इंजीनियर्स इंडिया लिमिटेड
(भारत सरकार का उपक्रम)

ENGINEERS INDIA LIMITED

(A Govt. of India Undertaking)

Office: EI BHAWAN, 1, BHIKAJI CAMA PLACE, NEW DELHI, INDIA.
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FAX OF ACCEPTANCE

DATE: 18.08.2022

FAX OF ACCEPTANCE No.: EIL/GAIL/C&P/SM/B398-000-YY-MR-2130/08/05

TO	:	**M/S SCHNEIDER ELECTRIC SYSTEMS INDIA PVT. LTD**
PHONE	:	**+91-44-4224 0000 (M) 98114 44253**
FAX	:	**+91-44-2225 5666**
EMAIL	:	**neeraj.vashisht@schneider-electric.com**
ATTN	:	**Mr. NEERAJ VASHISHT**

REFER YOUR OFFER REF. NO. NIL DATED 18.05.2022 AND ALL SUBSEQUENT CORRESPONDENCE TILL DATE AGAINST RFQ NO. **SM/B398-000-YY-MR-2130/08 (E-TENDER NO. 2022_GAIL_111681_1)** DATED 31.03.2022 INCLUDING COMMERCIAL AMENDMENT NO. B398/2130/08/CA-01 DATED 21.04.2022, B398/2130/08/CA-02 DATED 06.05.2022 & B398/2130/08/CA-03 DATED 17.05.2022 AND TECHNICAL AMENDMENT NO. 01 DATED 21.04.2022, TECHNICAL AMENDMENT NO. 02 DATED 27.04.2022 & TECHNICAL AMENDMENT NO. 03 DATED 13.05.2022 FOR SUPPLY AND SITE WORK OF **SCADA SYSTEM** FOR PART –B (NAGPUR JHARSUGUDA & NTPC KORBA) OF MNJPL PROJECT OF GAIL (INDIA) LIMITED. WE ARE PLEASED TO ISSUE THIS FIRM ORDER FOR SUPPLY AND SITE WORK OF **SCADA SYSTEM** AT A TOTAL ORDER VALUE OF **INR 2,53,49,559.85 (INDIAN RUPEES TWO CRORE FIFTY THREE LAKH FORTY NINE THOUSAND FIVE HUNDRED FIFTY NINE AND PAISA EIGHTY FIVE ONLY)** AND, ON THE FOLLOWING TERMS & CONDITIONS:

1.	**PRICE BASIS**	:	DULY HANDED OVER AT SITE AFTER SUCCESSFUL SITE WORK AS PER MR/PR. PRICES SHALL REMAIN FIRM AND FIXED TILL COMPLETE EXECUTION OF ORDER.
2.	**DESPATCH POINT**	:	CHENNAI
3.	**SUPPLY PRICE**	:	TOTAL VALUE FOR SUPPLY OF MATERIALS/ EQUIPMENTS IS INR 2,28,89,265.67 (INDIAN RUPEES TWO CRORE TWENTY EIGHT LAKH EIGHTY NINE THOUSAND TWO HUNDRED SIXTY FIVE AND PAISE SIXTY SEVEN ONLY). GST @ 18% IS EXCLUDED IN THE SUPPLY PRICE MENTIONED ABOVE WHICH SHALL BE PAID AGAINST SUBMISSION OF DOCUMENTARY EVIDENCE.
4.	**FREIGHT**	:	INCLUSIVE IN ABOVE SUPPLY PRICE.
5.	**INCLUSIONS**	:	SUPPLY PRICES INCLUDES PACKING & FORWARDING, MANDATORY SPARES, ROAD FREIGHT, DOCUMENTATION CHARGES, INSPECTION & TESTING AND TRANSIT INSURANCE.
6.	**SITE WORK PRICE**	:	SITE WORK PRICES IS INR 24,60,294.18 (INDIAN RUPEES TWENTY FOUR LAKH SIXTY THOUSAND TWO HUNDRED NINETY FOUR AND PAISE EIGHTEEN ONLY) INCLUDES ALL TAXES & DUTIES AND INSURANCE BUT EXCLUDES GST @ 18%.
7.	**TRAINING PRICE (PER DIEM)**	:	AT VENDOR'S WORK: PER DIEM CHARGES FOR TRAINING AT VENDOR'S WORK SHALL BE PAYABLE EXTRA INR 15,000.00 (INDIAN RUPEES FIFTEEN THOUSAND ONLY) INCLUDES ALL APPLICABLE TAXES & DUTIES AND INSURANCE BUT EXCLUDES GST @ 18%. AT SITE: PER DIEM CHARGES FOR TRAINING AT SITE SHALL BE PAYABLE EXTRA INR 15,000.00 (INDIAN RUPEES FIFTEEN THOUSAND ONLY) INCLUDES ALL APPLICABLE TAXES & DUTIES AND INSURANCE BUT EXCLUDES GST @18%.

8. **POST WARRANTY MAINTENANCE CONTRACT PRICE (PWMC) AS PER PURCHASE REQUISITION**	:	**<u>FOR 1ST YEAR</u>:** EXTRA INR 2,25,194.12 (INDIAN RUPEES TWO LAKH TWENTY FIVE THOUSAND ONE HUNDRED NINETY FOUR AND PAISE TWELVE ONLY) INCLUDING ALL TAXES AND DUTIES AND INSURANCE BUT EXCLUDING GST @18%. <u>FOR 2ND YEAR</u>: EXTRA INR 2,37,223.51 (INDIAN RUPEES TWO LAKH THIRTY SEVEN THOUSAND TWO HUNDRED TWENTY THREE AND PAISE FIFTY ONE ONLY) INCLUDING ALL TAXES AND DUTIES AND INSURANCE BUT EXCLUDING GST @18%. <u>FOR 3RD YEAR</u>: EXTRA INR 2,58,789.28 (INDIAN RUPEES TWO LAKH FIFTY EIGHT THOUSAND SEVEN HUNDRED EIGHTY NINE AND PAISE TWENTY EIGHT ONLY) INCLUDING ALL TAXES AND DUTIES AND INSURANCE BUT EXCLUDING GST @18%. ***A SEPARATE ORDER TO THIS EFFECT MAY BE PLACED BY CLIENT AT A LATER DATE FOR PWMC.***
9. **EXTENDED WARRANTY AS PER PURCHASE REQUISITION**	:	EXTRA INR 12,947.92 (INDIAN RUPEES TWELVE THOUSAND NINE HUNDRED FORTY SEVEN AND PAISE NINETY TWO ONLY) PER MONTH INCLUDING ALL TAXES AND DUTIES AND INSURANCE BUT EXCLUDING GST @18%. ***A SEPARATE ORDER TO THIS EFFECT MAY BE PLACED BY CLIENT AT A LATER DATE FOR EXTENDED WARRANTY.***
10. **EXTENDED STORAGE AS PER PURCHASE REQUISITION**	:	EXTRA INR 58,270.13 (INDIAN RUPEES FIFTY EIGHT THOUSAND TWO HUNDRED SEVENTY AND PAISE THIRTEEN ONLY) PER MONTH INCLUDING ALL TAXES AND DUTIES AND INSURANCE BUT EXCLUDING GST @18%. ***A SEPARATE ORDER TO THIS EFFECT MAY BE PLACED BY CLIENT AT A LATER DATE FOR EXTENDED STORAGE.***
11. **SUPERVISION CHARGES**	:	PER DIEM CHARGES FOR SUPERVISION ON NORMAL WORKING DAYS FOR 8 HOURS SHALL BE PAYABLE EXTRA **INR 25,000.00. (INDIAN RUPEES TWENTY FIVE THOUSAND ONLY)** GST @ 18% (PRESENT RATE) SHALL BE PAYABLE EXTRA. OVERTIME RATE/ HOUR BEYOND NORMAL 8 HOURS WORK ON NORMAL WORKING DAYS EXCLUDING GST SHALL BE PAYABLE EXTRA INR 5,000.00 (INDIAN RUPEES FIVE THOUSAND ONLY) OVERTIME RATE/ HOUR FOR WORK ON WEEKLY OFF DAYS/HOLIDAYS (AS APPLICABLE AT PROJECT SITE) EXCLUDING GST SHALL BE PAYABLE EXTRA INR 5,000.00 (INDIAN RUPEES FIVE THOUSAND ONLY) ***A SEPARATE ORDER TO THIS EFFECT MAY BE PLACED BY CLIENT AT A LATER DATE FOR SUPERVISION.***
12. **DELIVERY/ COMPLETION PERIOD**	:	COMPLETE SCADA SYSTEM AS PER SCOPE OF SUPPLY/ WORK SPECIFIED IN MATERIAL REQUISITION/ PURCHASE REQUISITION, SHALL BE HANDED-OVER TO THE PURCHASER ON TURNKEY BASIS AFTER SUCCESSFUL SUPPLY, INSTALLATION, TESTING & COMMISSIONING AT SITE WITHIN **12 (TWELVE)** MONTHS FROM THE DATE OF WRITTEN INTIMATION FROM PMC/CLIENT. THE WRITTEN INTIMATION WILL BE ISSUED THROUGH EMAIL/LETTER WITHIN 12 MONTH FROM THE DATE OF FAX OF ACCEPTANCE (FOA). THE DATE OF HANDING OVER OF THE SCADA SYSTEM AFTER SUCCESSFUL SAT & COMMISSIONING (DULY CERTIFIED BY SITE IN-CHARGE) SHALL BE CONSIDERED AS THE DATE OF COMPLETION. THE CONTRACTOR SHALL ALSO BE CONTRACTUALLY COMMITTED FOR DELIVERY OF ALL MATERIALS/GOODS AS PER SCOPE OF SUPPLY WITHIN 08 (EIGHT) MONTHS FROM THE DATE OF WRITTEN

INTIMATION FROM PMC/CLIENT.

13. PAYMENT TERMS : **FOR SUPPLIES**:

1.1) 75% OF INVOICE VALUE OF SUPPLY WITH 100% OF GST WILL BE PAID AFTER RECEIPT OF MATERIAL AT STORE (HIRED BY BIDDER) AFTER ADJUSTMENT AGAINST PRS ON SUBMISSION OF INVOICE IN TRIPLICATE AS PER GST ACT ALONG WITH FOLLOWING DOCUMENTS:

A) INSPECTION RELEASE NOTE / CERTIFICATE BY PURCHASER/CONSULTANT.

B) DISPATCH INSTRUCTIONS/CLEARANCE BY PURCHASER/ CONSULTANT AFTER SUCCESSFUL INTEGRATED FACTORY ACCEPTANCE TESTING (IFAT)

C) PACKING LIST. (THE MATERIAL SHALL BE CHECKED AS PER THE PACKING LIST OF THE VENDOR ISSUED WITH INSPECTION RELEASED / CERTIFICATE WITHOUT OPENING OF THE BOXES FOR PHYSICAL VERIFICATION JOINTLY VERIFIED BY PURCHASER/CONSULTANT.)

D) ORIGINAL LR / GR AS APPLICABLE.

E) PROOF OF CUSTOMS CLEARANCE INCLUDING PAYMENT OF CUSTOMS DUTY FOR IMPORTS PERMITTED IN THE CONTRACT OR DECLARATION FOR “NO IMPORT”.

F) CONFIRMATION ON ADEQUACY OF INSURANCE COVERAGE AS PER PROVISIONS OF BID DOCUMENT WITH COPY OF INSURANCE POLICY, AS APPLICABLE.

G) TRANSIT INSURANCE

H) RECEIPT AND ACCEPTANCE OF ALL MATERIAL DESIGNATED STORE ON SUBMISSION OF GOODS RECEIPT VOUCHER (GRV) & CERTIFICATE FOR RECEIPT OF ALL GOODS AS PER PO ISSUED BY PURCHASER/CONSULTANT/ ENGINEER– N -CHARGE (EIC) AT SITE.

I) INDEMNITY BOND FOR THE TOTAL PRICE OF DELIVERED ITEMS AS PER FORMAT PROVIDED IN THE BIDDING DOCUMENT.

J) CONFIRMATION LETTER FROM PMC/CLIENT FOR SUITABLE STORAGE OF MATERIAL WITHIN SITE BOUNDARY LIMIT.

(ALONG WITH FIRST INVOICE VENDOR HAS TO SUBMIT COPY OF PBG, COPY OF CONTRACT AGREEMENT, ORIGINAL INDEMNITY BOND, EAR CUM STORAGE POLICY AND “CREDIT NOTES” IN CASE OF PRS).

1.2) 5 % OF SUPPLY VALUE SHALL BE PAID PRO-RATA ON COMPLETION OF ERECTION AND CABLING OF RESPECTIVE SCADA EQUIPMENTS AND SUB-EQUIPMENTS AT INDIVIDUAL STATION ON SUBMISSION OF FOLLOWING DOCUMENTS:

- CERTIFICATION FOR COMPLETION OF ERECTION ISSUED BY PURCHASER/ ENGINEER-IN -CHARGE AT SITE.

1.3) 10 % OF SUPPLY VALUE SHALL BE PAID PRO-RATA ON COMPLETION SITE ACCEPTANCE TEST OF RESPECTIVE SCADA EQUIPMENTS AND SUB-EQUIPMENTS AT INDIVIDUAL STATION, ON SUBMISSION OF FOLLOWING DOCUMENTS:

- CERTIFICATION FOR COMPLETION OF SITE ACCEPTANCE TEST ISSUED BYPURCHASER/ ENGINEER-IN-CHARGE AT SITE.

1.4) 10 % OF INVOICE VALUE OF SUPPLY SHALL BE PAID ON OVERALL COMMISSIONING, COMPLETION OF TRIAL RUN, HANDING OVER OF SYSTEM TO OWNER/PURCHASER, SUBMISSION OF ALL DOCUMENTS AS SPECIFIED IN VENDOR DATA REQUIREMENT (VDR); SUBMISSION OF “AS BUILT DRAWING/ DOCUMENTS” (HARD COPY AND SOFT COPY IN CDS) & WARRANTY CERTIFICATE ON SUBMISSION OF INVOICE IN TRIPLICATE WITH CERTIFICATION ISSUED BY REPRESENTATIVE OF PURCHASER/ CONSULTANT.

A) CERTIFICATE FOR ABOVE ISSUED BY PURCHASER/ENGINEER – IN - CHARGE AT SITE.

B) SUBMISSION OF AS BUILT DRAWING/ DOCUMENTS.

C) SUBMISSION OF WARRANTY CERTIFICATE

ERECTION COULD NOT BE TAKEN UP OR ALL SITES ARE NOT MADE AVAILABLE BY CLIENT WITHIN 06 MONTHS FROM THE DATE OF DELIVERY OF ALL "RTU FOR CENTRALISED SCADA MATERIALS" AT SITE / 06 MONTHS FROM THE DATE OF WRITTEN INTIMATION FROM CLIENT/PMC FOR START OF SITE SERVICES DUE TO ANY REASONS DIRECTLY ATTRIBUTABLE TO THE OWNER; THE BALANCE 25 % OF SUPPLY VALUE AS PER 1.2, 1.3, 1.4 SHALL BE RELEASED AFTER DEDUCTION AGAINST PRS CLAUSE IF ANY AND ON SUBMISSION OF BANK GUARANTEE OF EQUIVALENT AMOUNT (I.E. 25 % OF THE SUPPLY VALUES) WHICH SHALL INITIALLY REMAIN VALID FOR A PERIOD OF 1 YEAR (12 MONTHS) AND SHALL BE EXTENDED FURTHER TILL THE COMMISSIONING AND HANDING OVER OF SYSTEM TO CLIENT AS PER REQUIREMENT OF PROJECT.

2.0.SITE WORK:

2.1) 65% OF INVOICE VALUE OF SITE WORKS PRO-RATA AS PER SCHEDULE OF RATES ON COMPLETION OF ERECTION, CABLING OF INDIVIDUAL STATION AND ON SUBMISSION OF INVOICE IN TRIPLICATE WITH CERTIFICATION FOR COMPLETION OF ERECTION & TESTING OF INDIVIDUAL STATION ISSUED BY REPRESENTATIVE OF OWNER / CONSULTANT.

2.2) 25% OF INVOICE VALUES OF SITE WORKS SHALL BE PAID ON SUCCESSFUL SITE ACCEPTANCE TESTING, TRIAL RUN, OVERALL COMMISSIONING, INTEGRATION WITH RTU/SCADA, HANDING OVER OF SYSTEM TO OWNER ON SUBMISSION OF INVOICE IN TRIPLICATE WITH CERTIFICATION FOR COMPLETION OF SUCCESSFUL SAT, TRIAL &OVERALL COMMISSIONING.

2.3) 10% OF INVOICE VALUES OF SITE WORKS SHALL BE PAID ON SUBMISSION OF ALL DOCUMENTS AS SPECIFIED IN VENDOR DATA REQUIREMENT (VDR); SUBMISSION OF "AS BUILT DRAWING/ DOCUMENTS" (HARD COPY AND SOFT COPY IN CDS) & WARRANTY CERTIFICATE

PAYMENT SHALL BE MADE THROUGH ELECTRONIC CLEARING WHEREVER APPLICABLE. SUCCESSFUL BIDDER SHALL FURNISH COMPLETE BANK DETAILS FOR THIS PURPOSE.

3.0 TRAINING

100% PAYMENT FOR TRAINING ON COMPLETION AS CERTIFIED BY REPRESENTATIVE OF OWNER / CONSULTANT.

4.0 POST WARRANTY PERIOD

100% PAYMENT PRO-RATA ON QUARTERLY BASIS AS CERTIFIED BY REPRESENTATIVE OF OWNER / CONSULTANT AGAINST INVOICES RAISED.

14. **PERFORMANCE BANK GUARANTEE (PBG)**	:	3% OF THE TOTAL ORDER VALUE (SUPPLY+SITE WORK) [I.E. INR 7,60,486.80] WITHIN 30 DAYS FROM THE DATE OF FOA VALID FOR THE DURATION OF 90 DAYS BEYOND THE EXPIRY OF DEFECT LIABILITY PERIOD.

15. PRICE REDUCTION SCHEDULE (PRS)	:	THE PRICE REDUCTION SCHEDULE FOR DELAY IN COMPLETION BEYOND THE CONTRACTUAL COMPLETION DATE SHALL BE AS PER CLAUSE NO. 27.0 OF GENERAL CONDITIONS OF CONTRACT. (1/2% OF TOV TO MAXIMUM 5% OF TOV). CONTRACT PRICE SHALL BE CONSIDERED AS SUPPLY PRICE + SITE WORK PRICE (EXCLUDING TRAINING, PWAMC, EXTENDED STORAGE, EXTENDED WARRANTY & SUPERVISION). "THE VALUE ON WHICH PRS CLAUSE IS APPLICABLE IS AS FOLLOWS WHICH IS EXCLUDING TAXES & DUTIES. TOTAL ORDER VALUE (SUPPLY + SITE WORK) ON FOT SITE BASIS SHALL BE CONSIDERED FOR PRS". IN CASE OF DELAY IN COMPLETION, THE BIDDER SHALL CALCULATE THE APPLICABLE PRICE REDUCTION FOR DELAYED COMPLETION AND RAISE THEIR INVOICES NET OF CONTRACT PRICE.

ALL OTHER TERMS & CONDITIONS SHALL BE AS PER RFQ DOCUMENT INCLUDING GENERAL CONDITIONS OF CONTRACT (GOODS), GENERAL CONDITIONS OF CONTRACT, SPECIAL CONDITIONS OF CONTRACT, INSTRUCTIONS TO BIDDERS, PACKING, MARKING, SHIPPING & DOCUMENTATION SPECIFICATION AND ALSO INCLUDES COMMERCIAL AMENDMENTS AND TECHNICAL AMENDMENTS.

PLEASE ACKNOWLEDGE THIS FAX OF ACCEPTANCE TO THE UNDERSIGNED WITH COPY TO MR. RAJEEV CHAK–GM (P), ENGINEERS INDIA LIMITED, E-MAIL: rajeev.chak@eil.co.in TEL. NO. 011-2676-2245, 4th FLOOR, ENGINEERS INDIA BHAWAN, 1, BHIKAIJI CAMA PLACE, NEW DELHI-110066, INDIA.

DETAILED PURCHASE ORDER SHALL FOLLOW SOON.

FOR & ON BEHALF OF
GAIL (INDIA) LIMITED
(BY ITS CONSTITUTED ATTORNEY)

18/8/22

(SUNITA MITRA)
SR. GENERAL MANAGER (SCM)
ENGINEERS INDIA LIMITED
E-mail: s.mitra@eil.co.in

Signature Not Verified

Digitally signed by ANIL KUMAR DUBEY
Date: 2022.09.09 17:09:33 IST
Location: eProcurement System for Central PSUs