

## Minutes of Meeting

Subject: Pre-Bid conference in respect of Tender No. 01/EQ/2015 dated 18.02.2015 for purchase of 90 videoscopes floated by Directorate of Logistics, CBEC, Department of Revenue.

Venue: Directorate of Logistics, Lok Nayak Bhawan, New Delhi

Date and time: 13.3.2015 & 11:00 hours

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A Pre-bid conference was held on 13.03.2015 at 1100 Hrs in the conference room of Directorate of Logistics, C.B.E.C., Department of Revenue, Ministry of Finance, New Delhi for answering / resolution of any clarifications/queries/doubts of the prospective tenderers on any matter/issue pertaining to subject tender no. 01/EQ/2015 for procurement of 90 videoscopes floated by this Directorate. The Pre-bid conference was attended by the following:-

Sl.No.	Name (Ms/Sh.)	Organisation
1.	S.L. Thakur	Commissioner, Directorate of Logistics(chairman)
2.	K.Ramakrishnan	Additional Commissioner, Directorate of Logistics
3.	Ajay Gupta	Assistant Commissioner, Directorate of Logistics
4.	Gulshan Kumar	NDT Technologies (P) Ltd.
5.	Amit Dhillon	Blue Star Ltd.
6.	Vinay Tanwar	Olympus
7.	Amit Bandawar	NDTS India (P) Ltd.
8.	Ashutosh Anand	-do-
9.	Pankaj Gupta	GE India Industrial Pvt. Ltd.
10.	Ishpal Ahuja	-do-
11.	Abhay Gour	GE/Product Sales
12.	Rajesh Kumar	Karl Storz Endoscopy, New Delhi
13.	Rajain Chawla	Falcon Scientific ENC Pvt. Ltd.
14.	Sunil Aggarwal	IT Concept, Delhi
15.	Abinash Mishra	Ashbond Engg. P. Ltd.
16.	Vinayak Pokle	Allied Systems
17.	Manish Dalmia	Almighty Techserv
18.	S.N. Khatri	Superintendent, Directorate of Logistics

2. Commissioner (Logistics) welcomed all the participants and conference started with the brief introduction by all the participants. As per clause 9.1 of Section II of Tender document prospective tenderers seeking clarification on the tender document were required to submit their queries online by 09.03.2015 upto 1500 hrs. Queries received through On-line were required to be answered in the conference. It has been informed to the participants that only four clarifications have been found to have been uploaded online on [www.eprocure.gov.in](http://www.eprocure.gov.in) till 1500hrs on 09.03.2015.

3. The pre-bid queries were opened on 9.3.2015. There were four queries found in the portal. It is found that out of these four queries three have stated to have attached the files. However only one file in respect of M/s NDTS was found attached. Further, there is no attachment or clarifications sought by the bidders were found attached in respect of other two. However, M/s Karl Storz Endoscopy India Pvt Ltd, New Delhi submitted their queries through email dated 10.3.2015. M/s M/s NDTS, Navi Mumbai submitted their on query and uploaded on the portal through mail dated 12.3.2015. The names of the bidders, in respect of other two parties were not available in their queries.

4. The following parties have also sought additional clarifications and it was informed that the same would be examined and uploaded –

- i) M/s IT Concepts vide letter dated 09.03.2015 submitted on 13.03.2015 & dated 13.03.2015
- ii) M/s NDTT vide letter dated 13.03.2015
- iii) M/s Blue Star vide letter dated 13.03.2015
- iv) M/s GE Inspection Technologies vide letter dated 13.03.2015

5. Accordingly, all the queries have been tabulated and decisions taken are incorporated in the Annexure attached to this minute of meeting.

Meeting ended with vote of thanks to Chairman.

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Supply and installation of 90 Videoscopes – E-Tender No. 1/EQ/2015 dated 18.02.2015

Attachment to pre-bid meeting held on 13.3.2015 at 11:00 hrs

Clarifications to pre-bid queries

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Sl. No	Tender Clause	Tender requirement	Query of Bidder	Response of DOL
I. M/s Karl Storz Endoscopy India Pvt Ltd, New Delhi ID: CLAR_311 dated 09.3.2015 No attachment found attached on the web portal. However, submitted through email dated 10.3.2015				
1.	Section IV, Para (2), Page 26	Tendered quantity of Videoscopes should be supplied, installed and commissioned within 120 days from the date of placement of order.	We request the Commissioner, Central Board of Excise & Customs to consider 'Part Shipment', since the delivery period is too short for supply of 90 units. Also we request to consider 150 Days for delivery of the equipment instead of 120 days as mentioned in the tender document.	Agreed. Delivery of Videoscope units should be made so that the entire supply, installation and commissioning is completed within 150 days of placement of purchase order.
2.	Section X, Para (26) & (27), Page 41	Do you have your own set up in India to provide the maintenance during warranty period and after warranty period under CAMC? (Yes/No).  If yes, please provide details (in 100 words) including experienced manpower & resource details and enclose relevant documents.	We request the Commissioner, Central Board of Excise & Customs to consider that the Bidder should have their Service Support available in locations where the equipment needs to be installed or at the nearby closest cities to the locations for immediate service support. This would ensure CBEC receives 24 x 7 service support.	Tender Conditions stays. Tenderer should have maintenance service support in India and it could be at the location of installation or at a nearby closest city in India. Para 18 of Contract Form 5 [ref page No 49] may be referred which clarifies the positions.
3.	Section V, Para 4.4 (iv), Page 32	Probe should have quick, smooth and sensitive 4 way articulation with at least 120 degrees in all directions for maximum maneuverability. Articulation should be controlled by a smooth, sensitive Joystick. It may be desirable to have angulation locking facility in case of inspection for longer duration at a particular location.	We request the Commissioner, Central Board of Excise & Customs to amend the line "Articulation should be controlled by a smooth, sensitive Joystick" as mentioned in the tender document; it should be "Articulation should be controlled by a smooth, sensitive Joystick/ Control Wheel or better". The term Joystick may create confusion during evaluation.	"Articulation should be controlled by a smooth, sensitive Joystick/ Control Wheel or better".
II. M/s Inspection Technology (IT) Concepts, ID: CLAR 312 dated 9.3.2015. Query as per portal.				
4.	Section VII, Para 1.6, Page 35	Tenderer should have supplied at least 90 Videoscopes in the past three years in India or abroad. A certificate to this effect with	OEM participation and consider overall supplies by OEM and distributor for videoscopes or	Overall supplies by OEM and his duly authorised distributors/ representatives for Videoscope will

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		documentary proof should be enclosed by the Tenderers along with the Tender Form.	minimize value of videoscopes quantity to thirty both for supplies and warranty or AMC [Tender para reference number is not given]	be considered. Hence, request for minimizing value of videoscopes quantity to thirty is not accepted.
5.	Section VI , Para 1.7, Page 35	The tenderers in paras 1.1, 1.2, 1.3 and 1.4 should have a network in India to maintain the Videoscopes and such products at all the locations where the Videoscopes are proposed to be installed and should have maintained such products at least 45 Videoscopes per year during each of the past three years either under Warranty or under AMC in India. If they do not have their own set up but maintain Videoscope through their contractor, such contractor should have a network in India and should have been maintaining at least 45 Videoscopes per year during each of the past three years. List of the Videoscopes maintained along with certificates from the customers regarding the satisfactory service should be enclosed along with the Tender Form.		
<p>III. M/s NDTS, Navi Mumbai  ID: Clar_309 dated 9.3.2015  PDF document uploaded do not contain query.  The query has been sent by M/s NDTS vide mail dated 12.3.2015</p>				
6.	Section-V, Para 4.3(ii), Page 31	Video/image quality should have resolution 720 X 576 or above.	We would like to know requirement of 720x576 resolutions. Normally, the best resolution worldwide applicable in any videoscopes for good quality image should be minimum 640x480.	Tender requirement stays.
7.	Section-V, Para 4.3 (vi), Page 32	Should have at least USB 2.0 interface which could support direct connect to PC or T.V. Monitor. All USB and video interconnect cables should be part of the Videoscope.	We would like to know why USB interface to PC / Monitor is required, as during inspection neither of these will be connected. Also, you have asked for SD card slot, so it could be either SD slot or USB.	Tender requirement stays. It is clarified that USB is for external connectivity and SD/Micro SD card is for internal memory; hence, both the requirement stay.
8.	Section-V; Para 4.3 (xii),	Should support image and video capture, recording (with annotation), documentation,		

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	Page 32	editing and playback of live video images and should include at least 4 GB SD card /Micro SD memory card.		
9.	Section-V; Para 4.5 (i), Page 32	Should have high resolution CCD (with more than 4,00,000 pixels resolution) or better image sensor.	We would like to know requirement of high resolution CCD. As per latest information, CCD manufacturing is going to be obsolete from mid-2015 (documents for this will be shared during personal meeting). The other best option available is CMOS camera.	The requirement to be read as “Should have high resolution CCD (with more than 4,00,000 pixels resolution).”
10.	Section-V; Para 4.5 (i), Page 32	Should have high resolution CCD (with more than 4,00,000 pixels resolution) or better image sensor.	We would like to know why 4,00,000 pixel resolution is required, as it is slightly impossible with smaller diameter camera. Such resolution is common & mandatory when camera diameter is more than 15mm because coverage area is more. Normally with such diameter, the best resolution should be more than 2,50,000 pixels.	The requirement to be read as “Should have high resolution CCD (with more than 4,00,000 pixels resolution).”
11.	Section-V; Para 4.4 (i), Page 32	Probe should be provided with high power LED illumination. (Tenderer to indicate the average life of lamp).	Also, regarding LED we would like to share some important information which plays key role in videoscopes. There are always two options available – first LED light source on tip of the probe & second LED light source inside the machine. The first option is the best as it provides high illumination during inspection. Also, normally LED light is tend to damage during inspection if not carried out with care & results in heavy recurring cost. So it needs to be asked for life time warranty on LED light source.	Para 4.4(i), Section-V should read “Probe should be provided with high power LED illumination. (LED light source should be provided with life time warranty)”.
12.	Section-II, Para 11.1 & 11.2, Page 9	Tender price may be quoted in Indian rupees. The price should be quoted both in figures and in words, in such a way that interpolation is not possible.  Tenders, where prices are quoted in any other way shall be treated as unresponsive and rejected.	We being Indian Sales & Service representative of actual OEM & registered with NSIC would like to bid in foreign currency. We follow the same & is acceptable in department of nuclear, space, defence & other government organisations. Can we do so also in this case?	Tender requirement stays. It is clarified that tender should be quoted in Indian Currency by any tenderer like OEM or his duly authorised distributor or authorised representative
13.	Section-II;	Technical bids will be evaluated on the basis of	We would also like to know how important is demo	It is clarified that the tenderer whose

Sl. No	Tender Clause	Tender requirement	Query of Bidder	Response of DOL
	Para 28.1, Page 15	information and data provided in the bids as well as the actual performance of VIDEOSCOPE being offered. Technical bids of the Tenderers, who fulfil qualification criteria laid down in Section VII, shall be evaluated first in terms of requirements/specifications given in Section IV & V of the tender document. If the details/data given in the technical bids are found in conformity with the technical specification prescribed in Section V, testing of the models offered by the Tenderers shall be carried out by the Tender Evaluation Committee to ascertain the actual performance of the systems. Tenderer, shall, at his cost arrange the demonstration of the Videoscopes.	for technical scrutinizing? For your information, we already have the equipment in-house & provide you the same at any moment of time.	technical bids are found in conformity with the technical specification prescribed in Section V, testing of the models offered by the Tenderers shall be carried out by the Tender Evaluation Committee to ascertain the actual performance of the systems. The demonstration is important for technical evaluation of models offered so as to ascertain the actual performance.
IV. Party name is not given ID: CLAR_308 dated 7.3.2015. Attached document is not found on the portal				
V. M/s. IT Concepts Submitted by the party during pre-bid conference on 13.03.2015				
14.	Section-II, Para 11.1 & 11.2, Page 9	Tender price may be quoted in Indian rupees. The price should be quoted both in figures and in words, in such a way that interpolation is not possible.  Tenders, where prices are quoted in any other way shall be treated as unresponsive and rejected.	As we are OEM's Germany & we can only Quote in foreign currency in Euro value so we request you to kindly let us know/clarify how we can participate in this said tender since it is mentioned as the quotation must be submitted in Indian rupee value	Please refer to clarification under Sl. No. (12) given above in this regard.
15.	Section-II, Para 11.1 & 11.2, Page 9	Tender price may be quoted in Indian rupees. The price should be quoted both in figures and in words, in such a way that interpolation is not possible.  Tenders, where prices are quoted in any other	As per the above if we in case participate in this tender, will it be accepted to submit the said tender EMD, SD, PBG be submitted in INR value by our authorised distributors from India on behalf of us. If the above is not agreed & not considered then for the Sl.No. 10.2 point no j in the tender	Tender requirement stays. It is clarified that tenderer should submit EMD, SD, PBG and should be given in INR only.

Sl. No	Tender Clause	Tender requirement	Query of Bidder	Response of DOL
		way shall be treated as unresponsive and rejected.		
16.	Section VII, Para 1.6, Page 35	Tenderer should have supplied at least 90 Videoscopes in the past three years in India or abroad. A certificate to this effect with documentary proof should be enclosed by the Tenderers along with the Tender Form.	Since we are the OEM's so we have different distributors network from different regions of India for supply of our videoscopes. Looking at this we request you to consider the supplies made by us in India & abroad also the supplies made by our all Distributors in India and Abroad so that the 90 Videoscopes supply QR is complied.	Clarification already provided in Sl. NO. 4 may be referred
17.	Section VII, Para 1.6, Page 35	Tenderer should have supplied at least 90 Videoscopes in the past three years in India or abroad. A certificate to this effect with documentary proof should be enclosed by the Tenderers along with the Tender Form.	If the above point is not agreed & if only the India tenderer's supply is considered by you then kindly consider the Distributors supply approximately 30 to 40 Videoscopes of the same make (IT concepts, GMBH of different models of Videoscopes & make relaxation.	Clarification already provided in Sl. No. 4 may be referred
18.	Section VI, Para 1.7, Page 35	The tenderers in paras 1.1, 1.2, 1.3 and 1.4 should have a network in India to maintain the Videoscopes and such products at all the locations where the Videoscopes are proposed to be installed and should have maintained such products at least 45 Videoscopes per year during each of the past three years either under Warranty or under AMC in India. If they do not have their own set up but maintain Videoscope through their contractor, such contractor should have a network in India and should have been maintaining at least 45 Videoscopes per year during each of the past three years. List of the Videoscopes maintained along with certificates from the customers regarding the satisfactory service should be enclosed along with the Tender Form.	Same way with the warranty/AMC for 45nos of videoscopes may be considered for OEM's supply in India and abroad or if not then consider the all Distributors supply of the same make (IT concepts GMBH of different models of Videoscopes) but with relaxation to 15 to 20 no's Videoscopes only.	Clarification already provided in Sl. No. 4 may be referred
19.	Section-V, Para 4.6(vii), Page 33	Unit should have built-in interchangeability features.	Please clarify point (vii) of clause 4.6 of your tender technical specification i.e. "unit should have built in Inter-changeability features.	This refers to enable to interchange the probes, viewing system, cables, etc. between the videoscopes

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20.	Section-V, Para 4.6(iv), Page 33	Should be easy to carry and suitable for transportation as air-cargo/ check-in baggage. It should be capable of being set up immediately.	In your tender technical specification, there is no information regarding weight of the total equipment without carrying case which is very important factor to determine portability of the equipment. So, please mention the same.	Please refer to Section-V, Para 4.6(iv) and tender requirement is clear. Equipment having lower weight will be preferred.
VI. M/s NDTT , Navi Mumbai Participated and written submissions dated 13.3.2015 were handed over by the party during pre-bid conference.				
21.	Section V para 4.3(ii) page 31	Video/image quality should have resolution 720*576 or above	Our equipment has the resolution of 640*480. It is acceptable to you or it is the disqualification criteria	Refer SL. No. 6 above.
22.	Section V Para 4.5(i) Page 32	Should have high resolution CCD(with more than 4,00,000 pixels resolution or better image sensor	Better image sensor = CMOS image sensor have also better image quality, acceptable to you?	Refer Sl. No. 9 above.
23.	Section V Para 4.5(ii) page32	Should be able to provide forward view in terms of direction of view. The device should also be capable of providing side view along with forward view, with side view optical adaptor	For side view adapter: it is mirror or lens. Kindly clarify.	As mentioned in the requirement, for side view, optical adaptor should be used.
24.	Section V Para 4.6(i) Page 32	Ergonomics should be considered in the design of the videoscopes such that it does not impart undue stress to the operator and could be operate by left/right handed users. It should be possible to rotate the display unit for comfort viewing.	All the advance videoscopes have in built display. Kindly clarify.	Any arrangement meeting the tender requirement will be acceptable.
25.	Section V Para 4.6(vii) page 33	Unit should have built-in interchangeability features	Kindly clarify	Refer Sl. No. 19 above
VII. M/s Blue Star Submitted by the party during pre-bid conference on 13.03.2015				
26.			Please confirm whether in case the offer is submitted in INR, authorised representative can submit EMD, SD & PBG on behalf of OEM.	Tender requirement stays. It is clarified that tenderer should submit EMD, SD, PBG and should be given in INR only.
27.	Para 13.2 of Section II	All the duties and taxes paid by the Supplier in India will be reimbursed as per actual. No	Kindly confirm the Custom Duty heading that will be reimbursed to the bidder, in case your department is	In this regard please refer to para 13.2. of section II General



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		claim, on account of increase in cost of the raw materials due to increase of taxes or duties, will be entertained	able to avail Duty exemption.	Instructions to tenderers (GIT). No Customs duty exemptions will be given.
28.	Section V Para 4.4(ii) page 32	Probe diameter should not be more than 6mm diameter (desirable probe dia 4 mm).	Please refer to point no. 24 of technical specs. You have requested for desired for 4mm diameter probe or 6mm. Please note that the CCD pixel resolution will vary depending on the diameter of the probe. CCD Pixel is not the sole criteria for deciding the image quality, as the image is viewed not at CCD but at the monitor. Hence it is suggested that the image quality is ascertained at the time of demonstration only.	Technical evaluation of the bids and the performance evaluation of the offered videoscopes will be carried out by a duly constituted 'Tender Evaluation Committee', which will decide the modality of evaluation of the performance.
29.	Section V Para 4.5 (ii) page 32	Should be able to provide forward view in terms of direction of view. The device should also be capable of providing side view along with forward view, with side view optical adaptor.	Point no.25 of technical specs: You have requested for interchangeable direct and side view optical adapter. However the tender is silent on the optics configuration. The optics configuration is defined in terms of FOV (field of View), DOF (Depth of Field). You are requested to inform the acceptable range required. Normally a higher FOV of 120 degrees is desired which helps in viewing a larger area. The DOF desirable so that clear images are seen when in very close proximity of the part inspected e.g. 2mm onwards.	Field of view of view should be 90 degree or more and depth of view should be as close proximity onwards as possible for given field view.
30.	Para 29.4 of Section II	Subject to clause 27 above, the contract will be awarded to the lowest evaluated responsive tenderer decided by the Purchaser in terms of this clause.	Kindly confirm the L1 evaluation will be done based on landed price or FOB in case of price is quoted in FOB in foreign currency.	As per tender clause specified in para 29.4 of Section II, L1 shall be decided. Cost of Videoscope is inclusive of fright and insurance (refer page 36) of the tender document. The tender shall be governed by Para 11.1 of Section –II.
31.	Section V para 4.2(i) page 31	Should be able to operate in the temperatures ranging between (-) 5 degrees Celsius to 50 degrees	Point no. 22 of tender specs: Please specify the maximum temperature in which the probe has to be used	Tender conditions prevail. The videoscopes will be deployed in different parts of the country and likely to see temperatures indicted in the specification.
32.	Section V	v) Features such as brightness/ contrast/colour	Point no. 27: Kindly explain what is meant by image	Image is displayed in reverse i.e.

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	para 4.5(v) page 31	control, image inversion/ freeze, text annotation, date/time, etc. should be available.	inversion	black becomes white and vice-versa.
VIII. M/s GE Inspection Technologies Submitted by the party during pre-bid conference on 13.03.2015				
33.	Section II, Para 10.2(k), Page 8	k) Documentary proof to show that the tenderer has supplied 90 units of Videoscopes during the past three years in India or abroad;	Section II Clause: 10.2(k): What Documentary Proof is required to meet this requirement. We cannot share the PO copies as per the Company policy and NDA's signed with customer.  A list along with undertaking will suffice?  Will the Order executed by OEM will be considered for distributors also?	The list of the purchasers, year and location of supplies made.  Yes, a list along with undertaking will suffice.  Order executed by OEM will not be considered for distributors. Qualification criteria prescribed in 1.6 Section VII shall prevail.  The clarification given at Sl.No. 4 stating that ' <b>Overall supplies by OEM and his duly authorised distributors/ representatives for Videoscope will be considered. ...</b> '.
34.	Section II Para 10.2(l), Page 8	Documentary proof to show that the tenderer has maintained at least 45 units of Videoscope per year under warranty/AMC in India during the past 3 years.	Section II Clause 10.2(l) – What Documentary Proof is required to meet this requirement? We cannot share the PO copies as per the Company policy and NDA's signed with customer. A list along with undertaking will suffice? Will provide the undertaking from OEM that we will support for next 10 years. Our product failure rate is very less so getting 45 AMC orders is a challenge, but on the same time we confirm we have the Technical Capability to support this scope of supply.	The list of customers whose systems have been maintained, number of videoscopes and locations as per para 1.7. Section VII to be provided. Tender conditions prevails on other points raised
35.	Section II Para 10.2(m),	Documents indicate the arrangements in regard to maintenance during warranty and post-	Section II Clause 10.2(m) – What Documentary Proof is required to meet this requirement? We cannot share	The list of customers whose systems have been maintained, number of

Sl. No	Tender Clause	Tender requirement	Query of Bidder	Response of DOL
	Page 8	warranty periods; including copies of documents long-term agreement between the tenderer and the maintenance entity, if any.	the PO copies as per the Company policy and NDA's signed with customer. A list along with undertaking will suffice? Will provide the undertaking from OEM that we will support for next 10 years. Our product failure rate is very less so getting long term agreement is a challenge, but on the same time we confirm we have the Technical Capability to support this scope of supply.	videoscopes and location as per para 1.7. Section VII to be provided. Tender conditions prevails on other points raised
36.	Section II Para 14, Page 10	Terms and mode of payment.	Section II Clause 14: Payment terms are not clear. It's a typographical error and needs to be rectified	No advance payment clause is provided in the tender. Hence, tender conditions prevail.
37.	Section III Para 14.2, Page 20	This warranty shall remain valid for 24 months after the goods or any portion thereof as the case may be, have been delivered to the final destination and installed and commissioned at the final destination and accepted by the Purchaser in terms of the contract	Section III Clause No. 14: Warranty is not capped from the date of shipment and its evergreen roll over warranty. Needs to put a cap for warranty liability for supplier (It can be 36 /48 months from the date of original shipment. Repair / Replacement to be done in reasonable time. Please quantify the reasonable time period and quantify how much time will be provided for putting the system back in field for operation.	Tender requirement is amply clear and stays.
38.	Section III Para 17.2, Page 21	Sub contract shall be only for bought out items, sub-assemblies and maintenance of goods.	Section III Clause 17.2: Can the OEM subcontract or assign the services and CAMC portion to local ITP/distributor in India.	Tender conditions given under Section III Clause 17.2 are clear and prevail.
39.	Section III Para 19.1 Page 22	Subject to Clause 22 of this section (Force Majeure), if the Supplier fails to complete the installation and commissioning of the equipment within the time fixed under the contract, the Purchaser shall without prejudice to any other rights and / or remedy as may be available to the Purchaser under the Contract, shall deduct from the Contract price as an agreed Liquidated damages amount @ 1% of value of undelivered goods per week or part thereof until actual delivery or performance, subject to a maximum of 20% of value of balance supply.	Section III Clause 19: Please consider the LD part. 20% is on higher side. Normal Industry practice is 10% of the order value. Request you to please amend the same.	Please note that Liquidated damage amount is @ 1% of value of <u>undelivered goods</u> per week or part thereof until actual delivery or performance, subject to a maximum of 20% of value of <u>balance supply i.e. undelivered part</u> and not total supply order.

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40.	Section IV Para 2, Page 26	Tendered quantity of Videoscopes should be supplied, installed and commissioned within 120 days from the date of placement of order.	Section IV Clause 2: Delivery schedule is very stringent and delivery needs to complete to 23 different locations. Proposed delivery schedule is 180 days from the date of placement of order. Please amend.	Agreed. Delivery of Videoscope units should be made so that the entire supply, installation and commissioning is completed within 150 days of placement of purchase order.
41.	Section IV Para 7.5, Page 27	Maintenance of the Videoscope should be carried out at the site of installation. In case, on-site maintenance/repair is not possible, the Supplier may make necessary arrangement, at his own cost, to take the Videoscope to his workshop for repairs. For the duration in which the Videoscope is under repair, the Supplier shall provide a replacement Videoscope so that the work of the Customs officials is not hampered.	Section IV Clause 7.5: Replacement of boroscope for repair period will be done but however if the failure is due to mishandling / mis-usage then vendor should not be penalized.	Tender conditions prevail. However, if the failure is due to mishandling / mis-usage, this will be decided on case to case basis.
42.	Section IV Para 9.7, Page 28	If the equipment remains non-operational continuously beyond the max. Time-limit prescribed in para 9.4 of this Section, a deduction of Rs.1000/- (Rupees One thousand only) per day for seven days and thereafter @ Rs.5,000/- per day will be made from the maintenance charges for the period (no. of days) during which the equipment remains nonoperational. The amount shall be deducted from the annual maintenance charges, at the time of making the final / balance payment.	Section IV Clause 9.7: What will be the maximum value for penalty in case of CAMC? Per day charges is mentioned but not the maximum limit. Please clarify.	Conditions stated in the tender prevail and penalty is payable till the equipment is rectified.
43.			Insertion of Limitation of Liability clause needs to be mentioned in Tender to limit the liability of the Tenderer: "The total liability of Seller, on all claims of any kind, whether in contract, warranty, indemnity, tort (including negligence), strict liability, or otherwise, arising out of or related to the Contract, or its performance or breach, shall not exceed the Contract price. All liability of Seller on all claims of	Tender conditions prevail. Company specific terms & conditions not accepted.

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			any kind shall terminate upon expiration of the relevant warranty period. In no event, whether as a result of breach of contract, warranty, indemnity, tort (including negligence), strict liability, or otherwise, shall Seller or its subcontractors or suppliers be liable for loss of profit or revenues, cost of capital, cost of substitute components or any associated equipment, or any special, consequential, indirect, punitive or exemplary damages, or claims of Buyer's customers for any of the foregoing damages. The provisions of this article shall prevail over any provisions contained in any of the documents comprising the Contract.”	
44.			Will purchaser provide the C – form? Local taxes will differ in absence of C- form.	This provision is not applicable since the equipment is supplied for end use by the department. Otherwise all taxes & duties dealt as per tender conditions at para 13.2 of Section II
45.			How the purchaser will evaluate the bid? What will be the Custom Duty consideration in this case? Will purchaser take the credit of CVD & SAD while evaluating the offer? Please clarify.	Tender conditions specified at para 29.2 of Section II prevails.
46.			Whether High sea sale Transaction is permissible? If yes, then who will do the logistics for supply to site as the Title of Property is now with Purchaser only?	The procedures & provisions provided under Section IV shall prevail
47.			Can Two Separate Purchase order be issued by purchaser? One for Supplies and Other one for Services?	No.
48.			We request you very humbly to please extend the Tender submission date by another 4 weeks being a very complex and strategic Tender.	Since, tender is open for participation and submission of bids for six weeks. Hence, no alteration of submission of date is accepted.