

### Bid Corrigendum

GEM/2022/B/2416491-C3

Following terms and conditions supersede all existing “Buyer added Bid Specific Terms and conditions” given in the document or any previous corrigendum. Prospective bidders are advised to bid as per following Terms and Conditions

#### Buyer Added Bid Specific Additional Terms and Conditions

1. Availability of Service Centres: Bidder/OEM must have a Functional Service Centre in the State of each Consign Location in case of carry-in warranty. (Not applicable in case of goods having on-site warranty). If service centre already there at the time of bidding, successful bidder / OEM shall have to establish one within 30 days of award contract. Payment shall be released only after submission of documentary evidence of having Functional Service Centre.
2. Buyback for Non PFMS/Non GPA:
  1. GST will apply on the value of buyback and separate invoice is to be prepared by Government buyer/Consignee for buyback items offline outside the GeM system. Vendor should work out input credit for that GST applicable or credit while quoting the product/services.
  2. Input GST Credit consideration by seller- seller shall offer the prices in the bid by the total amount of new goods including GST- total amount of old goods quoted by the firm excluding GST. This is because GST charged by the seller on buy-back value will be available for full ITC (input tax credit) on the hands of bidder. Therefore, for the purpose of quoting in the bid and evaluation, value as quoted by the bidder (excluding any GST on buy back) as indicated in column G below will be considered.

Illustrative examples for bidders are as under for understanding of the seller.

Excel sheet for explanation to Buyback ATC						
S.no	Cost of Fresh Good (A)	%age of GST on Fresh Good as considered by seller at the time of quote (B).	GST Amount on Fresh Good (C)	Cost of Buyback item (D)	%age of GST on Buyback items (E) as fixed by buyer in the bid	GST Amount on Buyback item (F) as applicable at the time of invoice by buyer
1	100	28	28	20	8	1.6
2	100	9	9	20	8	1.6
3	110	10	11	24	8	1.92

Seller after the award of the GeM contract, will indicate all column A to G which will not alter their quoted prices as indicated in Column-G

3. Successful lowest bidder has to provide detailed cost break up of tendered items as well as buy back items separately after award of contract through email to the government buyer/consignee.
4. The seller of new item /service provider shall deposit the cost of invoiced buy back item with GST to the buyer allowing seller to lift up the material from the buyer/consignee premise.
5. Transportation of buy back items from buyer premises shall be arranged by the seller itself without any extra cost.
6. Government Buyer organisation /consignee will issue invoice of buy back items to the seller at the cost of the item to be indicated to the buyer by the seller offline after receipt of order. This in no case will modify the bid in any manner.
7. The seller will be entirely responsible for the safe disposal of old items without affecting the environment in any manner as per prevailing statutory rules and Act/ law of the land.
8. The seller may visit the site and inspect the condition of buy back item in advance before quoting for the buy back item.
9. Receipt of payment by the buyer for Old items and invoicing by buyer will be out of GeM portal.
10. Government Buyer will upload the details of old goods along with the bid in the corrigendum with minimum price.
11. If the minimum price (Optional) is indicated and sellers of new item who are not agreeing to take back the old items at equal to or above that minimum price should not participate in the bid.
12. In case they participate into the bid and afterwards indicates the price of old goods, less than the minimum price shown by Government Buyer in corrigendum, EMD of the bidder will be forfeited.

13. Item Details Consignee wise will be indicated in the corrigendum like -

1. Consignee wise
2. Item Description
3. Serial Number
4. Model
5. Brand
6. Year of manufacturing
7. Purchased on
8. Age
9. Size, Rating, Designation
10. Quantity
11. Min price (Optional)
12. Unit
13. Working Guidelines (/Functional/Non-Functional)
14. Remarks

14. The successful bidder shall remove the old goods from the premise of the Government buyer/consignee a time of the supply, installation and commissioning of fresh goods. Seller will be entitled for payment only after removal of old goods from Government buyer/consignee/user's premise and after supplying the fresh goods in accordance with the terms of contract.

15. Note: This clause of ATC shall be operated by non PFMS; non GPA buyer i.e. all PSU working through their accounts not integrated with GPA.

3. Bidders can also submit the EMD with Account Payee Demand Draft in favour of Director, SCTIMST payable at Trivandrum.  
Bidder has to upload scanned copy / proof of the DD along with bid and has to ensure delivery of hardcopy to Buyer within 5 days of Bid End date / Bid Opening date.
4. Bidders can also submit the EMD with Fixed Deposit Receipt made out or pledged in the name of A/C (Name of Buyer). The bank should certify on it that the deposit can be withdrawn only on the demand or with the sanction of the bank. For release of EMD, the FDR will be released in the favour of the bidder by the Buyer after making endorsement on the back of the FDR duly signed and stamped along with covering letter. Bidder has to upload scanned copy/ proof of the FDR along with bid and has to ensure delivery of hardcopy to the Buyer within 5 days of Bid End date/ Bid Opening date
5. **Bidder financial standing:** The bidder should not be under liquidation, court receivership or similar proceedings. Bidder should not be bankrupt. Bidder to upload undertaking to this effect with bid.
6. Bidders shall quote only those products in the bid which are not obsolete in the market and has at least 7 years residual market life i.e. the offered product shall not be declared end-of-life by the OEM before this period.
7. Bidder's offer is liable to be rejected if they don't upload any of the certificates / documents sought in the Bid document, ATC and Corrigendum if any.
8. Bidders are advised to check applicable GST on their own before quoting. Buyer will not take any responsibility regarding GST reimbursement. GST reimbursement will be as per actuals or as per applicable rates (whichever is lower), subject to a maximum of quoted GST %.
9. Buyer Organization specific Integrity Pact shall have to be complied by all bidders. Bidders shall have to upload scanned copy of signed integrity pact as per Buyer organizations policy along with bid. [Click here to view the Integrity Pact](#)
10. **IMPORTED PRODUCTS:** In case of imported products, OEM or Authorized Seller of OEM should have a registered office in India to provide after sales service support in India. The certificate to this effect should be submitted.
11. Installation, Commissioning, Testing, Configuration, Training (if any - whichever is applicable as per scope of work) is to be carried out by OEM / OEM Certified resource or OEM authorised Reseller.
12. **Non return of Hard Disk:** As per Buyer organization's Security Policy, Faulty Hard Disk of Servers/Desktop Computers/ Laptops etc. will not be returned back to the OEM/supplier against warranty replacement.
13. **NET WORTH:** Net Worth of the OEM should be positive as per the last audited financial statement.
14. Successful Bidder can submit the Performance Security in the form of Account Payee Demand Draft also (besides PGC which is allowed as per GeM GTC). DD should be made in favour of Director, SCTIMST payable at Trivandrum. After award of contract, Successful Bidder can upload scanned copy of the DD in place of PGC and has to ensure delivery of hard copy to the original DD to the Buyer within 15 days of award of contract.
15. Successful Bidder can submit the Performance Security in the form of Fixed Deposit Receipt also (besides PGC which is allowed as per GeM GTC). FDR should be made out or pledged in the name of Director, SCTIMST A/C (Name of Buyer). The bank should certify on it that the deposit can be withdrawn only on the demand or with the sanction of the bank. For release of Security Deposit, the FDR will be released in favour of bidder by the Buyer after making endorsement on the back of the FDR duly signed and stamped along with covering letter. Successful Bidder has to upload scanned copy of the FDR document in place of PGC and has to ensure delivery of hard copy of Original FDR to the Buyer within 15 days of award of contract.
16. Successful bidder will have to ensure that adequate number of dedicated technical service personals / engine

designated / deployed for attending to the Service Request in a time bound manner and for ensuring Timely Service / rectification of defects during warranty period, as per Service level agreement indicated in the relevant clause of the bid.

17. Supplier shall ensure that the Invoice is raised in the name of Consignee with GSTIN of Consignee only.
18. **Upload Manufacturer authorization:** Wherever Authorised Distributors are submitting the bid, Manufacturer Authorisation Form (MAF)/Certificate with OEM details such as name, designation, address, e-mail Id and Phone No. are required to be furnished along with the bid.
19. While generating invoice in GeM portal, the seller must upload scanned copy of GST invoice and the screenshot of GeM portal confirming payment of GST.
20. Timely Servicing / rectification of defects during warranty period: After having been notified of the defects / service requirement during warranty period, Seller has to complete the required Service / Rectification within 3 days time limit. If the Seller fails to complete service / rectification within defined time limit, a penalty of 0.5% of Unit Price of product shall be charged as penalty for each week of delay from the seller. Seller can deposit the penalty with the Buyer directly else the Buyer shall have a right to recover all such penalty amount from the Performance Security (PBG). Cumulative Penalty cannot exceed more than 10% of the total contract value after which the Buyer shall have the right to get the service / rectification done from alternate sources at the risk and cost of the Seller besides the forfeiture of PBG. Seller shall be liable to reimburse the cost of such service / rectification to the Buyer.
21. Buyer Added text based ATC clauses

- A.** Bidders are advised to quote prices as per technical specification. However detailed breakup of prices should be provided in Price Format - A (in pdf) and uploaded in the prescribed place (Financial Document Required) on online GeM portal. The prices quoted in the prescribed field on GeM portal shall be considered for ranking purpose.

Total price quoted in Price Format - A (in pdf) must match with the price quoted in GeM portal.

- B.** The Bidders are advised to quote price of Spare parts, Consumables in the attached format (Price Format - C) accordingly and uploaded the same in the prescribed place (Financial Document Required) on GeM portal. The equipment should be supported with spares for a minimum period of 10 years from the date of successful installation and commissioning." All the spares and consumables required for the equipment should be made available through GeM throughout the agreed supporting period".
- C.** The three years warranty sought for is OEM warranty without any additional cost towards the warranty. The charges, if any, claimed by the bidder towards three years warranty and include product cost in Price Format -A should be mentioned in the price format D. This cost should be considered for calculating CAMC cost. As per Institute policy CAMC should be a maximum of 5% of the equipment cost and escalation if applicable (maximum 5 %) should be considered once in every five years.
- D.** CAMC shall be calculated after excluding GST of the equipment in price format A and the equipment warranty charges if any mentioned in price format D. The supplier shall enter into CAMC with the Buyer 3 (three) months prior to the completion of Warranty Period. The CAMC will commence from the expiry of the Warranty Period and an agreement is executed in this regard.
- E.** Integrity Pact Agreement will form part and parcel of this tender. It is mandatory to enclose the Integrity Pact Agreement along with the techno-commercial bid.
  - o Independent External Monitors:

**(1) Sri. Prahlad Kumar Sinha, IP & TAFS (Rtd.) Ph.No.09423677066**

**[I.D-pekay66@gmail.com](mailto:I.D-pekay66@gmail.com)**

- F.** Bidders should submit the Manufacturer's Authorization in attached format E (Buyer upload document)
- G.** Bidders has to demonstrate the equipment online / offline on request.
- H.** Bidders should comply the GOI Order **No. F.No.6/18/2019-PPD dtd 23.07.2020** . A declaration in regard to this OM should be submitted along with technical bid.

**I. Liquidated Damages:**

If the supplier fails to deliver or install/commission any or all of the goods or fails to perform services within the time frame(s) incorporated in the Purchase Order, the Purchaser shall, without prejudice to other rights and remedies available to the Purchaser under the contract, deduct from the contract price, as liquidated damages, a sum equivalent to 0.5% per week of delay or part thereof in respect of the delayed supply of goods, installation, commissioning and/or services until actual delivery and performance subject to a maximum of 10% of the contract price. Once the maximum is reached, the Purchaser may consider termination of the contract.

If any delay by the supplier in maintaining its contractual obligations towards delivery of goods and performance of services shall render the supplier liable to any or all of the following sanctions:

- a. Imposition of liquidated damages,
- b. Forfeiture of its Performance Security and
- c. Termination of the Contract for default

**CORRIGENDUM-1 DTD 31.10.2022 OPERATING MICROSCOPE FOR NEUROSURGERY**

**BID NO.GEM/2022/B/2416491/26.08.2022**

	<b>Specification as per Tender Document</b>	<b>To be read as</b>
1	Working distance: The total working distance range must be at least 400 mm without changing or adding lenses. Motorized zoom 1:6 magnification system with apochromatic optics 200-600 mm continuously variable through motorized multifocal lens, activated through hand or through control panel. Manually adjustable override. Deviation of $\pm 25$ mm over the w.d range is acceptable.	Working distance: The total working distance must be at least 400 mm without changing or adding lenses. Motorized zoom 1:6 magnification system apochromatic optics 225-600 mm continuously variable through motorized multifocal lens, activated through hand or through control panel. Manually adjustable override. Deviation of $\pm 25$ mm over the w.d range is acceptable.
2	Magnification range: Should be 24x for microsurgery applications, highest magnification should obtain without any additional magnification adaptor connected to the microscope.	Magnification range: Should be 20x or more for microsurgery applications or more. Highest magnification should be obtain with or without additional magnification adaptor connected to the microscope.
3	Motorized focusing: Should be through multifocal lens activated through hand or foot switch & touch screen control panel. Manually adjustable override. The system should have 2 dot laser auto focus and have point lock focus, focus of the system should not disturb while moving the head of the system 10x or 12.5x magnetic wide field eyepiece with integrated eye cups.	Motorized focusing: Should be through multifocal lens activated through hand or foot switch. Manually adjustable override to be provided in the system. The system should have 2 dot laser auto focus. 10x or 12.5x magnetic wide field eyepiece with integrated eye cups.
4	Binocular tube: Tilttable, rotatable,	Binocular tube: Tilttable, rotatable binocular tube

	length adjustable binocular tube for main surgeon with 360degree rotation facility. Tubes must be available, providing an integrated magnification changer facilitating extremely delicate surgery. Tubes must be available, providing the possibility to rapidly switch between large magnification and maximal overview of the region of interest. There should be minimum one main stereo observation and two stereo co observation tube must be provided.	main surgeon with 360degree rotation facility. must be available, providing an integrated/ex magnification changer facilitating extremely delicate surgery. Tubes must be available, providing possibility to rapidly switch between large magnification and maximal overview of the region of interest. should be minimum one main stereo observation two stereo co observation tube with integrated/ex magnification must be provided.
5	Light source: 300w higher xenon illumination with integrated 300w higher xenon bulb as back-up with fast action lamp change over. The system must offer an electronically controllable second light beam path to brighten up shadowed areas in the field of view. In order to protect tissue from inadvertent light exposure the system must offer respective safety mechanisms: system information when exceeding individual light threshold.	Light source: 300w higher xenon illumination integrated 300w higher xenon bulb as back-up with fast action lamp change over. The system must offer a second light beam path for uniformity of light in the field of view for shadow less illumination. In order to protect tissue from inadvertent light exposure the system must offer respective safety mechanisms: system information when exceeding individual light threshold.
6	Integrated beam splitter (not visible from outside) and should be supplied with stereo co observation attachment, when tilting the system head laterally the co- observer tube must not move in order to reduce intraoperative rebalancing. System should have anti damping mechanism to reduce the damping effect of the system.	Integrated beam splitter and should be supplied with stereo co observation attachment, System should have anti damping mechanism to reduce the vibration of the system.
7	System should have auto parked function; system should park in its parking position commanding from user interface.	System should have auto/manual parking position.
8	The system must be able to automatically move into a draping position, which can be adapted /changed by the end user, to assist the draping of the system. Draping of the system must be facilitated by an automatic air vacuum. Tubes must be available that can be stretched & folded, providing a comfortable working position during surgery.	The system must be able to automatically/move into a draping position, which can be adapted /changed by the end user, to assist the draping of the system. Draping of the system must be facilitated by an automatic air vacuum. Tubes must be available that can be stretched & folded, providing a comfortable working position during surgery. 100 nos of tubes should be provided along with the microscope.

9	The system must provide a one touch automatic balancing of all system axes without any manual interaction or axis adjustments. The automatic balancing of the system must be possible in any position within the system head tilt and swivel movement range. The system must be able to operate without counterweights that increase the required floor space opposite of the system.	The system must provide Intra Operative balancing of all system axes. The automatic balance of the system must be possible in any position within the system head tilt movement range even during surgery.
10	The system must be able to offer a manual movement function, allowing for positioning the system freely within the entire working distance range while keeping the focal point in the center of the field of view.	The system must be able to offer a manual movement function, allowing for positioning the system freely within the entire working distance range by the user. The system must have auto focus within the field of view
11	The system must offer a motorized positioning function from the handgrip or foot control panel to change the viewing angle to the focal point in the center of the field of view.	Deleted
12	The system must offer a function to memorize focal point positions.	Deleted
13	Microscope should have face to face attachment with tiltable, rotatable, length adjustable binocular tube with 360degree rotation facility. Tubes must be available, providing an integrated magnification changer facilitating extremely delicate surgery. Tubes must be available, providing the possibility to rapidly switch between large magnification and maximal overview of the region of interest. Eyepiece 10x or 12.5x magnetic wide field eyepiece with integrated eyecups, for & diopter correction of +5d to -5d	Microscope should have face to face attachment with tiltable, rotatable, binocular tube with 360degree rotation facility. Tubes must be available, providing an integrated magnification changer facilitating extremely delicate surgery. Tubes must be available, providing the possibility to rapidly switch between magnification and maximal overview of the region of interest. Eyepiece 10x or 12.5x wide field eyepiece with integrated eyecups, for & diopter correction of +5d to -5d
14	Fully integrated advanced digital 4k video camera with 3d mode should be attached to supply output to the stand mounted colour lcd screen. In addition, there should be ports for connection to pc via usb / firewire ports, 15 pin VGA port for color monitor, HDMI port +/- DVI port and preferably LAN connectivity. The camera output should be able to be integrated with our existing audio-visual system in or. All accessories required for above integration should be provided. The quality of 4K3D or HD3D camera should	Fully integrated advanced digital 4K or Full HD camera with 3d mode should be attached to supply output to the stand mounted colour lcd screen. In addition, there should be ports for connection to pc via usb / firewire ports, 15 pin VGA port for color monitor, HDMI port +/- DVI port and preferably LAN connectivity. The camera output should be able to be integrated with our existing audio-visual system in or. All accessories required for above integration should be provided. The quality of HD 3D camera should be good enough to operate with the help of FHD 3Dmonitor itself.

	be good enough to operate with the help of 4K3Dmonitor itself.	
15	Full HD medical grade display system attached with the microscope system. Should have the facility for adding second monitor integrated with the system without any external attachment and wires. The second monitor should be able to switch between 2d and 3d view based on the camera configuration. (no external monitor /detachable monitor will be acceptable)	Full HD medical grade display system attached with microscope floor stand system. The monitor should be able to switch between 2d and 3d view based on camera configuration. Should have the facility for adding second monitor integrated or stand alone with the system.
16	Full HD inbuilt video recording system with integrated HDD of at least 1tb (external/attachable recorder will not be considered).	Full HD inbuilt video recording system with integrated HDD of at least 1TB, plus a separate storage device of minimum 10Tb should be provided. Along with the system.
17	The system should allow connection to external HD signal (eg. endoscopic image) or the system should have the facility to upgrade with integrated inspection tool in future.	The system should allow connection to external signal and the same should be viewed in the integrated stand monitor. (eg. endoscopic image)
18	The inspection tool for endogenous visualization of tissue out of the line of sight of the system and simultaneously provide a straight look and a 90° view without changing optics.	Deleted
19	The integrated inspection tool must feature a HD resolution. The tool must not require additional footprint in the OR. The central computing unit, recorder, user interface and monitor of the integrated micro-inspection tool must be integrated into the system. The integrated micro-inspection tool must feature an automatic off mode.	Deleted
20	The recording system must be able to capture the microscopic and integrated inspection tool view into a single stream and must be fully autoclavable and machine washable.	Deleted
21	The integrated inspection tool must use an angled design to ensure a free line of sight through the system on the situs. The tool must use a working distance between 5 mm and 30 mm for neuro and spine applications without the need to refocus.	Deleted

22	The system software must provide a function to digitally align the viewing direction of the integrated inspection tool to the system.	Deleted
23	The system should have navigation interface module activating navigation functionality with robotic alignment in all axis.	The system should have navigation interface m activating navigation functionality.
24	The system must offer an option for fluorescence-based video angiography detecting with full-HD resolution. an optional setup phase for indocyanine green (icg) video- angiography guiding in optimal adjustment for blood flow assessment must be available. The system must provide automatic fluorescence detection in order to skip blank recording sequence when replaying the fluorescence video.	The system must offer fluorescence-based angiography detecting with full-HD resolution. A phase for indocyanine green (icg) video- angiog preferably with anatomy view or in of adjustment for blood flow analysis.
25	The system should be capable of upgrading ALA in the future if required.	The system should be capable of upgrading 5-A the future if required and price should be quoted f same.
26		One manpower during the warranty and CAMC I should be provided.(8 AM - 4 PM)

22. Buyer uploaded ATC document [Click here to view the file.](#)

## Disclaimer

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority Organization. Buyer organization is solely responsible for the impact of these clauses on the bidding process, its out and consequences thereof including any eccentricity/restriction arising in the bidding process due to these ATCs and modification of technical specifications and/or terms and conditions governing the bid. Any clause incorporated by tl



such as demanding Tender Sample, incorporating any clause against the MSME policy and Preference to make in Inc Policy, mandating any Brand names or Foreign Certification, changing the default time period for Acceptance of mat payment timeline governed by OM of Department of Expenditure shall be null and void and would not be considered bid. Further any reference of conditions published on any external site or reference to external documents/clauses shall be null and void. If any seller has any objection/grievance against these additional clauses or otherwise on any aspect of the bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to respond to all such representations and would not be allowed to open bids if he fails to reply to such representations. Also, GeM will not permit collection of Tender fee / Auction fee in case of Bids / Forward Auction as the case may be. Any stipulation by Buyer seeking payment of Tender Fee / Auction fee through ATC clauses would be treated as null and void.

\*This document shall overwrite all previous versions of Bid Specific Additional Terms and Conditions.

[This Bid is also governed by the General Terms and Conditions.](#)