



THE FERTILISERS AND CHEMICALS TRAVANCORE LTD

CORPORATE MATERIALS, PD ADMINISTRATION BUILDING
UDYOGAMANDAL, KOCHI, KERALA, INDIA - 683 501
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10.02.2023

Pre-Qualification of vendors for the supply of Sulphur to FACT

Enquiry Notice

The Fertilisers And Chemicals Travancore Ltd. (FACT), Government of India Undertaking, imports about 10,0000 MT of Sulphur per annum. Imports are made on FOB / CFR basis as per rules applicable to Central Public Sector Enterprises, normally in bulk shipments of 15000 - 25,000 MT +/- 10% each. Applications are invited for pre-qualification of vendors for supply of Sulphur.

Producers/Traders meeting the enclosed pre-qualification criteria may apply giving the details and documents as per the Questionnaire enclosed. Detailed specification of Sulphur (Annexure X), Pre-qualification criteria (Annexure Y) and the Questionnaire for Pre-qualification (Annexure Z) are enclosed. Vendors are required to apply for pre-qualification only as per the prescribed format as per Annexure Z (Questionnaire for Pre-qualification of Vendors for supply of Sulphur). Application shall contain all details and documents called for in Annexure Y and Annexure Z.

Applications for pre-qualification shall be submitted as per the Proforma specified, duly completed in all respects and attaching all the required supporting documents. Applications received may be processed every three months.

Applications for pre-qualification shall be sent to "Assistant Officer (Administration), FACT Limited, FACT Petrochemical Division Administration Building, Udyogamandal – 683 501, Cochin, Kerala.

Applications received by email shall be considered as special case. Applications shall be mailed to following email: sivaram@factltd.com/nikhilkumar@factltd.com



Vendors in the existing pre-qualified list of FACT need not submit the pre-qualification documents afresh.

Note: Prospective vendors who apply or intend to apply for pre-qualification against this advertisement will be given opportunity for discussion on the subject to be held at FACT, Udyogamandal, Cochin, India. The discussions shall be held between 10.00 Hrs IST to 15.00 Hrs IST on working days (Monday to Friday). Suitable date, convenient to the vendor, shall be informed to the undersigned at least one week prior to the proposed day of the meeting.

Special Note:

I. Any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority as specified in Annexure-I of Order No. 6/18/2019-PPD dated 23.07.2020 of Ministry of Finance, Dept of Expenditure, Public Procurement Division, Govt. of India. If registered with Competent Authority as above a copy of registration certificate shall be furnished along with the bid failing which the bid shall be rejected.

II. "Bidder" (including the term "tenderer", "consultant" or "service provider" in certain contexts) means any person or firm or company, including any member of a consortium or joint venture (that is an association of several persons, or firms or companies), every artificial juridical person not falling in any of the descriptions of bidders stated hereinbefore, including any agency branch or office controlled by such person, participating in a procurement process.

III. "Bidder from a country which shares a land border with India" for the purpose of this Order means:- a. An entity incorporated, established or registered in such a country; or b. A subsidiary of an entity incorporated, established or registered in such a country; or c. An entity substantially controlled through entities incorporated, established or registered in such a country; or d. An entity whose beneficial owner is situated in such a country; or e. An Indian (or other) agent of such an entity or f. A natural person who is a citizen of such a country; or g. A Consortium or joint venture where any member of the consortium or joint venture falls under any of the above

IV. The beneficial owner for the purpose of (iii) above will be as under:

1. In case of a company or Limited Liability Partnership the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has a controlling ownership interest or who exercises control through other means. Explanation--- a. "Controlling ownership interest" means ownership of or entitlement to more than twenty-five per cent of shares or capital or profits of the company; b. "Control" shall include the right to appoint majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholder's agreements or voting agreements;



2. In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or more juridical person, has ownership of entitlement to more than fifteen percent of capital or profits of the partnership;

3. In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals;

4. Where no natural person is identified under (1) or (2) or (3) above, the beneficial owner is the relevant natural person who holds the position of senior managing official; 5. In case of a trust, the identification of beneficial owners(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control of ownership.

V. An Agent is a person employed to do any act for another, or to represent another in dealings with third person.

VI. Notwithstanding anything contained herein above, these provisions shall not apply to bidders from those countries (even if sharing a land border with India) to which the Government of India has extended lines of credit or in which the Government of India is engaged in development projects.

Certificate to be submitted by tenderers:

1. "I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India; I certify that this bidder is not from such a country or, if from such a country, has been registered with the Competent Authority. I hereby certify that this bidder fulfills all requirements in this regard and is eligible to be considered. [Where applicable, evidence of valid registration by the Competent Authority shall be attached"]".

2. The bidders shall submit a certificate, along with their bid, to the effect that they fully comply with the Order F.No. 6/18/2019-PPD dated 23.07.2020 and subsequent amendment, if any, issued by Ministry of Finance, Department of Expenditure, Public Procurement Division, and Government of India. If such a certificate given by a bidder, whose bid is accepted, is found to be false, then this would be a ground for immediate termination and further legal action in accordance with law

S. Sivaramakrishnan.
Deputy General Manager (Mat)-RM.



AnnexureX

FACT Specification of Sulphur

Physical:

- a) Colour : Sulphur should be bright yellow, in the form of granules or prills or pellets.
- b) Sieve requirements : -100 mesh /+200 mesh - 0.5% max.
- 200 mesh -Nil
- c) Bulk Density (uncompacted): $1.2\text{g}/(\text{cm})^3\text{max.}$

Chemical:

Purity	: 99.5% min. by weight on dry basis.
Ash	: 0.05% max. by weight on dry basis
Carbon	: 0.05% max. by weight on dry basis
As	: 0.25 ppm max. by weight on dry basis
Se	: 1.00 ppm max. by weight on dry basis
Te	: 1.00 ppm max. by weight on dry basis
Acidity	: 0.02% max. by weight on dry basis
Chlorides	: 50 ppm max. by weight on dry basis
Moisture	: Not to exceed 3% by weight on wet basis

Moisture in excess of 0.5% determined at load port shall be deducted from the Bill of Lading weight and the net weight so arrived at shall be invoiced.

Note: The parameters on Sieve requirements and Bulk density are not insisted for pre-qualification



Annexure Y

Supply of Sulphur to FACT

Pre-qualification criteria:

A) Producer:

- (i) Should have facilities to produce at least 50,000 MT per annum of formed Sulphur (i.e. in the form of granules / prills / pellets) meeting the chemical specification shown above. Copy of quality/analysis report showing the specification of Sulphur duly attested by the applicant's authorized signatory shall be furnished as documentary evidence.
- (ii) Should have supplied at least 10,000 MT of formed Sulphur during any one of the preceding three years ending as on the date of application for pre-qualification. Copies of Purchase Orders and Invoices / B/Ls for the supplies, duly attested by the applicant's authorized signatory shall be furnished as documentary evidence in support of the above.

B) Trader

- (i) Should have supplied to any buyer (in India or outside) at least one shipment of 10,000 MT +/- 10% Sulphur or any other bulk solid cargo such as rock phosphate, fertilizers, minerals such as iron ore, coal, etc., on CFR basis during any one of the preceding three years ending as on the date of the application for pre-qualification.

The following relevant documents, duly attested by the Applicant's Authorized Signatory, shall be submitted in support of the above:

- i) Copy of Purchase Order(s)/Agreement(s)
 - ii) Copy of Bill of Lading
 - iii) Copy of Invoice(s)
- (ii) Traders who have not supplied Sulphur to any buyer (inside or outside India) shall also submit Letter(s) issued by the Sulphur Producer's Authorized Signatory confirming to backup with respect to quality and quantity along with copy/copies of Analysis Reports showing all parameters as per FACT specifications, duly attested by the Producer's Authorized Signatory

Note:

- 1). Vendors who have not supplied to FACT earlier shall be required to furnish requisite Earnest Money Deposit and Security deposit as per FACT's tender terms.
- 2). In the case of bidders who have not supplied Sulphur by ship to FACT so far /other fertilizer companies in India, during the past three years, as on the date of bid opening, payment for the first shipment shall be Cash Against Documents after acceptance of the material based on analysis of the sample taken at the Disport by Surveyor appointed by FACT.



AnnexureZ

QUESTIONNAIRE FOR PRE-QUALIFICATION OF VENDORS FOR SUPPLY OF SULPHUR

Description	To be filled in by vendor
1.1.0	Name of the vendor
1.2.0	Full address with PIN code
1.3.0	Telephone Numbers
1.4.0	E-mail ID
1.5.0	Fax Numbers
1.6.0	Contact Person(s)
2.0.0	Company Particulars:
2.1.0	Constitution
2.2.0	Country in which company is registered
2.3.0	Areas of activity including chartering of vessels
2.4.0	Name and address of Bankers
2.5.0	User ID in Portal of NIC
2.5.0	Financial data:
2.5.1	Sales turn-over for the last three years
2.5.2	Profit after tax for the last three years
2.5.3	Copy of Audited Balance Sheet/Annual Report for the last three years
	(Documents to be enclosed)
3.0.0	Sourcing particulars:
3.1.0	Whether Producer/ Trader
3.2.0	If Producer:
3.2.1	Location of Plant / Refinery of Producer



3.2.2 Annual Production Capacity for Sulphur in each Plant / Refinery

3.2.3 Typical Analysis Report of Sulphur produced in each Plant/Refinery duly attested by the Applicant's Authorized Signatory showing parameters of specification required by us as given in **Annexure X**.

(Document to be enclosed)

3.3.0 **If Trader:**

3.3.1 Name and address of producer/ refinery from where Sulphur is proposed to be sourced

3.3.2 Annual production capacity of Sulphur in each Plant/Refinery stated above

3.3.3 Letter(s) issued by the Sulphur Producer's authorized signatory confirming to backup with respect to quality and quantity

(Document to be enclosed)

3.3.4 Typical Analysis Report of Sulphur produced in each refinery showing parameters of specification as given in **Annexure X**, duly attested by the producer's authorized signatory

(Documents to be enclosed)

4.0.0 **Loading Port(s) details:**

4.1.0 Name(s) of the loading port(s)

4.2.0 Loading rate(s) of the port(s)

4.3.0 Sailing time from port of loading to Cochin

5.0.0 Third party inspection agency/ agencies to be involved for certifying quality and quantity at load port



6.0.0 Documentary evidence for sale of Sulphur in India/abroad for the last three years as on the date of Application for Pre- qualification. (Details to be given as per Annexure-A and documents indicated therein to be enclosed).

7.0.0 In case the applicant proposes to operate through his Indian agent or if the applicant is the Indian agent:

7.1.0 Indian Agent's Registration Number

7.2.0 Permanent Income Tax Account Number

7.3.0 GST Registration details

7.4.0 Nature of commission/remuneration

7.5.0 Copy of Terms and Conditions of Appointment. (Document to be enclosed)

8.0.0 **Details of Authorized Signatories:**

	Name	Designation	Signature
1			
2			
3			

9.0.0 Any other details:

Place:

Name:

Date:

Signature:

Designation (Authorized signatory):

Seal:



Notes:

- 1.0 All requisite information shall be given in the format with reference to the item specified. Where space is insufficient, additional pages may be added with reference to the related paragraph.
- 2.0 Wherever enclosures are specified in the questionnaire, the same shall be enclosed.
- 3.0 **Annexure – A** duly completed also shall be enclosed.
- 4.0 FACT reserves the right to verify any of the statements enclosed along with the Application for Pre-qualification. Any additional information/ documents required shall also be furnished. False statement shall disqualify the Applicant.



Annexure-A

Details of supplies of bulk cargo during the last three years as on the date of the Application for Pre-qualification

Year	Purchase Order No./ Date	Description of Material	Quantity as per Purchase Order	Client	Source / Port of Loading	Date and Quantity as per Invoice /Bill of Lading	Port of Discharge
2020							
2021							
2022							
2023							

(NOTE: Major orders executed for any Fertilizers/Public Sector Companies in India shall also be included).

Place:

Name:

Date:

Signature:

Designation (Authorized Signatory)

Seal:

Check List of Documents to be enclosed

For Producer :

1. Copy of Purchase Order(s)/Agreement(s) in support of Data furnished vide **Annexure- A**.
2. Copy of Invoice(s) and Bill(s) of Lading for the supplies made in respect of the above.
3. Copy of Typical Analysis Report of Sulphur produced in each Plant/Refinery, showing Parameters of specification as given in **Annexure X** (FACT Specification of Sulphur).
4. Copy of Audited Balance Sheet/Annual Report for the last three years.

All the above documents shall be duly attested by the Authorized Signatory of the Applicant.

For Trader:

1. Copy of Purchase Order(s)/Agreement(s) in support of Data furnished in **Annexure A**.
2. Copy of Invoice(s), Bill(s) of Lading for the supplies made in respect of the above.
3. Letter(s) issued by the Sulphur Producer's Authorized Signatory, confirming to backup with respect to quality and quantity (refer clause B ii of annexure Y).
4. Copy of Typical Analysis Report of Sulphur produced in each Plant/Refinery), showing parameters of specification as given in **Annexure X** (FACT Specification of Sulphur) duly attested by Producers Authorized Signatory.(refer clause B ii of annexure Y).
5. Terms and Conditions of Appointment (Ref Cl.7.5.0 of Annexure Z).
6. Copy of Audited Balance Sheet/Annual Report for the last three years.

All the above documents shall be duly attested by the Authorized Signatory of the Applicant.

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