

**CLARIFICATIONS ON THE POINTS RAISED DURING THE PRE-BID MEETING
HELD ON 09.06.2017 TOWARDS THE PURCHASE OF OF 14,700 M.Ts. OF MULTI-
LAYER CO-EXTRUDED POLY END FILM TO METRO DAIRIES AND ALL DCMPUs
FOR THREE YEARS 2017-2020**

The queries raised during the pre-bid meeting and clarifications given for the same are furnished below:

Sl. No.	Clause no.	Clarifications sought for	Clarifications issued
1.	4.7.2	Please clarify whether the payment of EMD amount may be made through NEFT.	Not permitted. The payment of EMD amount should be made only through Demand Draft as per tender clause No.4.7.2.
2.	7.10.1	Shall we submit plain film without printing for testing samples.	Submission of unprinted poly end film samples will not be accepted. Samples should be of any design with minimum of any three colours printed as per clause No.7.10.1.
3.	5.5.6	Minimum 15 days are required to engrave the cylinder and after that, we require at least 5 days to supply the film. Therefore, minimum 20 clear days should be given after receipt of confirmed and approved art work to supply the film.	In the tender clause 5.5.6, for the expression "Fifteen clear days", the expression "Fifteen clear days excluding holidays" shall be substituted.
4.	6.5.4	It is mentioned that " <i>In case of any extraneous odour found in the roll the respective roll will be rejected besides imposing a penalty of Rs.5,000/- per roll</i> ". We would like to point out that normally odour comes because of ink and reducer. We are not manufacturing these items. Moreover, odour is subjective. Some people may feel extraneous odour and some people may feel it is normal. <u>What are the parameters for determining extraneous odour?</u> Moreover, if extraneous odour is in one roll, it will most likely be in the entire consignment of 500 boxes resulting in	For ensuring quality supply of film, the tender clause No.6.5.4 holds good.

		<p>the rejection of the whole lot. You have put a penalty of Rs 5000/- per roll that means for 500 boxes penalty would be Rs.25.00 lakhs. Is this type of penalty justified? This will amount to a loss of nearly Rs.40.00 lakhs to tenderer as the cost of film rejected will be around Rs.15.00 lakhs + penalty of Rs.25.00 lakhs. In any case you are not using the film and rejecting the same which itself is a penalty. Also, if any odour is found then the roll/consignment should not be used at all. We request you to kindly clarify on this.</p>	
5.	6.6	<p>In this clause it is mentioned that consignment will be rejected if yield parameters are not met. Please clarify that if at the time of random testing (2% of consignment) the yield is found to be within parameters but films like DTM 500ML, Curd film, Buttermilk film, etc. which have low usage – i.e. only about 5-10 Kgs of film is used per day and each roll is subjected to loading-unloading 3-4 times, which result in low yield on actual usage. Will the yield parameters also be applied to such films? Please clarify.</p>	<p>The tender clause No.6.6 holds good.</p>
6.	7.9	<p><u>Financial:</u> We are supplying film to you and we understand that value of Rs 1,63,778 per MT of poly end film is inclusive of Basic, Excise Duty, VAT and Freight. However, as per Accounting Standards, Income Tax Act and Company Law the tax component and freight has to be excluded from arriving at turnover value and accordingly balance sheet are drawn up. We request you to kindly revise this price to exclusive of Tax and freight component.</p>	<p>For arriving annual sales turnover, the excise duty, Vat and freight on film are excluded and the amount of Rs.1,31,050/- per M.T. of poly end film as on 01.08.2017 is the base for arriving annual sales turnover.</p> <p>The tender clause 7.9 shall be substituted as below: FINANCIAL: The tenderer shall have average annual sales turnover for the last three financial years equal to the value of the tenderer's offered quantity per annum (or) minimum annual sales turn-over in each of the</p>

			last three financial years shall not be less than 50% of the value of tenderers offered quantity per annum. The value of tenderer's offered quantity shall be arrived by multiplying tenderer's offered quantity per annum with tender estimated value of Rs.1,31,050/- per M.T. of poly end film. The financial statement for the last three financial years attested by Chartered Accountant shall be enclosed in the Technical Bid.
7.	-	<u>15% price preference for domestic small scale industrial units</u> : Kindly refer to G.O. Ms. No.452 dated 16 th November, 2001 issued by Finance Department of Tamil Nadu (copy enclosed) in which it has been mentioned that price preference @ 15% is applicable to small units based in Tamilnadu. We request you to kindly clarify the same.	The GO Ms. No.452, dt. 16.01.2001 was omitted from TNTT Act vide GO Ms. No.425, dt. 11.12.2012. Hence 15% price preference for domestic small scale industrial units will not be applicable. The tender clauses No.9.1 to 9.5, all hold good.
8.	-	<u>20% reservation for MSME Units</u> : As per Government of India Gazette dated 23 rd March, 2012 there is an order in which it is mentioned that w.e.f.1 st April, 2015 minimum of 20% procurement from MSME units is mandatory. A copy of Gazette is enclosed for your ready reference. We request you to clarify on this issue.	20% reservation for MSME Units will not be applicable and the evaluation will be followed as per the provision of TNTT Act.
9.	9.4	The clauses covered under this, do not specify whether excise duty payable by local units or other units will be added to the rates quoted by exempted units from Uttarakhand and Himachal Pradesh. It has been mentioned in clause 9.4.(iii) <i>"In a tender where all the tenderers are from within the State of Tamilnadu or where all the tenderers are from outside the State of Tamilnadu, the Value Added Tax shall be included for the evaluation of the price"</i> .	Due to implementation of GST, the tender clause No.9.4(iii) and (iv) have been omitted.

		We understand that the above situation would not have been considered while formulating Tender Evaluation Criteria. Central excise duty is at present levied @ 12.50% therefore it is not possible for units paying Excise duty to compete with exempted units. There should be level playing field. Please clarify whether excise duty will be included in the price quoted by exempted units for the evaluation of price.	
10.	-	It is evident from all media reports that in all probability w.e.f. 1 st July, 2017. GST would be applicable and Excise Duty and VAT will be subsumed in GST. After implementation of GST what would be the evaluation criteria under Clause 9.4.	Due to implementation of GST, the tender clause No.9.4(iii) and (iv) have been omitted.
11.	7.3	It is mandatory for all film manufacturers should have registration certificate issued by pollution control board. Please clarify.	It is mentioned in the tender clause No.7.3 that the tenderer should enclose a copy of the registration certificate issued by pollution control board for the manufacturer of poly end film, so that the registration number shall be printed on the poly end film.
12.	-	Is it permitted to submit only for the sample films i.e. 500ml and 1000ml film thickness alone. Please clarify.	Three categories of poly end film i.e. 54 Micron, 63 Micron and 110 Micron are called for. A firm should submit minimum two Nos. of sample of film in a category for considering their offer for the category of film for which they have submitted sample for.
13.	9.4	In clause No.9.4, iii & iv are contradictory to each other and requesting you to consider making the amendment as below. Inclusion of word GST instead of Value Added Tax iii) In tender where tenderers are from outside the state of Tamilnadu, the GST shall be included for the	Due to implementation of GST, the tender clause No.9.4(iii) and (iv) have been omitted.

		evaluation of price and iv) In a tender, where the tenderers are from the state of Tamilnadu, the GST levied under Tamil Nadu Transparency in Tender Act shall be excluded for evaluation of price. Further, requested to consider shifting the tender submission date by one week so that all tenderers can quote the price considering GST effect.	
14.	-	In order to improve the performance of grade film ± 3 Micron variation only.	Tender clause No.6.5.1 holds good.
15.	-	Review minimum yield per Kg.	Tender clause No.6.5.2 and 6.6.1 holds good.
16.	-	At the time of testing at Dairy samples, call outside agencies for operating FFS Machine, preferably by the machine suppliers.	Dairy Testing on tender sample films will be carried out by our staff as per tender test procedure.

The amendments to the above clarifications and decisions taken are being issued separately.

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