

TATA MEMORIAL CENTRE
ADVANCED CENTRE FOR TREATMENT, RESEARCH & EDUCATION IN CANCER (ACTREC)
Sector No.22 ,Kharghar, Navi Mumbai-410210
Tel : (022)68735000/ 27405000- Extn.-5735
E. mail: engg.purchase@actrec.gov.in
(A GRANT-IN-AID INSTITUTE OF THE DEPARTMENT OF ATOMIC ENERGY)

No. **ENQ202501100602**

Date : 29.08.2025

Please super scribe the envelope as follows:

ENQUIRY NO:ENQ202501100602
QUOTATION DUE ON : 12/09/2025
TO BE OPENED ON 15/09/2025

To,

Dear Sir / Madam,

Your sealed Quotations addressed to undersigned, super scribing the tender enquiry number, due date of delivery of tender should reach this office i.e. **Engineering Services, Khanolkar Shodika, 2nd floor, 203** on or before **12/09/2025**. The tender will be opened on 15/09/2025.

Your quotation should state the earliest date on which the delivery can be made and should be for free delivery at ACTREC.

Sample/s of items should be along with your quotation, dully labeled & sealed, failing which your quotation is liable to be rejected.

Sr. No.	Item Description-Components of Fire Alarm System as detailed below:	Qty. Nos.
1.	Control Module as per technical specifications attached	6
2.	Monitor Module as per technical specifications attached	6
3.	Loop Sounder Strobe as per technical specifications attached.	5
Please attach authorization letter along with the quotation. Quotation without Manufacturer Authorization letter from M/s.Honeywell Notifier will not be considered and will be summarily rejected.		

Note :

1. Please indicate your GST/IGST/CGST Registration number/s on the quotation.
2. Vendors to submit the hard copy of quotes in the format attached only and in sealed envelopes only.
3. Kindly submit compliance against 'OM F. No. 7/10/2021-PPD (1) dated 23.02.2023 issued by Ministry of Finance with respect to Restrictions under Rule 144(xi) of General Financial Rules(GFR), 2017'. Copy of OM F. No. 7/10/2021-PPD (1) dated 23.02.2023 issued by Ministry of Finance with respect to Restrictions under Rule 144(xi) of General Financial Rules (GFR), 2017 is attached herewith for ready reference and format of compliance is given in Annexure A (If bidder is not from country which shares a land border with India) and B (If bidder is from country which shares a land border with India of attached document.

4. Kindly submit the compliance strictly as per given format (Either Annexure A or Annexure B). No modification in given format is acceptable.
5. Rate, discount, applicable of GST/IGST/CGST, if any, must be stated.
6. Kindly submit rate reasonability certificate as per the given format. No modification in given format is acceptable.
7. Payment will be made within 45 days of supply / submission of bills and availability of GST credit. Applicable GST-TDS @ 2% shall be deducted as per the order of Government of India, Ministry of Finance, Department of revenue if applicable w.e.f. 01.10.2018
8. Gross rate should not exceed MRP. Please give MRP of product in quotation.
9. Please Indicate the validity of quotation. The validation of quotation must be atleast 3 months from the due date of enquiry.
10. Quotation should indicate make/model, delivery period etc.and submitted alongwith the Technical specifications duly signed & stamped.
11. For detailed specification please contact user department on Tel No.: 27405000 / 68735000 Extn.: 5960/ 5735
12. Warranty for product/equipment minimum 1 year. Quote rate for AMC/CMC after warranty.
13. Vendor to attach fresh authorization letter along with quotation and also indicate shelf life of product.
14. Defective material to be replaced by the vendor immediately at no. cost to ACTREC.
15. Material delivery site is as mentioned in the item description.
16. Vendor should attach a fresh Authorisation letter from the Manufacturer, If the supplier is Dealer or Agent of the Firm.
17. Demonstration if requires, vendor has to provide demonstration of the articles as and when required at no cost to ACTREC.
18. HSN and GST Number is mandatory to be mentioned in the quotations/offers

Yours faithfully,

Jr. Purchase Officer

Encl: Annexures to be submitted along with the quotation by the vendor

Technical specifications to be filled with details duly signed and stamped alongwith Technical Data Sheet & uploaded with GeM Technical Bid

TECHNICAL COMPLIANCE FORM			
Ref: Tender No:			
TATA MEMORIAL CENTRE			
ADVANCED CENTRE FOR TREATMENT, RESEARCH & EDUCATION IN CANCER (ACTREC)			
TECHNICAL SPECIFICATION OF :- "Components of Fire Alarm System -Honeywell Notifier"- PAC ONLY			
Sr. No.	Name of the Vendor :		
A	Technical Specifications / Scope of supply	<div>COMPLIANCE</div> <div>1) Mention "Complied /Not Complied"</div> <div>2) Highlight any deviations.</div> <div>3) Mention part number/Catalogue number of the relevant item quoted.</div>	Remarks (to provide details)
B	Name of the Manufacturer :		
C	Country of Origin:		
D	"Components of Fire Alarm System -Honeywell Notifier", complete as per below mentioned configuration and specifications:		
E	The requirement given in instant Bid is of Proprietary Nature and only OEM i.e. M/s.Honeywell Notifier or its authorized partners are eligible to quote for this bid. Bids without Manufacturer Authorization Form from M/s. Honeywell Notifier will not be considered and will be summarily rejected.		
F	Features and specifications required:		
1	Supply of Control Module- Qty- 6 Nos. The FCM-1 from Honeywell NOTIFIER is an intelligent addressable control module that provides supervised monitoring of wiring to load devices that require an external power supply to operate, such as horns, strobes or bells. It is capable of Class A and Class B supervision. Addressability allows the module to be activated, either manually or through panel programming, on a select (zone or coverage area) basis. Approved Make: HONEYWELL Notifier		
2	Supply of Monitor module- Qty- 6 Nos. The FMM-1 from Honeywell NOTIFIER is an intelligent monitor module suitable for diverse applications. It supervises a circuit of dry-contact input devices, such as conventional heat detectors and pull stations, or monitors and powers a circuit of two-wire smoke detectors. Approved Make: HONEYWELL Notifier		

3	Supply of Loop sounder strobe-Qty- 5 Nos. L-Series standard horns, strobes, and horn strobes shall mount to a standard 2 x 4 x 17/8-inch back box, 4 x 4 x 1½-inch back box, 4-inch octagon back box, or double-gang back box. L-Series compact products shall mount to a single-gang 2 x 4 x 17/8-inch back box. A universal mounting plate shall be used for mounting ceiling and wall products for all standard models and a separate universal mounting plate shall be used for mounting wall compact models. The notification appliance circuit wiring shall terminate at the universal mounting plate. Also, L-Series products, when used with the Sync•Circuit™ Module accessory, shall be powered from a non-coded notification appliance circuit output and shall operate on a nominal 12 or 24 volts. When used with the Sync•Circuit Module, 12-volt-rated notification appliance circuit outputs shall operate between 8.5 and 17.5 volts; 24-volt-rated notification appliance circuit outputs shall operate between 16.5 and 33 volts. Indoor L-Series products shall operate between 32 and 120 degrees Fahrenheit from a regulated DC or full-wave rectified unfiltered power supply. Strobes and horn strobes shall have field-selectable candela settings including 15, 30, 75, 95, 110, 135, and 185.. Approved Make: HONEYWELL Notifier		
4	Performance parameter required as below: (like accuracy, sensitivity, sample volume requirement, resolution or such performance parameters to be highlighted)		
5	Standard accessories (Which comes along with the machine, pricing of which is part of the equipment)		
6	Adaptability capability (The mentioned device will be a part of the existing system so it is mandatory to be compactable)		
7	Safety requirements: It should follow International / national safety requirement. Please specify certification with certifying agency and country with copies of certificate.		
8	The Equipment/ System should comply to Vds/ EN54/ UL & FM Certification.		
9	User's list: A list of installations / supplies with the address and contact numbers to be provided. (User list should be for the quoted model.)		
10	Input power supply requirements: This will as per standard Fire alarm panel requirement.		
11	Warranty and after sales support		
12	Warranty: 1 year comprehensive-on site-warranty from respective manufacturers.		
13	Important terms to be noted by the bidders:		
14	<u>Read the above scope of supply carefully and quote accordingly.</u> <u>Incomplete and /or partially complete offers are liable to be rejected.</u>		
15	Manufacturer/bidder should clearly indicate typical life span / Life expectancy of the quoted equipment.		
16	Declaration by the bidder		
17	We have quoted for all the items meeting the description/scope of supply in the Financial bid as per prescribed format of the Tender documents and we agree that Partial/incomplete offers are liable for rejection.		

- a It is mandatory to upload Technical Catalogue, Brochure, Literature, Specification sheet etc. of quoted item along with the bid.
- b It is mandatory to upload actual product image or drawing of quoted item, clearly depicting internal and external dimensions.
- Transport: Price stipulated are for free and safe delivery of items at FOR ACTREC Kharghar basis, inclusive Packing & Forwarding charges, Transportation charges, Installation charges (if applicable) and Goods and Service Tax
- c

For Technical queries please contact Mr.Alwin- email id- alwin.ta@actrec.gov.in

(To be printed & executed on Letter head of the bidder and also required details to be filled like Enquiry No., Offer No. if applicable)

To,
The Director,
Advance Centre for Treatment Research & Education in Cancer
Kharghar, Navi Mumbai-410210

Sub: Rate Reasonability Certificate

With reference to the subject enquiry no. _____ and our offer/quotation no. _____ submitted for the same. We confirm the following:

1. That the rate for the product quoted is/are reasonable and not more than the rates prevailing in the market.
2. We have not supplied/quoted item as per offered configuration/specifications at a price lesser than what is offered to TMC, ACTREC.

Signature

Name of authorized person for bidder with seal

PURCHASE DETAILS

GST NO	
NAME OF THE VENDOR	
NAME OF THE SUPPLIER	

ENQUIRY No. ENQ2022010					AS PER GST										
									GST %						
SR. NO.	ITEMCODE	GENERIC NAME	BRAND NAME	HSN CODE	PACK SIZE	BASIC RATE PER UNIT	Discount on Basic Rate	PER UNIT RATE after Discount	CGST %	SGST %	IGST %	FINAL RATE	FOC	MRP	Remark

NOTE : KINDLY SEND QUOTATION AS PER ITEMCODE IN ENQUIRY

No.F.7/10/2021-PPD (1)
Government of India
Ministry of Finance
Department of Expenditure
Procurement Policy Division

264-C, North Block, New Delhi.
23.02.2023.

Order (Public Procurement No. 4)

Subject: Restrictions under Rule 144(xi) of the General Financial Rules (GFRs), 2017.

Attention is invited to Order (Public Procurement No. 1) issued vide F.6/18/2019-PPD dated 23.07.2020, Order (Public Procurement No. 2) issued vide F.6/18/2019-PPD dated 23.07.2020, Order (Public Procurement No. 3) issued vide F.6/18/2019-PPD dated 24.07.2020, Office Memorandum (OM) No. F.18/37/2020-PPD dated 08.02.2021, OM No. F.12/1/2021-PPD(Pt.) dated 02.03.2021 and OM No. F.7/10/2021-PPD dated 08.06.2021. In this regard, the following is hereby ordered under Rule 144(xi) (as amended vide OM No. F.7/10/2021-PPD dated 23.02.2023) on the grounds stated therein, in supersession to all of the above mentioned Orders/ clarifications:

Requirement of registration:

2. Any bidder from a country which shares a land border with India will be eligible to bid in any procurement whether of goods, services (including consultancy services and non-consultancy services) or works (including turnkey projects) only if the bidder is registered with the Competent Authority, specified in **Annexure I**.

3. Any bidder (including an Indian bidder) who has a Specified Transfer of Technology (ToT) arrangement with an entity from a country which shares a land border with India will be eligible to bid in any procurement whether of goods, services (including consultancy services and non-consultancy services) or works (including turnkey projects) only if the bidder is registered with the Competent Authority, specified in **Annexure I**.

4. The requirement of registration for cases covered by paragraph 2 above has been applicable since 23.07.2020. The requirement of registration for bidders covered by paragraph 3 above will be applicable for all procurements where tenders are issued/ published after 01.04.2023.

5. In tenders issued after 23.07.2020 or 01.04.2023, as the case may be, the provisions of requirement of registration of bidders and of other relevant provisions of this Order shall be incorporated in the tender conditions.

Applicability:

6. Apart from Ministries/ Departments, attached and subordinate bodies, notwithstanding anything contained in Rule 1 of the GFRs 2017, the Order shall also be applicable

- a) to all Autonomous Bodies;
- b) to all public sector banks and public sector financial institutions;
- c) to all Central Public Sector Enterprises;
- d) to all procurement in Public Private Partnership projects receiving financial support from the Government or public sector enterprises/ undertakings; and
- e) Union Territories, National Capital Territory of Delhi and all agencies/ undertakings thereof.

7. This order will not be applicable for cases falling under **Annexure II**.

Definitions:

8. "*Bidder*" for the purpose of the Order (including the term 'tenderer', 'consultant' 'vendor' or 'service provider' in certain contexts) means any person or firm or company, including any member of a consortium or joint venture (that is an association of several persons, or firms or companies), every artificial juridical person not falling in any of the descriptions of bidders stated hereinbefore, including any agency, branch or office controlled by such person, participating in a procurement process.

9. "*Tender*" for the purpose of the Order will include other forms of procurement, except where the context requires otherwise.

10. "*Transfer of Technology*" means dissemination and transfer of all forms of commercially usable knowledge such as transfer of know-how, skills, technical expertise, designs, processes and procedures, trade secrets, which enables the acquirer of such technology to perform activities using the transferred technology independently. (Matters of interpretation of this term shall be referred to the Registration Committee constituted by the Department for Promotion of Industry and Internal Trade, and the interpretation of the Committee shall be final.)

11. "*Specified Transfer of Technology*" means a transfer of technology in the sectors and/ or technologies, specified in paragraph 15, occurring on or after 23.07.2020.

12. "*Bidder (or entity) from a country which shares a land border with India*" for the purpose of the Order means

- (a) An entity incorporated, established or registered in such a country; or
- (b) A subsidiary of an entity incorporated, established or registered in such a country; or
- (c) An entity substantially controlled through entities incorporated, established or registered in such a country; or
- (d) An entity whose beneficial owner is situated in such a country; or
- (e) An Indian (or other) agent of such an entity; or
- (f) A natural person who is a citizen of such a country; or

- (g) A consortium or joint venture where any member of the consortium or joint venture falls under any of the above

13. *Beneficial owner* for the purposes of Para 12 (d) will be as under:

(i) In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person(s), has a controlling ownership interest or who exercises control through other means.

Explanation:-

- a. "Controlling ownership interest" means ownership of, or entitlement to, more than twenty-five per cent of shares or capital or profits of the company;
- b. "Control" shall include the right to appoint the majority of the directors or to control the management or policy decisions, including by virtue of their shareholding or management rights or shareholders agreements or voting agreements;

(ii) In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or more juridical person, has ownership of entitlement to more than fifteen percent of capital or profits of the partnership;

(iii) In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals;

(iv) Where no natural person is identified under (i) or (ii) or (iii) above, the beneficial owner is the relevant natural person who holds the position of senior managing official;

(v) In case of a trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.

14. "*Agent*" for the purpose of the Order is a person employed to do any act for another, or to represent another in dealings with third persons.

[Note:

- i. A person who procures and supplies finished goods from an entity from a country which shares a land border with India will, regardless of the nature of his legal or commercial relationship with the producer of the goods, be deemed to be an Agent for the purpose of this Order.
- ii. However, a bidder who only procures raw material, components etc. from an entity from a country which shares a land border with India and then manufactures or converts them into other goods will not be treated as an Agent.]

Sensitive Sectors/ Technologies (relevant only for the provisions on ToT arrangements):

15. (i) Certain sectors and technologies have been identified as sensitive from the national security point of view. The sectors listed in Schedule I to this Order are considered Category-I sensitive sectors. The sectors listed in Schedule II to this Order are considered Category-II sensitive sectors. The technologies listed in Schedule III are considered sensitive technologies.

(ii) For Category-I sensitive sectors, bidders with ToT arrangement in any technology with an entity from a country which shares a land border with India shall require registration.

(iii) For Category-II sensitive sectors, bidders with ToT arrangement in the sensitive technologies listed in Schedule III, with an entity from a country which shares a land border with India shall require registration.

(iv) In Category-II sensitive sectors, the Secretary (or an officer not below the rank of Joint Secretary to Government of India, so authorized by the Secretary) of the Ministry/ Department of the Government of India is empowered, after due consideration, to waive the requirement of registration for a particular item/ application or a class of items/ applications from the requirement of registration, even if included in Schedule III. The Ministry/ Department concerned shall intimate the Department for Promotion of Industry and Internal Trade (DPIIT) and National Security Council Secretariat (NSCS) of their decision to waive the requirement of registration. Ministries/ Departments of the Government of India are not required to consult the DPIIT/ NSCS before deciding and are only required to intimate the decision to DPIIT/ NSCS. If any point is raised by DPIIT/ NSCS, it should be considered in future procurements; ongoing procurement for which the waiver was granted need not be interrupted or altered.

16. Based on security considerations, a Ministry/ Department in a Category II sensitive sector or other Ministries/ Departments may recommend to DPIIT inclusion of any other technology in the list of sensitive technologies, either generally or for their Ministry/ Department.

Sub-contracting in works contracts

17. In works contracts, including turnkey contracts, contractors shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority. The definition of "contractor from a country which shares a land border with India" shall be as in paragraph 12 above. This shall not apply to sub-contracts already awarded on or before 23.07.2020.

[Note: Procurement of raw material, components, etc. does not constitute sub-contracting.]

Certificate regarding compliance

18. An undertaking shall be taken from bidders in the tender documents (**Annexure III**) that the extant guidelines for participation in the tenders (which should include conditions for implementation of this Order) have been complied with. If such certificate given by a bidder whose bid is accepted is found to be false, this would be a ground for debarment and further legal action in accordance with law.

Validity of registration


19. In respect of tenders, registration should be valid at the time of submission of bids and at the time of acceptance of bids. In respect of supply otherwise than by tender, registration should be valid at the time of placement of order. If the bidder was validly registered at the time of acceptance / placement of order, registration shall not be a relevant consideration during contract execution.

Government e-Marketplace (GeM)

20. GeM shall remove non-compliant entities from GeM unless/ until they are registered in accordance with this Order.

Model Clauses/ Certificates

21. Model Clauses and Model Certificates which may be inserted in tenders/ obtained from Bidders are given at Annexure-III. While adhering to the substance of the Order, procuring entities are free to appropriately modify the wording of these clauses based on their past experience, local needs etc.


23/02/2023
(Kanwalpreet)
Director(PPD)

Tel.No. 2309 3811; email: kanwal.irss@gov.in

To

1. Secretaries of all Ministries/ Departments of Government of India for information and necessary action. They are also requested to inform these provisions to all procuring entities.
2. Secretary, Department of Public Enterprises with a request to immediately reiterate these orders in respect to public enterprises.
3. Secretary, Department of Financial Services with a request to immediately reiterate these orders in respect to public sector and public sector financial institutions.
4. Secretary DPIIT with a request to take action as provided under Annexure I.
5. Chief Secretaries/ Administrators of Union Territories/ National Capital Territory of Delhi.
6. CEO/ GeM with a request to ensure implementation of this order on GeM.

List of Category-I Sensitive sectors:

Sr.No.	Sector
(i)	Atomic Energy
(ii)	Broadcasting/ Print and Digital Media
(iii)	Defence
(iv)	Space
(v)	Telecommunications

List of Category-II Sensitive sectors:

Sr.No.	Sector
(i)	Power and Energy (including exploration/ generation/ transmission/ distribution/ pipeline)
(ii)	Banking and Finance including Insurance
(iii)	Civil Aviation
(iv)	Construction of ports and dams & river valley projects
(v)	Electronics and Microelectronics
(vi)	Meteorology and Ocean Observation
(vii)	Mining and extraction (including deep sea projects)
(viii)	Railways
(ix)	Pharmaceuticals & Medical Devices
(x)	Agriculture
(xi)	Health
(xii)	Urban Transportation

List of Sensitive Technologies:

Sr.No.	Sensitive Technologies
(i)	Additive Manufacturing (e.g. 3D Printing)
(ii)	Any equipment having electronic programmable components or autonomous systems (e.g. SCADA systems)
(iii)	Any technology used for uploading and streaming of data including broadcasting, satellite communication etc.
(iv)	Chemical Technologies
(v)	Biotechnologies including Genetic Engineering and Biological Technologies
(vi)	Information and Communication Technologies
(vii)	Software

Competent Authority and Procedure for Registration

- A. The Competent Authority for the purpose of registration under this order shall be/ continue to be the Registration Committee constituted by the Department for Promotion of Industry and Internal Trade (DPIIT)*. [This Committee was already constituted under Order (Public Procurement) No.1].
- B. The Registration Committee shall have the following members*:
- i. An officer, not below the rank of Joint Secretary, designated for this purpose by DPIIT, who shall be the Chairman;
 - ii. Officers (ordinarily not below the rank of Joint Secretary) representing the Ministry of Home Affairs, Ministry of External Affairs, and of those Departments whose sectors are covered by applications under consideration;
 - iii. Any other officer whose presence is deemed necessary by the Chairman of the Committee.
 - iv. With effect from 01.04.2023, an officer (ordinarily not below the rank of Joint Secretary) representing the National Security Council Secretariat.
- C. DPIIT shall lay down the method of application, format etc. for such bidders as covered by the Order.
- D. On receipt of an application seeking registration from a bidder covered by Para 2 and 3 of this order, the Competent Authority shall first seek political and security clearances from the Ministry of External Affairs and Ministry of Home Affairs, as per guidelines issued from time to time. Registration shall not be given unless political and security clearance have both been received.
- E. The Ministry of External Affairs and Ministry of Home Affairs may issue guidelines for internal use regarding the procedure for scrutiny of such applications by them.
- F. The decision of the Competent Authority, to register such bidder may be for all kinds of tenders or for a specified type(s) of goods or services, and may be for a specified or unspecified duration of time, as deemed fit. The decision of the Competent Authority shall be final.
- G. Registration granted by the Competent Authority of the Government of India shall be valid not only for procurement by the Central Government and its bodies specified in para 6 of this order, but also for procurement by State Governments and their agencies/ public enterprises etc. No fresh registration at the State level shall be required.
- H. The Competent Authority is empowered to cancel the registration already granted if it determines that there is sufficient cause. Such cancellation by itself, however, will

not affect the execution of contracts already awarded. Pending cancellation, it may also suspend the registration of a bidder, and the bidder shall not be eligible to bid in any further tenders during the period of suspension.

- I. For national security reasons, the Competent Authority shall not be required to give reasons for rejection/cancellation of registration of a bidder.

[*Note:

(i) In respect of application of the Order to procurement by/ under State Governments, all functions assigned to DPIIT shall be carried out by the State Government concerned through a specific department or authority designated by it. The composition of the Registration Committee shall be as decided by the State Government. However, the requirement of political and security clearance as per para D shall remain and no registration shall be granted without such clearance.

(ii) Registration granted by State Governments shall be valid only for procurement by the State Government and its agencies/ public enterprises etc. and shall not be valid for procurement in other states or by the Government of India and their agencies/ public enterprises etc.]

Special Cases

- A. In projects which receive international funding with the approval of the Department of Economic Affairs (DEA), Ministry of Finance, the procurement guidelines applicable to the project shall normally be followed, notwithstanding anything contained in this order and without reference to the Competent Authority. Exceptions to this shall be decided in consultation with DEA.
- B. This order shall not apply to procurement by Indian missions and by offices of government agencies/ undertakings located outside India.
- C. This order will not apply to bidders (or entities) from those countries (even if sharing a land border with India) to which the Government of India has extended lines of credit or in which the Government of India is engaged in development projects. Updated lists of countries to which lines of credit have been extended or in which development projects are undertaken are given on the website of the Ministry of External Affairs.
- D. Procurement of spare parts and other essential service support like Annual Maintenance Contract (AMC)/ Comprehensive Maintenance Contract (CMC), including consumables for closed systems, from Original Equipment Manufacturers (OEMs) or their authorized agents, shall be exempted from the requirement of registration.

Model Clause/ Certificate/ Undertaking to be inserted in tenders etc.

[While adhering to the substance of the Order, procuring entities and GeM are free to appropriately modify the wording of the clause/ certificate based on their past experience, local needs etc.

The conditions relating to specified ToT (as shown in italics) should be incorporated only in the tenders which attract the restrictions due to specified ToT.]

A. Model Clauses for Tenders (including tenders issued manually or any electronic portal including GeM):

I. Any bidder from a country which shares a land border with India will be eligible to bid in any procurement whether of goods, services (including consultancy services and non-consultancy services) or works (including turnkey projects) only if the bidder is registered with the Competent Authority. *Further, any bidder (including bidder from India) having specified Transfer of Technology (ToT) arrangement with an entity from a country which shares a land border with India, shall also require to be registered with the same competent authority.*

II. "Bidder" (including the term 'tenderer', 'consultant' or 'service provider' in certain contexts) means any person or firm or company, including any member of a consortium or joint venture (that is an association of several persons, or firms or companies), every artificial juridical person not falling in any of the descriptions of bidders stated hereinbefore, including any agency branch or office controlled by such person, participating in a procurement process.

III. "Bidder (or entity) from a country which shares a land border with India" for the purpose of this Order means: -

- (a) An entity incorporated, established or registered in such a country; or
- (b) A subsidiary of an entity incorporated, established or registered in such a country; or
- (c) An entity substantially controlled through entities incorporated, established or registered in such a country; or
- (d) An entity whose beneficial owner is situated in such a country; or
- (e) An Indian (or other) agent of such an entity; or
- (f) A natural person who is a citizen of such a country; or
- (g) A consortium or joint venture where any member of the consortium or joint venture falls under any of the above

IV. The beneficial owner for the purpose of (iii) above will be as under:

1. In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has a controlling ownership interest or who exercises control through other means.

Explanation—

a. "Controlling ownership interest" means ownership of or entitlement to more than twenty-five per cent. of shares or capital or profits of the company;

b. "Control" shall include the right to appoint majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholders agreements or voting agreements;

2. In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or more juridical person, has ownership of entitlement to more than fifteen percent of capital or profits of the partnership;

3. In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals;

4. Where no natural person is identified under (1) or (2) or (3) above, the beneficial owner is the relevant natural person who holds the position of senior managing official;

5. In case of a trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.

V. An Agent is a person employed to do any act for another, or to represent another in dealings with third person.

VI. [To be inserted in tenders for Works contracts, including Turnkey contracts] The successful bidder shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority.

VII. The registration shall be valid at the time of submission of bid and at the time of acceptance of bid.

VIII. If the bidder was validly registered at the time of acceptance / placement of order, registration shall not be a relevant consideration during contract execution

Model Certificate for Tenders:

"I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India; I certify that this bidder is not from such a country or, if from such a country, has been registered with the Competent Authority. I hereby certify that this bidder fulfills all requirements in this regard and is eligible to be considered. [Where applicable, evidence of valid registration by the Competent Authority shall be attached.]"

Model Certificate for Tenders for Works involving possibility of sub-contracting:

"I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India and on sub-contracting to contractors from such countries; I certify that this bidder is not from such a country or, if from such a country, has been registered with the Competent Authority and will not sub-contract any

work to a contractor from such countries unless such contractor is registered with the Competent Authority. I hereby certify that this bidder fulfills all requirements in this regard and is eligible to be considered. [Where applicable, evidence of valid registration by the Competent Authority shall be attached.]"

Model additional certificate by Bidders in the cases of specified ToT:

"I have read the clause regarding restrictions on procurement from a bidder having Transfer of Technology (ToT) arrangement. I certify that this bidder does not have any ToT arrangement requiring registration with the competent authority."

OR

"I have read the clause regarding restrictions on procurement from a bidder having Transfer of Technology (ToT) arrangement. I certify that this bidder has valid registration to participate in this procurement."

B. Model Certificate for GeM (to be taken by the GeM from seller during registration on GeM. GeM should also obtain this certificate from all existing bidders as soon as possible):

"I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India; I certify that this vendor/ bidder is not from such a country and does not have any specified Transfer of Technology (ToT) from such a country or, if from such a country or if having specified ToT from such a country has been registered with the Competent Authority. I hereby certify that this vendor/ bidder fulfills all requirements in this regard and is eligible to be considered for procurement on GeM. [Where applicable, evidence of valid registration by the Competent Authority shall be attached.]"

(To be printed & executed on Letter head of the bidder and also required details to be filled like Tender No, Offer No and if applicable, evidence of valid registration by the Competent Authority shall be attached)

To,
The Director,
Advance Centre for Treatment Research & Education in Cancer
Kharghar, Navi Mumbai – 410210.

Sub: Compliance against OM F. No. 7/10/2021-PPD (1) dated 23.02.2023 issued by Ministry of Finance with respect to Restrictions under Rule 144(xi) of General Financial Rules(GFR), 2017

Ref:

1. OM F. No.7/10/2021-PPD (1) dated 23.02.2023 issued by Ministry of Finance with respect to Restrictions under Rule 144(xi) of General Financial Rules(GFR), 2017
2. Your NRC Enquiry No_____
3. Our Offer Ref No_____

"I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India; I certify that this bidder is not from such a country. I hereby certify that this bidder fulfills all requirements in this regard and is eligible to be considered.

Signature

Name of authorized person for bidder with seal

Annexure B

(To be printed & executed on Letter head of the bidder and also required details to be filled like Tender No, Offer No and if applicable, evidence of valid registration by the Competent Authority shall be attached)

To,
The Director,
Advance Centre for Treatment Research & Education in Cancer
Kharghar, Navi Mumbai – 410210.

Sub: Compliance against OM F. No. 7/10/2021-PPD (1) dated 23.02.2023 issued by Ministry of Finance with respect to Restrictions under Rule 144(xi) of General Financial Rules(GFR), 2017

Ref:

1. OM F. No.7/10/2021-PPD (1) dated 23.02.2023 issued by Ministry of Finance with respect to Restrictions under Rule 144(xi) of General Financial Rules(GFR), 2017
2. Your NRC Enquiry No_____
3. Our Offer Ref No_____

"I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India; I certify that this bidder is from such a country and has been registered with the Competent Authority. I hereby certify that this bidder fulfills all requirements in this regard and is eligible to be considered. [Evidence of valid registration by the Competent Authority shall be attached.]"

Signature

Name of authorized person for bidder with seal