

**SPECIAL CONDITIONS OF TENDER**

The following conditions are applicable in addition to those contained in NER Bid Documents & Technical Specifications uploaded with tender. In case, any of the conditions mentioned hereunder are contrary to those mentioned elsewhere, conditions mentioned in this document (Special Conditions of Tender) shall supersede the corresponding conditions given in NER Bid Documents & Technical Specifications uploaded with tender.

**A) Qualifying Requirement of Tenderers – for Open Tender for procurement of Electronic Static Weighbridge**

1. The tenderer shall provide satisfactory evidence, acceptable to the purchaser to show that he is a regular manufacturer and has adequate plant and manufacturing capacity and has a 'Quality Assurance Program'.
  - (a) Information as per Annexure '2' & Annexure '3' attached with special conditions of tender may please be furnished.
  - (b) The manufacturer must have valid ISO 9001 certificate on the original date of closing of tender and a copy of same should be submitted along with the bid.
  - (c) Electronic Weighbridge should be in the scope of ISO certificate.
2. The bidder / manufacturer must have supplied at least 05 numbers of same/similar machines or 01 number Rail Weighbridge in last five years (to be reckoned from the original date of closing of tender).

Statement of past supplies along with, (i) Purchaser's name and (ii) address, (iii) email address and (iv) phone/fax number of purchaser, (v) Purchase Order (PO) or Supply Order number and (vi) PO date (vii) along with the copies of Purchase Order (PO), (viii) quantity supplied (with proof of supply), (ix) date of supply and (x) their commissioning details with date shall be submitted along with the offer. Copies of POs/commissioning/performance certificate submitted shall also indicate the parameters/specification of subject machine to prove same / similarity aspect of the machine as mentioned in Para 3 below; **technical specification** of the machine from the related document of the PO may be attached to supplement the PO in regard to the respective parameters of similarity aspect of the machine. Specifications attached shall have linkages to the PO.
3. For the purpose of similarity, similar machine required under clause 2 means "*Static Electronic Road Weighbridge with same or higher capacities or Static Electronic Rail Weighbridge with same or higher capacities*" in reference to quoted machine.
4. The tenderer shall, in their offer, submit performance certificate of at least "02 numbers of Road Weighbridge" or "01 no. Rail Weighbridge" (which are counted for the purpose of clause 2 above) supplied in the last 5 years and the machine covered by these certificates must have worked satisfactorily for at least one year from the date of commissioning as on original date of closing of tender.

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The performance certificate shall not be older than one year from the original date of closing of tender. The performance certificate issued after original date of closing of tender (in case where tender closing date has been extended) are also acceptable, however, the machine must have completed one year of satisfactory working after date of commissioning as on original date of closing of tender.

The performance certificate submitted by the tenderer shall have been issued by the actual end user organization of the machine, with their clear signature and address therein, in whose premises the machine is installed and commissioned. Performance certificates should preferably be as per Annexure – '1'.

5. All necessary information/documents required for establishing reference requirement as per clause A (2) to A (4) above shall be submitted by the bidder along with original offer itself for establishing traceability of documents/entities such as manufacturer/ PO/ consignee/ supply/ installation/ commissioning/ performance certificate of the machine. No further clarification/ correspondence shall be sought / entertained in this regard. In case, no information or incomplete information or illegible information is furnished by the bidder, their offer shall be summarily rejected.
6. Non-compliance of following shall lead to summarily rejection of the offer and no correspondence in this regard will be entertained.
  - (a) There shall not be any deviation from the major parameters given in Schedule I (given in Section II) of Technical Specifications uploaded with tender.
7. Weighbridge shall be supplied, inspected and tested at consignee's site. Hence the payment term will be 80% after supply, inspection, testing and commissioning of the electronic weighbridge at consignee site and 20% after issue of PTC by consignee.
8. Attention of bidder is invited to affidavit enclosed in Annexure – '4' of special conditions of tender. Successful bidder shall be required to submit the same before release of LOA.

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Annexure - '1'**Certificate of Performance****Important Note:**

i) The certificate shall not be older than one year from the original date of closing of tender. The performance certificate issued after original date of closing of tender (in cases where tender closing date has been extended) are also acceptable however the machine must have completed one year of satisfactory working after date of commissioning as on original date of closing of tender.

ii) Performance certificate shall contain following information.

**Letter Head of issuing authority**

See Important Note above) Date of issuance:

TO WHOMSOEVER IT MAY CONCERN

S.N	Head
1	Name of the Supplier: _____
2	Name of End User: _____
3	Name of the machine /description of machine: _____
4	Purchase/Supply Order Number: _____
5	Date of Purchase/Supply Order: _____
6	Date of Supply of machine(s) /crane: _____
7	Quantity supplied: _____
8	Manufacturer's Serial Number(s) of machine(s) or Plant/system etc. number (or some mode to identify the machine) (Optional) } : _____
9	Date of Commissioning: _____
10	Performance of the machine: <b>Satisfactory/ Unsatisfactory</b>
11	Any other information which user intends to append, for example a) aspects bringing out similar nature of machine, b) major/leading parameters of the machine/ crane.

Name: \_\_\_\_\_

Designation: \_\_\_\_\_

Contact Number: \_\_\_\_\_

Email id: \_\_\_\_\_

Signature of the issuing authority

(Seal of the Organization)

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ANNEXURE - 2

**COMMERCIAL DETAILS & PAST PERFORMANCE**

Tender No. .... Date of Opening. ....

**A. COMMERCIAL DETAILS**

- (i) Is the firm a unit registered as MSE( as per Clause 0109 of "Instructions to Tenderers") ? (If so, a copy of the registration certificate should be enclosed.)
- (ii) Name and address of the Banker.  
(A copy of the Banker's report should be enclosed.)
- (iii) Last 3 years turn over.  
(Documentary evidence should be enclosed.)

**B. PAST PERFORMANCE**

Details of orders for the major supplies of same/similar equipments executed during the past five years or for such period as specified in Bid Document Part-II should be furnished in the following format.

SN	Full address of User	Order no. & date	Description of Stores	Qty.	Value of order	Date of delivery	Remarks
1	2	3	4	5	6	7	8

Signature .....

Name .....

Designation .....

Note: A certificate from the User should preferably be enclosed to indicate that the contract was satisfactorily performed.

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**Annexure - 3**

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**PROFORMA FOR EQUIPMENT AND QUALITY CONTROL  
EMPLOYED BY THE MANUFACTURER**

Tender No. .... Date of Opening .....

1. NAME OF THE FIRM
2. LOCATION
  - i) Head Office
  - ii) Works/Factory
- 2.2 Telephone No.(with STD code)
  - i) Head Office
  - ii) Works/Factory
- 2.3 Telegraphic address & Telex/fax
  - i) Head Office
  - ii) Works/Factory
3. DESCRIPTION OF FACTORY/WORKS
  - i) Total Land area (in Sq. meters)
  - ii) Total covered area(in Sq. meters)
  - iii) Different Sub-units(with details of covered/uncovered area, etc.)
  - iv) Special features, if any:
4. NO. OF PERSONNEL EMPLOYED(CATEGORY-WISE)
  - i) Managerial\*
  - ii) Supervisory\*
  - iii) Skilled artisans
  - iv) Unskilled

\* The qualification may also be indicated.
5. GENERAL INFORMATION- TECHNICAL
  - 5.1 Description of different departments in the Factory/Works and function of each department, along with an organisation chart
  - 5.2 Detailed description of machinery and plant in each department (make and year of procurement/commissioning to be provided. For special type of equipment copy of pamphlets/write-ups to be furnished so as to supplement the description).
  - 5.3 Details of raw-materials held in stock(state whether imported/indigenous).
  - 5.4 Production capacity of the quoted items
    - i) Per month

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Annexure - 3

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- ii) Per year
- 5.5 List of other items, which the firm regularly manufactures and corresponding production capacity.
6. DESIGN CAPABILITY
- 6.1 Details of Qualified Personnel(indicating qualification and experience)
- 6.2 Other facilities available.
7. MANUFACTURING PROCESS
- 7.1 Level of in-house facilities
- 7.2 Important items of work done by outside vendors.
- 7.3 Brief details of manufacturing process relevant to the items quoted.
8. Deleted.
9. AFTER-SALES-SERVICE
- 9.1 Facilities available at works and branch offices.
- 9.2 Assessment of quality of service including response times.

Signature.....  
Name.....  
Designation.....

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Special Conditions of TenderAnnexure – '4'Page 01 of 02FORMAT FOR AFFIDAVIT TO BE UPLOADED BY TENDERER ALONGWITH THE TENDER DOCUMENTS

(To be executed in presence of Public notary on non-judicial stamp paper of the value of Rs. 100/-. The stamp paper has to be in the name of the tenderer)\*\*

I.....(Name and designation)\*\* appointed as the attorney/authorised signatory of the tenderer (including its constituents),

M/s..... (hereinafter called the tenderer) for the purpose of the Tender documents for the work of..... as per the tender No..... of (----- Railway), do hereby solemnly affirm and state on the behalf of the tenderer including its constituents as under:

1. I/we the tenderer (s), am/are signing this document after carefully reading the contents.
2. I/We the tenderer(s) also accept all the conditions of the tender and have signed all the pages in confirmation thereof.
3. I/we hereby declare that I/we have downloaded the tender documents from Indian Railway website [www.ireps.gov.in](http://www.ireps.gov.in). I/we have verified the content of the document from the website and there is no addition, no deletion or no alteration to the content of the tender document. In case of any discrepancy noticed at any stage i.e. evaluation of tenders, execution of work or final payment of the contract, the master copy available with the railway Administration shall be final and binding upon me/us.
4. I/we declare and certify that I/we have not made any misleading or false representation in the forms, statements and attachments in proof of the qualification requirements.
5. I/We also understand that my/our offer will be evaluated based on the documents/credentials submitted alongwith the offer and same shall be binding upon me/us.
6. I/We declare that the information and documents submitted along with the tender by me/us are correct and I/we are fully responsible for the correctness of the information and documents, submitted by us.

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Annexure – '4'  
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7. I/we undersigned that if the certificates regarding eligibility criteria submitted by us are found to be forged/false or incorrect at any time during process for evaluation of tenders, it shall lead to forfeiture of the tender EMD besides banning of business for five year on entire IR. Further, I/we (*insert name of the tenderer*)\*\* and all my/our constituents understand that my/our offer shall be summarily rejected.
8. I/we also understand that if the certificates submitted by us are found to be false/forged or incorrect at any time after the award of the contract, it will lead to termination of the contract, alongwith forfeiture of EMD/SD and Performance guarantee besides any other action provided in the contract including banning of business for five year on entire IR.

DEPONENT  
SEAL AND SIGNATURE  
OF THE TENDERER

VERIFICATION

I/We above named tenderer do hereby solemnly affirm and verify that the contents of my/our above affidavit are true and correct. Nothing has been concealed and no part of it is false.

DEPONENT

SEAL AND SIGNATURE  
OF THE TENDERER

Place:

Dated:

\*\*The contents in Italics are only for guidance purpose. Details as appropriate, are to be filled in suitably by tenderer. Attestation before Magistrate/Notary Public

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