

Point-wise response to the queries of the prospective bidder namely M/s Software One India (P) Ltd, Gurgoan regarding NIT No. 10 of 2016 (Supply and Installation of IBM SPSS Software)

S.No.	Clause No.	Tender Condition	Bidder Query	University Response
1	33	The rate quoted by the participating Firm/Agency/Company should not be higher than the rates at which the items are being supplied by it to other Govt. Institutes/Ministries/Departments/PSUs. If it is subsequently found that the firm has supplied such items at higher rates to the University, the excess amount shall be recovered from the Performance Security and/or from the pending bills of the firm along with a penalty of Rs. 50,000/- (Fifty thousand) on the firm on such occasion and shall be doubled on subsequent occasions.	Since, the price of the product is not fixed by OEM. It will change every month according to OEM. No bidderø will take such type undertaking. Requesting you to please remove this clause. Or amend this type, if the price will reduce at the time of invoice, bidderø will invoice accordingly with reduce prices.	The prices once quoted shall be final and shall remain valid for a period of one year. Further, the prices have to be, necessarily, less than or equal to the MRP.
2	37	The supply shall be made at various locations of the University within the City limits, which shall be communicated separately.	Kindly share all locations details where we need to be install software. Also describe how many software will install each location. So that we can make road and try to complete the project within given time frame.	The exact location shall be communicated in the Purchase Order issued by the University in favour of the successful bidder. However, the location shall be within the radius of 05 km from the Administrative Campus of the University situated at Nowgam, Bypass-Srinagar.
3	41	The amount payable against supplies shall be subject to the applicable Taxes like TDS etc.	As per below notification, the required items are not under TDS deduction category. Attached is the declaration for your kind reference: öDeclaration under notification no- 21/2012 S.O.1323(E) dt. 13.06.2012. We do hereby declare that the company has already deducted TDS/Withholding tax from payment against acquisition of software/s invoiced to you in accordance with sub-clause (a) of clause (ii) of Notification No. 21/2012 [F.No.142/10/2012-SO(TPL)] S.O. 1323(E), dated 13-6-2012 of the Ministry of Finance. By virtue of said Notification you are exempted from deducting TDS on Payment/Credit against our invoice/s. Further we are assessed to income tax vide PAN : AAOCS6228H/ Ward-31(1)/DEL/W/061/01.ö It is request to please remove the TDS Deduction clause.	The amount payable to the supplier shall be subject to TDS, if applicable.
4	43	The University may make changes within general scope of the Contract in any one or more of the following: (a) The place of delivery; and/or (b) The Services to be provided by the Supplier	Please provide the scope of work as we could not find any service clause in the tender. Further, we wish to inform you that OEM will provide the service and support through email and telephonic support.	The supply and installation of the software and its smooth working during the period of one year shall be the sole responsibility of the supplier. The supplier is required to provide the necessary technical support during the period of

			<p>If you required any specific support, so it is humble request you to please describe prior to the bid submission. So that, we will quote accordingly.</p> <p>Also amend this clause as under: If buyer will require any additional support & services, then it will resolved by mutual agreement.</p>	<p>one year either through e-mails, telephonic support or by deputing a technical person to the University, whichever means is required to address the service issue.</p>
5	47	<p>The Item supplied can be re-ordered at the same rate, under same terms & conditions within a period of twelve months from the date of issuance of the first Purchase Order.</p>	<p>Since, the price of the product is not fixed by OEM. It will change every month according to OEM. No bidderø will take such type undertaking. Requesting you to please remove this clause or it resolved by mutual agreement.</p>	<p>The prices shall remain in force for a period of One Year from the date of issuance of the first purchase order. Accordingly, the purchase orders can be issued during the above period as per the requirement of the University on the rates quoted by the supplier in its bid.</p>
6	40	<p>Security Deposit in the form of demand draft</p>	<p>Kindly give additional option to submit security deposit in the form of bank guarantee.</p>	<p>The Performance Security shall have to be deposited in the form of a Demand Draft only.</p>
7	41	<p>EMD in the form of demand draft</p>	<p>Kindly give additional option to submit EMD in the form of bank guarantee.</p>	<p>The EMD shall have to be deposited in the form of a Demand Draft only.</p>