



PMC Cell – MM

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Circular No. 93/2023

No: DLI/CORP-MM/POLICY/2023/13(108)/1056188

Dated:20.12.2023

Sub: Eligibility and Experience Criteria in Indigenous Tender for Service Contracts

Reference is invited to Circular No. 57/2020 dated 26.11.2022 (amended vide PMC Circular 24/2023), wherein inter-alia Eligibility Criteria to be incorporated in Indigenous Tenders for specialized services on case to case basis with the approval of concerned Director, has been specified. As per the said Eligibility Criteria, only the Companies incorporated in India which maintain minimum 20% local content for the offered services are eligible to participate. With regard to calculation of local content and submission of documents during bidding & execution of contract, provision of Public Procurement (Preference to Make in India) Order 2017" (MII), read with MoPNG Notification dated 26.04.2022 on PPP-MII Order (as amended from time to time) shall be applicable. If such local content is not maintained during execution of contract, ONGC reserves the right to invoke the PBGs submitted by the bidding and supporting companies. In case of bid from Consortium of Companies, leader and members of Consortium must be companies incorporated in India and Consortium shall maintain minimum 20% local content.

In this regard, it has been observed that the provisions mentioned in the said Eligibility Criteria are already available in the provisions of Public Procurement (Preference to Make in India) Order 2017" (PP-MII) and clause applicable for Consortium of bidders.

In view of the above, following Eligibility Criteria mentioned in Circular No. 57/2020 (amended vide PMC Circular 24/2023) stands deleted:

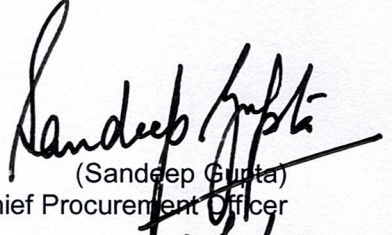
"B.1.2 Eligibility criteria:

Only the Companies incorporated in India which maintain minimum 20% local content for the offered services are eligible to participate. With regard to calculation of local content and submission of documents during bidding & execution of contract, provision of Public Procurement (Preference to Make in India) Order 2017" (MII), read with MoPNG Notification dated 26.04.2022 on PPP-MII Order (as amended from time to time) shall be applicable. If such local content is not maintained during execution of contract, ONGC reserves the right to invoke the PBGs submitted by the bidding and supporting companies.

In case of bid from Consortium of Companies, leader and members of Consortium must be companies incorporated in India and Consortium shall maintain minimum 20% local content."

Further, as per aforementioned circulars, provisions mentioned therein were to be incorporated in Indigenous Tender for specialized services only on case to case basis with the approval of concerned Director. EC in its 592nd meeting while considering the Agenda for Centralization of Materials Management (MM) Organization Structure for Procurement of Goods, Services and LSTK Tenders, has decided to delegate various powers regarding all intermediate steps before award approval to the concerned L-1 executive instead of the concerned Director. Therefore, in order to have uniformity in implementation of the above provisions for specialized services in indigenous tenders, approval of Chief Procurement Officer shall require to be obtained on case to case basis for incorporation of the provisions mentioned in Circular No. 57/2020 (amended vide PMC Circular 24/2023).

Above guidelines should be meticulously followed by all concerned


(Sandeep Gupta)
ED-Chief Procurement Officer
29/14/23

Distribution: (Through ONGC's intranet website 'reports.ongc.co.in').

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