बिड संख्या/Bid Number: GEM/2026/B/8163837

दिनांक /Dated: 26-10-2026

बिड दस्तावेज़ / Bid Document

बिड विवरण/Bid Details	
बिड बंद होने की तारीख/समय /Bid End Date/Time	16-11-2026 13:00:00
बिड खुलने की तारीख/समय /Bid Opening Date/Time	17-11-2026 13:00:00
बिड पेशकश वैधता (बंद होने की तारीख से)/Bid Offer Validity (From End Date)	180 (Days)
मंत्रालय/राज्य का नाम/Ministry/State Name	Ministry Of Health And Family Welfare
विभाग का नाम/Department Name	Department Of Health Research
संगठन का नाम/Organisation Name	Indian Council Of Medical Research (icmr)
कार्यालय का नाम/Office Name	Icmr National Aids Research Institute
शिकायत निवारण के संपर्क विवरण/ Contact details of Grievance redressal	HOD Email id :sgodbole.nari@gov.in Buyer Email id: shirke.rs@icmr.gov.in
कुल मात्रा/Total Quantity	16
वस्तु श्रेणी /Item Category	Great EscAPe SEAP Chemiluminescence kit with cat code 631738
GeMARPTS में खोजी गई स्ट्रिंग्स / Searched Strings used in GeMARPTS	Great EscAPe SEAP Chemiluminescene kit with Cat code 631738
GeMARPTS में खोजा गया परिणाम / Searched Result generated in GeMARPTS	Category not available on GeM for the text string uploaded by the buyer
अधिसूचना के लिए चयनित प्रासंगिक श्रेणियाँ / Relevant Categories selected for notification	• Real Time PCR Kits (V2) • ELISA Test Kits (V2) • HIV ELISA Test Kits
पिछले 3 वित्तीय वर्षों का बिडर का न्यूनतम औसत वार्षिक वित्तीय टर्नओवर/Minimum Average Annual Turnover of the bidder (For the last 3 Financial Years)	12 Lakh (s)
मूल उपकरण निर्माता का औसत टर्नओवर (गत 3 वर्षों का)/OEM Average Turnover (Last 3 Years)	10 Lakh (s)
उन्हीं/समान सेवा के लिए अपेक्षित विगत अनुभव के वर्ष/Years of Past Experience Required for same/similar service	3 Year (s)
टर्नओवर पात्रता मानदंड/Turnover eligibility criteria	To be verified by the buyer at the time of technical evaluation

बिड विवरण/Bid Details	
वर्षों के अनुभव एवं टर्नओवर से एमएसई को छूट प्राप्त है / **MSE Relaxation for Years Of Experience and Turnover**	Yes | Complete
स्टार्टअप के लिए अनुभव के वर्षों और टर्नओवर से छूट प्रदान की गई है / **Startup Relaxation for Years Of Experience and Turnover**	Yes | Complete
विक्रेता से मांगे गए दस्तावेज़/**Document required from seller**	Experience Criteria,Past Performance,Bidder Turnover,Certificate (Requested in ATC),OEM Authorization Certificate,OEM Annual Turnover,Compliance of BoQ specification and supporting document *In case any bidder is seeking exemption from Experience / Turnover Criteria, the supporting documents to prove his eligibility for exemption must be uploaded for evaluation by the buyer
क्या आप निविदाकारों द्वारा अपलोड किए गए दस्तावेज़ों को निविदा में भाग लेने वाले सभी निविदाकारों को दिखाना चाहते हैं? संदर्भ मेनू है/**Do you want to show documents uploaded by bidders to all bidders participated in bid?**	Yes (Documents submitted as part of a clarification or representation during the tender/bid process will also be displayed to other participated bidders after log in)
बिड लगाने की समय सीमा स्वतः नहीं बढ़ाने के लिए आवश्यक बिड की संख्या। / **Minimum number of bids required to disable automatic bid extension**	1
दिनों की संख्या, जिनके लिए बिड लगाने की समय-सीमा बढ़ाई जाएगी। / **Number of days for which Bid would be auto-extended**	3
ऑटो एक्सटेंशन अधिकतम कितनी बार किया जाना है। / **Number of Auto Extension count**	1
विगत प्रदर्शन /**Past Performance**	80 %
बिड से रिवर्स नीलामी सक्रिय किया/**Bid to RA enabled**	No
बिड का प्रकार/**Type of Bid**	Two Packet Bid
तकनीकी मूल्यांकन के दौरान तकनीकी स्पष्टीकरण हेतु अनुमत समय /**Time allowed for Technical Clarifications during technical evaluation**	2 Days
निरीक्षण आवश्यक (सूचीबद्ध निरीक्षण प्राधिकरण /जेम के साथ पूर्व पंजीकृत एजेंसियों द्वारा)/**Inspection Required (By Empanelled Inspection Authority / Agencies pre-registered with GeM)**	No
अनुमानित बिड मूल्य / **Estimated Bid Value**	2499000
मूल्यांकन पद्धति/**Evaluation Method**	Total value wise evaluation
मध्यस्थता खंड/**Arbitration Clause**	No
सुलह खंड/**Mediation Clause**	No

ईएमडी विवरण/EMD Detail

एडवाईजरी बैंक/Advisory Bank	State Bank of India
ईएमडी राशि/EMD Amount	124950

ईपीबीजी विवरण /ePBG Detail

एडवाइजरी बैंक/Advisory Bank	State Bank of India
ईपीबीजी प्रतिशत (%)/ePBG Percentage(%)	5.00
ईपीबीजी की आवश्यक अवधि (माह) /Duration of ePBG required (Months).	14

(a). जेम की शर्तों के अनुसार ईएमडी छूट के इच्छुक बिडर को संबंधित केटेगरी के लिए बिड के साथ वैध समर्थित दस्तावेज़ प्रस्तुत करने है। एमएसई केटेगरी के अंतर्गत केवल वस्तुओं के लिए विनिर्माता तथा सेवाओं के लिए सेवा प्रदाता ईएमडी से छूट के पात्र हैं। व्यापारियों को इस नीति के दायरे से बाहर रखा गया है।/EMD EXEMPTION: The bidder seeking EMD exemption, must submit the valid supporting document for the relevant category as per GeM GTC with the bid. Under MSE category, only manufacturers for goods and Service Providers for Services are eligible for exemption from EMD. Traders are excluded from the purview of this Policy.

(b).ईएमडी और संपादन जमानत राशि, जहां यह लागू होती है, लाभार्थी के पक्ष में होनी चाहिए। / EMD & Performance security should be in favour of Beneficiary, wherever it is applicable.

(c).ईएमडी और संपादन जमानत राशि लाभार्थी के पक्ष में होनी चाहिए। / Earnest Money Deposit (EMD) shall also be accepted by the buyer in the form of a surety bond.

लाभार्थी /Beneficiary :

The Director
ICMR National AIDS Research Institute, Department of Health Research, Indian Council of Medical Research (ICMR), Ministry of Health and Family Welfare
(Dr Sheela Godbole)

UIN Number NCTGC2415P

बोली विभाजन लागू नहीं किया गया/ Bid splitting not applied.

एमआईआई खरीद वरीयता/MII Purchase Preference

एमआईआई खरीद वरीयता/MII Purchase Preference	No

एमआईआई के लिए सक्षम प्राधिकारी का विवरण:/Details of the Competent Authority for MII

सक्षम प्राधिकारी का नाम/Name of Competent Authority	Ref. OM No. P-45021/2/2017-PP(BE-II)-Part (4) dated 08/07/2025
सक्षम प्राधिकारी का पदनाम/Designation of Competent Authority	Ref. OM No. P-45021/2/2017-PP(BE-II)-Part (4) dated 08/07/2025
सक्षम प्राधिकारी का कार्यालय/विभाग/प्रभाग/Office / Department / Division of Competent Authority	Ref. OM No. P-45021/2/2017-PP(BE-II)-Part (4) dated 08/07/2025

सीए अनुमोदन संख्या/CA Approval Number	Ref. OM No. P-45021/2/2017-PP(BE-II)-Part (4) dated 08/07/2025
सक्षम प्राधिकारी अनुमोदन तिथि/Competent Authority Approval Date	08-07-2025
सक्षम प्राधिकारी द्वारा प्रदान की गई स्वीकृति का संक्षिप्त विवरण/Brief Description of the Approval Granted by Competent Authority	As per the reference Office Memorandum No. P45021/2/2017-PP(BE-II)-Part (4) dated 08.07.2025, scientific procurement has been granted exemption for small purchases up to a monetary value of ₹50 lakh.

Competent Authority Approval for not opting Make In India Preference : View Document

एमएसई खरीद वरीयता/MSE Purchase Preference

एमएसई खरीद वरीयता/MSE Purchase Preference	Yes
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माताओं/सेवा प्रदाता को खरीद में प्राथमिकता, यदि उनका मूल्य L1+X% / Purchase Preference to MSE OEMs/ Service Provider available upto price within L1+X%	15
सूक्ष्म और लघु उद्यम मूल उपकरण निर्माता/सेवा प्रदाता को खरीद में प्राथमिकता के लिए बिड की मात्रा का अधिकतम प्रतिशत / Percentage of Bid quantity/amount for MSE OEMs/ Service Provider Purchase preference	25

1. If the bidder is a Micro or Small Enterprise as per latest orders issued by Ministry of MSME, the bidder shall be relaxed from the eligibility criteria of "Experience Criteria" as defined above subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Experience Criteria, shall upload the supporting documents to prove his eligibility for Relaxation.
2. If the bidder is a Micro or Small Enterprise (MSE) as per latest orders issued by Ministry of MSME, the bidder shall be relaxed from the eligibility criteria of "Bidder Turnover" as defined above subject to meeting of quality and technical specifications. If the bidder itself is MSE OEM of the offered products, it would be relaxed from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Turnover, shall upload the supporting documents to prove his eligibility for Relaxation.
3. If the bidder is a DPIIT registered Startup, the bidder shall be relaxed from the the eligibility criteria of "Experience Criteria" as defined above subject to their meeting of quality and technical specifications. The bidder seeking Relaxation from Experience Criteria, shall upload the supporting documents to prove his eligibility for Relaxation.
4. If the bidder is a DPIIT registered Startup, the bidder shall be relaxed from the the eligibility criteria of "Bidder Turnover" as defined above subject to their meeting of quality and technical specifications. If the bidder is DPIIT Registered OEM of the offered products, it would be relaxed from the "OEM Average Turnover" criteria also subject to meeting of quality and technical specifications. The bidder seeking Relaxation from Turnover shall upload the supporting documents to prove his eligibility for Relaxation.
5. The minimum average annual financial turnover of the bidder during the last three years, ending on 31st March of the previous financial year, should be as indicated above in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the bidder is less than 3-year-old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.
6. Experience Criteria: In respect of the filter applied for experience criteria, the Bidder or its OEM of the product offered in the bid {themselves or through reseller(s)} should have regularly, manufactured and supplied same or similar Category Products to any Central / State Govt Organization / PSU for number of Financial years as indicated above in the bid document before the bid opening date. Copies of relevant contracts and delivery acceptance certificates like CRAC to be submitted along with bid in support of having supplied some quantity during each of the Financial year. In case of bunch bids, the category of primary product having highest value should meet this criterion.

7. OEM Turn Over Criteria: The minimum average annual financial turnover of the OEM of the offered product during the last three years, ending on 31st March of the previous financial year, should be as indicated in the bid document. Documentary evidence in the form of certified Audited Balance Sheets of relevant periods or a certificate from the Chartered Accountant / Cost Accountant indicating the turnover details for the relevant period shall be uploaded with the bid. In case the date of constitution / incorporation of the OEM is less than 3 year old, the average turnover in respect of the completed financial years after the date of constitution shall be taken into account for this criteria.
8. **Purchase preference to Micro and Small Enterprises (MSEs):** Purchase preference will be given to MSEs having valid Udyam Certificate and whose credentials are validated online through Udyam Registration portal as defined in Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012 dated 23.03.2012 issued by Ministry of Micro, Small and Medium Enterprises and its subsequent Orders/Notifications issued by concerned Ministry. If the bidder wants to avail themselves of the Purchase preference, the bidder must be the manufacturer / OEM of the offered product on GeM. In respect of bid for Services, the bidder must be the Service provider of the offered Service. Traders are excluded from the purview of Public Procurement Policy for Micro and Small Enterprises and hence resellers offering products manufactured by some other OEM are not eligible for any purchase preference. Relevant documentary evidence in this regard shall be uploaded along with the bid in respect of the offered product or service, and Buyer will decide eligibility for purchase preference based on documentary evidence submitted in case of product bids, whereas in case of services the eligibility is automatically validated. If L-1 is not an MSE and MSE Seller (s) has / have quoted price within L-1+ 15% (Selected by Buyer) of margin of purchase preference /price band defined in relevant policy, such MSE Seller shall be given opportunity to match L-1 price and contract will be awarded for 25% (selected by Buyer) percentage of total quantity. The buyers are advised to refer the OM_No.1_4_2021_PPD_dated_18.05.2023 for compliance of Concurrent application of Public Procurement Policy for Micro and Small Enterprises Order, 2012 and Public Procurement (Preference to Make in India) Order, 2017. Benefits of MSE will be allowed only if seller is validated on-line in GeM profile as well as validated and approved by Buyer after evaluation of documents submitted.
9. Estimated Bid Value indicated above is being declared solely for the purpose of guidance on EMD amount and for determining the Eligibility Criteria related to Turn Over, Past Performance and Project / Past Experience etc. This has no relevance or bearing on the price to be quoted by the bidders and is also not going to have any impact on bid participation. Also this is not going to be used as a criteria in determining reasonableness of quoted prices which would be determined by the buyer based on its own assessment of reasonableness and based on competitive prices received in Bid / RA process.
10. Past Performance: The Bidder or its OEM {themselves or through re-seller(s)} should have supplied same or similar Category Products for 80% of bid quantity, in at least one of the last three Financial years before the bid opening date to any Central / State Govt Organization / PSU. Copies of relevant contracts (proving supply of cumulative order quantity in any one financial year) to be submitted along with bid in support of quantity supplied in the relevant Financial year. In case of bunch bids, the category related to primary product having highest bid value should meet this criterion.

Great EscAPe SEAP Chemiluminescence Kit With Cat Code 631738 (16 Unit)

तकनीकी विशिष्टियाँ /Technical Specifications

क्रेता विशिष्टि दस्तावेज़ /Buyer Specification Document	Download

परेषिती/रिपोर्टिंग अधिकारी तथा मात्रा/Consignees/Reporting Officer and Quantity

क्र.सं./S.No.	परेषिती/रिपोर्टिंग अधिकारी /Consignee Reporting/Officer	पता/Address	मात्रा /Quantity	डिलीवरी के दिन/Delivery Days
1	Sagar Janardhan Bhogil	411026,Plot 73, G Block, MIDC, Bhosari, Pune 411026.	16	15

क्रेता द्वारा जोड़ी गई बिड की विशेष शर्तें/Buyer Added Bid Specific Terms and Conditions

1. **Buyer Added Bid Specific ATC**

Buyer Added text based ATC clauses

1. Buyer Added Bid Specific ATC

Buyer Added text based ATC clauses

1. Tender Inviting Authority

This tender is issued by the Director, ICMR-National Institute of Translational Virology and AIDS Research (NITVAR), Pune, Maharashtra, for procurement of the Great EscAPe SEAP Chemiluminescene kit with cat cod e 631738, as per the technical specifications detailed in the Specification Document attached under the Bu yer Added Bid Specific ATC.

2. Bid Security Declaration

In accordance with Rule 170 of the General Financial Rules (GFR), 2017, the Bid Security Declaration shallb e applicable. MSEs registered under the applicable MSME Procurement Policy and DPIIT-recognized Startup s shall be exempt from submission of EMD, subject to fulfillment of the applicable eligibility conditions and submission of valid supporting documents, wherever applicable.

3. Eligibility Criteria

The bidder shall be either:

a. The Original Equipment Manufacturer (OEM)/Original Manufacturer of the offered consumable(s); or

b. An authorized distributor/dealer/agent of the OEM/Original Manufacturer.

Where the bidder is not the OEM/Original Manufacturer, a valid authorization certificate issued by the OEM/ Original Manufacturer shall be submitted along with the bid, wherever applicable.

4. One Bid per Bidder

Each bidder shall submit only one bid against this tender. Submission of multiple bids by the same bidder, either directly or indirectly, may result in disqualification in accordance with the applicable GeM terms and conditions.

5. Right to Accept, Reject or Cancel the Tender

The Director, ICMR-NITVAR reserves the right to accept or reject any bid and/or cancel the tender, in whole or in part, at any stage, in accordance with applicable Government rules, procurement guidelines and GeM terms and conditions.

6. Inspection and Testing

ICMR-NITVAR or its designated representative reserves the right to inspect and/or test the supplied consu mables, wherever considered necessary, to verify conformity with the prescribed specifications, quality req uirements, quantity, batch/lot details, shelf life and other contractual requirements. The supplier shall pro vide all necessary assistance and relevant documentation required for such inspection and/or testing.

7. Acceptance of Supplies

The supplied consumables shall be subject to inspection and verification upon receipt at ICMR-NITVAR. Acc eptance shall be accorded only after verification of the quantity, specifications, quality, packaging, batch/l ot details, expiry date/residual shelf life and other prescribed requirements. Any material found to be dam aged, defective, expired, short-supplied, incorrectly supplied or otherwise not conforming to the prescribe d specifications shall be liable for rejection and replacement by the supplier at no additional cost to ICMRN ITVAR.

8. Packing and Transportation

The consumables shall be suitably packed to protect them from damage, contamination, deterioration, mo isture, temperature variation and other risks during handling, transportation and storage. The supplier shal l ensure that the packaging complies with applicable statutory, regulatory and manufacturer requirements.

The material shall be delivered to the consignee location specified in the GeM Contract.Where the nature of the consumable requires specific transportation or storage conditions, the supplier shall ensure compliance with such conditions throughout transportation and delivery.

9. Replacement of Defective/Damaged Material

Any consumable found to be defective, damaged, contaminated, deteriorated, expired, short-supplied or otherwise not conforming to the prescribed specifications shall be replaced by the supplier at no additional cost to ICMR-NITVAR. The replacement shall be made within the period specified by ICMR-NITVAR.

10. Payment Terms

100% payment shall be released after successful delivery, inspection and acceptance of the Reagents by ICMR-NITVAR and submission of all required documents, subject to applicable statutory deductions. The following documents shall be submitted for processing of payment, as applicable:

a. Copy of Purchase Order/GeM Contract;

b. Tax Invoice;

c. Delivery Challan/Consignee Receipt;

d. Inspection/Acceptance Certificate, wherever applicable; and

e. Any other document required under the GeM Bid/Contract.

11. Performance Bank Guarantee (PBG)

Performance Bank Guarantee shall be applicable as per the terms and conditions specified in the GeM Bid/

Contract and applicable Government rules.

12. Liquidated Damages

In the event of delay in delivery attributable to the supplier, Liquidated Damages shall be levied in accordance with the provisions of the applicable GeM Contract, subject to the maximum permissible limit prescribed therein.

13. GST and Other Taxes

GST and all other applicable taxes, duties, levies and statutory charges shall be governed by the prevailing Government of India rules and regulations. Unless specifically provided otherwise in the GeM Bid, the rates quoted by the bidder shall be inclusive of all applicable charges up to the consignee location.

14. Blacklisted/Debarred Firms

Bidders who, as on the date of bid submission, are blacklisted, debarred, suspended or otherwise prohibited from participating in procurement by any Government Organization or by the GeM Portal shall be ineligible to participate in this GeM Bid. The bidder shall comply with all applicable declarations and requirements prescribed under the GeM terms and conditions in this regard.

15. Delivery

The complete quantity of the consumables shall be delivered at the following consignee location: ICMR-National Institute of Translational Virology and AIDS Research (NITVAR), Pune, Maharashtra.The complete supply shall be delivered within the delivery period specified in the GeM Contract.

16. Make in India (MII) Policy

The bidder shall comply with the applicable provisions of the Government of India Make in India (MII) Policy and other applicable Government procurement policies, as amended from time to time.

17. Technical Compliance and Documents

The bidder shall submit the following documents along with the bid:

a. Point-wise compliance against each specification mentioned in the attached Specification Document;

b. Product catalogue/brochure/data sheet, wherever applicable;

c. OEM/Manufacturer Authorization Certificate, wherever applicable;

d. Details of make, model, product code/catalogue number, wherever applicable; and

e. Any other supporting technical literature or document specifically required under the bid.

Failure to submit the required technical documents may result in the bid being considered non-responsive, subject to applicable GeM provisions.

18. Discrepancy Between GeM Bid and Specification Document

In the event of any discrepancy, inconsistency or conflict between the specifications mentioned in the GeM .Bid and those specified in the Specification Document attached under the Buyer Added Bid Specific ATC, t he provisions of the Specification Document shall prevail, to the extent permissible under applicable GeM t erms and Government rules.

19. Contract Splitting

Contract splitting shall not be applicable for this tender. The complete quantity shall be considered as one procurement requirement and shall be supplied in accordance with the GeM Contract, subject to applicabl e GeM provisions.

20. Dispute Resolution

Any dispute arising out of or in connection with the contract shall, in the first instance, be resolved amicabl y through mutual consultation between the parties.In the event that the dispute cannot be resolved amica bly, the same shall be dealt with in accordance withthe applicable contractual provisions, GeM terms and c onditions and applicable laws of India. The jurisdiction for arbitration and/or legal proceedings, to the exte nt permissible under the applicable contractual provisions, shall be Pune, Maharashtra.

21. Precedence of Buyer Added ATC Conditions

In the event of any discrepancy or inconsistency between the standard GeM Bid Terms and Conditions and the conditions specified in this Buyer Added Bid Specific ATC, the provisions of this Buyer Added Bid Specif ic ATC shall prevail to the extent permissible under the applicable GeM terms and conditions and Governm ent rules.

22. Compliance with Statutory and Regulatory Requirements

The bidder/supplier shall comply with all applicable statutory, regulatory and legal requirements relating to the manufacture, supply, packaging, transportation, storage and delivery of the consumables. Where appli cable, the supplier shall ensure that the supplied consumables are accompanied by the requisite certificat es, licences, batch/lot details, test certificates, product literature or other documents prescribed under app licable laws, regulations or the Specification Document.

23. General Conditions

Any matter not specifically covered under this Buyer Added Bid Specific ATC shall be governed by the appl icable GeM General Terms and Conditions, bid-specific terms and conditions, General Financial Rules (GFR) , 2017, Government of India procurement policies and other applicable statutory provisions, as amended fr om time to time.

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2. **Buyer Added Bid Specific ATC**

Buyer uploaded ATC document Click here to view the file.

अस्वीकरण/Disclaimer

The Additional Terms and Conditions (ATC) have been incorporated by the Buyer after approval of their Competent Authority. The Buyer ,is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any restriction arising in the bidding process due to these ATCs and including the modification of technical specifications and / or terms and conditions governing the bid.All representations / grievances pertaining to the ATC clauses shall be raised with the buyer organization directly

and not with GeM.If any of the clause(s) is/are incorporated by the Buyer regarding the following, the bid & resultant contract shall be treated as null & void. Further, GeM reserves the right, at its sole discretion, to cancel the bid forthwith, without issuance of any prior notice or intimation :-

1. Publishing Custom / BOQ bids for items for which regular GeM categories are available (unless such Custom / BOQ item is bunched with the major regular product Category Item).
2. Mandating procurement of / from specific Brand / Make / Model / Manufacturer / Dealer except in case of Single Bid / Proprietary Article Certificate (PAC) Buying.
3. Inclusion of disqualification criteria related to suspension of seller / service provider, where such suspension period has already expired.
4. Mandating submission of documents (other than EMD and signed Integrity Pact - which can be submitted within 5 days of bid opening) in physical form as a pre-requisite to qualify bidders.
5. Publishing bids on GeM for procurement of works.
6. Procurement of Goods by creating a Service bid on GeM & vice-versa.
7. Seeking sample with bid or approval of samples during bid evaluation process. However, trial / sample, as the case may be, shall be permitted in cases where trial / sample are allowed as per approved and published procurement policy of the Buyers' controlling Ministry / Department / State / Public Sector Enterprises Headquarters. If there is any violation of trial / sample clause with regard to approved policy of the Buyers' Ministry / Department / State / Public Sector Enterprises Headquarters, then this is to be determined and redressed by the concerned Buyer Organisation only.
8. Seeking experience from specific organization / department / institute only or from foreign / export experience.
9. Creating bid for items from incorrect categories.
10. Reference of conditions published on any external site or reference to external documents/clauses.
11. Asking for any Tender fee / Bid Participation fee, as the case may be.
12. Buyer added ATC Clauses which are in contravention of clauses defined in bid detail section, including specifications, EMD Detail, ePBG Detail and MII and MSE Purchase Preference sections of the bid, unless otherwise allowed by the applicable GeM GTC.
13. Any ATC clause in contravention with GeM GTC Clause 4 (xiii) (h) will be invalid. In case of multiple L1 bidders against a service bid, the buyer shall place the Contract by selection of a bidder amongst the L-1 bidders through a Random Algorithm executed by GeM system.
14. In a category based bid, adding additional items, through buyer added, additional scope of work/ additional terms and conditions/or any other document. If buyer needs more items along with the main item, the same must be added through bunching category based items or by bunching custom catalogues or bunching a BoQ with the main category based item, the same must not be done through ATC or Scope of Work.

Further, if any seller has any objection/grievance against these additional clauses or otherwise on any aspect of this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations.

All GeM Sellers/Service Providers shall ensure full compliance with all applicable labour laws, including the provisions, rules, schemes and guidelines under the four Labour Codes i.e. the Code on Wages, 2019; the Industrial Relations Code, 2020; the Occupational Safety, Health and Working Conditions Code, 2020; and the Code on Social Security, 2020 as and when notified and brought into force by the Government of India.

For all provisions of the Labour Codes that are pending operationalisation through rules, schemes or notifications, the corresponding provisions of the pre-existing labour enactments (such as The Minimum Wages Act, 1948, The Payment of Wages Act, 1936, The Payment of Bonus Act, 1965, The Equal Remuneration Act, 1976, The Payment of Gratuity Act, 1972, etc. and relevant State Rules) shall continue to remain applicable.

The Seller/ Service Providers shall, therefore, be responsible for ensuring compliance under:

- **All notified and enforceable provisions of the new Labour Codes as mentioned hereinabove; and**
- **All operative provisions of the erstwhile Labour Laws until their complete substitution.**

All obligations relating to wages, social security, safety, working conditions, industrial relations etc. and any other statutory requirements shall be strictly met by the Seller/ Service Provider. Any non-compliance shall constitute a breach of the contract and shall entitle the Buyer to take appropriate action in accordance with the contract and applicable law.

This Bid is governed by the General Terms and Conditions, conditions stipulated in Bid and Service Level Agreement specific to the Service, as the case may be, as provided in the Marketplace.

However, in case of Service, if any condition specified in General Terms and Conditions is contradicted by the conditions stipulated in Service Level Agreement specific to said Service, then it will over-ride the conditions in the General Terms and Conditions.

यह बिड सामान्य शर्तों के अंतर्गत भी शासित है /This Bid is also governed by the General Terms and Conditions

जेम की सामान्य शर्तों के खंड 26 के संदर्भ में भारत के साथ भूमि सीमा साझा करने वाले देश के बिडर से खरीद पर प्रतिबंध के संबंध में भारत के साथ भूमि सीमा साझा करने वाले देश का कोई भी बिडर इस निविदा में बिड देने के लिए तभी पात्र होगा जब वह बिड देने वाला सक्षम प्राधिकारी के पास पंजीकृत हो।बिड में भाग लेते समय बिडर को इसका अनुपालन करना होगा और कोई भी गलत घोषणा किए जाने व इसका अनुपालन न करने पर अनुबंध को तत्काल समाप्त करने और कानून के अनुसार आगे की कानूनी कार्रवाई का आधार होगा।/In terms of GeM GTC clause 26 regarding Restrictions on procurement from a bidder of a country which shares a land border with India, 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. While participating in bid, Bidder has to undertake compliance of this and any false declaration and non-compliance of this would be a ground for immediate termination of the contract and further legal action in accordance with the laws.

---धन्यवाद/Thank You---