting documents submitted by the Bidder(s); otherwise Bids shall be rejected.			
39	6.5	OIL will not be responsible for delay, loss or non-receipt of applications for participating in the bid sent by mail and will not entertain any correspondence in this regard.			
40	6.6	The originals of such documents [furnished by bidder(s)] shall have to be produced by bidder(s) to OIL as and when asked for.			
7.0 PURCHASE PREFERENCE CLAUSE:					
41	7.1	<u>PURCHASE PREFERENCE TO MSE BIDDERS:</u> Purchase Preference allowed as per Government Guidelines in Vogue and PPP [Public Procurement policy] for Micro and Small Enterprises is not applicable for this tender (being works contract tender).			
42	7.2	<u>PURCHASE PREFERENCE POLICY (PP-MII):</u> Purchase preference under Public Procurement (Preference to Make in India) Order, 2017 of Department for Promotion of Industry and Internal Trade (DPIIT), Govt. of India and as amended time to time with modifications as notified vide MoPNG Order No. FP-20013/2/2017-FP-PNG-Part (4) (E-41432) dated 26th April 2022 (including subsequent amendments thereof, if any) shall be applicable in this tender. Bidders to check the provisions of the Notification for their eligibility to bid and seek benefits for Purchase preference, accordingly. Purchase preference will be applicable as per the Notification(s) and any amendment thereof. Bidders seeking benefits, under Purchase Preference Policy (PP-MII) shall have to comply with all the provisions of Order No. FP-			

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		20013/2/2017-FP-PNG-Part (4) (E-41432) dated 26th April 2022 or subsequent amendments, if any.			
8.0 AWARD OF CONTRACT: Contract for hiring of the tendered services shall be awarded as below:					
43		<p>A. L-1 bidder is a Class I PPLC bidder: In case if the L1 bidder is a Class I PPLC bidder, the contract shall be awarded to the L1 Class I PPLC bidder.</p> <p>B. L-1 Bidder is other than Class I PPLC: In case if the L1 bidder is not a Class I PPLC bidder, then preference shall be given to the lowest eligible Class I PPLC bidder falling within the price band of L1+20%. If such Class I PPLC bidder agrees to match the price of L1 bidder, then the contract shall be awarded to them, else offer shall be given to the next higher Class I PPLC bidder within price band of L1+20% and so on.</p> <p>In case none of the Class I PPLC bidder within price band of L1+20% accept the L1 price, then the contract shall be awarded to L1 bidder.</p>			
44	9.0	<p><u>RESTRICTIONS ON PROCUREMENT FROM A BIDDER OF A COUNTRY WHICH SHARES LAND BORDER WITH INDIA:</u></p> <p>Subject to Order No. F. 7/10/2021-PPD (1) dated 23.02.2023 (as amended from time to time), issued by Ministry of Finance, Department of Expenditure, Public Procurement Division, Govt. of India, Bidders should take note of the following:</p> <p>9.1 Any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority [Registration Committee constituted by the Department for Promotion of Industry and Internal Trade (DPIIT)].</p> <p>9.2 "Bidder" (including the term 'tenderer', 'consultant' or 'service provider' in certain contexts) means any person or firm or company,</p>			

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	<p>including any member of a consortium or joint venture (that is an association of several persons, or firms or companies), every artificial juridical person not falling in any of the descriptions of bidders stated hereinbefore, including any agency branch or office controlled by such person, participating in a procurement process.</p> <p>9.3 "Bidder from a country which shares a land border with India" for the purpose of this Order means:</p> <ul style="list-style-type: none">a. An entity incorporated, established or registered in such a country; orb. A subsidiary of an entity incorporated, established or registered in such a country; orc. An entity substantially controlled through entities incorporated, established or registered in such a country; ord. An entity whose beneficial owner is situated in such a country; ore. An Indian (or other) agent of such an entity; orf. A natural person who is a citizen of such a country; org. A consortium or joint venture where any member of the consortium or joint venture falls under any of the above <p>9.4 The beneficial owner for the purpose of para 9.3 above will be as under:</p> <p>9.4.1 In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has a controlling ownership interest or who exercises control through other means.</p>			
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		<p>Explanation:</p> <p>a. "Controlling ownership interest" means ownership of or entitlement to more than twenty-five per cent. of shares or capital or profits of the company;</p> <p>b. "Control" shall include the right to appoint majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholders' agreements or voting agreements;</p> <p>9.4.2 In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or more juridical person, has ownership of entitlement to more than fifteen percent of capital or profits of the partnership;</p> <p>9.4.3 In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals;</p> <p>9.4.4 Where no natural person is identified under 9.4.1 or 9.4.2 or 9.4.3 above, the beneficial owner is the relevant natural person who holds the position of senior managing official;</p> <p>9.4.5 In case of a trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the</p>			
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		<p>beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.</p> <p>9.5 An Agent is a person employed to do any act for another, or to represent another in dealings with third person.</p> <p>9.6 The successful bidder shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority. A declaration as per Exhibit-I in this respect to be submitted by the bidder.</p> <p>9.7 <u>Validity of registration:</u> In respect of tenders, registration should be valid at the time of submission of bids and at the time of acceptance of bids. In respect of supply otherwise than by tender, registration should be valid at the time of placement of order. If the bidder was validly registered at the time of acceptance/placement of order, registration shall not be a relevant consideration during contract execution.</p> <p>9.8 The bidders are required to provide undertaking as per Exhibit-II & Exhibit-III along with their bid complying with Clause No. 9.1 above for participation in this tender.</p> <p>9.9 If the undertakings viz. Exhibit-I, Exhibit-II and Exhibit-III given by a bidder whose bid is accepted is found to be false, this would be a ground for debarment/action as per OIL's Banning Policy and further legal action in accordance with law.</p>			
45	10.0	COMPLIANCE OF THE COMPETITION ACT, 2002: The bidder shall strictly comply with the provisions of the Competition Act, 2002, more			

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		particularly, Section-3 of the Act. Any violation the provisions of the Act shall attract penal action under the Act.			
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