

**MINUTES OF TECHNICAL EVALUATION COMMITTEE MEETING FOR
TENDER BMSIC/REAGENT/18-02**

(TENDER FOR RATE CONTRACT & SUPPLY OF CLINICAL BIOCHEMISTRY REAGENT (IN VITRO DIAGNOSTICS MEDICAL DEVICES) FOR SEMI AUTO BIOCHEMISTRY ANALYZERS AND FULLY AUTO BIOCHEMISTRY ANALYZERS INSTALLED THROUGH BMSICL AT DIFFERENT HEALTHCARE FACILITIES OF STATE OF BIHAR FOR THE YEAR 2018-2020.)

Date: 8th November 2018

Venue: BMSICL Conference Hall.

The **Technical Evaluation Committee Meeting for Tender No. BMSIC/REAGENT/18-02** was held on **8th November 2018** under the chairmanship of Dr. R. D. Ranjan, Director in Chief, Department of Health, GoB. The other committee members present in the meeting are:

1. Sh. Anil Kumar, Joint Secretary, Department of Health, GoB.
2. Sh. Khalid Arshad, AO, State Health Society, GoB.
3. Sh. Sudhir Kumar, GM (Procurement), BMSICL.
4. Dr. N. K. Mishra, Additional Director, Department of Health, GoB.
5. Sh. Sunil Kumar Singh, GM (Logistics), BMSICL.
6. Dr. Biswaprakash Pradhan, DGM (Drugs), BMSICL.

The Details of the invited tender are as follows:

1. Tender Reference No. BMSIC/REAGENT/18-02
2. Tender floated date- 11/07/2018
3. Last date of submission of Online bids-13/09/2018
4. Tender opening date- 14/09/2018

The Tender has been floated for the following Forty-One (41) Number Clinical Biochemistry Reagents:

TENDER PRODUCT LIST			
Sl. No	Name of the Clinical Biochemistry Reagents	Sl. No	Name of the Clinical Biochemistry Reagents
1	Acid Phosphatase	22	Total Iron Binding Capacity (TIBC)
2	Alanine Aminotransferase (ALT)/SGPT	23	Lactate Dehydrogenase (LDH)
3	Albumin	24	Magnesium
4	Alkaline Phosphate	25	Phosphorus
5	Amylase	26	RF Quantitative



6	Apolipo A1	27	Total Bilirubin
7	Apolipo B	28	Total Protein
8	ASO Quantitative	29	Triglycerides
9	Aspartate Aminotransferase (SGOT)	30	Urea
10	Total Calcium	31	Uric Acid
11	Total Cholesterol	32	Urine Microalbumin
12	Cholinesterase	33	Urine Microprotein
13	Creatinine	34	Lipase
14	CRP Quantitative	35	(Creatinine Kinase) CPK
15	Direct Bilirubin	36	Creatinine Kinase-MB (CK-MB)
16	D-HDL Cholesterol	37	Creatinine Kinase-NAC (CK-NAC)
17	D-LDL Cholesterol	38	Ferritin
18	Gamma Glutamyl transferase	39	Compliment C3
19	Glucose (minimum 400ml)	40	Compliment C4
20	HBA1C	41	Amylase Pancreatic
21	Iron (Fe)		

Total 5 (Five) bidders have participated in the tender, the list is as follows:

1. M/s POCT Services Pvt. Ltd.
2. M/s Abbott Healthcare Pvt. Ltd.
3. M/s Avantor Performance Materials and India Ltd.
4. M/s Kopran Laboratories Limited
5. M/s LabX

The Preliminary Evaluation of technical bids of the above-mentioned bidding firms was done by the team of Drug Inspectors deputed at BMSICL. Evaluation sheets were published on the website of BMSICL and clarifications were invited from the respective firms.

After comparison of the clarifications received from the bidders and close examination of the documents submitted by the bidding firms, the bidder wise technical evaluation findings were recorded as follows:



S.N.	Name of the Bidder	Remarks
1	M/s POCT Services Pvt. Ltd.	The bidder has not submitted valid license in Form 10 for Glucose (NIT Sl. No. 19) to import drugs.
2	M/s Abbott Healthcare Pvt. Ltd.	The bidder has not submitted valid license in Form 10 for HBA1C (NIT Sl. No. 20) to import drugs.
3	M/s Avantor Performance Materials and India Ltd.	<p>1) All submitted documents are not attested by the Authorized signatory, as required vide clause 3 (e) of Bid document. Bidder has submitted product approval only for 7 quoted items against the requirement of 41 items.</p> <p>2) As per Clause 3(h) of NIT, "The bidder shall produce copy/copies of executed supply order/orders for Biochemistry reagents worth minimum ten crore rupees on a cumulative basis during the last three years from the Central Government/ any state government/ any Central Government or State Government PSU- but the Bidder has not submitted the requisite documents.</p> <p>3) Bidder has quoted for 20 products only against the requirement of 41 products.</p>
4	M/s Kopran Laboratories Limited	The bidder has not submitted valid license in Form 10 for Acid Phosphatase (NIT Sl. No. 1), Cholinesterase (NIT Sl. No. 12), Ferritin (NIT Sl. No. 38) to import drugs.
5	M/s LabX	<p>1) According to Clause 3(f) of NIT, "The Bidder must have a valid manufacturing/import license but the bidder has not submitted valid license in form 10 for import any of the quoted products.</p> <p>2) Certification from European-CE/USFDA has not been submitted for Acid Phosphatase (NIT Sl. No. 1), Urine Microprotein (NIT Sl. No. 33), (Creatinine Kinase) CPK (NIT Sl. No. 35) and Amylase Pancreatic (NIT Sl. No. 41) as required according to clause 3(f) of NIT".</p> <p>3) As per Clause 3(h) of NIT, "The bidder shall produce copy/copies of executed supply order/orders for Biochemistry reagents worth minimum ten crore rupees on a cumulative basis during the last three years from the Central Government/ any state government/ Any Central Government or State Government PSU- but the Bidder has not submitted the requisite documents.</p>



Considering the fact that after publication of preliminary evaluation sheets on the web-portal of BMSICL, the bidders had clarified many of the points raised by the evaluators and further considering the volume of the documents required to be submitted, it was unanimously decided in the TEC meeting dated 29/10/2018 to give them another but last opportunity to all the bidders to submit their clarification on the above mentioned points and further submit the missing documents (if any). It was also decided to upload the minutes of this meeting on the website of BMSICL and to intimate the respective bidders individually also through e-mail, to allow them for clarification and submission of missing documents within 7 (seven) days.

Accordingly, the minutes of that meeting was published on the website of the BMSICL along with a notice to invite claims/objections and the bidders were also intimated through mail.

In the light of the above said notice dated 01.11.2018, the following claims/objections have been received till the last date of the scheduled period and these claims and objections were evaluated and disposed off in this meeting as follows:-

S. N.	Name of the Claimant/ Objector	Date and time of receipt of claim/ Objection	Claim/Objection in Brief	Supporting documents if any	Disposal of the claim/Objection	Remarks
1	Atul Kumar Singh through atulkumar singhpn09@gmail.com	08-11-2018 (8:29AM)	1. M/s Abbott Diagnostics Pvt. Ltd has submitted the bid only to complete the tender procedure formalities. They are not at all manufacturing OPEN system reagents, neither for different make Auto Analyzer nor they make any reagents for Semi Automatic Reagents. Requesting you, to please inquire and take the written confirmation from them. After confirmation from their end, please put it in your web portal about their confirmation, so that in future NO companies can do	Not Given	M/s Abbott Healthcare Pvt Ltd. has given the requisite import license and fulfilled the required criteria as per the terms and conditions laid down in the bid document. Hence, the objection is not valid.	M/s Abbott Healthcare Pvt. Ltd. is technically qualified.



		unethical practice in feature.			
		<p>2. POCT services limited is the only company who is getting maximum order from BMSICL. It may in Diagnostics products or Hospital furniture, in spite of submitting the FALSE documents against your tender. Here, also they have submitted the FAKE documents like import documents and past order copies for reagents .They are manufacturing the reagents in India and supplying the same in your different Health Centre. Please enquire, there quoted reagents in last time and supplied reagents details. Even ,knowing the fact that in between (more than 1 year) they did not have the valid IEC (import export code). But they quoted as a importer and produce all the FAKE documents. I am surprise to see, even they have done the same thing this time and try to play with BMSICL management as well as with the health of general people in Bihar. Please take appropriate action.</p>	Not Given	Regarding ingenuineness of the documents submitted by the bidder, no evidence is submitted by the objector.	M/s POCT services Pvt Ltd is technically qualified.
		<p>3. Kopran Laboratories Ltd. has also quoted against your above mentioned tender and we are surprise to see that the same company</p>	Not Given	The objection against this firm has nothing to do with this tender. Nevertheless as the firm M/S Kopran Laboratories Ltd has	M/s Kopran Laboratories Ltd. is technically Disqualified



			<p>has also got the order for Auto Analyzer and they are not doing properly service for the supplied instrument after floating the current tender. Please inquire from your different health institute/ Hospital. If they are not able to maintain the Automated Analyzer, how they will supply the reagents for whole state of Bihar. Please inquire about their service in last 6 months from different Health Centre/Hospitals.</p>		<p>not fulfilled certain criteria as per the terms and conditions laid down in the bid document, this firm doesn't qualify technically.</p>	
2	<p>Umesh for Labxx kerala through labxx.keralaindia@gmail.com</p>	<p>07-11-2018 (15:06 PM)</p>	<p>1. M/s POCT Services Pvt. Ltd.- : Bidder has not submitted valid license in FORM 10 for GLUCOSE. A. POCT Services Pvt. Ltd is manufacturing the Glucose reagents in India and they can't submit the valid license in FORM 10 for quoted GLUCOSE parameters against your tender. B. You may have overlook, that POCT Services Pvt. Ltd has not submitted the order copies of Ten Crore on a cumulative basis during last 3 years. The bidder has submitted the order copies from POCT Services - not from POCT Service Pvt. Ltd. Both companies are different and both are holding different GST number.</p>	<p>Not Given</p>	<p>A. M/s POCT services Pvt limited has now submitted valid license in Form 10 for Glucose. B. Submitted documents (purchase order) are in the name of POCT Services Pvt. Ltd. Hence, the objection is not valid.</p>	<p>M/s POCT Services Pvt Ltd is technically qualified.</p>



		<p>Moreover POCT Services Pvt. Ltd has not submitted any Name Change certificates from Gov. of UP or Delhi, against your tender (from POCT Services to POCT Services Pvt Ltd.) at the time of tender submission.</p>			
		<p>2. Abbott Healthcare Pvt. Ltd.: Non submission valid license in FORM 10 for HbA1c. A. Abbott Healthcare does not have FORM 10 for HbA1c. B. Abbott Healthcare Pvt. Ltd is manufacturing the reagents for their Automated Chemistry Analyser ONLY. This reagents pack are only fitted in their Chemistry Analyser. Moreover, they do not have any semi auto analyser reagents till date (you can find from their website). Please confirm by mail or in person or by call from Abbott Healthcare Pvt Ltd that whether they are manufacturing the chemistry reagents for different automated chemistry analyser and semi automated analyser or not. Please take it written confirmation from Abbott Healthcare and we assure you that they are not in a position to reply your quires. They will NOT reply your</p>	Not Given	<p>M/s Abbott Healthcare Pvt. Ltd has now submitted valid import license in FORM 10 for HbA1c. M/s Abbott Diagnostics Pvt Ltd. has fulfilled the required criteria as per the terms and conditions laid down in the bid document. Hence, the objection is not valid.</p>	<p>M/s Abbott Healthcare Pvt. Ltd. is technically qualified.</p>



			quires. R you going to take any steps for the same ? They have just done participated for helping other bidder which is violence of CVO guideline.			
			3. Avantor Performance Materials and India Ltd. Bidder has quoted few items but all the quoted items are having FORM 10. Regarding Ten Crore on a cumulative basis during last 3 years, we assure you that none of the bidder is having 10 crore certificates except Abbott Healthcare Pvt. Ltd & Kopran Laboratories Limited.	Not Given	Avantor Performance Materials and India Ltd has not fulfilled the required criteria as per the terms and conditions laid down in the bid document. Hence, the objection is not valid.	M/s Avantor Performance Materials and India Ltd is technically Disqualified
3	M/s POCT Services Pvt. Ltd.	02-11-18 (hard copy submitted)	The bidder has submitted valid license in Form 10 (Licence no.NCD-117/16, valid upto 05/07/2019) for Glucose (NIT Sl. No. 19) to import drugs.	YES	M/s POCT services Pvt limited has now fulfilled the required criteria as per the terms and conditions laid down in the bid document.	M/s POCT services Pvt limited is technically qualified.
4	M/s Abbott Healthcare Pvt. Ltd.	03-11-2018 (7:02 PM)	The bidder has submitted valid license in Form 10 for HBA1C (NIT Sl. No. 20) to import drugs.	YES	M/s Abbott Diagnostics Pvt Ltd. has now fulfilled the required criteria as per the terms and conditions laid down in the bid document.	M/s Abbott Healthcare Pvt Ltd. is technically qualified.
5	M/s Avantor Performance Materials and India Ltd.	(08-11-2018 & 5:05 PM) and (08-11-2018 & 6:25 PM)	M/s Avantor Performance Materials and India Ltd. has declared that they have provided all certificates/documents required to comply with the Medical device rules 2017 for supply of Invitro Diagnostics devices. But in the later mail it has declared	YES	1) All submitted documents are not attested by the Authorized signatory, as required vide clause 3 (e) of Bid document. Bidder has submitted product approval only for 7 quoted items against the requirement of 41 items. 2) As per Clause 3(h)	M/s Avantor Performance Materials and India Ltd is technically Disqualified for non-compliance of clause 3(e), 3(h) and 2(f) of



			that, it has quoted only for 20 items out of 41.		of NIT, "The bidder shall produce copy/copies of executed supply order/orders for Biochemistry reagents worth minimum ten crore rupees on a cumulative basis during the last three years from the Central Government/ any state government/ any Central Government or State Government PSU- but the Bidder has not submitted the requisite documents 3) Bidder has quoted for 20 products only against the requirement of 41 products. Avantor Performance Materials and India Ltd has not fulfilled the required criteria as per the terms and condition of the bid document. Hence, the objection is not valid.	the bid document.
6	M/s Kopran Laboratories Limited	06-11-2018 & 5:48 PM	The firm has submitted the Form-10 from his principal for the following parameters i.e 1)Acid Phosphate 2)Cholinesterase 3)Ferritin including renewal application details for ACP (Ref no. IMP/IVD/2018/6747 dated 06/09/18 & for others reference no.IMP/IVD/2018/6919 dated 19/09/18. These parameters are imported origin and manufactured by Beckman Coulter	YES	The bidder has not submitted valid license in Form 10 for Acid Phosphatase (NIT Sl. No. 1), Cholinesterase (NIT Sl. No. 12), Ferritin (NIT Sl. No. 38) to import these items. Hence, it has not fulfilled the required criteria as per the terms and condition of the bid document.	M/s Kopran Laboratories Ltd. is technically Disqualified for non-compliance of clause 3(g) and 5(a) of the bid document.



			GmbH. Beckman coulter India Pvt Ltd is a subsidiary of Beckman Coulter GmbH and presently Beckman coulter India Pvt Ltd are having their office in India. Currently Kopran Laboratories Ltd is sourcing from Beckman coulter India Pvt Ltd for above parameters.			
7	M/s LabX	Not submitted any claim or objection.	No clarification from the bidder.	NA	As per the minutes of TEC meeting dated 29-10-2018, the firm has not fulfilled the following criteria:- 1) According to Clause 3(f) of NIT, "The Bidder must have a valid manufacturing/import license but the bidder has not submitted valid license in form 10 for import any of the quoted products. 2) Certification from European-CE/USFDA has not been submitted for Acid Phosphatase (NIT Sl. No. 1), Urine Microprotein (NIT Sl. No. 33), (Creatinine Kinase) CPK (NIT Sl. No. 35) and Amylase Pancreatic (NIT Sl. No. 41) as required according to clause 3(f) of NIT". 3) As per Clause 3(h) of NIT, "The bidder shall produce copy/copies of executed supply order/orders for Biochemistry reagents worth minimum ten crore rupees on a	M/s LabX. is technically Disqualified for non compliance of clause 3(f), 3(g) and 3(h) of the bid document.



					cumulative basis during the last three years from the Central Government/ any state government/ Any Central Government or State Government PSU- but the Bidder has not submitted the requisite documents.	
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Accordingly, it was unanimously decided to recommend for opening of the financial bids of the following technically qualified bidding firms-

1. M/s Abbott Healthcare Pvt. Ltd.
2. M/s POCT Services Pvt. Ltd.

The meeting was thus concluded with a vote of thanks.

Sd/-
(Dr. Biswaprakash Pradhan)
DGM (Drugs), BMSICL.

Sd/-
(Sh. Sunil Kumar Singh)
GM (Logistic), BMSICL.

Sd/-
(Sudhir Kumar)
GM (Procurement), BMSICL, Patna.

Sd/-
(Dr. N. K. Mishra)
Additional Director, Health Dept.
Govt. of Bihar.

Sd/-
(Khalid Arshad)
Administrative Officer, SHSB.
Govt. of Bihar.

Sd/-
(Anil Kumar)
Joint Secretary, Department of
Health, Govt. of Bihar.

Sd/-
(Dr. R.D. Ranjan)
Director in Chief, Health Dept. Govt. of Bihar.

