



North Eastern Electric Power Corporation Ltd.
(A Government of India Enterprise)
An ISO 9001, 14001 & OHSAS 18001 Corporation

CONTRACT AND PROCUREMENT CELL

KOPI LI H.E. PLANT:: DIMA HASAO DISTRICT: UMRONGSO – 788931
Phone: 03670-288241.

CORRIGENDUM NO – III

CORRIGENDUM DATED 08.06.2021

TO

LNIT,NO:KHEP/ C&P (E)/ 2021/05 Dated 19.04.2021

The following shall form an integral part of the original bid document in respect of LNIT No : **KHEP/ C&P / 2021/05 Dated 19.04.2021** for “**SITE SURVEY, DESIGN, MANUFACTURING, SUPPLY, DELIVERY, ERECTION, TESTING AND SUCCESSFUL COMMISSIONING OF FIRE DETECTION AND PROTECTION SYSTEM OF 4X50 MW KOPI LI POWER STATION OF KOPI LI HYDRO ELECTRIC PLANT, NEEPCO LTD, UMRANGSO. ASSAM.**”

Instructions to Bidders

(Additional Clause)

A. QUALIFYING REQUIREMENT OF BIDDERS:

Even though the bidders meet the Qualifying Requirement, they are subject to be disqualified if they directly in its own name or indirectly in any other name in carrying out its business, have:

- I. Been charge sheeted by any Investigating agencies of Central/ State Govt. or if any criminal, fraud, corruption cases or charges that may be proceeding against them in a court of law as on the last date for submission of bid.
- II. Been involved in corrupt or fraudulent practices as detailed in Clause No. C mentioned hereinafter.
- III. The bidder shall have neither been declared ineligible, blacklisted/ terminated/ debarred from qualification, participating or bidding in award of tenders/ projects / works/ bids nor have any record of poor performance/ poor workmanship, / defaults / failure in execution of awarded works, discharge any obligations or abandonment of any works / contracts awarded by NEEPCO or the Government of India or State Govt. or Govt. Organization/Department (Central as well as State) or any PSU, or World bank or Asian Development Bank or autonomous bodies or Statutory Corporations and companies or statutory authorities or other govt. authorities as on the last date of submission of bids.
Declaration to the above effect shall be submitted.

B. EMD/BID SECURITY DECLARATION:

A “Bid Security Declaration” in lieu of Earnest Money (EMD) shall be submitted by the Bidder along with the Bid as given in “Form C” appended herewith.

All bidders, including MSEs/ Startups etc., are to submit the Form C.
Any bid not accompanied by “Bid Security Declaration” will be rejected.

C. CORRUPT OR FRAUDULENT PRACTICES:

It is expected from the Bidders / suppliers / contractors that they will observe the highest standard of ethics and should not indulge in the following prohibited practices, either directly or indirectly, at any stage during the procurement process or during execution of resultant contracts:

- (a) Defines, for the purposes of this provision, the terms set forth below shall mean as under:
- (i) "**Corrupt practice**" means the offering, giving, receiving or soliciting of anything of value to influence the action of a public official in the procurement process or in contract execution; and
 - (ii) "**Fraudulent practice**" means a misrepresentation of facts in order to influence a procurement process or the execution of a contract to the detriment of the Purchaser, and includes collusive practice among Bidders (prior to or after bid submission) designed to establish bid prices at artificial non-competitive levels and to deprive the Borrower of the benefits of free and open competition;
 - (iii) "Anti-competitive practice": any collusion, bid rigging or anti-competitive arrangement, or any other practice coming under the purview of The Competition Act, 2002, between two or more bidders, with or without the knowledge of the Purchaser, that may impair the transparency, fairness and the progress of the procurement process or to establish bid prices at artificial, non-competitive levels;
 - (iv) "Coercive practice": harming or threatening to harm, persons or their property to influence their participation in the procurement process or affect the execution of a contract.
 - (v) "Conflict of interest": participation by a bidding firm or any of its affiliates that are either involved in the consultancy contract to which this procurement is linked; or if they are part of more than one bid in the procurement; or if the bidding firm or their personnel have relationships or financial or business transactions with any official of Purchaser who are directly or indirectly related to tender or execution process of contract; or improper use of information obtained by the (prospective) bidder from the Purchaser with an intent to gain unfair advantage in the procurement process or for personal gain; and
 - (vi) "Obstructive practice": materially impede the Purchaser's investigation into allegations of one or more of the above mentioned prohibited practices either by deliberately destroying, falsifying, altering; or by concealing of evidence material to the investigation; or by making false statements to investigators and/or by threatening, harassing or intimidating any party to prevent it from disclosing its knowledge of matters relevant to the investigation or from pursuing the investigation; or by impeding the Purchaser's rights of audit or access to information;
- (b) A Bid may be rejected by the Purchaser if it is determined at any stage that the respective Bidder has engaged in corrupt or fraudulent practices in competing for the contract in question and the Bid Security/ Performance Guarantee shall be forfeited.
- (c) The Purchaser may declare a firm ineligible, either indefinitely or for a stated period of time, if it at any time determines that the firm has engaged in corrupt or fraudulent practices in competing for, or in executing, a contract.

FORM C – BID SECURITY UNDERTAKING

(To be stamped in accordance with Stamp Act)

I /We (Name of the bidder) hereby accept that I/ We will be suspended from participating in future tenders of the Corporation for the period as specified for the work under this contract, from the date of issue of such notice of suspension by the Corporation, if:

- a) The Bidder withdraws its Bid or varies any terms & conditions in regard thereto during period of bid validity or,
- b) In the case of a successful Bidder, if he fails within the specified time limit to;
 - (i) Sign the Agreement, or
 - (ii) furnish the required performance security.
- a) If the Bidder adopts corrupt or collusive or coercive or fraudulent practices covered under this corrigendum vide clause No. C (CORRUPT OR FRAUDULENT PRACTICES) or defaults committed under Integrity pact if applicable in this tender.

Place, date

Signature of bidder

DGM , C&P(E)
KHEP: NEEPCO Ltd. :: Umrongso
Dima Hasao District:: Assam :: Pin-788931

Not to be published

Memo No.: NEEPCO/KHEP/C&P(E)/W-10/2021-22/ 1106-12 Dated .08.06.2021.

Copy to:

1. The HOP, KHEP, Umrongso for favour of kind information please.
2. The GM (IT) , NEEPCO Ltd, Shillong with a request to upload the NIT in the NEEPCO website.
3. The DGM (E), Khandong P.S. NEEPCO Ltd, Umrongso for information please.
4. The DGM (F&A), KHEP, Umrongso for information please.
5. The DGM (C), Vigilance Wing, KHEP for information.
6. Notice Board, Administrative building, KHEP, NEEPCO Ltd., Umrongso.
7. Tender File (W-10) for record.

sd/-
DGM (E), C&P,
KHEP: NEEPCO Ltd. :: Umrongso