



PMC Cell – MM

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Circular No. 63/2022

No. DLI/CORP-MM/2022/PMC/13(27)1029101

Dated: 15.12.2022

Sub: Clarifications to Circular No. 51/2022 dated 17.10.2022 on consideration of Single Offer in Open/Limited Tenders

In connection with the subject circular pertaining to Consideration of Single Offer in Open/Limited Tenders, based on queries raised by various Work Centres, following points are clarified:

1. In case after Price Bid opening only one TA/CA offer is left, the approving authority for negotiation shall be L-I executive as prescribed in IMMM para 14.2.2 for all cases falling under the power of L-I or below level. For cases, falling under the powers of Director and EPC, approval of concerned Director may be sought and not of L-I as mentioned in last paragraph of IMMM para 14.2.2.
2. In case only one offer is received against the tender or techno commercial evaluation ends up with only one TA/CA offer, TC will be constituted at I/C-F&A, I/C-MM and L-2 Level Officer from Indenting Section and not as per para 10.3.1 (ix) of IMM Manual.
3. A single offer situation shall get triggered only if a single bid is received against the tender or after techno-commercial evaluation, CPA approves the rejection of other offer(s). Only after single offer situation gets triggered, the TC shall need to be re-constituted at appropriate level depending upon new CPA as per Circular No. 51/2022.

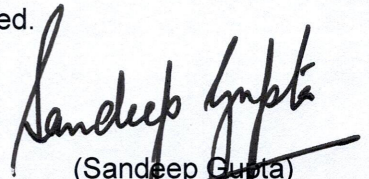
For example, in case only one offer is received in TBO itself, CPA/level of TC as per Circular No. 51/2022 shall be applicable for all actions after TBO. In case more than one offer received in TBO, but after techno-commercial evaluation only one TA/CA offer is left, the powers of CPA/ level of TC as per Circular No. 51/2022 shall be applicable only after approval of original CPA leading to single offer situation.

4. Provisions stipulated in Circular No. 51/2022 are applicable to GeM tenders too. However, TC shall be applicable only where GeM provisions necessitates submission of recommendations through TC for approval by CPA.

5. Provisions as per Circular No. 51/2022 shall be applicable at the overall tender level as a whole and not on the basis of offers received Group-wise or Category-wise.
6. Confirmation of conditions as per (i), (ii), (iii) of Para 14.1.8 of IMMM by TC shall be required at the time of approval for placement of Order.
7. Cancellation / re-invitation of tenders for reasons other than due to withdrawal of demand shall require approval of competent authority (not below L-1) as per original CPA and not the CPA determined in terms of Circular No. 51/2022.

The cancellation of tender to the extent demand is withdrawn shall require approval of original CPA in terms of IMMM para 14.3.1 (a).

Above guidelines/Clarifications should be meticulously followed by all concerned.


(Sandeep Gupta)
ED-Chief MM Services
15/12/22

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