



# Gujarat Urja Vikas Nigam Limited

(An ISO 9001:2008 Company)  
Sardar Patel Vidyut Bhavan, Race Course,  
Vadodara-390007  
(CIN U40109GJ2004SGC045195)



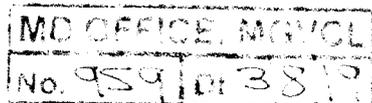
setech.guvnl@gebmail.com

Tele (Di): (0265) 2340205 PBX: (0265) 2310582 to 86  
FAX: (0265) 2337918, 2338164

No. GUVNL/Tech-3/DE-1/PP-2016/1534

Date: 03/08/2019

By FAX



To,  
The Managing Director,  
Corporate Office,  
GSECL/ GETCO/ MGVCL/ DGVCL/ PGVCL/ UGVCL  
Vadodara/ Surat/ Rajkot/ Mehsana

Sub: Purchase Policy-2016 for Procurement of Materials – Amendment No.9

- Ref:
1. T.O.L. No. GUVNL/Dir(Admin)/Tech/511 dated 04/03/2016
  2. T.O.L. No. GUVNL/Dir(Admin)/Tech/1085 dated 07/06/2016
  3. T.O.L. No. GUVNL/Tech-3/PP-2016/131 dated 19/04/2017
  4. T.O.L. No. GUVNL/Tech-3/PP-2016/1052 dated 22/08/2017
  5. T.O.L. No. GUVNL/Tech-3/PP-2016/1142 dated 06/09/2017
  6. T.O.L. No. GUVNL/Tech-3/DE-1/PP-2016/257 dated 07/02/2018
  7. T.O.L. No. GUVNL/Tech-3/DE-1/PP-2016/881 dated 16/03/2018
  8. T.O.L. No. GUVNL/Tech-3/DE-1/PP-2016/960 dated 28/03/2018
  9. T.O.L. No. GUVNL/Tech-3/DE-1/PP-2016/89 dated 17/01/2019

Respected Sir,

Vide GUVNL's letter dated 04/03/2016 (Ref.1), Purchase Policy-2016 for Procurement of Materials was circulated to all subsidiary companies. Also, vide GUVNL's letters dated 07/06/2016 (Ref.2), 19/04/2017 (Ref.3), 22/08/2017 (Ref.4), 06/09/2017 (Ref.5), 07/02/2018 (Ref.6), 16/03/2018 (Ref.7), 28/03/2018 (Ref.8) and 17/01/2019 (Ref.9), Amendment No.1, Amendment No.2, Amendment No.3, Amendment No.4, Amendment No.5, Amendment No.6, Amendment No.7 and Amendment No.8, respectively were issued and conveyed to all subsidiary companies.

Subsequently, issue came across at GUVNL level, therefore, proposal for addition of a new clause regarding 'Conflict of Interest' in Purchase Policy-2016 for Procurement of Materials was put up before the GUVNL Board in the meeting dated 29/06/2019 and same is approved vide B.R. No. 95.15/1531 in GUVNL Board meeting held on 29/06/2019. Accordingly, following new clause no. 4.23 in Purchase Policy-2016 for Procurement of Materials is added as per following details.

#### **4.23 Conflict of Interest among Bidders/ Agents:-**

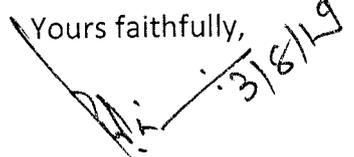
A bidder shall not have conflict of interest with other bidders for particular quoted item. Such conflict of interest can lead to anti-competitive practices to the detriment of Procuring Entity's interests. The bidder found to have a conflict of interest shall be disqualified. A bidder may be considered to have a conflict of interest with one or more parties in this bidding process for particular quoted item, if:

- a) they have proprietor/ partner(s)/ Director(s) in common; or
- b) they receive or have received any direct or indirect subsidy/ financial stake from any of them; or
- c) they have the same legal representative/ agent for purposes of this bid; or
- d) they have relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the bid of another bidder; or
- e) bidder participates in more than one bid in this bidding process. Participation by a bidder in more than one Bid will result in the disqualification of all bids in which the parties are involved. However, this does not limit the inclusion of the components/ sub-assembly/ assemblies from one bidding manufacturer in more than one bid.
- f) in cases of agents quoting in offshore procurements, on behalf of their principal manufacturers, one agent cannot represent two manufacturers or quote on their behalf in a particular tender enquiry. One manufacturer can also authorise only one agent/ dealer. There can be only one bid from the following:
  1. The principal manufacturer directly or through one Indian agent on his behalf; and
  2. Indian/ foreign agent on behalf of only one principal.
- g) a Bidder or any of its affiliates participated as a consultant in the preparation of the design or technical specifications of the contract that is the subject of the Bid;
- h) in case of a holding company having more than one independently manufacturing units, or more than one unit having common business ownership/ management, only one unit should quote. Similar restrictions would apply to closely related sister companies. Bidders must proactively declare such sister/ common business/ management units in same/ similar line of business.
- i) Bidder shall not act in contravention/ violation to the provisions of competition act, as amended from time to time.

Every bidder should, at the time of submission of bid, give a declaration, that bidder shall not have conflict of interest with other bidders for particular quoted item, as above.

You are, therefore, requested to instruct the concerned officials to take necessary action to follow above provision for procurement of Materials scrupulously, after observing all the formalities, please.

Thanking you.

Yours faithfully,  
 3/6/19

(R B Patel)  
I/c Chief Engineer (Tech.)

**Cfwcs to:**

1. PS to Principal Secretary, E&P Department, GoG, Gandhinagar.
2. The MD, GUVNL, Vadodara
3. The Director (Fin./ Tech.), GUVNL, Vadodara
4. The Additional DGP (Security), GUVNL, Vadodara
5. The Director, GETRI, Vadodara
6. The Liaison Officer, Office of the Hon'ble MoE, Swarnim Sankul-1 Gandhinagar

**Copy to:**

1. The GM (Comm./ HR/ F&A/ IT)/ CS (Legal), GUVNL, Vadodara
2. The SE (R&D), GUVNL, Gandhinagar
3. The EE (Tech-1/ Tech-2/ Solar), GUVNL, Vadodara