

KARNATAKA POWER TRANSMISSION CORPORATION LTD.,

No: KPTCL/B25/23712/2011-12

Encl:



Corporate Office,
Kaveri Bhavan,
Bangalore - 560 009.

Dated: 26 FEB 2014

Circular

Sub: Use of e-Procurement portal by KPTCL - refund of EMDs.- Reg.

Ref: Letter No. CEG/253/EPROC/2013 dt. 17.12.2013 from Chief Executive Officer,
e- Governance Department, Bangalore.

The tenders of KPTCL are being notified on the e-procurement portal of Government of Karnataka since 2012. With the use of the e-procurement platform, the e-payment part of the EMD is collected in the central pooling account held by the CeG (Centre for e-Governance). But the control on the money so received rests with the concerned Tender Inviting Authority (TIA) who alone can take action in respect of refund of EMDs.

KTPP Rule specifies that the NIT shall have the EMD payable and the same shall be verified to establish the substantial responsiveness of the Tender during the evaluation of tenders. EMD of the unsuccessful Bidders has to be refunded within reasonable time. The Standard Bid Documents mandated by the Finance Department also specify that the EMD of the unsuccessful bidders shall be refunded within 7 days after the expiry of the Bid Validity period.

On the e-procurement portal, following options are available to the tender inviting Authorities in respect of management of EMDs submitted by the bidders while bidding for the tenders:

1. At the time of opening of the tenders, receipt of EMD has to be verified. If EMD is not received, then the bid gets rejected.
2. During evaluation, if any bidder submits a letter indicating withdrawal of the Bid, then the EMD of the particular bidder can be forfeited.
3. After completion of evaluation, if the successful Bidder fails to sign the agreement, the EMD can be forfeited (transferred to department's accounts).
4. After completion of evaluation, the EMD of the successful Bidder either can be refunded or can be transferred to the Departments' Bank Account.
5. The EMD of the unsuccessful Bidders can be refunded.
6. Sometimes, it so happens that the Bidder pays the EMD and fails to submit the Bid, his Bid remains in draft status and the EMD refund has to be initiated by the TIA.
7. In cases, one or more bidders pay the EMD online and nobody submits the Bid (No Bids Received), in such cases also the TIA has to verify and initiate the refund of the EMD.

8. In case all bids are rejected (Evaluation Suspended), then the refund of EMD of all the bidders has to be initiated by the TIA.
9. In case the tender is recalled (Recalled), there again the TIA has to verify whether EMD has been paid by any bidder and initiate the refund.

All the above transactions have to be initiated online by the Tender Inviting Authorities.

In spite of the above, EMDs collected by TIAs in KPTCL are still with the pooling account of Centre for e-Governance. It has been brought to the notice of KPTCL that since inception of e-Procurement, a lot of tenders have been floated by KPTCL and action is yet to be taken on the EMDs which are collected by the Tender Inviting Authorities of KPTCL and are pending for more than a year.

Under the circumstances, all the Tender Inviting Authorities of KPTCL are hereby instructed to take appropriate action at the earliest on the EMDs submitted by the bidders in respect of tenders floated by KPTCL on the e-Procurement portal of GoK without violating any prescribed procedures and provisions of e-Procurement.

For any further information, Tender Inviting Authorities of KPTCL shall contact helpdesk 080-25501227 and 080-2551216 for guidance and also can contact Project Director, e-Procurement, Centre for e-Governance, Gate-2, M.S. Building, Bangalore -560001 for any assistance.

All Chief Engineers shall confirm by March 31, 2014 on the course of action initiated by them in respect of cases listed in the Circular by sending details of cases item wise. Any lapses in this regard will be viewed seriously.

B. S. Srinivas 26.02.14
Deputy General Manager (Tech)
KPTCL, Bangalore.

To:

1. All Chief Engineers (Electy.), KPTCL.
2. FA (A&R) and FA(I/A) KPTCL, Kaveri Bhavan, Bangalore-09.
3. All Superintending Engineers (EI), KPTCL.
4. All Controllers of Accounts of KPTCL.
5. All Executive Engineers (EI), KPTCL.
6. All Deputy Controllers of Accounts of KPTCL.
7. All AOs, I/A, KPTCL.

Copy to:

- ✓ 1. SEE, IT&MIS, KPTCL, Kaveri Bhavan, Bangalore with a request to arrange to upload the circular in the KPTCL website.
2. PS to Managing Director / Director (Transmission) / Director (Finance) / Director (A&HRD) and Director (RA) and Company Secretary, KPTCL, Kaveri Bhavan, Bangalore-09.
3. Accounts Officer, Codification Cell, KPTCL, Kaveri Bhavan, Bangalore-09.