

BHARATIYA RESERVE BANK NOTE MUDRAN (Pvt.) LIMITED*(Wholly own subsidiary of Reserve Bank of India)*

Note Mudran Nagar, Mysuru- 570003

Tender document for **ROLLER RE-RUBBERISATION FOR BRBNMPL, MYSURU ON ANNUAL RATE CONTRACT BASIS****LIMITED TENDER ENQUIRY****CORRIGENDUM No. I - Date: 05/09/2020****Tender No. : 51 /MYS/MMD/2020-21 dated: 29/08/2020****Tender Name: ROLLER RE-RUBBERISATION FOR BRBNMPL, MYSURU ON ANNUAL RATE CONTRACT BASIS**

The following contents of the Tender No. given above are amended as per details given below.

S.N o.	Description	Original details as Per Tender	Revised details as per amendment/Corrigendum I dated 05.09.2020	Reference Page number of Tender
1.	Date of Sale of tender documents	From 29.08.2020 to 22.09.2020 during office hours, i.e 0900 Hrs to 1700 Hrs	Deferred from 29.08.2020 to 22.09.2020 during office hours, i.e 0900 Hrs to 1700 Hrs)	3
2.	Closing date and time for receipt of tenders	23.09.2020 up to 14:30 hrs.	23.09.2020 at 14.30 hours.	3,7
3.	Time and date of opening of tenders	23.09.2020 at 15:00 hrs.	23.09.2020 at 15.00 hours.	3,7
5	Other Insertions / Amendments		As per ANNEXURE & Annex – 1 to 7	5,6,7,20,21,40,41, 44, 51,57,58

Note: These changes are applicable to all other places of tender including Page No(s) given above.**All other terms and conditions remain unchanged.**

This Corrigendum/Amendment forms part of the referred Tender. This page of Corrigendum/Amendment is to be submitted along with Techno-Commercial Bid (Part – I) duly signed and sealed by authorised signatory.

Bidders who have already submitted their sealed offer have to submit the page of this Corrigendum/Amendment duly signed and sealed by authorised signatory within the closing date of submission.

For & on behalf of BRBNMPL,

GM (PP) - MMD

BRBNMPL, Note Mudran Nagar, Mysuru

Encl . ANNEXURE, Annex – 1 to 7

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Tender document for ROLLER RE-RUBBERISATION FOR BRBNMPL, MYSURU ON ANNUAL RATE CONTRACT BASIS

Clause & Page	Existing clause as per Tender document	Amendment
Section I: Notice Inviting Tender (NIT) Point 13, 14, 15 Page. No.5,6,7	Point No. 13: Exemption, relaxation for MSEs and Startups in public procurement. Point No. 14: Product Reservation/Purchase Preference: Point No. 15: Salient points & conditions	Also refer following Annexures as an additional conditions/ requirements / criteria etc. wherever applicable in connection with this tender: Refer Annex 1: Salient features of revised 'Public Procurement (Preference to Make in India) Order, 2017' Refer Annex 2: Salient features of 'Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012' Refer Annex 3: CONDITIONS FOR START-UP COMPANIES Refer Annex 4: PROCEDURE TO BE ADOPTED WHEN THE BIDDER QUALIFIES AS BOTH MSE AND CLASS-I LOCAL SUPPLIER
Section III: Special Instructions to Tenderers (SIT) Page. No.20	Qualification / Eligibility Criteria - (<i>GIT Clause No.31</i>) Relaxation of norms in public procurement regarding prior turnover and prior experience to all Startups [whether Micro & small Enterprises (MSEs) or otherwise] subject to meeting of quality and technical specifications in accordance with the relevant provisions of GFR 2005 as per Office Memorandum No. F.20/2/2014-PPD (Pt.) dated 20.09.2016 issued by MOF, Department of Expenditure, Procurement Policy Division, New Delhi.	
Section III: Special Instructions to Tenderers (SIT) Page. No.21	Additional Factors and Parameters for Evaluation and Ranking of Responsive Tenders - (<i>GIT Clause No.35.2, 35.3</i>) Price bid evaluation will be subject to purchase preference to MSE's and Local suppliers; a) <u>Purchase Preference for MSE's:</u> In tender, participating MSE's quoting price within band of L1+15% shall also be allowed to supply a portion of requirement by <u>bringing down their price to L1 price</u>	Also refer following Annexures as an additional conditions/ requirements / criteria etc. wherever applicable in connection with this tender:

	<p>in a situation where L1 price is from someone other than an MSE. Such MSE's shall be allowed to supply at least 25% of the tendered quantity. In case more than one such eligible MSE, the supply will be shared proportionately (to tendered quantity).</p> <p>b) <u>Purchase Preference for Local suppliers (linked with Local Content):</u> Purchase preference shall be given as per revised Public Procurement (Preference to Make in India) Order No. P-45021/2/2017-B.E.-II dated 04.06.2020. In tender, participating Class-I Local supplier quoting price within band of L1+20% shall also be allowed to supply a portion of requirement by <u>bringing down their price to L1 price</u> in a situation where L1 price is from someone other than Class -I Local supplier.</p> <p><u>Note:</u> BRBNMPL reserves right to allocate the tender quantity amongst MSE's, Local suppliers and other L1 bidders on case to case basis within the provisions of Government guidelines.</p>	<p>Refer Annex 1: Salient features of <i>revised</i> 'Public Procurement (Preference to Make in India) Order, 2017'</p> <p>Refer Annex 2: Salient features of 'Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012'</p> <p>Refer Annex 3: CONDITIONS FOR START-UP COMPANIES</p> <p>Refer Annex 4: PROCEDURE TO BE ADOPTED WHEN THE BIDDER QUALIFIES AS BOTH MSE AND CLASS-I LOCAL SUPPLIER</p>
<p>Section IX: Qualification/ Eligibility Criteria Page. No.40</p>	<p>I. <u>Experience & Past Performance:</u></p> <p>c) The bidders applying under MSE's/Startups w.r.t. relaxation norms in public procurement regarding prior experience refer SIT provision for GIT clause No. 31 under Section III: Special Instructions to Tenderers (SIT).</p> <p>II. <u>Financial criteria:</u></p> <p>a) <u>Average Annual Turnover:</u></p> <p>(ii) The bidders applying under MSE's/Startups w.r.t. relaxation norms in public procurement regarding prior turnover refer SIT provision for GIT clause No. 31 under Section III: Special Instructions to Tenderers (SIT).</p>	<p>Also refer following Annexures as an additional conditions/ requirements / criteria etc. wherever applicable in connection with this tender:</p> <p>Refer Annex 2: Salient features of 'Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012'</p> <p>Refer Annex 3: CONDITIONS FOR START-UP COMPANIES</p> <p>Refer Annex 4: PROCEDURE TO BE ADOPTED WHEN THE BIDDER QUALIFIES AS BOTH MSE AND CLASS-I LOCAL SUPPLIER</p>

<p>Section IX: Qualification/Eligibility Criteria</p> <p>Page. No.40,41</p>	<p><u>II. Financial criteria:</u></p> <p><u>a) Average Annual Turnover:</u> Note: The estimated annual turnover will be decided based on the estimated cost of the offered quantity of the item. The criteria have to be met by the bidders except those who are eligible for relaxation as per Govt. guidelines. If the bidder is not qualifying in the criteria, then the bidder will be allowed to take the financial support from the Holding / Parent Company for qualifying in the criteria. However, the bidder is required to qualify in all other criteria like experience, past performance and capacity/capability as specified in the tender.</p> <p><u>b) Financial Loss:</u> Note: For the purpose of analysing financial loss, Net Profit (Profit after Tax) will be considered. However, for the purpose of qualifying the Financial Standing Criteria, the Financial Standing Credentials of a Holding Company can be clubbed with only one of the fully owned subsidiary bidding Company, with appropriate legal documents proving such ownership. However, the bidder is required to qualify in all other criteria like experience, past performance and capacity/capability as specified in the tender.</p> <p><u>c) Net worth:</u> Note: For the purpose of financial analysis of net worth, if the bidder is not qualifying in the criteria, then the bidder will be allowed to take the financial support from the Holding / Parent Company for qualifying in the criteria. However, the bidder is required to qualify in all other criteria like experience, past performance and capacity/capability as specified in the tender.</p>	<p><u>II. Financial criteria:</u></p> <p><u>Note:</u> For the purpose of financial analysis of <u>Turnover, Net Profit (Profit after Tax) and Net worth:</u></p> <p>Where financial standing of the bidder company is not strong enough to meet its obligations under the tender and it has taken support from its holding company for participating in the tender, the Holding Company shall give its support by way of bank guarantee to cover the obligations of the bidder under the tender in case of any default. Further, the Financial Standing Credentials of a Holding Company can be clubbed with only one of the fully owned subsidiary bidding company, with appropriate legal documents providing such ownership.</p> <p>The amount of Bank Guarantee by Holding Company shall be equal to the amount of Bank Guarantee prescribed in the tender for the bidders. This guarantee will be in addition to the one to be submitted by the bidders.</p> <p>However, the bidder is required to qualify in all other criteria like experience, past performance and capacity/capability as specified in the tender.</p> <p>(The formats of Bank Guarantee and under taking to be obtained from the Holding/ parent Company are enclosed as Annex-6 & 7).</p>
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<p>Section IX: Qualification/ Eligibility Criteria</p> <p>Page. No.41</p>	<p>III. <u>Statement of Financial Standing:</u></p> <p>To be submitted by all bidders (Since, the total Turnover requirement to qualify for bid is less than Rs.5 Crore) as part of Pre-Qualification Criteria (Section IX of tender). Following documents are required to be submitted along with the bid.</p> <ul style="list-style-type: none"> a) The bidders will be required to submit a self-certified statement of their turnover, net worth and profit and loss and details to be filled as per format given “Bidders Credentials Annexure-A”. b) The bidders are also required to submit the <u>self-certified</u> Income Tax Return (IT) copies of Financial year 2016-17, 2017-18 & 2018-19 along with copy of Acknowledgement. 	<p>III. <u>Statement of Financial Standing:</u></p> <p>To be submitted by all bidders (Since, the total Turnover requirement to qualify for bid is less than Rs.5 Crore) as part of Pre-Qualification Criteria (Section IX of tender). Following documents are required to be submitted along with the bid.</p> <ul style="list-style-type: none"> a) The bidders will be required to submit a self-certified statement of their turnover, net worth and profit and loss and details to be filled as per format given “Bidders Credentials Annexure-A”. b) The bidders are also required to submit the <u>self-certified</u> Income Tax Return (IT) copies of Financial year 2016-17, 2017-18 & 2018-19 along with copy of Acknowledgement. c) Further, it is clarified that Medium, Small and Micro Enterprises (MSME), having a turnover upto Rs.5 crore, are not required to submit their audited books of accounts applicable from the AY 2020-21 onwards. However, easing of this compliance burden will be available only to those MSMEs which carry out less than 5% of their business transactions in cash which include all receipts and payments done by the MSMEs. <u>Hence, MSMEs not fulfilling the above criteria, are required to submit their audited books of accounts if their turnover is more than Rs. 1 crore.</u>
<p>Section IX: Qualification/ Eligibility Criteria</p> <p>Page. No.41</p>	<p>V. Other requirements:</p> <ul style="list-style-type: none"> e) “Declaration & Undertaking by MSE’s/Startup Companies” to be submitted as per Annex –E (if applicable). 	<p>V. Other requirements:</p> <ul style="list-style-type: none"> e) “Declaration & Undertaking by MSE’s/Startup Companies” to be submitted as per Annex –5 (if applicable).

Section – XI Price Schedule Page 44	Point No. 7: It is understood that, purchase preference will be given to the participating bidders registered under MSE's/Local suppliers as per SIT provision for GIT clause No. 35.2 & 35.3 given under Section III: Special Instructions to Tenderers (SIT).	Also refer following Annexures as an additional conditions/ requirements / criteria etc. wherever applicable in connection with this tender: Refer Annex 1 : Salient features of <i>revised</i> 'Public Procurement (Preference to Make in India) Order, 2017' Refer Annex 2 : Salient features of 'Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012' Refer Annex 3 : CONDITIONS FOR START-UP COMPANIES Refer Annex 4 : PROCEDURE TO BE ADOPTED WHEN THE BIDDER QUALIFIES AS BOTH MSE AND CLASS-I LOCAL SUPPLIER
Annexure-A Page 51	<i>Point 3 d - Refer Annexure - E</i>	<i>Point 3 d - Refer Annex 5</i>
Page No.57,58	Annex E (to be ignored)	Annex 5 (to be submitted)

Salient features of revised 'Public Procurement (Preference to Make in India) Order, 2017'

1. As per the revised Order, suppliers have been classified as 'Class-I local supplier', 'Class-II local supplier' and 'Non-local supplier' as defined below *(para 2 of order)*: -
 - 'Class-I local supplier' - supplier or service provider whose Goods, Services or Works has local content equal to or more than 50% - *shall get purchase preference* provided quoted price falling within margin of price preference i.e. within L1 + 20%
 - 'Class-II local supplier' - supplier or service provider whose Goods, Services or Works has local content more than 20% but less than 50% - *shall not get any purchase preference*
 - 'Non-local supplier' - supplier or service provider whose Goods, Services or Works has local content less than or equal to 20% - *shall not get any purchase preference*
2. Other important definitions *(para 2 of order)*: -
 - 'Local content' - means the amount of value added in India i.e. total value of the item (excluding local taxes) minus the value of import content in the item (including customs duty) as a proportion of the total value of the item, in percent
 - 'Margin of purchase preference' – means the maximum extent to which the price quoted by a 'Class-I local supplier' can be above L1 price for the purpose of purchase preference. The margin of purchase preference shall be 20%
3. Different procurement scenarios in procurement of Goods, Services or Works *(para 3 of order)*: -

S/N	Scenario	Tender Type	Tender value	Eligible bidder	Relaxation
1	There <u>is</u> sufficient local capacity and competition	OTE/NCB	Any value	'Class-I local supplier'	Relaxation (as per para 10 (a) and (b) of order)
2	There <u>isn't</u> sufficient local capacity and competition	OTE/NCB	< ₹200 crore	'Class-I local supplier' 'Class-II local supplier'	Relaxation (as per para 10 (a) and (b) of order)
		GTE/ICB	Any value*	'Class-I local supplier' 'Class-II local supplier' 'Non-local supplier'	Relaxation (as per para 10 (a) and (b) of order) to Class-I and Class-II local suppliers

* For tender value < ₹200 crore, GTE/ICB shall not be issued except with the approval of Competent Authority as per amended Rule 161 (iv) of GFR 2017

4. Procedure for purchase preference to 'Class-I local supplier' applicable for procurement scenario 2 in para 3 above is explained below in brief *(para 3A (b) and (c) of order)*: -

i. Procurement of Goods and Works which are *divisible* in nature (e.g. consumables): -

- If L1 is 'Class-I local supplier' – 100% awarded to L1
- If L1 is *not* 'Class-I local supplier' – 50% awarded to L1
 - Remaining 50% awarded to lowest bidder among 'Class-I local supplier' falling within L1+20% subject to matching L1 price
 - If unable to match L1 price or accepts less than offered quantity, next lowest 'Class-I local supplier' bidder within L1+20% is invited to match L1 price for remaining quantity and so on and contract will be awarded accordingly
 - If some quantity is left uncovered on 'Class-I local supplier', then such balance quantity can be ordered on the original L1 bidder

ii. Procurement of Goods and Works which are *not divisible* in nature (e.g. Varnish Plant) and procurement of Services where bid is evaluated on price alone: -

- If L1 is 'Class-I local supplier' – 100% awarded to L1
- If L1 is *not* 'Class-I local supplier'
 - Lowest bidder among 'Class-I local supplier' falling within L1+20% is invited to match L1 price – contract awarded subject to matching L1 price
 - If unable to match L1 price, next lowest 'Class-I local supplier' bidder within L1+20% is invited to match L1 price and so on and contract will be awarded accordingly
 - If none of the 'Class-I local supplier' bidder within L1+20% is unable to match L1 price, contract awarded to original L1 bidder

5. False declarations (para 9 (f) & (g) of DPIIT order),

False declarations will be breach of the code of Integrity under Rule 175(1)(i)(h) of the General Financial Rules for which bidder or its successors can be debarred for up to two years as per Rule 151 (iii) of the General Financial Rules along with such other actions as may be permissible under law.

A supplier who has been debarred by any procuring entity for violation of this Order shall not be eligible for preference under this Order for procurement by any other procuring entity for the duration of the debarment. The debarment for such other procuring entities shall take effect prospectively from the date on which it comes to the notice of other procurement entities.

6. Besides above, the bidders have to submit a declaration and undertaking along with their offer as per *Declaration & Undertaking by Micro & Small Scale Enterprises/Start-up Companies/Entities seeking purchase preference under Make In India Policy / Women entrepreneurs/Registration with TReDS/GeM.*

Salient features of 'Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012'

CONDITIONS FOR MICRO AND SMALL ENTERPRISES (MSEs)

1. MSEs must be registered with any of the following in order to avail the benefits / preference available under MSEs Order, 2012: -
 - District Industries Centers (DIC)
 - Khadi and Village Industries Commission (KVIC)
 - Khadi and Village Industries Board
 - Coir Board
 - National Small Industries Corporation (NSIC)
 - Directorate of Handicraft and Handloom
 - Any other body specified by Ministry of MSME (MoMSME)
 - Udyog Aadhaar Acknowledgment / Udyog Aadhaar Memorandum issued by MoMSME
2. MSEs participating in the tender must submit valid & authorised copy of certificate of registration with any one of the above agencies. In case of bidders submitting DIC registration certificate, they shall attach original notarised copy of the DIC certificate.
3. The registration certificate issued from any one of the above agencies must be valid as on Bid closing date of the tender. Bidder shall ensure validity of registration certificate in case bid closing date is extended.
4. The MSEs who have applied for registration or renewal of registration with any of the above agencies/bodies, but have not obtained the valid certificate as on closing date of the tender, are not eligible for exemption/preference. Where validity of such certificates such as NSIC certificate has lapsed, it shall be the responsibility of the bidder to seek renewal from the concerned Govt. agency before such expiry. *However, documentary evidence seeking extension before the lapse of validity of such certificate and an authorization letter from the Govt. agency having received application for renewal submitted before the bid closing date shall be accepted.*
5. **Manufacturer for tendered items / Service provider of tendered services:** The MSE bidder must be Manufacturer of tendered items for procurement / Service provider who is capable of rendering the tendered services by themselves to avail the benefits under MSEs Order, 2012. Traders/dealers/resellers/distributors/authorized agents will not be considered for availing benefits under MSEs Order, 2012 as per guidelines issued by MoMSME.
6. The MSEs registered with above mentioned agencies/ bodies are exempted from payment of Earnest Money Deposit (EMD) & tender fees.

7. **Relaxation of Norms for Micro & Small Enterprises (MSEs):** Pre-qualification criteria with respect to Prior Turnover and Prior experience may be relaxed for Micro & Small Enterprises as per GOI guidelines subject to meeting of quality and technical specifications.
8. However, there may be circumstances like procurement of items/services related to public safety, health, critical security operations and equipment, etc., wherein BRBNMPL reserves the right to not consider relaxation of Prior Turnover and Prior Experience for Micro and Small Enterprises.
9. Items which are reserved for exclusive purchase from MSEs shall be procured from Micro and Small Enterprises as per Public Procurement Policy.
10. Subject to meeting terms and conditions stated in the tender document, *at least 25%* of the total quantity of the tender is earmarked for MSEs registered with above mentioned agencies/ bodies.
11. In case MSE bidder is L1, entire value of the tender is to be ordered on the L1 MSE bidder.
12. In tender, participating MSEs quoting price within price band of L1 + 15% shall also be allowed to supply a portion of requirement by bringing down their price to L1 price in a situation where L1 price is from someone other than a MSE and such MSE shall be allowed to supply *at least 25%* of the total tendered value (where the tender quantity can be split).
13. In case of more than one such MSEs are in the price band of L1 + 15% and matches the L1 price, the supply may be shared proportionately if the job can be split.
14. In case the tendered quantity cannot be split, MSE shall be allowed to supply total tendered quantity provided their quoted price is within a price band of L1 + 15% and they match the L1 price.
15. If the quantity cannot be split and there are more than one eligible MSE bidders (price band within L1+15%) then the opportunity to match the L1 rate of the tender shall be given first to MSE (who have quoted lowest rate among the MSEs within the price band of L1+15%) and the total quantity shall be awarded to him after matching the L1 price of the tender.
16. If the MSE who have quoted lowest rate among the MSEs in the price band of L1 + 15% do not agree to match the rate of L1 of the tender, then the next ranked MSE bidder who has quoted within the price band of L1 + 15% in order shall be given chance to match the rate of L1 for award of the quantity/order.
17. For more clarity in this regard, following table is furnished: -

Type of Tender	Price quoted by MSE	Finalization of tender
Can be Split	L1	Full order on MSE
	Not L1 but within L1+15%	At least 25% order on MSE subject to matching L1 price
Cannot be split	L1	Full Order on MSE

	Not L1 but within L1+15%	Full Order on MSE subject to matching L1 price
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18. The purchase preference to MSEs is not applicable for works contracts where supply of goods not produced by MSEs is also involved.
19. **Special provision for MSEs owned by SC & ST entrepreneurs:** Out of the 25% target of annual procurement from MSEs, 4% shall be earmarked for procurement from MSEs owned by SC & ST entrepreneurs. In the event of failure of such MSEs to participate in the tender process or meet the tender requirements and L1 price, 4% sub-target so earmarked shall be met from other MSEs.
20. To qualify for entitlement as SC/ST owned MSE, the SC/ST certificate issued by District Authority in addition to certificate of registration with any one of the agencies mentioned in paragraph 1 above. Alternatively, the bidder shall be responsible to furnish necessary documentary evidence for enabling BRBNMPL to ascertain that the MSE is owned by SC/ST entrepreneurs. MSE owned by SC/ST is defined as:
 - In case of Proprietary MSE, proprietor(s) shall be SC/ST
 - In case of Partnership MSE, the SC/ST partners shall be holding at least 51% shares in the enterprise
 - In case of Private Limited Companies, at least 51% share shall be held by SC/ST promoters
21. **Special provision for MSEs owned by women entrepreneurs:** Out of the 25% target of annual procurement from MSEs, 3% shall be earmarked for procurement from MSEs owned by women entrepreneurs *in addition* to 4% earmarked for MSEs owned by SC/ ST entrepreneurs. MSE owned by Women is defined as:
 - In case of Proprietary MSE, proprietor(s) shall be Women
 - In case of Partnership MSE, the Women partners shall be holding at least 51% shares in the enterprise
 - In case of Private Limited Companies, at least 51% share shall be held by Women promoters
22. Micro & Small Scale Enterprises have to submit a declaration and undertaking along with their offer as per *Declaration & Undertaking by Micro & Small Scale Enterprises / Start-up Companies / Entities seeking purchase preference under Make In India Policy / Women entrepreneurs / Registration with TReDS/GeM*.

CONDITIONS FOR START-UP COMPANIES

1. Subject to meeting of Quality and Technical specifications, BRBNMPL may consider allowing the participation of “Start-up” companies with capability to execute the supply/ services, as per technical specifications / perform the job as per scope of work specified in the tender and subject to meeting extant & relevant guidelines of Government of India. This should be confirmed and substantiated in the technical bid.
2. The bidder who intends to participate as “Start-up” company should enclose the Certificate of Recognition issued by Department for Promotion of Industry and Internal Trade (DPIIT), Ministry of Commerce & Industry, Govt. of India during submission of Technical bid.
3. Start-ups registered with DPIIT are exempted from payment of Earnest Money Deposit (EMD) & tender fees.
4. Prequalification Criteria with respect to Prior Turnover and Prior Experience may be relaxed for Start-ups as per the GOI guidelines.
5. However, there may be circumstances like procurement of items/services related to public safety, health, critical security operations and equipment, etc. wherein BRBNMPL reserves the right to not consider relaxation of Prior Turnover and Prior Experience for Start-up Companies as per GoI guidelines.
6. Start-up Companies who are also registered as MSEs and wish to avail the benefits as applicable to MSE, shall submit relevant documents covered under Conditions for Micro and Small Enterprises elsewhere in this tender.
7. Start-up Companies have to submit a declaration and undertaking along with their offer as per *Declaration & Undertaking by Micro & Small Scale Enterprises/Start-up Companies/Entities seeking purchase preference under Make In India Policy / Women entrepreneurs/Registration with TReDS/GeM.*

PROCEDURE TO BE ADOPTED WHEN THE BIDDER QUALIFIES AS BOTH MSE AND CLASS-I LOCAL SUPPLIER

The option in case of bidders qualifying under both Policies, namely, Public Procurement Policy for MSEs Order, 2012 (MSEs-2012) and Public Procurement (Preference to Make in India) Order, 2017 (MII-2017) shall be exercised as under:

1. The bidder can avail only one out of the two applicable purchase preference policies, i.e., MSEs-2012 and MII-2017. Therefore, bidder will be required to furnish the option under which he desires to avail purchase preference. This option must be declared within the offer and in case bidder fails to do so although he is eligible under both the Policies, BRBNMPL shall evaluate his offer considering MSEs-2012 as the default chosen option.
2. In case a bidder opts for preference under MSEs-2012, he shall not be eligible to claim benefit under MII-2017 (irrespective of the fact whether he furnishes the details of local content in his offer and the same meets the stipulated local content criteria).
3. In case a bidder opts for purchase preference based on MII-2017, he shall not be entitled to claim benefit of purchase preference as applicable for MSE bidders under MSEs-2012. However, the exemptions from furnishing Bid security (EMD) shall continue to be available to such a bidder.
4. In view of the above,
 - a. The bidder's quoted prices against various items of enquiry shall remain valid even in case of splitting of quantities of the items, except in case of items where the quantity cannot be split since these are to be awarded in a Lot or as a package or Group.
 - b. While evaluating the bids, for price matching opportunities and distribution of quantities among bidders, the order of precedence shall be as under:
 - MSE bidder (MSEs-2012)
 - Class-I local supplier (MII-2017)
5. In case the bidder has not declared his status as to whether he is an MSE Bidder or Class-I local supplier during bid submission, then he will be considered as non MII-2017 compliant bidder and evaluated accordingly. No further correspondence will be made in this regard.

Examples of Purchase Preference:

a. Non divisible item

L1 bidder is neither MSE nor Class-I local supplier

L2 bidder is Class-I local supplier (within L1 + 20%)

L3 bidder is MSE bidder (within L1 + 15%)

L3 bidder i.e. MSE bidder shall be given preference to match the L1 price. If L3 bidder matches the L1 price, Order shall be placed on him, otherwise, option for matching the L1 price shall be given to L2 bidder (Class-I local supplier)

b. Divisible item

L1 bidder is neither MSE nor Class-I local supplier

L2 bidder is Class-I local supplier (within L1 + 20%)

L3 bidder is MSE bidder (within L1 + 15%)

MSE bidder shall be given preference to match the L1 price. If L3 bidder matches the L1 price, order shall be placed on him for at least 25% of the tendered quantity. For balance quantity (i.e. 50% of tendered quantity/value), option for matching the L1 price shall be given to L2 bidder (Class-I local supplier). Remaining quantity (25%) shall be awarded to natural lowest bidder. For further clarification, in case an item has quantity 4 nos. then 1 no. (25%) can be given to MSE bidder, 2 nos. (50%) to Class-I local supplier and left out 1 no. to natural L1 bidder.

Note:

The above two examples are not applicable to the Works Contracts since MSEs Order, 2012 is not applicable to works contracts.

- In case lowest bidder is a MSE bidder, the entire work shall be awarded to him without resorting to purchase preference to bidders complying under MII-2017.
- In case lowest bidder is a Class-I local supplier, purchase preference shall be resorted to MSE bidder as per provisions specified in the enquiry document w.r.t. MSEs-2012 only.

Declaration & Undertaking by Micro & Small Scale Enterprises / Start-up Companies / Entities seeking purchase preference under Make In India Policy / Women entrepreneurs / Registration with TReDS/GeM

(To be filled in the Company letter head)

Date:

Sl No	Particulars	Details
1	Is your organization Proprietary / Partnership / Private Limited Company / Public Limited Company / Others
2	Does your organization belong to Micro / Small scale Industry / Start-up / Class-I local supplier / others (Please tick mark appropriate box. Bidders may tick more than one, if eligible)	<input type="checkbox"/> Micro <input type="checkbox"/> Small Scale <input type="checkbox"/> Start-up Company <input type="checkbox"/> Class-I local supplier <input type="checkbox"/> Others
3	In case you belong to Micro / Small Scale Enterprises, whether you are a Manufacturer for the tendered items (supply) / Service Provider for the tendered services (Please tick mark the appropriate box)	<input type="checkbox"/> Manufacturer for supply items <input type="checkbox"/> Service Provider for services <input type="checkbox"/> Trader/dealer/reseller/distributor/ authorized agent <input type="checkbox"/> Non MSE Bidder
4	In case you belong to Micro / Small Scale Enterprises, whether you are registered under SC / ST Category. <i>If yes, valid documentary evidence to be submitted</i> (Please tick mark the appropriate box)	<input type="checkbox"/> Yes <input type="checkbox"/> No If yes, whether <input type="checkbox"/> SC <input type="checkbox"/> ST
5	In case you belong to Micro / Small Scale Enterprises, whether your firm/ organization is owned by Women entrepreneurs? <i>If yes, valid documentary evidence to be submitted</i> (Please tick mark the appropriate box)	<input type="checkbox"/> Yes <input type="checkbox"/> No
	Are your registered under TReDS (Trade Receivable electronic Discounting System approved by RBI) Applicable for Micro, Small and Medium Enterprises (Please tick mark the appropriate box)	<input type="checkbox"/> No <input type="checkbox"/> Yes If yes, whether <input type="checkbox"/> RXIL <input type="checkbox"/> A-Treds <input type="checkbox"/> M1Xchange

Sl No	Particulars	Details
		(Tick agency with whom you are registered along with Regn No.) Regn No.
	Has your firm/organization registered your items/services in Government e-Marketplace (GeM)	<input type="checkbox"/> Yes <input type="checkbox"/> No
	In case you are both a valid MSE bidder and Class-I local supplier (Make in India Policy), please give your preference. (Please tick any one)	<input type="checkbox"/> MSE <input type="checkbox"/> Class-I local supplier
	In case you are claiming benefits under Make in India Policy, whether you are meeting the minimum local content as mentioned in the tender document/ concerned Ministry guidelines/Policy.	<input type="checkbox"/> Yes, Local Content _____ % <input type="checkbox"/> Not applicable for this tender
<p>Declaration: I/We hereby declare that the above data submitted are true and back-up documents are attached as proof of the same. In case any submitted data are found to be incorrect/false, my/our bid is liable to be rejected and I/we am/are liable for suitable actions as per relevant BRBNMPL Policy.</p> <p>I/We also understand that in case I/we am/are not claiming benefits under Make in India Policy, or under MSEs Order as per tender requirements, then purchase preference shall apply to other bidders who have quoted accordingly as per policy.</p>		

A. Categorisation of MSE/SC-ST & Women Vendors

1. In case of Micro/Small scale Enterprises, kindly attach Registration Certificate issued by DIC/KVIC/KVIB/Coir Board/NSIC/Directorate of Handicrafts and Handlooms, or any other body specified by MSME for authentication such as Udyog Aadhaar Memorandum/ Acknowledgment.
2. SC/ST and Women entrepreneurs registered under MSEs need to submit valid documentary evidence.

B. Categorisation of Start-up Companies

Bidder who intends to participate as 'Start-up' company should enclose the Certificate of Recognition issued by Department for Promotion of Industry and Internal Trade, Ministry of Commerce and Industry, Govt. of India and his eligibility shall be valid as on bid closing date.

C. Declaration in case of MSE Bidders / Start-up Companies

In terms of Tender Conditions applicable for Micro & Small Enterprises (MSEs) / Start-ups, we hereby declare as under: -

- a. We are a Micro / Small Enterprise, as on bid closing date of this tender.
- b. We are a Manufacturer of the quoted supply item(s)/service provider for quoted services and valid documentary evidence for same is submitted.
- c. MSE certificate submitted by us is authentic & valid as on bid closing date of this tender.
- d. We are a 'Start-up' company and we are enclosing copy of certificate of recognition issued by Department for Promotion of Industry and Internal Trade, Ministry of Commerce and Industry, Govt. of India.
- e. We are a Micro / Small Enterprise which is owned by SC-ST/women entrepreneurs and we are submitting valid documentary evidence for the same.

D. Declaration in case of entities seeking purchase preference under Make in India Policy

We have read carefully the terms and conditions for availing the benefits of purchase preference under Make in India Policy and we are meeting all the requirements of Local Content and duly certified documents for proving the stipulated local content along with details of the location(s) where local value addition is made as mentioned in this document are enclosed.

We declare the above details are true. In case any of the details are found to be false/untrue, our offer will be liable for rejection /cancellation of order/subjected to appropriate actions as per tender Terms & Conditions.

.....

Authorized Signatory

(With Company Seal & Signature)

PERFORMANCE BANK GUARANTEE ISSUED ON BEHALF OF HOLDING COMPANY FOR SATISFACTORY PERFORMANCE OF CONTRACT BY ITS SUBSIDIARY COMPANY

(Name of the Bank and Address of the issuing branch)

Date: _____

Name and Address of the Beneficiary:

Bharatiya Reserve Bank Note Mudran Private Limited,
Note Mudran Nagar,
Mysuru - 570003

Name / Number of Tender/Contract: _____

Performance Bank Guarantee No. : _____

Performance Bank Guarantee Value: _____

Performance Bank Guarantee Validity: _____

WHEREAS, _____ ("**Bidder**"), the wholly owned subsidiary of our constituent _____ ("**Holding Company**") has submitted its offer in response to your *Notice Inviting Tender* bearing no. _____ dated _____ for supply of _____ and has been selected by you as the '*successful bidder*'. Subsequently, you have issued a letter of engagement bearing no. _____ dated _____ to the Bidder.

WHEREAS, we have been informed that it has been stipulated by you in the tender documents that the holding company of the Bidder, shall furnish you with (i) an undertaking to provide '*Financial Support*' to the Bidder; and (ii) an unconditional and irrevocable Bank Guarantee ("**Guarantee**") by a Scheduled Commercial Bank recognized by you as security by the Holding Company for compliance by the Bidder of its obligations under the contract to be executed between yourselves and the Bidder for supply of _____ ("**Contract**").

AND WHEREAS, pursuant to the undertaking bearing reference no. _____ dated _____ given by the Holding Company, the Holding Company has approached us to provide a Guarantee which we have agreed to, as below:-

NOW THEREFORE, we affirm that, we, as the guarantors hereby extend our guarantee and undertake to indemnify you on behalf of the Bidder and the Holding Company, without any demur, cavil or argument up to a sum of _____ /- (Rupees _____ Only) upon your first written demand declaring the Bidder to be in default under the Contract.

This unconditional Guarantee shall come into full force and effect on the date of execution of the Contract or the date of issue of work order, whichever is earlier.

This Guarantee shall apply and be supplemental to the Contract as amended, modified or varied by you and the Bidder from time to time. The Holding Company hereby authorizes the Bidder to agree to any such amendment, modification or variation, the due performance and compliance with which the Bidder is guaranteed herein. The Holding Company's obligations and liabilities under this Guarantee shall not be discharged by any allowance of time or other indulgence whatsoever.

We hereby unconditionally and irrevocably undertake to pay you a sum of Rs. _____ /- (Rupees _____ Only), upon receipt of your written demand, without you having to substantiate or prove your demand. We further agree that such demand shall be final and binding on us notwithstanding any dispute or suit or other legal proceedings including arbitration pending before any court, tribunal or arbitrator.

This unconditional and irrevocable Guarantee shall remain in full force and effect until all of the Bidder's duties, obligations (including warranty obligations) and liabilities under the contract have been discharged, of which you will be the sole judge and for a further period of 90 (Ninety) days thereafter or 90 (Ninety) days from the date of earlier termination of the Contract and any demand in respect thereof should reach the Bank not later than the above date.

Signature of the authorized officer of the Bank

_____ (Name)

_____ (Designation)

Seal and Address of the Bank

ON THE LETTER HEAD OF THE HOLDING COMPANY

Ref. :- _____

Date: _____

To,

Bharatiya Reserve Bank Note Mudran Private Limited,
Note Mudran Nagar,
Mysuru - 570003

Dear Sir,

Undertaking to provide financial support to our wholly owned subsidiary

We, _____ agree to provide financial support to our wholly owned subsidiary,
_____ ("**Bidder**"), who is participating in the tender floated by you bearing no.
_____ for the supply of _____ ("**Tender**").

We confirm and undertake that our financial standing credentials can be clubbed with that of the Bidder in order to enable it to qualify the financial standing criteria stipulated in the Tender documents. We enclose the necessary documents to enable you to assess and confirm our financial standing.

We further agree and undertake to furnish to you a suitable performance bank guarantee and indemnify you and hold you harmless in the event the Bidder fails to perform its obligations under the Tender.

We, hereby, undertake to make available to the Bidder the required financial resources to enable compliance by the Bidder with the Tender and the contract that may be awarded pursuant to the bid, if successful.

_____ (Name)

_____ (Designation)

Enclosures: -

1. Copy(s) of our Certificate of Incorporation and that of the Bidder;
2. Copy(s) of Form MGT-7 (*i.e. Annual Return*) filed by us and the Bidder for the latest financial year;
3. Copy of our Permanent Account Number Card;
4. Copy(s) of our Consolidated Financial Statement for the last three financial years.
5. Copy of shareholders agreement, if any
6. Copy of Memorandum and Articles of Association/Partnership deed of bidding entity.