



PMC Cell – MM

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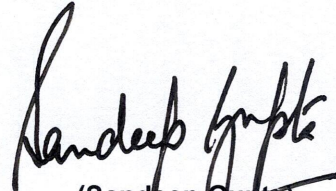
Dated: 26.12.2023

Sub: Sampling and testing of Chemicals.

Reference is invited to Integrated MM Manual Para 21.8.2 of IMMM as per which in case bulk sample gets rejected, the supplier is required to reprocess the chemicals and offer again for inspection. However, if the chemical fails even the second time, the supplier has the option to get it tested on payment basis in his presence from the same laboratory, where it was tested earlier. During discussions with various workcenters, it has been pointed out that the supplier does not have option of challenging the test report in case of failure of sample for the first time. Therefore, after failure of material in testing in first time, suppliers tend to claim that their material is conforming to specifications and refuse to lift the material, which leads to delay.

This issue has been examined and relevant provisions of Integrated MM Manual in this regard, stands modified as per Annexure-1.

Above guidelines should be meticulously followed by all concerned.


(Sandeep Gupta)
ED-Chief MM Services
26/12/23

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

All concerned may download the circular from the site. Hard copies are not distributed separately.

Existing vis-a-vis modified provisions of Integrated MM Manual

IMMM Clause Ref	Existing Provisions	Modified Provisions	Remarks
21.8.2	<p>In the event of bulk sample getting rejected, the supplier <u>will be asked to reprocess it and offer again.</u> However if the product fails even second time, the supplier will have the option to get it tested on payment basis in his presence from the same laboratory where it was tested earlier on following conditions:-</p> <p>a. ONGC will refund the testing fee if the earlier results are found faulty.</p> <p>b. The supplier on his part will be debarred from participating in ONGC tenders for a period of one year if earlier results are confirmed. If supplier does not resort to testing on payment basis, sample shall be rejected and the supplier on his part will be debarred from participating in ONGC tenders for a period of one year.</p> <p>c. Failure of two consecutive lots may result into cancellation of purchase order and forfeiture of PS.</p>	<p>In the event of bulk sample getting rejected, the supplier can opt for any of the two following options:</p> <p>(Option-I) Supplier may get the same material re-sampled and re-tested in his presence from the same laboratory where it was tested earlier.</p> <p>(Option-II) Supplier may lift the failed material, re-process it and re-offer. Supplier will replace the material at its cost within delivery schedule, failing which provision of "Failure and Termination Clause/ Liquidated Damages Clause" of Tender document will be applicable.</p> <p><u>In either of the above options, item will be re-sampled and re-tested. If even the re-offered material under Option-I or re-processed and re-offered material under Option-II fails, following action shall be taken :-</u></p> <p>a. Incident shall be raised in GeM portal if the tender is being processed through GeM.</p> <p><u>However, in case tender is being processed under ONGC e-tender portal, the supplier on his part will be debarred from participating in ONGC tenders for a period of one year.</u></p> <p><u>(Following provision applicable for tender being processed through GeM as well as ONGC e-tender portal)</u></p> <p>b. Failure of two consecutive lots may result into cancellation of purchase order and forfeiture of Performance Security (PS).</p>	Underlined portion modified.

