



PM Cell – MM

## Oil and Natural Gas Corporation Ltd

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**Circular No. 24/2021- cum- integrated MM manual Amendment No. 68/2021**

No: MAT/PMC/13(6)/2021

Dated: 02.08.2021

**Sub: Disclosure of Prices in the techno-commercial bid**

Reference is invited to provisions at B.2.4.1 of standard BEC for Goods and Services wherein it has been stipulated that the offers of the bidders indicating/disclosing prices in techno-commercial (un-priced bid) or at any stage before opening of price-bid shall be straightaway rejected.

EPC in its meeting (11/2021) held on 15.07.2021 reviewed aforesaid provision and decided that in case bidders indicate/disclose prices in techno-commercial (un-priced bid) or at any stage before opening of price-bid, their bids shall be evaluated without giving any cognizance to such prices (for any purpose) i.e. no cognizance for award of contract/rate reasonability/price negotiation). A warning shall be issued by ONGC to such bidders intimating their senior management for not repeating such mistake again.

Accordingly, relevant provisions of Integrated MM Manual and BEC for procurement of Goods and Service Contracts stands modified as per Annexure 1 and 2 respectively. Similar provisions shall also be incorporated in other tenders (e.g. tenders pertaining to Charter hiring of rigs & works Contracts/LTSK Contracts etc.).

To keep a watch on repeated offenders, the work centres will report cases where bidders indicated/disclosed prices in techno-commercial bid(un-priced bid) or at any stage before opening of price-bid, on monthly basis to PMC till the time system is developed, so that appropriate policy intervention can be brought in as per the requirement.

Above guidelines should be meticulously followed by all concerned.

  
(A. P. Tripathi) 2/8/2021  
ED-Chief MM Services

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Annexure-1

Statement showing existing vis-à-vis modified provisions of IMMM

Para No.	Existing Provisions	Modified Provisions	Remarks
13	Tender Evaluation	Tender Evaluation	No Change
13.7	No provision exists	<b>Disclosure of Prices in the techno-commercial bid</b>	New Provision
13.7.1	No provision exists	<p>Bidders should not indicate/disclose prices in techno-commercial (un-priced bid). In case bidders indicate/disclose prices in techno-commercial (un-priced bid) or at any stage before opening of price-bid, their bids shall be evaluated without giving any cognizance to such prices (for any purpose) i.e. no cognizance for award of contract/rate reasonability/price negotiation).</p> <p>Evaluation will be done as per Price Evaluation Criteria of BEC on the basis of prices quoted in the price bid only.</p> <p>If the bidder has indicated/disclosed some price in techno-commercial bid (at techno-commercial stage) or at any stage before opening of price-bid, but has not indicated any price in its Price Bid, its offer shall be considered as without any price and thus shall be rejected and in no case price revealed in techno-commercial bid shall be considered for award.</p> <p>A warning shall be issued by ONGC to such bidders intimating their senior management for not repeating such mistake again.</p>	New Provision

## Modifications to BEC for procurement of Goods and Service Contracts

Para No.	Existing Provisions	Modified Provisions	Remarks
B.2.4.1 of BEC-ICB, NCB- Goods ICB- Services BEC and B.2.2.1 of BEC- NCB- Services	The offers of the bidders indicating/disclosing prices in techno-commercial (un-priced bid) or at any stage before opening of price-bid shall be straightaway rejected.	<p>Bidders should not indicate/disclose prices in techno-commercial (un-priced bid). In case bidders indicate/disclose prices in techno-commercial (un-priced bid) or at any stage before opening of price-bid, their bids shall be evaluated without giving any cognizance to such prices.</p> <p>Evaluation will be done as per Price Evaluation Criteria of BEC on the basis of prices quoted in the price bid only.</p> <p><i>If the bidder has indicated/disclosed some price in techno-commercial bid (at techno-commercial stage) or at any stage before opening of price-bid, but has not indicated any price in its Price Bid, its offer shall be considered as without any price and thus shall be rejected and in no case price revealed in techno-commercial bid shall be considered for award.</i></p>	Provision modified