

HSCC (I) Ltd.
Amendment –II, 23.12.2020

Ref. IFB No: HSCC/AIIMS-RAEBARELI/Hospital/08/2020 Dated : 20.11.2020

EMD is exempted for all items.. However, the bidders must submit in their online and offline Bid the “Bid Security Declaration “duly notarized signed & stamped by bidder / tenderer. (Format enclosed as Annexure –II) and Please find enclosed circular no. DPE/7(4)/2017 –Fin.(Part-I) Dated 19.November 2020 attached as (Annexure- I) regarding EMD and Performance Security.

Subject: Technical Amendments :

Name of Item: ESWL (Item No. 1)
Department: Urology Department
Qty Required: 1 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
	New Point Added- 3.2 h	C-Arm: Should be capable of motorized movements in the following direction X axis , Y axis , Z axis, Cranio Caudal, 30 Degrees (Plus and Minus) and anterior Posterior.
	New Point Added 4.3	The quoted model of C Arm should be AERB, approved (Valid Certificate should be submitted)

All other specifications shall remains unchanged.

Name of Item: HOLMIUM LASER100W (Item No. 2)

Department: Urology Department
Qty Required: 1 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
8	It should have repetition rate of 5-50Hz or more.	It should have repetition rate of 5-30Hz or more.

All other specifications shall remains unchanged.

Item No. S No. 03
Name of Item: PNEUMATIC DRILL SYSTEM
Department: Orthopedics Department

Tendered Specification Sr. No.	Tender Specification	To be Read As
2	Adaptor for Lubrication/oiling	Adaptor for Lubrication/oil free
4	”Radiolucent Drive”-	Deleted
12	Oil for Lubrication of Drill System”-	Oil for Lubrication of Drill System”/Oil free

All other specifications shall remains unchanged.

Item No. S No. 04
Name of Item: Bone Scalpel
Department: Orthopedics Department

Tender Specifications remains unchanged.

Item No. S No. 05

Name of Item: Orthopaedic Instruments Set

Department: Orthopedics Department

Tender Specifications remains unchanged

Item No. S No. 06

Name of Item: Electric High Speed Drill System

Department: Orthopedics Department

Tender Specifications remains unchanged

Item No. S No. 07

Name of Item: ACL/PCL/Surgery Insta Set

Department: Orthopedics Department .

Tendered Specification Sr. No.	Tender Specification	To be Read As
13	4.5mm Flexible Reamer with the eccentric cutting flute head with flexible puzzle piece shaft for femoral tunnel preparation	4.5 to 5 Flexible Reamer with the eccentric cutting flute head with flexible puzzle piece shaft for femoral tunnel preparation
18	Forked Aimer equipped with a slot designed to grab, bend, place & manipulate the Flexible Gide Pin with ease while inside the joint. Forked Aimer should be designed to give the surgeon a customized approach to the surgical technioque	Deleted
16	Suture Lasso Handle And	
	1) Needle with outer diameter no more than 1.5mm pre sterlized with mechanism to push the loop into tissue straight 45° Left	Needle with outer diameter no more than 1.5mm to 2.5 mm pre sterlized with mechanism to push the loop into tissue straight 45° Left
	2) Needle with outer diameter no more than 1.5mm pre sterlized with mechanism to push the loop into tissue straight 45° Right	2) Needle with outer diameter no more than 1.5mm to 2.5 mm pre sterlized with mechanism to push the loop into tissue straight 45° Right
	3) Needle with outer diameter no more than 1.5mm pre sterlized with mechanism to push the loop into tissue straight 25° Right	3) Needle with outer diameter no more than 1.5mm to 2.5 mm pre sterlized with mechanism to push the loop into tissue straight 25° Right
	4) Needle with outer diameter no more than 1.5mm pre sterlized with mechanism to push the loop into tissue straight 25° Left	4) Needle with outer diameter no more than 1.5mm to 2.5 mm pre sterlized with mechanism to push the loop into tissue straight 25° Left

All other specifications shall remains unchanged.

Name of Item: - (Item No. 08) Compression Therapy

Department: PMR

Qty Required: 2 Nos.

All specifications shall remains unchanged

Name of Item: -(Item No. 09)_ Medical Gym

Department: PMR

Qty Required: 1 Nos.

All specifications shall remains unchanged

Name of Item: - (Item No. 10) Lumbar and cervical Traction

Department: PMR

Qty Required: 1 Nos.

All specifications shall remains unchanged

Name of Item: - (Item No. 11) MWD + ILT combo Unit

Department: PMR

Qty Required: 2 Nos.

All specifications shall remains unchanged

Name of Item: - Shock Wave (Item No. 12)

Department: PMR

Qty Required: 2 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
	The unit should be mounted on customized wheel cart for easy transportation of the equipment along with the compartment of compressor	The unit should be mounted on customized wheel cart for easy transportation of the equipment.
	Should have the provision to set the number of pulses from 500 to 2500 & should have an increase of 500 pulses per step.	Should have the provision to set the number of pulses from 500 to 2500 & should have an increase from 100 to 500 pulses per step.

All other specifications shall remains unchanged.

Name of Item and No. (Item No. 19) :- ICP Monitor

Department: Neurosurgery

Qty Required: 2 Nos.

All specifications shall remains unchanged

Name of Item and No. (Item No. 20) Trancranial Doppler

Department: Neurosurgery

Qty Required: 1 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.21) O T Table Electro Hydraulic for Neurosurgery Dept.,

Department: Neurosurgery Department

Qty Required: 1 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
7	Mattress should be of high quality that spans tabletop break for improved patient support, Its depth.	Mattress should be of high quality that spans tabletop break for improved patient support, Its depth should be 50mm. Mattress must be Latex free.
Accessories -7	Clamp, Circular -4 Pc. : 4 Nos.	Deleted

All other specifications shall remains unchanged.

Item No. (Item Sr. No.34) Cardiotocography Machine.,

Department: Gyne. & Obs.

Qty Required: 1 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.35) Delivery Bed.,

Department: Gyne. & Obs.

Qty Required: 1 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
1	It should have control devise for making height (44cm to 90 cm) and back adjustments.[manual as well as remote control].	It should have control devise for making height (minimum 50cm to 90 cm or more) and back adjustments.[manual as well as remote control].
3	Should be European CE or US FDA	Should be European CE with four digit notified body no. / US FDA approved /BIS
7	Manufacturer should have ISO certification for quality standards.	Manufacturer should have ISO: 9001 and ISO 13485 certification for quality standards.

All other specifications shall remains unchanged

Item No. (Item Sr. No.36) Leep System with Smoke Evacuator & Integrated Cart.,

Department: Gyne. & Obs.

Qty Required: 1 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.37) MTP Suction .,

Department: Gyne. & Obs.

Qty Required: 1 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
1	Fast vacuum build up, vacuum capacity 40-50 L/min with vacuum of minimum 90 Kpa/-675mm Hg.	Fast vacuum build up, vacuum capacity should be 60L/min or more, with 90 Kpa/-700mmHg.
2	should be quiet in operation	Noise level should be less than 45 dB.
3	Equipment should be manufactured by well known International Company	Manufacturer should be EN ISO 13485:2016 and ISO 9001:2015 certified.
4	It should be USFDA or European CE Approved	Should be European CE with four digit notified body no. / US FDA approved /BIS

All other specifications shall remains unchanged

Item No. (Item Sr. No.36) Leep System with Smoke Evacuator & Integrated Cart.,

Department: Gyne. & Obs.

Qty Required: 1 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.38) Neonatal Open Care System

Department: Pediatrics Department
Qty Required: 6 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.39) Centrifuge Machine with hematocrit
Department: Pediatrics Department
Qty Required: 1 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.40) Transport Incubator
Department: Pediatrics Department
Qty Required: 1 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.56) Tilt Table (Motorized)
Department: PMR Department
Qty Required: 1 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.57) Bicycle Ergometry/ Recumbent Cycle Exerciser
Department: PMR Department
Qty Required: 1 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.59) Ultrasound machine with Doppler and Echo Probe.
Department: Aneasthesia Department
Qty Required: 2 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
Heading	A state of art fully digital, compact, portable Colour Doppler Ultrasound machine (weight < 5 kg) with zero footprint's required with following technical features for use OT, ICU etc.	A state of art fully digital, compact, portable Colour Doppler Ultrasound machine (weight 4.5 - 5.5 kg) with zero footprint's required with following technical features for use OT, ICU etc.
12.	The system must be mountable on stand; the system shall weigh not more than 5 kg including battery, in case system need to move in acute emergency	The system must be mountable on stand; the system shall weigh not more than 5 kg to 5.5 kg including battery, in case system need to move in acute emergency
17	The system shall have the ability to function by AC/DC or battery power with the same degree of functionality, the battery life (run time) shall be at least 2(Two) hours, this need to be demonstrated.	The system shall have the ability to function by AC/DC or battery power with the same degree of functionality, the battery life (run time) shall be at least 90 minutes, this need to be demonstrated

All other specifications shall remains unchanged

Item No. (Item Sr. No.60) Pulse Oximeter
Department: Aneasthesia Department
Qty Required: 8 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.61) Non Invasive Ventilator
Department: Aneasthesia Department
Qty Required: 5 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.62) Recovery Trolley
Department: Aneasthesia Department
Qty Required: 15 Nos.

All specifications shall remains unchanged

Item No. (Item Sr. No.63) ICU Monitor with CNS -5 Nos.
Department: Aneasthesia Department
Qty Required: 50 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
Pt. No. 1	Advance high end <u>modular/ New Modular</u> patient monitoring having integrated non- invasive, invasive measurements & feature suitable for neo, pediatric & adult patients.	Advance high end <u>Modular Patient Monitor</u> patient monitoring having integrated non- invasive, invasive measurements & feature suitable for neo, pediatric & adult patients.
Point#5	Monitor must be upgradable to connect for CO (Thermodilution), BIS/Entropy, Inbuilt NMT, four IBP, Module (Price to be quoted separately)	Monitor must be upgradable to connect for CO (Thermodilution), BIS/Entropy, Inbuilt NMT, Three IBP, Module (Price to be quoted separately)
7	System must have minimum 24 hours review data including graphical and tabular trends, arrhythmia event recalls, alarms. Full disclosure of user selectable waveform, hemo and lung trends.	System must have minimum 72 hours review data including graphical and tabular trends, arrhythmia event recalls, alarms. Full disclosure of user selectable wave form, hemo and lung trends

All other specifications shall remains unchanged.

Item No. (Item Sr. No.64) Transport Monitor.
Department: Aneasthesia Department
Qty Required: 7 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
6	24 Hrs graphical/Tabular trends	48 Hrs graphical/Tabular trends.

All other specifications shall remain unchanged.

Item No. (Item Sr. No.65) Nerve Stimulator .
Department: Aneasthesia Department
Qty Required: 4 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.66) Fibrotic bronchoscope with monitor and recording facility for adult and pediatric
Department: Aneasthesia Department
Qty Required: 2 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.67) Anesthesia Workstation
Department: Aneasthesia Department
Qty Required: 15 Nos.

All specifications shall remain unchanged

Dental Department (Items Sr. No.68 to Items No. 77)

All specifications shall remain unchanged.

Nephrology Department (Items Sr. No.78 to Items No. 80)

All specifications shall remain unchanged.

Item No. (Item Sr. No.80) Drug Cart/Crash Cart
Department: Others Department
Qty Required: 24 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.82) Defibrillator with CPR Capability.
Department: Others Department
Qty Required: 12 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
Pt. No. 6	<u>In Manual mode, the unit should provide energy selection at (0-10 J, 15, 20, 30, 50, 70, 85, 100, 150, 200 J)</u> & in AED modes upto 150 joules.	In Manual mode, the unit should provide energy selection from <u>1-200 Joules</u> and in AED mode up to 150 Joules.
7	It should have ability to measure chest compression rate and depth in real time with both visual and audible feedback and Optional CPR Index on Screen	It should have audio and visual feedback system
	New Point added :	Unit should be Upgradable to 12 Lead ECG.
14	<u>In addition to standard accessories</u> following items to be supplied with unit: <ul style="list-style-type: none"> • Li-Ion Smart battery -1 No. • Reusable airway adaptor to be used with etCO2 sensor and cable-1 No. • Multifunctional defibrillator/ Pacing Pads-10 Nos. • Reusable CPR feedback sensor / or similar product reused at least 90 patients. -2 No. 	<u>Deleted</u>
BOQ Pt. No. 7	<u>BOQ:</u> <u>Reusable Airway adaptor to be used with etCO2 sensor and Cable -1 No.</u>	<u>BOQ:</u> <u>Reusable Airway adaptor to be used with etCO2 sensor and Cable -1 No.</u> <u>OR</u> <u>Sampling line for etCO2 monitoring-10 Nos.</u>
N	New Point Added	It should work both on Power AC 220 , 50-60 Hz & Battery . It should have a battery capable of usage for at least Four hours when fully charged.
	New Point Added	EtcO2 module, sensor as part of system and under warranty with machine.

	New Point Added	Depete Etco2 module & edit as “ Reusable airway Etco2 adapter to be used with Etco2 module sensor and sampling line.
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Item No. (Item Sr. No.83) Volumetric Infusion Pump .
Department: Others Department
Qty Required: 36 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.84) Syringe Infusion Pump .
Department: Others Department
Qty Required: 155 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.85) ECG Machine 12 Channel
Department: Others Department
Qty Required: 12 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
3	Recording speed selection of 5,10,12.5,25 and 50mm/sec.	Recording speed selection of 12.5,25 and 50mm/sec.
4	Sensitivity of 2.5,5,10,20mm/mv. It should also have AGC (Automatic Gain Control)	Sensitivity of 5,10,20mm/mv.
09	Mains and in built rechargeable battery backup atleast 2 hrs/ 30 ECG	Mains and in built rechargeable battery backup atleast 2 hrs/50 ECG
	New Point Added	Should be US FDA /European CE with four digit notified body number /BIS

All specifications shall remain unchanged.

Item No. (Item Sr. No.86) DVT Pump
Department: Others Department
Qty Required: 21 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.87) Multipara Monitor
Department: Others Department
Qty Required: 57 Nos.

Tendered Specification Sr. No.	Tender Specification	To be Read As
3.3	Digital and 4 waveforms /trends display of all parameters.specifications include:	Digital and 4 waveforms or more /trends display of all parameters.specifications include:
3.11	Trend of at least 48 Hours	Trend of at least 72 Hours
Pt. No. 3.1	Minimum 12 inches or more multi colored TFT display	Minimum 12 inches or more multi colored TFT touch display.
Pt. No. 3.2	Should have facility to monitor and display - ECG, NIBP, SpO2(Masimo) , Temperature, Respiration and upgradable to ETCO2 (Sidestream or Microstream) & IBP.	Should have facility to monitor and display - ECG, NIBP, SpO2(Masimo/Nelcore) , Temperature, Respiration and upgradable to ETCO2 (Sidestream or Microstream) & IBP.
Pt. No. 7.3	Should have local service facility.	Equipment compliant will be attended in within 24 hrs. of log in the complaint to the service provider.

Point No. 3.2 under Technical Specifications of Multipara Monitor :	Should have facility to monitor and display – ECG, NIBP, SpO2 (Masimo).	We request to omit / amend this feature at Point No. 3.2. Should have facility to monitor and display – ECG, NIBP, SpO2 (Massimo / Nelcore).

All other specifications shall remain unchanged.

Item No. (Item Sr. No.88) Portable Color Doppler System
Department: Radiology
Qty Required: 02 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.89) Color Doppler (2 D & 3 D)
Department: Radiology
Qty Required: 02 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.90) Inverted Microscope with phase contrast and epi-fluorescent attachment
Department: 1 No. for Microbiology and 2 No. for Biochemistry
Qty Required: 03 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.91) Electronic Blood Cell Counter with five part differential
Department: Lab Medicine Pathology
Qty Required: 02 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.93) Cadaver Lift Conveyor Style Electric
Department: 2 No. For Forensic Medicine and Toxicology
Qty Required: 02 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.94) Mortuary cooler with arrangement to keebodies
Department: Human Anatomy Medical College
Qty Required: 04 Nos.

All specifications shall remain unchanged.

Item No. (Item Sr. No.95) Student Physiograph , (Single Channel) with accessories
Department: Physiotherapy Department
Qty Required: 10 Nos.

EMD is exempted for all items..However, the bidders must submit in their online and offline Bid the “Bid Security Declaration “duly notarized signed & stamped by bidder / tenderer. (Format enclosed as Annexure –II)

All other terms and conditions of the tender enquiry documents including Amendments issued so far shall remain unchanged.

Prospective bidders are advised to regularly visit HSCC website/CPMP Website for the Corrigendum/amendments etc. if any, as these will be notified on these portals only. No separate advertisement will published in the newspaper in this regard.

CGM (Proc)
HSCC I LTD

Annexure-II

**Perfoma for Bid Security Declaration
(To be notarized)**

Whereas.....(Name of the Bidder) has submitted the bid for(Name of Tender) and whereas the Earnest Money Deposit /Bid security is being exempted in the aforesaid tender to give relief to the bidders as per Govt. of India guidelines due to the some financial crunch on account of slowdown in economy due the pandemic.

I/ we hereby submit following declaration in lieu of submitting Earnest Money Deposit/Bid Security:

1. If after the opening of tender, I/We withdraw or modify my/our bid during the period of validity of the tender (including the extended validity of tender) in the tender document.
or
2. If, after the award of work, I/We fail to honour the requirement of Letter of Award /Notification of Award /Purchase and /or fail to sign the contract and /or failed to submit performance security for the due performance of the contract.
or
3. If I/we fail or refuse to execute the contract.
or
4. If I/we furnish any incorrect, false, misleading information / document;
or
5. If I/ we hide any relevant information or do not disclose any material fact in the tender;
or
6. If I /we commit any breach of Integrity pact,

I/we may be put under holiday list for a period of two years and shall not be eligible to bid for tender floated by HSCC(India) Ltd. from the date of issue of such order.

Signature of the Tenderer

Stamp of the Tenderer

No. DPE/7(4)/2017-Fin.(Part-I)
Government of India
Ministry of Heavy Industries & Public Enterprises
Department of Public Enterprises

Public Enterprises Bhawan
Block No.14, CGO Complex
New Delhi – 110003

Date: November, 2020
19/11

OFFICE MEMORANDUM

Sub.: D/o Expenditure OMs No.9/4/2020-PPD dated 12.11.2020 on Additional Performance Security in case of Abnormally Low Bids, Bid Security /Earnest Money Deposit and Performance Security-regarding

The undersigned is directed to enclose Department of Expenditure's (DoE) OMs on the following matters for information and compliance by CPSEs:

- (i) Reduction in Performance Security from existing 5-10% to 3% of the value of the contract. (DoE OM No.9/4/2020-PPD dated 12.11.2020)
 - (ii) No provisions regarding Bid Security should be kept in the Bid Documents in future and only provisions for Bid Security Declaration should be kept in the Bid Documents. (DoE OM No.9/4/2020-PPD dated 12.11.2020)
 - (iii) No provision should be kept in the Bid Documents regarding Additional Security Deposit/ Bank Guarantee (BG) in case of Abnormally Low Bids. (DoE OM No.9/4/2020-PPD dated 12.11.2020)
2. All the administrative Ministries/ Departments of CPSEs are requested to ensure compliance of the directions issued by DoE by CPSEs under their administrative control.
3. This issues with the approval of competent authority.


(Amit Rastogi)
Director
Tel.24362061
19/11/20

Encl.: (DoE's 3 OMs No. 9/4/2020-PPD dated 12.11.2020)

To

- i) All the Secretaries to the Administrative Ministries/Departments of CPSEs
- ii) Chief Executives of CPSEs

Copy for information to:
Secretary, D/o Expenditure, North Block, New Delhi

No. F.9/4/2020-PPD
Government of India
Ministry of Finance
Department of Expenditure
Procurement Policy Division

512, Lok Nayak Bhawan, New Delhi
Dated the 12th November 2020

OFFICE MEMORANDUM

Subject: Performance Security.

As per Rule 171 of General Financial Rules (GFRs) 2017, Performance Security is to be obtained from the successful bidder awarded the contract for an amount of five to ten percent of the value of the contract to ensure due performance of the contract. Similar provisions also exist in the Manual for Procurement of Works 2019 and Manual for Procurement of Consultancy & other Services 2017 issued by this Department.

2. The Government is in receipt of many representations that on account of slowdown in economy due to the pandemic, there is acute financial crunch among many commercial entities and contractors, which in turn is affecting timely execution of the contracts. It has also been represented that this may affect the ability of contractors to bid in tenders and hence reduce competition. Requests are being received for reduction in quantum of Security Deposits in the Government contracts.

3. In view of all above, it is decided to reduce **Performance Security from existing 5-10% to 3% of the value of the contract** for all existing contracts. However, the benefit of the reduced Performance Security will not be given in the contracts under dispute wherein arbitration/ court proceedings have been already started or are contemplated.

4. Further, all tenders/ contracts issued/ concluded till 31.12.2021 should also have the provision of reduced Performance Security.

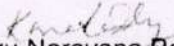
5. In all contracts where Performance Security has been reduced to 3% in view of above stipulations, the reduced percentage of Performance Security shall continue for the entire duration of the contract and there should be no subsequent increase of Performance Security even beyond 31.12.2021.

Similarly, in all contracts entered into with the reduced percentage of Performance Security of 3%, there will be no subsequent increase in Performance Security even beyond 31.12.2021.

6. Wherever, there is compelling circumstances to ask for Performance Security in excess of three percent as stipulated above, the same should be done only with the approval of the next higher authority to the authority competent to finalise the

particular tender, or the Secretary of the Ministry/ Department, whichever is lower. Specific reasons justifying the exception shall be recorded.

7. These instructions will be applicable for all kinds of procurements viz. Goods, Consultancy, Works, non-consulting Services etc and are issued under Rule 6(1) of the GFRs 2017.


(Kotturu Narayana Reddy)
Deputy Secretary to the Govt. of India
Tel: 24621305
Email: kn.reddy@gov.in

To,

All the Secretaries and Financial Advisers to Government of India

Copy to: Secretary, Department of Public Enterprises with a request to issue the same instructions to Central Public Sector Undertakings (CPSUs).

No. F.9/4/2020-PPD
Government of India
Ministry of Finance
Department of Expenditure
Procurement Policy Division

512, Lok Nayak Bhawan, New Delhi
Dated the 12th November 2020

OFFICE MEMORANDUM

Subject: Bid Security/ Earnest Money Deposit.

The Government is in receipt of many representations that on account of slowdown in economy due to the pandemic, there is acute financial crunch among many commercial entities and contractors, which in turn is affecting timely execution of the contracts. It has also been represented that this may affect the ability of contractors to bid in tenders and hence reduce competition. Requests are being received for reduction in quantum of Security Deposits in the Government contracts.

2. As per Rule 170 of General Financial Rules (GFRs) 2017, Micro and Small Enterprises (MSEs) and the firms registered with concerned Ministries/ Departments are exempted from submission of Bid Security. Further, in lieu of Bid Security, Ministries/ Departments may ask bidders to sign "Bid Security Declaration" accepting that if they withdraw or modify their bids during period of validity etc., they will be suspended for the time specified in the tender documents. Similar provisions also exist in the Manuals for Procurement of Works 2019 and Manual for Procurement of Consultancy & other Services 2017.

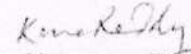
3. In this context it is noted that Bid Security (also known as Earnest Money Deposit) is still being taken from the contractors by the various Ministries/ Departments, though the relaxations have already been provided in General Financial Rules (GFRs) 2017.

4. In view of above, it is reiterated that notwithstanding anything contained in Rule 171 of GFRs 2017 or any other Rule or any provision contained in the Procurement Manuals, **no provisions regarding Bid Security should be kept in the Bid Documents in future and only provision for Bid Security Declaration should be kept in the Bid Documents.**

5. Wherever, there are compelling circumstances to ask for Bid Security, the same should be done only with the approval of the next higher authority to the authority competent to finalise the particular tender or the Secretary of the Ministry/ Department, whichever is lower.

6. The above instructions will be applicable for all the tenders issued till 31.12.2021.

7. These instructions will be applicable for all kinds of procurements viz. Goods, Consultancy, Works, non-consulting Services etc and are issued under Rule 6(1) of the GFRs 2017.



(Kotluru Narayana Reddy)
Deputy Secretary to the Govt. of India
Tel: 24621305
Email: kn.reddy@gov.in

To,

All the Secretaries and Financial Advisers to Government of India

Copy to: Secretary, Department of Public Enterprises with a request to issue the same instructions to Central Public Sector Undertakings (CPSUs).

No. F.9/4/2020-PPD
Government of India
Ministry of Finance
Department of Expenditure
Procurement Policy Division

512, Lok Nayak Bhawan, New Delhi
Dated the 12th November 2020

OFFICE MEMORANDUM

Subject: Additional Performance Security in case of Abnormally Low Bids (ALBs).

The Government is in receipt of many representations that on account of slowdown in economy due to the pandemic, there is acute financial crunch among many commercial entities and contractors, which in turn is affecting timely execution of the contracts. It has also been represented that this may affect the ability of contractors to bid in tenders and hence reduce competition. Requests are being received for reduction in quantum of Security Deposits in the Government contracts.

2. In this context, it is noted that Additional Performance Security in case of Abnormally Low Bids (ALBs) is being taken from the contractors by various Ministries/ Departments though there is no provision for the same in General Financial Rules (GFRs) 2017 or the Manuals for Procurement issued by this Department.

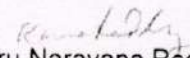
3. As per para 7.5.7 of the Manual for Procurement of Goods 2017 issued by this Department, *an Abnormally Low Bid is one in which the bid price, in combination with other elements of the Bid, appears so low that it raises material concerns as to the capability of the bidder to perform the contract at the offered price. Procuring Entity may in such cases seek written clarifications from the bidder, including detailed price analyses of its bid price in relation to scope, schedule, allocation of risks and responsibilities, and any other requirements of the bids document. If, after evaluating the price analyses, Procuring Entity determines that the bidder has substantially failed to demonstrate its capability to deliver the contract at the offered price, the Procuring Entity may reject the bid/ proposal. However, it would not be advisable to fix a normative percentage below the estimated cost, which would be automatically be considered as an abnormally low bid. Due care should be taken while formulating the specifications at the time of preparation of bid document so as to have a safeguard against the submission of abnormally low bid from the bidder.*

4. In view of above, **it is reiterated that no provisions should be kept in the Bid Documents regarding Additional Security Deposit/ Bank Guarantee (BG) in case of Abnormally Low Bids.**

5. Wherever, there are compelling circumstances to ask for Additional Security Deposit/ Bank Guarantee (BG) in case of ALBs, the same should be taken only with

the approval of the next higher authority to the authority competent to finalise the particular tender, or the Secretary of the Ministry/ Department, whichever is lower.

6. These instructions will be applicable for all kinds of procurements viz. Goods, Consultancy, Works, non-consulting Services etc.


(Kotluru Narayana Reddy)
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To,

All the Secretaries and Financial Advisers to Government of India

Copy to: Secretary, Department of Public Enterprises with a request to issue the same instructions to Central Public Sector Undertakings (CPSUs).