

**MMTC LIMITED, SCOPE COMPLEX, LODHI ROAD, NEW DELHI, INDIA**

NOTICE NO. MMTC/FERT/2015-16/INSP/1 DATED 02.03.2016 INVITING E-APPLICATION FOR EMPANELMENT OF INSPECTION AGENCY FOR UREA/DAP/MOP/ SULPHUR/TECHNICAL GRADE UREA AND OTHER FERTILIZERS AT OVERSEAS LOADPORTS

MMTC IMPORTS UREA, DAP, MOP, SULPHUR, TECHNICAL GRADE UREA AND OTHER TYPES OF FERTILIZERS FROM OVERSEAS SUPPLIERS. MMTC IS ALSO ONE OF THE CANALIZING AGENCIES APPOINTED BY THE GOVERNMENT OF INDIA FOR IMPORT OF UREA INTO THE COUNTRY. WE REGULARLY SOURCE FERTILIZERS BOTH IN BULK AND IN CONTAINERS FROM DIFFERENT COUNTRIES AND INTEND TO DRAW UP A PANEL OF REPUTED SURVEYORS TO UNDERTAKE LOADPORT SURVEY, INSPECTION AND ANALYSIS OF DIFFERENT TYPES OF FERTILIZERS AT VARIOUS LOADPORTS ALL OVER THE WORLD.

1	SCOPE OF WORK	DETERMINATION OF QUALITY, QUANTITY AND DRAFT SURVEY INSPECTION OF BULK FERTILIZERS AND FERTILIZER RAW MATERIALS SHIPMENTS AT VARIOUS LOADPORTS ABROAD. AS AND WHEN IMPORTED BY MMTC ACCORDING TO LATEST FCO NORMS OF GOVERNMENT OF INDIA AND PROVIDING QUALITY AND QUANTITY CERTIFICATES AND OTHER CERTIFICATES AS REQUESTED BY MMTC <b>OR</b> QUANTITY AND QUALITY INSPECTION AS PER SPECIFICATIONS PROVIDED BY MMTC FOR CONTAINERISED CARGO.
2.	CARGO	1. BULK, 2. CONTAINERISED
3	QUALIFICATION	THE APPLICANT SHOULD BE :  1. MEMBER OF INTERNATIONAL FEDERATION OF INSPECTION AGENCY (IFIA)  2. HAVING FERTILISER INSPECTION AND QUALITY ANALYSIS LABS AT VARIOUS LOADPORTS ALL OVER THE WORLD WITH EQUIPMENT CONFORMING TO STATE OF THE ART TECHNOLOGY.

		<p>3. HAVING LABORATORIES, OFFICES, PRESENCE IN MAJOR FERTILISER EXPORTING COUNTRIES</p> <p>4. THE BIDDERS MUST HAVE SATISFACTORILY HANDLED AT LEAST 5 LAKH MTS OF UREA, DAP, MOP AND OTHER FERTILIZERS PUT TOGETHER FOR QUANTITY AND QUALITY INSPECTION ACTIVITIES AT LOADPORT OF MAJOR EXPORTING COUNTRIES DURING LAST 3 YEARS. BIDDERS HAVE TO SUBMIT DOCUMENTARY EVIDENCE IN SUPPORT OF ALL ABOVE.</p> <p>5. DETAILS OF CORPORATE CLIENTS FOR WHOM SUCH WORK IS BEING CARRIED OUT ON REGULAR BASIS</p> <p>CERTIFICATE/DOCUMENTRY EVIDENCE OF ALL ABOVE SHALL BE SUBMITTED.</p>
4	SPECIFICATIONS	<p>AS PER INDIAN FCO (FERTILIZER CONTROL ORDER), 1985 AND AMENDMENTS THEREOF FROM TIME TO TIME</p> <p style="text-align: center;"><b>OR</b></p> <p>AS PROVIDED BY MPMC.</p>
5.	TERM OF EMPANELMENT	TWO YEARS FROM DATE OF EMPANELMENT
6	VALIDITY	OFFER TO BE KEPT VALID TILL 1700 HOURS IST, 22 <sup>ND</sup> MARCH 2016 FOR ACCEPTANCE
7	BID BOND	BIDDERS SHALL SUBMIT BID MONEY OF Rs.50,000 (RUPEES FIFTY THOUSAND ONLY) IN THE FORM OF A DEMAND DRAFT PAYABLE TO "MPMC LIMITED" AT NEW DELHI. THE BID MONEY SHALL BE CONVERTED INTO A PERFORMANCE GUARANTEE AMOUNT ON AWARD OF THE CONTRACT AND SHALL REMAIN WITH MPMC FOR 27 MONTHS FROM THE DATE OF COMMENCEMENT OF THE CONTRACT.
8	INSPECTION CHARGE	IN US DOLLARS PER MT (ALL INCLUSIVE)

9	GENERAL TERMS	<p>1. MMTC RESERVES THE RIGHT TO CANCEL THE NOTICE WITHOUT GIVING ANY REASONS THEREOF. INCOMPLETE APPLICATIONS ARE LIABLE TO BE REJECTED.</p> <p>2. THE APPLICATIONS ARE TO BE SUBMITTED LATEST BY 1100 HOURS ON 15.3.2016 ONLY THROUGH ELECTRONIC MODE FOR WHICH BIDDERS MAY LOG ON TO WEBSITE <a href="https://mmtc.eproc.in">https://mmtc.eproc.in</a>.</p> <p>3. APPLICATIONS ARE TO BE SUBMITTED UNDER TWO BID SYSTEM CONSISTING OF DOCUMENTS REQUIRED FOR QUALIFICATIONS AND INSPECTION CHARGES SEPARATELY.</p> <p>4. IN THE CASE OF IMPORT OF UREA ON GOVT. ACCOUNT, THE PRESENT INSPECTION CHARGES PAYABLE SHALL BE RESTRICTED TO USD 0.07 PMT AS FIXED BY THE DEPARTMENT OF FERTILIZERS, GOVT. OF INDIA, OR AS REVISED FROM TIME TO TIME. CONSENT LETTER FROM BIDDERS FOR AGREEING TO ABOVE TO BE SUBMITTED.</p> <p>THE SUPPORTING DOCUMENTS CAN ALSO BE SUBMITTED PHYSICALLY IN SEALED ENVELOPE TO BE DROPPED IN TENDER BOX PLACED AT MMTC LIMITED, FERTILIZER DIVISION, 7TH FLOOR, CORE-1, SCOPE COMPLEX, LODHI ROAD, NEW DELHI, BEFORE THE CLOSING TIME OF RECEIPT OF TENDERS AS ABOVE. CONTACT NOS. ARE 24381517; 24381392 AND 24381390</p>
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## **FRAUD PREVENTION POLICY**

- (1) **COMMITMENTS OF THE BIDDER(S) / CONTRACTOR(S) / BUYER(S) / VENDER(S):** THE BIDDER(S)/CONTRACTOR(S)/BUYER(S)/VENDER(S) SHALL BE BOUND TO TAKE ALL MEASURES NECESSARY TO PREVENT FRAUD AND CORRUPTION WHILE DEALING WITH MMTC. THEY AGREE AND UNDERTAKE TO OBSERVE THE PRINCIPLES/PROVISIONS AS LAID DOWN IN “FRAUD PREVENTION POLICY” OF MMTC (FULL TEXT OF WHICH IS AVAILABLE ON MMTC’C WEBSITE AT <http://mmtclimited.gov.in> DURING THEIR PARTICIPATION IN THE TENDER PROCESS, DURING THE EXECUTION OF CONTRACT AND IN ANY OTHER TRANSACTION WITH MMTC.
- a. THE BIDDER(S)/CONTRACTOR(S)/BUYER(S)/VENDER(S) SHALL NOT, DIRECTLY OR THROUGH ANY OTHER PERSON OR FIRM OFFER, PROMISE OR GIVE OR OTHERWISE ALLOW ANY OF MMTC’S EMPLOYEE(S) ANY MATERIAL OR OTHER BENEFIT WHICH HE/SHE IS NOT LEGALLY ENTITLED TO, IN ORDER TO OBTAIN IN EXCHANGE ANY ADVANTAGE OF ANY KIND, WHATSOEVER, DURING THE TENDER PROCESS OR DURING THE EXECUTION OF THE CONTRACT.
  - b. THE BIDDER(S)/CONTRACTOR(S)/BUYER(S)/VENDER(S) SHALL NOT ENTER WITH OTHER BIDDERS INTO ANY UNDISCLOSED AGREEMENT OR UNDERSTANDING, WHETHER FORMAL OR INFORMAL. THIS APPLIES IN PARTICULAR TO PRICES, SPECIFICATIONS, CERTIFICATIONS, SUBSIDIARY CONTRACTS, SUBMISSION OR NON-SUBMISSION OF BIDS OR ANY OTHER ACTIONS TO RESTRICT COMPETITIVENESS OR TO INTRODUCE CARTELIZATION IN THE BIDDING PROCESS.
  - c. THE BIDDER(S)/CONTRACTOR(S)/BUYER(S)/VENDER(S) SHALL NOT COMMIT OR ALLOW ANY EMPLOYEE OF MMTC TO COMMIT ANY OFFENCE UNDER THE RELEVANT PROVISIONS OF IPC/PREVENTION OF CORRUPTION ACT; FURTHER THE BIDDER(S)/CONTRACTOR(S) / BUYER(S)/VENDER(S) WILL NOT USE IMPROPERLY OR ALLOW ANY EMPLOYEE OF MMTC, FOR PURPOSE OF COMPETITION OR PERSONAL GAIN OR PASS ON TO OTHERS ANY INFORMATION OR DOCUMENT PROVIDED BY MMTC AS PART OF THE BUSINESS RELATIONSHIP, INCLUDING INFORMATION CONTAINED OR TRANSMITTED ELECTRONICALLY.
  - d. THE BIDDER(S)/CONTRACTOR(S)/BUYER(S)/VENDER(S) SHALL NOT INSTIGATE THIRD PERSON TO COMMIT OFFENCES/ACTIVITIES OUTLINED IN FRAUD PREVENTION POLICY OR BE AN ACCESSORY TO SUCH OFFENCES.

e. THE BIDDER(S)/CONTRACTOR(S)/BUYER(S)/VENDER(S) IF IN POSSESSION OF ANY INFORMATION REGARDING FRAUD/SUSPECTED FRAUD, HEREBY AGREE AND UNDERTAKE TO INFORM MMTC OF SAME WITHOUT ANY DELAY.

(2) **DISQUALIFICATION FROM TENDER PROCESS AND EXCLUSION FROM FUTURE CONTRACTS:** IF THE BIDDER(S)/CONTRACTOR(S)/BUYER(S)/VENDER(S), BEFORE AWARD OR DURING EXECUTION HAS COMMITTED A TRANSGRESSION THROUGH A VIOLATION OF “FRAUD PREVENTION POLICY” OF MMTC IN ANY OTHER FORM SUCH AS TO PUT THEIR RELIABILITY OR CREDIBILITY, IN QUESTION, MMTC, OTHER THAN TAKING RECOURSE AVAILABLE UNDER LAW, SHALL BE ENTITLED TO DISQUALIFY THE BIDDER(S)/CONTRACTOR(S)/BUYER(S)/VENDER(S) FROM UNDERTAKING ANY TRANSACTION WITH MMTC AND/OR DECLARE THE BIDDER(S)/CONTRACTOR(S)/BUYER(S)/VENDER(S) INELIGIBLE TO BE AWARDED A CONTRACT EITHER INDEFINITELY OR FOR A STATED PERIOD OF TIME.

(2) **DAMAGES:** IF MMTC HAS DISQUALIFIED THE BIDDER(S) FROM THE TENDER PROCESS PRIOR TO THE AWARD OR DURING EXECUTION ACCORDING TO CLAUSE (2), MMTC SHALL BE ENTITLED TO DEMAND AND RECOVER FROM THE CONTRACTOR LIQUIDATED DAMAGES OF THE CONTRACT VALUE OF THE AMOUNT EQUIVALENT PERFORMANCE BANK GUARANTEE.