

CON/CR/AUCTION/2019-20/2

16.12.2019

**CORRIGENDUM TO AUCTION NOTICE NO. CON/CR/AUCTION/2019-20/1
DATED 12.12.2019**

Please refer to the notice No.CON/CR/AUCTION/2019-20/1 dated 12.12.2019, In this regard; the e-auction catalogue is uploaded herewith for the proposed e-auction at CONCOR CENTRAL REGION terminals. Bidders are requested to take note of the same. For any other queries regarding this catalogue, or the e-auction procedure, you are requested to kindly contact M/s MSTC Ltd, at the contact numbers in the catalogue.

**CHIEF GENERAL MANAGER
CENTRAL REGION**

Auction Details		
Auction No	MSTC/WRO/CONTAINER CORPORATION OF INDIA LIMITED/1/Nr NFSC/19-20/27761[234698] Type : S	
Opening Date & Time[View Date]	27-12-2019::12:00:00[11-12-2019]	
Closing Date & Time	Scheduled Time 27-12-2019::16:00:00	Closed At 27-12-2019::16:00:00
Inspection From Date	11-12-2019	
Inspection Closing Date	24-12-2019	
EMD Type	Item Wise EMD	

Seller Details	
Seller /Company Name	CONTAINER CORPORATION OF INDIA LIMITED
Location	Nr NFSC
Street	1st Floor, BPCL Building, Civil Lines,
City	Nagpur-440001
Country	INDIA
Telephone	07122540406
Fax	07122554485
Email	cr.ro@concorindia.com
Contact Person	Arvind Kumar

LOT NO[PCB GRP]/LOT NAME	LOT DESC	QUANTITY	GST	LOCATION	EMD Amount
LOT No. :1	Aluminium Hydroxide & Calcium Glycerol Phospate			CONCOR ICD- Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar,	
LOT Name :Aluminium Hydroxide & Calcium Glycerol	Net Cargo Weight (In Kgs.) - 13820 Size - 20 Container No.PCIU3066275 Bid Increment - 1000/-	1.0 LOT	18.0%		1000.00

Phosphate				Nagpur State :Maharashtra	
LOT No. :2	THERMAFLEX POLYETHYLENE TUBE			CONCOR ICD- Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar, Nagpur State :Maharashtra	
LOT Name :THERMAFLEX POLYETHYLENE TUBE	Net Cargo Weight (In Kgs.) - 1306 Size - 40 Container No.NYKU4090932 Bid Increment - 1000/-	1.0 LOT	18.0%		12000.00
LOT No. :3	MIST DUSTER			CONCOR ICD- Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar, Nagpur State :Maharashtra	
LOT Name :MIST DUSTER	Net Cargo Weight (In Kgs.) - 90 Size - 20 Container No.KKTU8190321 Bid Increment - 1000/-	1.0 LOT	18.0%		24000.00
LOT No. :4	WHITE CHRYSOTILE RAW FIBER GRADE			CONCOR ICD- Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar, Nagpur State :Maharashtra	
LOT Name :WHITE CHRYSOTILE RAW FIBER GRADE	Net Cargo Weight (In Kgs.) - 123000 Size - 20 Container No.HJCU2033433 HDMU2593400 CAIU6038793 TRHU1588794 GESU3831804 CAIU6038812 Bid Increment - 1000/-	1.0 LOT	5.0%		67000.00

				:Maharashtra	
LOT No. :5	WHITE CHRYSOTILE RAW FIBER GRADE Net Cargo Weight (In Kgs.) - 123000 Size - 20			CONCOR ICD-Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar, Nagpur State	
LOT Name :WHITE CHRYSOTILE RAW FIBER GRADE	Container No.TCKU2636158 BSIU2310609 TCKU2110100 DRYU2910785 DRYU2400499 TCKU3070907 Bid Increment - 1000/-	1.0 LOT	5.0 %	:Maharashtra	67000.00
LOT No. :6	ALUMINIUM SCRAP Net Cargo Weight (In Kgs.) - 19210 Size - 20			CONCOR ICD-Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar, Nagpur State	
PCB GRP :[PRE-BID EMD FOR WRO 03]	Container No.MEDU1191413 Remarks - Bidder/buyer should have consent/certificate of state pollution control board. Bid Increment - 1000/-	1.0 LOT	18.0 %	:Maharashtra	32000.00
LOT Name :ALUMINIUM SCRAP	Important note: Interested bidders are required to send their certificate at archana@mstcindia.co.in / manishak@concorindia.com in order to bid for this lot well in advance on or before the auction date. Only those bidders who have required certificate shall be allowed to bid.				
LOT No. :7	CUT TYRES (Mix cut tyres) Net Cargo Weight (In Kgs.) - 141480 Size - 40			CONCOR ICD-Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar, Nagpur	
PCB GRP :[PRE-BID EMD FOR WRO 04]	Container No.BLUJ4040226 BLJU4350978 BLJU4050693 BLJU4250114 BLJU4250916	1.0 LOT	5.0 %		16000.00
LOT Name :CUT	Remarks - Bidder/buyer should have Ministry of Environment &				

TYRES	<p>Forests permission for import of old and used tyres and tubes scrap with side wall cut/multiple cut/shreds; consent/certificate of state pollution control board; Import authorisation from DGFT. Wherever the import policy of such items are restricted under ITC(HS)/FTP/Procedures.</p> <p>Bid Increment - 1000/-</p> <p>Important note: Interested bidders are required to send their certificate at archana@mstcindia.co.in/manishak@concorindia.com in order to bid for this lot well in advance on or before the auction date. Only those bidders who have required certificate shall be allowed to bid.</p>			State :Maharashtra	
<p>LOT No. :8</p> <p>PCB GRP :[PRE-BID EMD FOR WRO 04]</p> <p>LOT Name :CUT TYRES</p>	<p>CUT TYRES (Mix cut tyres)</p> <p>Net Cargo Weight (In Kgs.) - 114050 Size - 40</p> <p>Container No.CAXU9300050 PRSU9602190 ATMU7029627 CAXU9257755 TGHU7555630</p> <p>Remarks - Bidder/buyer should have Ministry of Environment & Forests permission for import of old and used tyres and tubes scrap with side wall cut/multiple cut/shreds; consent/certificate of state pollution control board; Import authorisation from DGFT. Wherever the import policy of such items are restricted under ITC(HS)/FTP/Procedures.</p> <p>Bid Increment - 1000/-</p> <p>Important note: Interested bidders are required to send their certificate at archana@mstcindia.co.in/manishak@concorindia.com in order to bid for this lot well in advance on or before the auction date. Only those bidders who have required certificate shall be allowed to bid.</p>	1.0 LOT	5.0 %	CONCOR ICD- Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar, Nagpur State :Maharashtra	13000.00
<p>LOT No. :9</p> <p>PCB GRP :[PRE-BID EMD FOR</p>	<p>WASTE PAPER (Packed in compressed bales)</p> <p>Net Cargo Weight (In Kgs.) - 96740 Size - 40</p> <p>Container No.EISU9330132 BMOU5281582</p>	1.0 LOT	5.0 %	CONCOR ICD- Nagpur, Inland Container Depot., Narendra	16000.00

WRO 05]	TGHU9834064 EITU1381348			Nagar, P.O. Parvati Nagar, Nagpur State :Maharas htra	
LOT Name :WASTE PAPER	Remarks - Can be cleared to bidder/buyer who have consent/certificate of State Pollution Control Board. Bid Increment - 1000/- Important note: Interested bidders are required to send their certificate at archana@mstcindia.co.in/manishak@concorindia.com in order to bid for this lot well in advance on or before the auction date. Only those bidders who have required certificate shall be allowed to bid.				
LOT No. :10	KRAFT PULP Net Cargo Weight (In Kgs.) - 171260 Size - 40 Container No.BMOU6980938 CMAU5548542 CAIU9611511 APHU7390102 TCNU7691960 TLLU4313885 SEGU4208239 Bid Increment - 1000/-	1.0 LOT	12.0%	CONCOR ICD- Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar, Nagpur State :Maharas htra	12000 0.00
LOT No. :11	CALCINED PETROLEUM COKE Net Cargo Weight (In Kgs.) - 26330 Size - 20 Container No.TLLU2459654 Bid Increment - 1000/-	1.0 LOT	18.0%	CONCOR ICD- Nagpur, Inland Container Depot., Narendra Nagar, P.O. Parvati Nagar, Nagpur State :Maharas htra	14000 .00
LOT No. :12	Phosphate Container nos.-UACU3265063, UACU3276284, UACU3128327,	1.0 LOT	5.0%	CONCOR, ICD- Aurangab	11000 .00

LOT Name :Phosphate	UACU3334170, UACU3401880, GATU1021347, GATU0165463, GATU1157550, TCKU1405046, GATU1302339 Click here to view annexure Bid Increment - 1000/-			ad, Inland Container Depot, Maliwada , Near Daultabad Station, Dist.Aurangabad State :Maharashtra	
LOT No. :13 LOT Name :Phosphate	Phosphate Container nos.- MRKU7594037,MRKU6796394,MRKU8213156,MSKU2998681 ,MRKU8277654,MRKU8738777,MSKU3091437, CMBU2362119,MSKU7010454,MSKU4099664,MSKU5915340 ,MSKU2810198,MRKU9093013,MSKU5181885,MSKU5858873,MSKU7130059,PONU0313280 ,MRKU9149112,MSKU2874150,MSKU5293210,PONU0993314,MRKU7490454 ,MSKU4069910,MRKU9143541,MRKU7058902,MSKU5239842,MRKU7524507,MRKU9269695,UXXU2438268, MSKU7783747,MSKU7871473,PONU0888221,MSKU2375629,MSKU3579545,MRKU6632750, MRKU8911809,MSKU4295570,PONU2062373,MSKU3755120,TCKU2853322 Click here to view annexure Bid Increment - 1000/-	1.0 LOT	5.0 %	CONCOR, ICD- Aurangabad, Inland Container Depot, Maliwada , Near Daultabad Station, Dist.Aurangabad State :Maharashtra	41000.00
LOT No. :14 LOT Name :Steel Tube	Steel Tube Net Cargo Weight (In Kgs.) - 22590 Size - 20 Container No.MSKU5655691 Bid Increment - 1000/-	1.0 LOT	18.0 %	CONCOR, ICD- Aurangabad, Inland Container Depot, Maliwada , Near Daultabad Station, Dist.Aurangabad State :Maharashtra	36000.00

LOT No.: 15 LOT Name: Heavy Melting Scrap	Heavy Melting Scrap Net Cargo Weight (In Kgs.) - 104920 Size - 20 Container No.PONU2111101 TTNU3940460 MSKU4415269 MSKU2173823 Bid Increment - 1000/-	1.0 LOT	18.0%	CONCOR, ICD- Aurangabad, Inland Container Depot, Maliwada , Near Daultabad Station, Dist.Aurangabad State :Maharashtra	36000.00
LOT No.: 16 LOT Name: Un-Perfumed Incent Sticks	Un-Perfumed Incent Sticks Net Cargo Weight (In Kgs.) - 27284 Size - 40 Container No.TCLU8263090 Bid Increment - 1000/-	1.0 LOT	12.0%	Container Corporation Of India Ltd. Mandidep Container Terminal 34 Sector New 1A Mandidep Tahsil - Ghauraganj District Raisen State :Madhya Pradesh	17000.00
LOT No.: 17 LOT Name: Steel Strip	Steel Strip Net Cargo Weight (In Kgs.) - 13560 Size - 20 Container No.TCKU2325140 Bid Increment - 1000/-	1.0 LOT	18.0%	Container Corporation Of India Ltd. Mandidep Container Terminal 34 Sector New 1A Mandidep Tahsil -	20000.00

				Ghauraganj District Raisen State :Madhya Pradesh	
LOT No. :18	Damaged domestic Empty container			CONCOR, ICD-Raipur, Inland Container Depot, Near Railway Store Depot, Khapa, Raipur State :Chhattisgarh	
LOT Name :Damaged domestic Empty container	Container no.-ILCU 6503887,ILCU 6503315,CXNU 1215180,CXNU 1221408,CXNU 1226903,CXNU 1222148,ILCU 6511060,CXNU 1212915,CXNU 2210500,NSLU 2003208,ILCU 5031024,ILCU 6505386,ILCU 6501210,NSLU 2001714,CXNU 2218883,ILCU 5015574,CXNU 1226760, Click here to view annexure Bid Increment - 1000/-	1.0 LOT	18.0%		9000.00
LOT No. :19	Damaged domestic Empty container			CONCOR, ICD-Raipur, Inland Container Depot, Near Railway Store Depot, Khapa, Raipur State :Chhattisgarh	
LOT Name :Damaged domestic Empty container	Container nos.-NSLU2005052,NSLU2002773,NSLU2002731,NSLU2000220,ILCU5029372,CXNU2210075, CXNU1214585, CXIU3210777, Click here to view annexure Bid Increment - 1000/-	1.0 LOT	18.0%		4000.00

Total No of Lots = 19

SPECIAL TERMS & CONDITION

This E-Auction is governed by the GENERAL TERMS & CONDITIONS (GTC), and BUYER SPECIFIC TERMS & CONDITIONS (BSTC) of the e-auction and THE SPECIAL TERMS & CONDITIONS (STC) of the e-auction, in case of any conflict or difference in the Provisions of GTC, BSTC & STC, then the provisions of STC/Lot/Auction Specific/GTC OF SELLER T&C will supersede others in the particular e-auction

ALL CONTRACTS/TRANSACTIONS ENTERED INTO BY THE BUYER/BIDDER ARISING OUT OF THIS E-AUCTION SHALL BE GOVERNED BY THE INTEGRITY PACT AVAILABLE ON OUR WEBSITE, www.mstcindia.co.in

For any queries bidders may contact below officials of MSTC:

1. Archana Juneja, Asst. Mgr. Email id-archana@mstcindia.co.in ,Mobile no.-9990673698
2. Rupali pandey, Asst. Mgr, Email id-rpandey@mstcindia.co.in, Mobile no.-9458704037

Important Points:

- This auction shall be a E-Tender-cum-auction wherein bidders will get a chance to quote their rates one time in a tender and can also participate in the auction. The one who is Highest/H1 overall will be the successful bidder on subject to approval by the seller.
- Bidders are advised to disable the pop up blocker from internet settings of their browser in order to participate in the tender.
- There can be no downward revision of the price. Bid quoted once will be saved in the system and same can only be increased.
- Interested bidders please note that item wise EMD as mentioned against every item is to be deposited using PAY PRE BID EMD link available in your login. Combined EMD for more than one lot can also be paid. Please refer to the below hyperlink for EMD submission.
- Any additional cost related to loading, unloading , lift on/lift off & special equipment will be charged separately as actual basis at the time of delivery of cargo.
- Bid acceptance/rejection result will be based on customs letter.

----->>>CLICK HERE FOR PRE BID EMD PAYMENT METHOD<<<-----

>>>>CLICK HERE FOR REGISTRATION PROCESS<<<<<

New bidders kindly complete the registration within time to avoid last minute hassle

Registration desk number: 022-22829565

Successful H-1 bidder needs to deposit the full payment payment once lots are approved by CONCOR within stipulated time period as mentioned in the payment terms, failing which their pre-bid EMD amount shall be forfeited.

Payment Terms and Payment flow :

All the lots will be kept under STA after the closing of e-Tender cum e-auction and bidders have to make payment upon receipt of approval from seller's end. No payment shall be accepted until lots are approved by seller. Bidders will be informed about the approval of bids/lots by an automated email from MSTC's end.

A)Full payment favoring seller containing GST amount and other taxes if there are any: Successful H1 bidders are required to pay full material value payment along with taxes and other charges in the account of seller as mentioned in the mail sent from MSTC within 8 working days (Saturdays, Sundays and public Holiday shall not be counted) from the date of approval, failing which their post bid EMD for corresponding lot(s) shall be forfeited.

B)Payment favoring MSTC: Payment favoring MSTC shall be deducted from the pre bid EMD payment submitted by the bidder for participation in auction and extra payment shall be refunded to the

bidder. In case of short payment, bidders have to make differential payment using MSTC's payment gateway within 8 working days from the date of approval.

C) Issuance of Delivery order from MSTC's end -Upon receipt of confirmation of full payment from sellers end, MSTC will be issuing delivery order mentioning LAST DATE OF DELIVERY and other terms if any and accordingly bidder has to go for lifting at their own cost in coordination with seller

E) Late Payment Penalty: For Any delay in making payment within time limit specified, the due payment may be made together with late payment penalty @ 1% per week or part thereof on the entire bid value, maximum up to 4 (four) Weeks (calculated from the next day of last date of payment submission by bidder). In case the bidder does not submit the payment in time or in extended time of 4(four) weeks with penalty, sale of the concern lot will be automatically cancelled and the Earnest Money/Security Deposit (as the case may be) will automatically stand forfeited. Such late payment penalty along with balance payment is to be submitted to CONCOR directly either through on line or through bank draft..

F) Delivery Period: The successful bidders shall lift the specified material lying in the lot allotted to them by employing their own labour and transport at their own cost within 07 Days (Seven Days) from the date of Release order issued on behalf of the Delivery Order issued by MSTC (including date of issuance of Delivery order). On the basis of delivery order, CONCOR will issue gate pass for the particular lot. If last day of delivery falls on a public holiday, the next working day shall be considered as the last date of lifting.

D) Special note: In case last date of submission of payment happens to fall on a Public Holiday, the next day shall be considered as the date of submission of payment.

Bank Details of Seller are mentioned below wherein balance payment is to be made by bidders. Please note that these details are to be used only for balance payment and by the bidders who gets successful in the auction. :

Beneficiary Name : - Container Corporation Of India Limited .

Beneficiary A/c No. : -CONCCRO

Beneficiary Address : - BPCL Building, Civil Lines, 1stTH FLOOR, Nagpur, 440001

Bank : -AXIS BANK LIMITED

Beneficiary Bank Branch : -SAKHI VIHAR ROAD, POWAI, MUMBAI 400072

Beneficiary Bank IFSC Code :-UTIB0CCH274

Bidders are requested to send/email payment details after transfer of payment to seller/MSTC. Further please note that pre bid EMD is to be paid using link "Pay pre bid EMD" available in your login and under no circumstances payment in any other account shall be acceptable

GST: Bidders are required to pay GST directly to seller.

For any queries regarding inspection, below officials of CONCOR may be contacted: **Contact Details:**
Contact Details:

CONCOR - ICD-NAGPUR		
Mr. Santosh Singh, Chief Manager Mobile: 8975525700 E mail : santosh@concorindia.com	Mr. K. Arun, Asstt. Manager(C&O) Mobile: 08380063443 Email: k.arun@concorindia.com	Mr.Amar Waghmare, Jr Officer C& O Mobile:9850388821 Email:amar@concorindia.com
CONCOR -ICD-AURANGABAD		
Mr.Abinav Dupare, Terminal Manager, Mobile ☎ 9850388819 Email: abhinavd@concorindia.com	Mr. Nandkishor Lehehar, Sr Exe C&O Mobile:98503 88827 Email:nlehekar@concorindia.com	Mr.Prashant Gaiki, Exe C&O Mobile:83800 50184 pgaiki@concorindia.com
CONCOR, ICD-Raipur		
Mr.Dileshwar Gonnade, Terminal Manager, Mobile No.99675 81042 E mail : ds.gonnade@concorindia.com	Mr.Komal Verma, Asstt.Officer(C&O), Mobile No.8223877745 kverma@concorindia.com	Mr.Gunendra Ghare, Asstt. Officer (C&O) Mobile No.98503 88302 E mail : gghare@concorindia.com
CONCOR - ICD-MANDIDEEP		
Mr. Pulkit Trivedi, Terminal Manager Mobile: 9967581063 E mail : pulkitrivedi@concorindia.com	Mr.Ajay Saxena , Asstt Officer C &O, Mobile: 9179003198 Email: asaxena@concorindia.com	Mr.Jitender Ghaghare Asstt Officer C &O, Mobile: 9617777313 Email: jitender@concorindia.com

All the offers shall be valid for a period of 180 days from the date of closing of e-Auction. In case bids are not confirmed by CONCOR within stipulated period, bidders have option to take refund of EMD/Security or may take the delivery of cargo.

GENERALTERMS & CONDITIONS OF SALE

SELLER

1. Seller referred in these conditions of sale, is the Department of Customs through their officers AND/OR the Custodian, Container Corporation of India Ltd. (hereinafter referred to as CONCOR) All Payments are to be drawn by **DEMAND DRAFT/RTGS/NEFT** in favour of the Custodian i.e. **Container Corporation of India Ltd.** No Cheque/Cash payments will be accepted.

AUCTIONEER

2. **AUCTIONEER** is an agency appointed as an auctioneer to facilitate online auction by the Custodian. They are expected to facilitate organising and conducting an auction and are considered as third party not particularly interested in the item being sold for and on behalf of the Container Corporation of India Ltd.

BIDDER

3. Any person representing as an individual OR as proprietor OR as a partner OR as an authorised representative of any company and who is paying the Earnest Money Deposit (EMD) and getting Registration with **MSTC Ltd.** is considered as a registered bidder. One individual can represent as a bidder on his own behalf or on behalf of his company. But the bidder cannot register separately for self & company at the same time. Bidder must read the terms and conditions of the auction sale very carefully and then only place his signature on the form given in Annexure I, i.e. "Acceptance Form". Bidder is also expected to record address, Pan No., GST No., Telephone Numbers, Fax No, E-Mail address, as all the communication would be forwarded only at that address.

PARTICIPATION

4. Internet Auction: -

The prospective bidder has to register with the auctioneer **MSTC Ltd.** on production of duly signed hard copy of application, photograph, duly attested PAN copy of Application, GST Registration Certificate, Shop Establish Registration, and Income Tax Acknowledgement Return copy of last Income Tax Filed. The prospective bidder shall have to deposit Pre Earnest Money Deposit (EMD) as mentioned against individual lot of the above locations using link PAY PRE BID EMD available in their login. Please refer to the attachment available in the auction catalog for details

EMD Forfeiture

5. Bidder participating for all lots has to make the balance payment & take delivery of all the lots allotted to him failure to which the complete EMD will be forfeited. In case bidder is participating for more than one lot & becomes successful bidder for one or more lot the EMD will be adjusted to the extent of bid amount of the last lot pending for clearance.

In case bidder is participating for one lot & become successful bidder for one lot but fails to make the balance payment then EMD paid for this lot will be forfeited.

5. **In the event of any dispute with regard to non-lifting / non-availability of inspected materials etc. and forfeiture of EMD, MSTC LIMITED. will not be held responsible for the loss / forfeiture** and purchaser shall keep **MSTC LIMITED** fully indemnified and harmless against any claim and proceedings of any of their own or against the employees or others
6. On payment of Earnest Money Deposit, bidder has to login with user id password at <https://www.mstcecommerce.com> to participate in the auction.
7. Bidders SHOULD NOT disclose their PASSWORD to anyone and safeguard its secrecy.
8. Bidders are advised to change the Password. Refer the “Steps of Actual Bidding Procedure” at clause no.68.
9. Unsuccessful bidder can take the refund of pre bid EMD from their login using link “EMD REFUND REQUEST” which will be transferred to their respective Bank Accounts through RTGS/NEFT for which the bidders are requested to keep their bank account details updated with MSTC LIMITED.

CONDITIONS OF SALE

10. Goods are being sold on '**AS IS and WHERE IS and WHATEVER IT IS BASIS**' and **“NO COMPLAINT BASIS”**
11. All the E-Auction lots are subject to “Reserve Price” fixed by seller’s i.e. Container Corporation of India Ltd. The highest bid for each lot shall be subject to confirmation by the Seller. **Management of Container Corporation of India Ltd. reserves the right to accept or reject any offer for any reason whatsoever or even without assigning any reason.** In the event of any dispute at last or highest bid, the same shall be resolved by Container Corporation of India Ltd. and if required/necessitates then the particular lot/ lots in question may be re-auctioned.
12. The lot or lots shall be removed in full of the site with whatever faults and flaws in description or otherwise and no selection or sorting of the material will be allowed. Quantities, Quality, sizes, measurements, numbers and weights stated are approximate. Weights mentioned for all the lot is “----- Cargo Weight” in KGS. **Cargo will be sold on Lot Basis only.**
13. Container Corporation of India Ltd. /MSTC LIMITED does not give warrantee or guarantee of the Quantity, Quality, and Chemical composition etc. of each individual item in the lot or about the “End Use” or fitness for a particular purpose.
14. Goods are sold on the assumptions that the bidder has inspected the lot prior to bidding and know what he is bidding for. No complaint shall be entertained after the lot is allotted.
15. Goods may be sold singly or by clubbing them in lots as suitable, convenient and advantageous in opinion of the Container Corporation of India Ltd. Lot will be put up for auction as per convenience of management of Container Corporation of India Ltd. & it is not obligatory to go serially.
16. Where specimen samples are shown it is clearly understood that the quality of the material inside the container/ boxes/ cartons/ bales/ cases/packages/bags etc. may not necessarily be of exact quality, quantity, weight, size, dimensions, specifications, features etc. The bidders are given

sufficient time to inspect the quality and quantity of goods before auction. No complaints with respect to quantity and quality of goods shall be entertained after auction is over. Bidders may kindly confirm from CONCOR representative at the particular terminal about availability of cargo as per the description of LOT in Auction Catalogue. No complaint of Variation in the cargo detail shall be accepted later at the time of delivery.

17. **Any lot or part thereof may be withdrawn from the sale at any time before it is actually physically delivered out of the campus without disclosing any reasons for such withdrawal. However, if any payment has been made it would be refunded without Interest.**
18. MSTC LIMITED runs its business on the basis of a robust Website. However MSTC LIMITED is outsourcing server space from a third-party hosting company and hence shall ensure the smooth running of the website in all good faith and intention. CONCOR/ MSTC LIMITED will not be held responsible for any failure of power, network, server, hosting server, internet connectivity, ISP or otherwise at Bidder's end or at CONCOR/ MSTC LIMITED directly or indirectly affecting online method of Bidding.
19. MSTC LIMITED/CONCOR takes no responsibility of the quality, quantity, documentation details of Buyers/sellers. Both the buyers & sellers agree to defend indemnity and hold harmless MSTC LIMITED from any loss, damage, cost and expenses caused by any reason during this transaction. In no event shall MSTC LIMITED be liable for any loss for the transactors by business, revenues, profit, costs direct and incidental, consequential or punitive damages of any claim. Both the parties agree to have discussed all the related matter regarding this transaction and have understood in full that MSTC LIMITED has provided a source of supply and has nothing to do any further especially with regards to quality, warranty, guarantees, delivery schedules, payments, rejections, transportation, legal laws and regulations to be followed from time to time etc. Since MSTC LIMITED does not possess knowledge base of the commodities under transaction both the parties agree that the matter contained in the materials as a part or as a whole does not violate any applicable law. MSTC LIMITED is only an e-commerce service provider and cannot be party to or control in any manner any transactions between the Seller and Bidder. MSTC LIMITED shall neither be responsible nor liable to mediate or resolve any disputes or disagreements between the Seller and Bidder.
20. The Seller/Bidder agrees to limit the liability of MSTC LIMITED for any and all claims, losses, costs, damages of any nature whatsoever or claims expenses from any cause or causes, including attorneys' fees and costs, so that the total aggregate liability of MSTC LIMITED to the Seller/Bidder shall not exceed its total fee receivable from the Seller/Bidder. It is intended that this limitation apply to any and all liability or cause of action however alleged or arising, unless otherwise prohibited by law.

ANNOUNCEMENTS

21. Announcements before the commencement of auction including announcement of additional conditions OR corrections in the catalogue and/or additions or deletions of items being offered for sale are being done with the consent and knowledge of the Container Corporation of India Ltd. and it will be binding on the bidder.

LOT CONFIRMATION.

22. **All the lots are sold on Subject to Approval Basis (STA).** Lot confirmation will be primarily through e-mail. Date of Sending of E-Mail/Fax will be considered as date of intimation. However, the participants should read the note mentioned below each annexure before bidding. **In case NOC by any Government agency is refused the EMD deposited for that lot will be refunded to the bidder WITHOUT INTEREST.**
23. **For all the lots confirmation will be informed to the bidder by E-Mail/Fax followed by courier/speed-post.**

VALIDITY

24. The Online auction bidders must keep their bids valid for a period of **180 (One Hundred and Eighty) working days** from the date of closing of e-Auction excluding the date of closing. In case the 180th day falls on a holiday or remains closed for CONCOR, such Bids will be deemed to be automatically extended to be valid up to the next working day of CONCOR. (depending on approval of bid by Customs)
In case the bids are not confirmed by CONCOR within 180 days, bidders have option to take refund of pre bid EMD / Security.

Time Extension:

25. **Time Extension: If any market-leading bid (bid higher than the highest at the point in time) is received within the last 8 minutes ("Time Extension" as mentioned in the Bidding Room will be in force & 8 Minutes is an example) of closing time, the time will be extended automatically by 8 minutes.**

Training:

26. MSTC LIMITED will provide training (on-line) if required by the bidders at a mutually convenient date and time before the Auction.

Bids:

27. All bids placed are legally valid bids and are to be considered as bids from the bidder himself. Once the bid is placed, the Bidders cannot reduce or withdraw or cancel the bid for whatever reason **and no communication will be accepted.** If done so, the seller will forfeit the EMD. The highest and the latest bid on the Auction shall supersede all the previous bids of the bidder. Bidders may please note that in the event of a manual bid amount matching that of an Maximum limit of auto-bid, the manual bid will prevail and be considered. The bidder with the highest offer/ bid through auto-bid does not get any right to demand acceptance of his Bid.

Auto Bid:

28. Auto Bidding feature is a feature to safe guard the bidder's interest of any Internet failure or to avoid last minute rush. This feature allows Bidders to place an automated bid against other Bidders in an auction for each Lot and bid without having to enter a new amount each time a competing Bidder submits a new offer for any particular Lot.

The bid amount that a Bidder enters is the maximum at that point of time that the Bidder is willing to offer for a particular Lot. Here the software bids on behalf of the bidder.

- The auto-bid amount is the maximum amount that the Bidder is willing to offer.
- Bids are submitted in increments (increasing bid amounts). The application automates auto bidding by processing auto bids automatically, according to the increment that CONCOR originally established/fixed when creating the auction, submitting offers to the next bid increment each time a competing Bidder bids, regardless if competing bids are submitted as auto bids.

PAYMENT OF BALANCE MONEY

29. For all the lots, the bidder should pay the Balance of the purchase price directly to "Container Corporation of India Ltd." by way of Demand Draft/PAY ORDER/RTGS/NEFT and **Payment favouring MSTC directly in the account of MSTC Limited**. Auction Sale Invoice will be issued by respective location to which the lot pertains. Bidder has to make all the balance payment as applicable in case of destuffed deliveries as per EXIM Tariff /Domestic Tariff as per the location may be along with GST (as applicable), Container destuffing charges, Cargo loading charges, GST etc. applicable at the concerned location. The Successful bidder has to produce copy of intimation letter issued by ----- Pvt. Ltd.while making the balance payment. The balance payment will be accepted by way of Pay Order/Demand Draft drawn on any Scheduled / Nationalized / Scheduled Co-operative Bank drawn in favour of "Container Corporation of India Ltd." Payable at the respective location of the bid.**The successful bidders have to make the balance payment within five days (excluding Sundays & holidays) of issuance of intimation letter.** In case where NOC from any Government Agency has to be obtained either by Bidder or by CONCOR then the payment period will begin from the date on which such an NOC has been issued by the concerned agency. In such cases the Customs procedure, cargo delivery schedule will be decided subsequently. The successful bidder has to produce copy of delivery order in Original issued by CONCOR while taking delivery.

30. Since the bill of entry is to be filed for all EXIM lots, Bidders are expected to make the balance payments after confirmation of lots within the stipulated time to ensure payment of duty and processing documents in time.

31. In case NOC required for any lot from regulatory bodies or Government Agencies for confirming the sale and NOC is refused, the EMD deposited for that lot will be refunded to the bidder WITHOUT INTEREST by CONCOR.

32. If no Intimation reaches for reasons beyond our control the Buyers are expected to take efforts to find out status before the last day. Non-receipts of Intimation should not be an excuse for non-payment.

33. If the purchaser fails to make payment and/or take delivery of the material, Container Corporation of India Ltd shall have the right to auction the un-delivered material immediately in the next auction without any intimation to the successful bidder and the **EMD amount** along with balance payment.

including all taxes deposited by the bidder shall be forfeited as per para 42 below:

INCIDENTAL/ OTHER COSTS

34. The cost of material handling i.e. loading charges along with GST where ever applicable, shall be borne by the bidder and payment has to be made to Container Corporation of India Ltd. at the rate prevailing at the time of taking delivery. Prevailing tariff for handling for each lot, etc may be understood from the terminal during the inspection period.

TAXES

35. All bids invited are for the net amount accruable to Container Corporation of India Ltd. and relevant taxes, levies, etc. except Customs Duty shall be payable by the bidder and these taxes shall be treated as extra and are expected to be paid as per payment schedule given in 30 above before taking delivery.
36. **GST:** The bidder has to pay the GST over and above bid price at the rate notified by Government of India.
38. It is expressly made clear that, all applicable taxes as on date of invoice/delivery shall be borne by the bidder before taking the delivery of the lots.

DELIVERY:

39. Bidders must make the full payment as per above schedule at 30, 35 & 36 since CONCOR has to complete further Customs procedure. Delivery of goods will commence effectively once the full and final payment of balance amount against each lot is received and completion of customs formalities. Delivery of cargo will be given within 15 days from the finalisation of the Customs Formalities or any other Government Formalities on working days excluding Sundays & holidays during 10 AM to 6 PM. In case there is a delay in completion of Customs Formalities or any other Government Formalities, the delivery period will be extended accordingly.
40. The goods shall be lying in the premises after the conclusion of the bidding at the sole risk and cost of the purchaser in all respect and the purchaser should take the delivery at his own expenses at the earliest and in any case not later than the period prescribed above.
41. The successful bidder shall produce the **copy of the Intimation letter issued by MSTC Ltd.** / Auction Sale Invoice/original delivery order issued by Container Corporation of India Ltd. for proper identification of bidder at the time of taking delivery of the material. It is therefore, the responsibility of the bidder to keep the documents in safe custody. The person who has collected the material from Container Corporation of India Ltd. by producing the **copy of the Intimation letter issued by MSTC Ltd.** / Auction Sale Invoice/original delivery order, if subsequently found to be illegal possessor / producer of the documents Container Corporation of India Ltd. shall in NO WAY be responsible.
42. Container Corporation of India Ltd. may give extension of time at their discretion by charging Terminal Service Charges (Loaded)/Cargo Storage Charges as per the prevailing Rates for imports

(as given in Public Tariff) for a **maximum period of two calendar days after the expiry of stipulated** schedule dates as given in 39 above. Thereafter EMD alongwith entire balance payments made for this lot will automatically stands forfeited.

43. Container Corporation of India Ltd. will not be in any way responsible for failure to deliver the goods as per delivery schedule due to causes beyond their control such as change in Govt. Policy, strikes, lockouts, cessation of labour, shortened hours, act of God or other causes or contingency whatsoever. The bidder shall not be entitled to cancel the contract & the period of delivery shall automatically be extended accordingly.
44. In case the Purchaser does not present himself for delivery and desires that the delivery may be given to a representative having a Power of Attorney on a non-judicial Stamp paper duly executed by a Notary Public or any Law Court Judge or Magistrate may be furnished IN ORIGINAL to CONCOR Administration at the time of taking delivery of the material.
45. When the goods are sold by weight, the bidder will be required to make his own arrangements to provide weighing scale, labour for weighing of the lots at the site of delivery and shall remove the goods after the actual weight is ascertained.
46. *When the "lots" sold are not available for any reason for delivery, the amount received against sale will be refunded to the respective bidder without any interest. The decision of CONCOR will be final and binding on the bidder in this regard.*
47. Resale will not be recognized, and delivery orders/gate passes will be made out in the name of actual purchaser only.

SHORTAGE

48. Goods are being sold on "As is and Where is and whatever it is basis and No Compliant Basis" on "Lot basis". Weights indicated OR quantities recorded in the catalogue are approximate MSTC LTD./ Container Corporation of India Ltd shall not take the responsibility with reference to weights and measurements and quantities, qualities etc. Bidders are participating for the lot, which is offered. The decision of Container Corporation of India Ltd. shall be final and binding in this regard.

EXCLUSIVE RIGHTS

49. Container Corporation of India Ltd. reserves the right to modify and amend 'Terms and Conditions' and announce the same if required/necessitates while the auction is in progress or prior to commencement of auction. In the event of any dispute arising due to interpretation of any of terms and conditions, the matter may be referred to Regional Head, Central Region of CONCOR, whose decision shall be final and binding.
50. **Container Corporation of India Ltd is not bound to accept the highest offer.**

GENERAL

51. Employees of CONCOR / MSTC LIMITED are barred from participating in the On-line sale, unless otherwise approved by CONCOR Management. **Similarly, the Original Importers are barred from the participating in the On-line sale.**

52. Auction Sale Invoice will be issued in the name of the original bidder as recorded in the "Acceptance Form". Any further correspondence will be only with the bidder name and address as recorded in the "Acceptance Form".
53. Bidders and his men are subject to the security rule of CONCOR in force while in the CONCOR premises. The Bidder, workmen, agents or representatives shall not commit any nuisance, theft or indulge in any antisocial activities in the premises and the bidder shall be liable for the good conduct, Safety & discipline of his workmen. In case of any such activity, delivery will be suspended and strict action as per law will be taken including forfeiture of EMD.
54. The bidder shall be responsible for any damage that may be done to premises / fittings of sellers in the course of removing the lot or lots purchased by them. The authority may at its option arrange to make good such damages and the bidder shall pay for the same on demand.
55. In case the bidder wants to engage his own workers for loading the cargo within the sellers' premises they will be governed by the Labour Laws and Rules, Factory Acts and Rules and Sellers Safety / Security Rules as applicable. It shall be the responsibility of bidder to see that the statutory provisions are complied with.
56. In the event of failure on the part of the successful bidder to fulfill his contractual obligations, CONCOR / ----- Pvt. Ltd.reserve the right to debar such bidder from participating in any future auction on behalf of Container Corporation of India Ltd.
57. In case of accidents etc. to the bidder, labour or his representatives CONCOR / MSTC LIMITED will not at any time be responsible for any injuries caused due to accident within CONCOR premises or at the place of work of the owner either to the buyer or his representative / labour etc., and the bidder will make proper arrangements for any claim arising out of the employment under any status. It is the responsibility of the bidder to provide necessary safety appliances (like hand gloves / safety shoes etc.,) to the labourers, who are engaged for loading the materials.
58. CONCOR / MSTC LIMITED will not be liable for any claim and bidder shall keep CONCOR / MSTC LIMITED fully indemnified and harmless against any claim and proceedings of any of their own or against the employees or others.
59. **No gas cutting equipments or any equipment, which are likely to cause damage, will be allowed in the seller's premises.** The decision of the CONCOR Officer or his authorized representative shall be final in this regard.
60. **Segregation of material will not be allowed in seller's premises. Breaking/Cutting may be allowed to the extent necessary for facilitating loading into vehicles as per the discretion of the seller's officials.**
61. The bidder should possess appropriate license/permissions by the appropriate authorities, as required by customs authorities for effecting delivery.**Further, any permission/NOC of any Govt. Bodies required for auctioned lots, the same will have to be obtained by the successful bidder at its own cost and CONCOR will not be responsible for the same.**

DISPUTES

62. In case of any dispute, the same shall be referred to a single arbitrator, to be appointed by the **Container Corporation of India Ltd.** and the Arbitration proceedings would be governed by 'Arbitration and Conciliation Act' 1996.
63. The fees and expenses towards arbitration proceedings shall be shared, equally, by the parties to the dispute and shall be paid in advance to arbitrator. The jurisdiction for appealing against the award in a court, or any other proceedings under the Arbitration Act, shall be that of courts in Nagpur City only.

DEMO/ MOCK Auction

64. For Bidders who have indicated non-familiarity with e-Auction, training on a DEMO/ MOCK Auction will be arranged with prior appointment.
65. No training will be given during the day of Actual e-Auction.
66. **A Note of caution for the Bidders** may encounter certain unforeseen problems such as time-lag, heavy traffic, system/power failure at the Bidders end. To avoid losing out on bidding because of above-mentioned reasons, it is advised not to wait for the last moment. You can also opt for Auto-Bid option. Bidders may go through the given below 10 steps for E-Auction Bidding Procedure by MSTC Ltd.

67. Steps for Actual Bidding Procedure

- i) Go to **www.mstcecommerce.com**. New Bidders please register themselves by clicking on New User Button and M/s.-MSTC Ltd. will activate the account after receiving the mandatory documents (i.e. Self Attested copy of Company Pan Card Copy, ITR acknowledgement, GST Registration certificate, sign verification form, MSTC's registration fees of 11800)
- ii) New buyers have to register online at MSTC's website and then upload required documents from their login. Upon receipt of registration fee and required documents, buyer's account shall be activated.
- iii) Auction Room: Interested bidders have to pay pre bid EMD amount from their login using link "Pay pre bid EMD" available in buyer's login. Same amount should reflect in buyer's ledger under link "EMD ledger". Once amount reflects in buyer's ledger, buyer can participate in live auction by going to the link "View live auction"
- iv) Click on to submit bid button.
- v) This will take you to the Bidding Page. A separate Window opens which is the auction room.
- vi) **Manual / Auto Bid Now Start Bidding.** Bidder can either Bid Manually OR can use Auto-Bid. (In Auto bid, the computer will bid on bidders' behalf up to that value bidder has given.)

- vii) In the Manual Bid option, bidder can put his bid in the text box available for each ITEM and submit it every time. A bid confirmation pop up box will appear to confirm whether bidder want to go ahead with the bid posted or not. **If bidder confirms the bid, his bid will be posted.** If his bid is accepted, that will be displayed in “Your bid” column on your right-side screen. Also, the highest bid amount will be displayed in “Highest bid” column. If bidder is the highest bidder at the time, **“Your Bid” column will be highlighted with “green” background.**
- viii) During the auction, the current highest bid of the bidder, the bid status and the bid history can be viewed on the screen all the times. Bids can be placed at the specified time mentioned during the auction day.
- ix) Enter your starting bid amount in “Your Amount” text box, the minimum increment is a optional text box by default it will take the minimum increment amount which is fixed by the Container Corporation of India for that lot Enter the maximum amount in the “Maximum Ceiling Amount” text box. Submit your **auto bid** after filling all the above values.
- x) Bidder can see his Bid Value and the Highest Bid Value for a particular lot after bidding once.