

HSCC (I) Ltd

AMENDMENT –II Dated 09.10.2020

IFB No.: **HSCC/PUR/CNCI/KOLKATA/MEDICAL EQUIPMENT/107 Dt. 14.09.2020**

The reply to the pre bid queries are being uploaded as Annexure-I, as received from CNCI Kolkata for the above the referred IFB. It is proposed that the Bid sale, submission and opening date for the above the referred IFB may be extended as per details given below:

| Sl. No. | Description | Existing Schedule | Revised Schedule |
|---------|---|---|---|
| i. | Sale date of the tender | 07.09.2020 (10:00 Hrs) to 10.10.2020 (upto 13:00 Hrs) | 07.09.2020 (10:00 Hrs) to 15.10.2020 (upto 13:00 Hrs) |
| ii. | Closing date & time for receipt of tender | 10.10.2020, 14:00 Hrs. | 15.10.2020, 14:00 Hrs. |
| iii. | Time and date of Opening of Tenders | 10.10.2020, 14:30 Hrs. | 15.10.2020, 14:30 Hrs. |

Also following documents are also enclosed with this Amendment to form a part of the Tender Document:

1. Letter No. P-45021/112/2020-PP(BE-II)(E-43780) dt. 24.08.2020 from Public Procurement Section of Department for Promotion of Industry and Internal Trade under Ministry of Commerce and Industry, Govt. of India regarding bidders from countries which shares land border with India being uploaded as Annexure.
2. Letter No. DPE/7(4)/2017-Fin dt. 08.11.2016 from Department for Public Enterprises under Ministry of Heavy Industries Public Enterprises, Govt. of India regarding relaxation of Norms for Startups Medium Enterprises in Public Procurement for prior Experience-Prior Turnover criteria-reg being uploaded as Annexure.

All other terms and conditions of the tender enquiry document shall remain unchanged.

Prospective bidders are advised to regularly visit HSCC website/ CPPP website for corrigendum/ amendments etc. if any, as these will be notified on these portals only. No separate advertisement will published in the newspapers in this regard.

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CGM, HSCC (India) Limited
For and on behalf of Director, CNCI, Kolkata

REPLY TO PRE-BID QUERIES

ANNEXURE-I

1. ELECTROPHORESIS MACHINE:

No Representation Received

2. ENT-MICROSURGERY WITH IMAGE GUIDED SURGICAL NAVIGATION SYSTEM:

| Sr. No. | TENDERED SPECIFICATIONS | AMENDMENT REQUESTED BY BIDDERS | | | CNCI REMARK / OBSERVATIONS |
|---------|--|--------------------------------|---|---|--------------------------------|
| | | BIDDER - 1 | BIDDER - 2 | BIDDER - 3 | |
| 1 | General System Specifications: | | | | |
| | The System should be easy to set up, user friendly, intuitive and should work under Linux / Unix / Windows operating system environment. | | | | No change |
| | The vendor should quote their latest model and high end model keeping in mind as a teaching institute for future upgrades | | | | No change |
| | The system should have dual cart assembly with facility of keeping optical camera and viewing system together or separately to allow optimal use of O.T space with two integrated and operational monitors to ensure Optimized placement of the carts in OT and Better OT workspace management | | The system should have dual cart/single cart assembly with facility of keeping optical camera and viewing system together or separately to allow optimal use of O.T space with two integrated and operational monitors to ensure Optimized placement of the carts in OT and Better OT workspace management. | The system should have single cart assembly with facility of keeping electromagnetic or optical camera and viewing system together or separately to allow optimal use of O.T space with integrated single monitor to ensure Optimized placement of the carts in OT and Better OT workspace management | Tender Specification prevailed |
| | The system should have facility of keeping optical camera and viewing system together or separately to allow optimal use of O.T space, The System should have two monitors, one for the surgeon and the other for the OT/Technical staff or vice versa. | | | The system should have facility of keeping Electromagnetic or optical generator / camera and viewing system together or separately to allow optimal use of O.T space, The System should | Tender Specification prevailed |

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| | | | | have one monitor for the surgeon viewing with additional output options. | |
| | The Surgeon Monitor should be a Medical Grade & High Resolution (1920 x 1200, 60 Hz) with a viewable size of 27" widescreen or higher and the display should be visible at angles at least up to 80°. | | The Surgeon Monitor should be a Medical Grade & High Resolution (1920 x 1200, 60 Hz) with a viewable size of 24" widescreen or higher and the display should be visible at angles at least up to 80°. | | Should be read as" The Surgeon Monitor should be a Medical Grade & High Resolution (1920 x 1200, 60 Hz) with a viewable size of 24 widescreen or higher and the display should be visible at angles at least up to 80" |
| | The system should have the option of optical & electromagnetic Navigation Module or optical with upgrading to Electromagnetic navigation module. Should be able to support Cranial and Skull base surgeries. | The system should have the option of optical / electromagnetic Navigation Module or optical with upgrading to Electromagnetic navigation module. Should be able to support Cranial and Skull base surgeries. | The system should have the option of optical & electromagnetic / pinless Navigation Module or optical with upgrading to Electromagnetic / pinless navigation module. Should be able to support Cranial and Skull base surgeries. | The system should have the option of optical or electromagnetic Navigation Module with upgrade option. Should be able to support Cranial and Skull base surgeries. | Tender Specification prevailed |
| | The System should have the options of both flat panel electromagnetic and Side Emitter to support the workflow of the surgeries. | | The System should have the options of both flat panel electromagnetic and Side Emitter to support the workflow of the surgeries or equipped with pinless to support the workflow of the surgeries. | | Tender Specification prevailed |
| | System should allow pin-less surgery such as tumor resection, shunt placement etc for adult as well as paediatrics without any compromise on sterility. | | | | No change |
| | The navigation system must have dynamic referencing. | | | | No change |
| | The system and the quoted model must have at least 10 successful installations in India & satisfactory performance certificate for the same should be submitted along with the Technical Bid. | | | | No change |
| | System should have Wi-Fi connectivity for connecting to PACS system for image transfer | | | | No change |
| | System should have inbuilt firewall and antivirus security for cyber security. | | | | No change |
| | Easy access to storage for accessories and instruments | | | | No change |
| | System should have password security for software | | | | No change |

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| | access. | | | | |
| | | | | | No change |
| 2 | ENT Navigation Software Specifications | | | | No change |
| | | | | | No change |
| | The ENT navigation software should be user friendly, easy to use and should have capability to alter workflow as per surgeon preference. | | | | No change |
| | The software should allow creating multiple surgeon profile and set procedures and settings as per the surgeon requirement. | | | | No change |
| | The software should allow DICOM images in Axial, Sagittal or Coronal planes and should be reconstructed as 3D images and advanced planning can be done on any plane which should be adapted to all planes automatically | | | | No change |
| | The software should have Image merge option in order to merge CT and MRI images and use them during navigation as per surgeon's choice. | | | | No change |
| | The software should have advanced 3D model building functions which are user friendly. It should have automatic tumour building function using seed points. | | | | No change |
| | The software should have option to feature to view cut planes which allows sectional view of 3D models. | | | | No change |
| | The software should have option to use Tracer based registration and touch based using fiducials or anatomic landmark based registration and if required combination of trace and touch registration. | | | | No change |
| | The software should auto detect the fiducials and guide towards touch based registration by default. | | | | No change |
| | The software should display the area of accuracy with the help of sphere and it should show which area is not covered during registration in order for the surgeon to modify registration if required. | | The software should display the area of accuracy with/without the help of sphere and it should show which area is not covered during registration in order for the surgeon to modify registration if required. | | Should be read as "The software should display the area of accuracy with/without the help of sphere and it should show which area is not covered during registration in order for the surgeon to modify registration if required" |
| | The software should be capable of storing previous | | | | No change |

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| | registrations for that patient. | | | | |
| | The software should have facility to store screenshots taken during procedure as well as record the navigation screen for about 30minutes. | | The software should have facility to store screenshots taken during procedure and may/may not have option to record the navigation screen for about 30minutes. | | Should be read as “The software should have facility to store screenshots taken during procedure and may/may not have option to record the navigation screen for about 30minutes.” |
| | The software should have option to perform Standard FESS, Endoscopic Skull base and Lateral Skull base procedures. | | | | No change |
| | The software should have option to view endoscopic or microscopic video on the screen | | | | No change |
| | The software should be ready to navigate navigable debrider blades. | | | | No change |
| | | | | | |
| 3 | ENT Navigation Instruments and accessories | | | | |
| | | | | | |
| | The system should be provide with flat panel electromagnetic generator which can be positioned under patient head and over the table in order to minimize table metal interference or side mounted electromagnetic generator attached to the table bedrail. | Should be deleted. | The system should be provide with (ONE) electromagnetic generator which can be positioned under patient head and over the table in order to minimize table metal interference or side mounted electromagnetic generator attached to the table bedrail. | | Tender Specification prevailed |
| | The system should be providing with the ENT instruments which are navigable under electromagnetic technology. | The system should be providing with the ENT / optical instruments which are navigable under electromagnetic / optical technology. | The system should be providing with the ENT instruments which are navigable under electromagnetic technology/ optical technology. | | Tender Specification prevailed |
| | The instruments must include but not limit to a straight probe, straight suction, 90 degree curved suction, 70 degree curved suction and Ostium Seeker. | | | | No change |
| | The instruments must be autoclavable sterilised for multiple use. | | | | No change |
| | The instrument consumables required for navigation should be provided along with the system sufficient for about 10 surgeries. | The instrument consumables required for navigation should be provided along with the system | | | Tender Specification prevailed |

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| | | sufficient for about 200*5 surgeries. If reused it should be certified by manufacturer for reuse. | | | |
| | The system should be provided with 3 malleable suctions for skull base procedures. | | | | No change |
| | They system should have paediatric friendly reference frame which can just be pasted on the head instead of the head band. | | | | No change |
| | The system should allow multiple instruments at the same time and navigate them as required. | | | | No change |
| | The system should also have an option to include automated calibrated Blades for Navigation | | | | No change |
| | The system should be provided with 3 navigable debrider blades. | | | | No change |
| | | | | | |
| 4 | Cranial Navigation Specifications | | | | |
| | | | | | |
| | | | | <i>Should be made optional / System should have capabilities to include Cranial Software and Accessories for same.</i> | Tender Specification prevailed |
| | The System should have self-descriptive software interface which allow you move quickly through the all cranial procedures workflows and to give you easy access to system-wide tools for common features. System should allow selecting tasks related to procedure as per user preference. | | | | No change |
| | The system software should have ability to design customized surgeon profile. | | | | No change |
| | The camera should have 360 degree articulating arm for rotation of camera to 360 degree and to position the camera in any desired angle and elevation. | | | | No change |
| | The system should have ability to import pre-op examination using CD/DVD/PAC/USB system. | | | | No change |
| | The navigation system should have point as well as surface registration with accuracy prediction system. It should also allow combination of point and surface registration techniques for better accuracy. | | | | No change |
| | It should have universal instrument adapter tracking system with passive option. | | It should have universal instrument adapter tracking system with passive or | | Tender Specification prevailed |

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| | | | activeoption. | | |
| | The system should include a frameless biopsy system with navigable needles. | | The system should include a frameless biopsy system with navigable FGS/ needles. Both the system should be USFDA approved. | | Tender Specification prevailed |
| | The System should have ability to Create and edit multiple surgical plans. | | | | No change |
| | The patient reference frame of optical technology should have options to do functions like magnify the images, go to next or back window on software workflow, take a screen shots, to change the screen layout and to respond the command prompt in case to operate the system in sterile field when no one is present on staff cart. | | | | No change |
| | The navigation system should have hardware & software for stereotactic surgery including functional stereotactic procedures. The software should re-orient the scan images along the AC-PC plane. The stereotactic system should be adaptable to major frames like Leksell and CRW. | | Point to be deleted, as steriotactic is a manual configuration. DBS implants will provide their software. | | Points deleted |
| | The system should have 3D graphics capability and software to merge CT & MRI images. | | | | No change |
| | Look ahead view capability to show the images at 1mm to 15mm (increments of 5mm) in front of the probe. | | | | No change |
| | The system should have Virtual Projection option with adjustable width and length of the probe order to get better trajectory understanding. | | | | No change |
| | Every instrument should have facility to be compatible with both a right and left handed surgeon. | | | | No change |
| | The navigation software should be able to correlate with pre-operative MR/CT images. These images should have view side by side or overlaid. | | | | No change |
| | The system should have ability to draw brain, tumor, vessels & ventricles as in 2D images and 3D model. Software should have easy and advanced options which help build models of user choice. | | | | No change |
| | Software should have streamlined interface to import and process diffusion-weighted MRI scans and enables routine of implementation of DTI processing. | | | | No change |
| | Interactive fiber tracking and output tracts to navigation system. | | | | No change |

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| | Software should fuse fMRI activation maps into the software and viewed 3D model in Navigation | | | | No change |
| | Software should have video recording and snapshot capture feature to capture the navigation screen. System should have the ability to record the screen activity during software operation or during navigation for minimum 30mins. | | The software should have facility to store screenshots taken during procedure and may/may not have option to record the navigation screen for about 30minutes. | | Should be read as “The software should have facility to store screenshots taken during procedure and may/may not have option to record the navigation screen for about 30minutes” |
| | The system should support frameless biopsy and pre-calibrated navigable biopsy needle should navigate till the target and should display actual position of the biopsy needle Vendor to provide 20 numbers of pre-calibrated disposable biopsy needle with the instrument | | The system should support frameless biopsy and pre-calibrated navigable biopsy needle/FGS Guide system, which should navigate till the target and should display actual position of the biopsy needle Vendor to provide 20 numbers of pre-calibrated disposable biopsy needle with the instrument. | | Tender Specification prevailed |
| | The system should be enabled with option of Optical and EM both technology together active and readily available with same system | The system should be enabled with option of Optical / EM technologies active and readily available with same system. | The system should be enabled with option of Optical and EM/pinless both technology together/ separate system. | | Tender Specification prevailed |
| | The system should have capabilities for head frame less neuro navigation surgery such as tumor resection suitable for adults as well as paediatrics without any compromise on sterility using electromagnetic tracking technology | The system should have capabilities for head frame less neuro navigation surgery such as tumor resection suitable for adults as well as paediatrics without any compromise on sterility using electromagnetic / optical tracking technology. | The system should have capabilities for head frame less neuro navigation surgery such as tumor resection suitable for adults as well as paediatrics without any compromise on sterility using electromagnetic/pinless tracking technology. | | Tender Specification prevailed |
| | The system should provide Electromagnetic based dynamic referencing so that registration is not lost even if magnet emitter and patient move. | | The system should provide Electromagnetic/pinless based dynamic referencing so that registration is not lost even if magnet emitter/camera or patient moves. | | Tender Specification prevailed |
| | The Electromagnetic Navigation module should be able to support cranial, skull base and neurology surgeries. | The Electromagnetic / optical Navigation module should be able to support cranial, skull | The Electromagnetic Navigation/pinless module should be able to support | | Tender Specification prevailed |

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| | | base and neurology surgeries. | cranial, skull base and neurology surgeries. | | |
| | The Electromagnetic factory calibrated navigable instruments should include flexible tip tracking. | The Electromagnetic/ optical factory calibrated navigable instruments should include flexible tip tracking. | Optical shunt placement tool should be supplied. | | Tender Specification prevailed |
| | The system should have inbuilt UPS system for power back up in both the carts for up-to 15-20mins | | The system should have internal/external UPS system for power back up of minimum 6 minutes. | | Tender Specification prevailed |
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| 5 | Support Specifications | | | | |
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| | Company should provide proper training on the system for surgeons and technicians at the hospital. | | Company should provide proper training on the system for surgeons and technicians at the hospital. | | Tender Specification prevailed |
| | System should be provided with the operating manual. | | System should be provided with the operating manual. | | Tender Specification prevailed |
| | Company should provide high quality after sales service. | | Company should provide high quality after sales service. | | Tender Specification prevailed |
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3. OPERATING MICROSCOPE:

| Sr. No. | TENDERED SPECIFICATIONS | AMENDMENT REQUESTED BY BIDDERS | | | CNCI REMARK / OBSERVATIONS |
|----------|---|--|---|------------|--|
| | | BIDDER - 1 | BIDDER - 2 | BIDDER - 3 | |
| 1 | WORKING DISTANCE: | | | | |
| | 200-625 mm or better, continuously variable through motorized multifocal lens, activated through Handgrips and through control panel. Manually adjustable override. | Working Distance : 200 – 625 (± 25) mm or better, continuously variable through motorized multifocal lens, activated through handgrips and through control panel. Manually adjustable override | Should have 200 mm (+/- 25 mm) to 500 mm (+/- 25 mm) or better, continuously variable through motorized multifocal lens, activated through handgrips and through control panel. | | Should be read as “ “200-625 mm (+/- 25 mm) or better, continuously variable through motorized multifocal lens, activated through Handgrips and through control panel. Manually adjustable override. |
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| 2 | MAGNIFICATION RANGE: | | | | |

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| | Minimum range up to 18 x or better. | | | | No change |
| 3 | FOCUSING: | | | | |
| | Motorized via multifocal lens activated through Hand or Foot switch & Touch screen control panel. Manually adjustable override. The system must provide automatic focusing | Focusing : Motorized via multifocal lens activated through hand or foot switch & touch screen control panel. Manually adjustable override. The system must provide dual laser automatic focusing | Should have motorized via multifocal lens activated through hand or foot switch & touch screen control panel. The system must provide automatic focussing. | | Tender Specification prevailed |
| 4 | EYEPIECES: | | | | |
| | 12.5x widefield eyepieces with dioptic setting +5D to -8D | Eyepieces : 12.5x widefield eyepieces with dioptic setting +5D to -5D or more | 12.5x / 10x widefield eyepieces with dioptic setting +5D to -8D. | | Should be read as “12.5x widefield eyepieces with dioptic setting +5D to -5D or more” |
| 5 | LIGHT SOURCE: | | | | |
| | 300W Xenon illumination with integrated 300W Xenon back-up with fast action lamp Change over. The microscopes’ illumination system must provide an additional light beam path to brighten up shadowed areas in the field of view. | Light Source : 300 W Xenon illumination with integrated 300 W Xenon back-up with fast action lamp change over. The microscopes’ illumination system must provide an additional light beam path to brighten up shadowed areas in the field of view OR similar technology | 300W Xenon illumination with integrated 300W Xenon back-up with fast action lamp change over. | | Should be read as “300 W Xenon illumination with integrated 300 W Xenon back-up with fast action lamp change over. The microscopes’ illumination system must provide an additional light beam path to brighten up shadowed areas in the field of view OR similar technology” |
| 6 | ILLUMINATION FIELD DIAMETER: | | | | |
| | Should have built in automatic zoom-synchronized illumination field diameter, with manual override and reset feature. | | Should have built in automatic zoom synchronized illumination field diameter. | | Tender Specification prevailed |
| 7 | AUTOMATED ILLUMINATION CONTROL: | | | | |
| | Should have Automated Illumination. Brightness control should be linked to working distance. Illumination also can be controlled by hand switch or foot switch. | | | | No change |
| 8 | BINOCULAR TUBE: | | | | |

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| | Binocular tube for main Surgeon which can be pushed and pulled offering flexible positioning, added magnification and Integrated rotate functionality. Easily compensate for eye level differences between the surgeon and the assistant when operating in a face-to-face configuration by simply rotating the tube. | | | | No change |
| 9 | BALANCING: | | | | |
| | The system must provide a one touch automatic balancing of all system axes without any manual Interaction or axis adjustments. | Balancing : The system must provide a one touch automatic balancing via counter-weight balanced stand , of all system axes without any manual interaction or axis adjustments. | The system must provide a one touch automatic / Motorized balancing of all system axes without any manual interaction or axis adjustments. | This point should remain same. | Tender Specification prevailed |
| 10 | BEAM SPLITTER: | | | | |
| | Integrated Beam Splitter (not Visible from outside / separate attachment) | | | | No change |
| 11 | CAMERA: | | | | |
| | Fully Integrated 3 CMOS HD Video Camera (Camera not Visible from outside) So that maximum resolution will display & record. | Camera : Fully integrated / external Single Chip CMOS / 1 Chip / 3 Chip / Third Party medical camera solution , so that maximum resolution will display & record. | Should have an integrated 3 CMOS HD video camera. The camera should be from the same principal manufacturer. | Fully Integrated 4K Video Camera (Camera not Visible from outside) So that maximum resolution will display & record. | Should be read as “Fully Integrated 4K Video Camera (Camera not Visible from outside) So that maximum resolution will display & record” |
| 12 | DISPLAY: | | | | |
| | Full HD Medical grade touchscreen display system attached with the microscope system. (No External Monitor/detachable monitor will be acceptable) | | | | No change |
| 13 | RECORDING: | | | | |
| | Full HD inbuilt video recording system with integrated HDD of at least 1TB. | | | | No change |
| 14 | STEREO CO OBSERVER : | | | | |
| | Should have stereo co observation attachment for side assistant and the attachment should not move in case the head is tilted in forward or backward direction by the main surgeon. | Stereo Co Observer : Should have stereo co observation attachment for side assistant. The microscope must offer integrated 360 rotatable tube for | | | Should be read as “Should have stereo co observation attachment for side assistant, Preferably attachment should not |
| | The microscope must offer integrated 360 rotatable | | | | |

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| | tube for better ergonomic observation. Binocular should have PD adjustment knob with range of 55mm to 75mm. Binocular should have movement lock in any angle. | better ergonomic observation. Binocular should have PD adjustment knob with range of 55 mm to 75 mm. Binocular should have movement lock in any angle | | | move in case the head is tilted in forward or backward direction by the main surgeon. The microscope must offer integrated 360 rotatable tube for better ergonomic observation. Binocular should have PD adjustment knob with range of 55 mm to 75 mm. Binocular should have movement lock in any angle” |
| 15 | XY MOVEMENT IN 3 AXES: | | | | |
| | For precise positioning of the microscope, the system must offer a motorized XY movement in 3 axes, providing in any (even horizontal) position of the optical axis a correct XY movement. | | | | No change |
| 16 | REMOTE ACCESS: | | | | |
| | The system must provide an interface and a function for fast internet remote diagnosis to be operated via the central touchscreen user interface. | | | | No change |
| 17 | DRAPING/ COVER SLIP: | | | | |
| | Normal cover slip should be provided; AUTO-DRAPING” not required: | | | Auto Draping:- Draping of the system must be facilitated by an automatic air vacuum / Auto Drape and 30 Nos sterile drape will be supplied free of cost. | Tender specification prevailed |
| 18 | DAMPING CORRECTION: | | | | |
| | System should have robotic control active vibration damping mechanism to avoid disturbing vibrations. | "Damping Correction : System should have damping mechanism to avoid disturbing vibrations | The system should have robotic control active vibration damping mechanism and contrives floor stand technology to avoid disturbing vibrations. | | No change |
| 19 | SURGICAL FLUORESCENCE: | | | | |
| | Should have Intra-operative Fluorescence facility. | | Should have intraoperative | The system can offer | Tender specification |

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| | Module for vascular (infrared) supporting intraoperative ICG Angiography and tumor fluorescence with fluorescence sodium (yellow Fluorescence) should be included and fully functional at installation | | Fluorescence facility, module for vascular (Infrared) supporting intraoperative ICG angiography and tumour fluorescence with ALA OR sodium (yellow Fluorescence) should be included and fully functional at installation. | Advance Intra-Operative Fluorescence (sodium fluorescence / Yellow Fluorescence) which use for tumor fluorescence as well as vascular clipping Verification. | prevailed. |
| | | | | | |

4. FESS OPTICAL SYSTEM

| Sr. No. | TENDERED SPECIFICATIONS | AMENDMENT REQUESTED BY BIDDERS | | | CNCI REMARK / OBSERVATIONS |
|----------|--|--|------------|------------|--|
| | | BIDDER - 1 | BIDDER - 2 | BIDDER - 3 | |
| | 4 K Ultra High Definition (UHD) Imaging systems will consist of the following items: | | | | No change |
| | 1) 4K – UHD Camera Controller/ video processor | | | | |
| | 2) 4K – UHD Camera Head | | | | No change |
| | 3) Powerful LED/Xenon light source | | | | No change |
| | 4) Light Guide Cable | | | | No change |
| | 5) 32” 4K – UHD medical grade monitor | | | | No change |
| | 6) Endoscopy Trolley | | | | No change |
| | 7) 4K recording system | | | | No change |
| | | | | | |
| 1 | 4K ultra high definition video processor:(Specifications) | | | | |
| | The processor should be able to process 4K – UHD signals having resolution of at least 3840 x 2160 pixels or more. | | | | No change |
| | Should have various input and output terminals including HDMI/ 3G SDI/ DVI-D,HD/SD-SDI. | Should have various input and output terminals including DP /12 G, SDI / HDMI 2.0 / 4 * 3G SDI. Additionally, DVI-D terminal should be available. | | | Should be read as “Should have various input and output terminals including HDMI/ 3G SDI/ DVI-D,HD/SD-SDI. Or Should have various input and output terminals including DP /12 G, SDI / HDMI 2.0 / 4 * 3G SDI. Additionally, DVI-D terminal should be |

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| | | | | | available.” |
| | Should provide wide colour gamut of BT 2020 compliance. | | | | No change |
| | Should have facility for storing of different settings in the system memory: colour tone, colour mode, contrast, enhancement etc. | | | | No change |
| | Intuitive backlit touch panel menu on the device for easy operation. | Intuitive backlit touch panel menu OR membrane based keyboard on the device for easy operation. | | | Should be read as “Intuitive backlit touch panel menu OR membrane based keyboard on the device for easy operation.” |
| | | | | | |
| 3 | 4K Camera Head:(Specifications) | | | | |
| | The camera head should provide UHD image transmission of at least 3840 x 2160 resolution | | | | No change |
| | Should incorporate high sensitivity CMOS/CCD image sensor- 3 Chip Camera Head | Should incorporate high sensitivity CMOS / CCD image sensor. | | | Should be read as “Should incorporate high sensitivity CMOS/CCD image sensor- 3 Chip/ single chip Camera Head |
| | Aspect ratio of 16:9 | | | | No change |
| | Universal C-mount objective lens connector | | | | No change |
| | Autoclavable | | | | No change |
| | Should provide optical zoom and 2 X digital Zoom | | | | No change |
| | Programmable buttons on camera head for recording and zooming facility | | | | No change |
| | Lens focal length in the range of - 20 -28mm | Fixed / Variable focal length 18 mm or above. | | | Should be read as “Fixed / Variable focal length 18 mm or above” |
| | It should be 3 Chip camera Head | It should be Single Chip / 3 Chip Camera Head. | | | Should be read as “It should be Single Chip / 3 Chip Camera Head.” |
| | | | | | |
| 3 | LED/Xenon Light source:(Specifications) | | | | |
| | LED light source or comparable 300 W Xenon light source | | | | No change |
| | Backlit front panel indicator with display of brightness | | | | No change |
| | Homogenous colour temperature during whole lifespan | | | | No change |
| | Universal Jaw assembly to fit any make fiber optic cable | | | | No change |
| | If Xenon- 5 extra Xenon bulbs should be provided | | | | No change |
| | Should have features of near infra-red or ICG compatibility | Should have features of near infra-red or ICG | | | Tender specification Prevailed |

| | | | | | |
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| | | compatibility (Optional). | | | |
| 4 | Light Guide Cable:(Specifications) | | | | |
| | Light cable bundle should be high quality glass fibers | | | | No change |
| | Diameter 5.00 mm and length of 3- 3.5meter. | | | | No change |
| | Higher light transmission than standard cables | | | | No change |
| | Resistant to the chemicals | | | | No change |
| | Higher flexibility and bend protection property for easier handling and reduced incidence for fibre fracture | | | | No change |
| 5 | 4K UHD Medical Grade Monitor: (2 pcs) :(Specifications) | | | | |
| | 4 K Ultra high definition LCD/LED backlit monitor having screen size of 32 inches and resolution of minimum 3840 x 2160pixels. | | | | No change |
| | Should have 16:9 aspect ratio. | | | | No change |
| | Should have various input and output terminals including HDMI/3G SDI/ DVI-D, HD/SD-SDI. | Should have various input and output terminals including DP / 12 G, SDI / HDMI 2.0 / 4 * 3G SDI. Additionally, DVI-D terminal should be available. | | | Should be read as “Should have various input and output terminals including HDMI/3G SDI/ DVI-D, HD/SD-SDI. Or Should have various input and output terminals including DP / 12 G, SDI / HDMI 2.0 / 4 * 3G SDI. Additionally, DVI-D terminal should be available” |
| | Dust free, Drip water protected, smooth, and wipeable frontpanel. | | | | No change |
| | Wider color gamut as per the BT 2020compliance. | | | | No change |
| | Should function on AC current supply as per Indian conditions 100V-240V and 50-60 Hz | | | | No change |
| 6 | Video cart: 01no | | | | |
| | Should be from same manufacturer to safely house the entire equipment system for surgical procedures. | | | | No change |
| 7 | 4K Recording System:(Specifications) | | | | |
| | A 4K video recorder system with still & recording facility | | | | No change |
| | Should have a LCD panel Display | | | | No change |
| | Should have internal hard disk drive of 1TB minimum and should have facility of recording on USB memory stick. | | | | No change |

| | | | | | |
|--|--|--|--|--|---|
| | The recorder should have input of DVI/ HD-SDI, Composite video & S-video inputs for recording. | The recorder should have input of DP / HDMI 2.0 for 4K recording and DVI / HD-SDI for Full HD recording simultaneously. | | | Should be read as “The recorder should have input of DVI/ HD-SDI, Composite video & S-video inputs for recording. Or The recorder should have input of DP / HDMI 2.0 for 4K recording and DVI / HD-SDI for Full HD recording simultaneously.” |
| | | | | | |
| | Other points: | | | | |
| | All products should be from same manufacturer / Marketed by same company. | | We would request that this should allowed to be quoted from the reputed makes which will be USFDA or European CE approved from notified body. As you have already mentioned that it can be marketed by same company ~ by that also you are allowing another make to be quoted, so we would request that, that make should be allowed to quote directly also. | All products should be from same manufacturer/ marketed by same company/ Medical grade 4K recorder allowed to be quoted of reputed make with same certification as compete set i.e. USFDA or European CE from notified body | Should be read as “All products should be from same manufacturer / Marketed by same company/ Medical grade 4K recorder allowed to be quoted of reputed make “ |
| | | | | | |

5. FESS –SINUS SURGERY INSTRUMENTS (ANTERIOR SKULL BASE-PITUITARY SURGERY WITH OPTICS)

No Representation Received

6. FESS-MICRODEBRIDER:

| Sr. No. | TENDERED SPECIFICATIONS | AMENDMENT REQUESTED BY BIDDERS | | CNCI REMARK / OBSERVATIONS |
|---------|---|--|---------------------------|---------------------------------|
| | | BIDDER - 1 | BIDDER - 2 | |
| 1 | Should be a versatile powered ENT system, that lets to choose just the power required for various ENT and Aesthetic related surgeries. | | | No change |
| 2 | The system should be suitable for wide variety of procedures ranging from Rhinology, Other transnasal procedures, Otology/ Neuro otology / Nasopharyngeal / laryngeal / tracheal / bronchial. | | | No change |
| 3 | Should drive the hand piece for Adenoid specific application. | | Vendor specific feature . | Tender specification prevailed. |
| 4 | Should have in built user friendly interactive menu and illustrative help guide. | | | No change |
| 5 | Should have large Touch screen monitor. | | | No change |
| 6 | The various parameters should be able to adjust either from touch screen panel or from the multifunction foot switch. | | | No change |
| 7 | Should be able to connect multiple hand pieces at a time like debrider hand pieces (Up to 7500 RPM in Oscillating mode & 30000 RPM in Forward mode), and high speed drills (Up to 60000 RPM). | | Vendor specific. | Tender specification prevailed. |
| 8 | Console should recognize the various hand pieces and automatically adjust the settings accordingly. | | | No change |
| 9 | Should have inbuilt pumps each for Irrigation (5Cc / Min to 100Cc / Min) and Cooling. | | | No change |
| 10 | Should have multifunction ergonomically designed foot control with light emission for easy identification. | Should have multifunction ergonomically designed foot control with light emission (Optional) for easy identification. | Vendor specific feature . | Tender specification prevailed. |
| 11 | Should be able to control Speed / Mode, Forward / Reverse toggle, Active hand piece change from the Foot control itself. | | | No change |
| 12 | Should have option for remote control Irrigation to operate from sterile area. | | Vendor specific feature . | Tender specification prevailed. |
| 13 | Should have in built Lens cleaning system. | Should have in built lens cleaning system (Optional). | Vendor specific feature . | Tender specification prevailed. |
| 14 | Should have 0 Degree, 30 Degree, 45 Degree & 70 Degree endoscope sheath compatibility for Automatic Lens cleaning system. | Should have 0 Degree, 30 Degree, 45 Degree & 70 Degree endoscope sheath compatibility for automatic lens cleaning system (Optional). | Vendor specific feature . | Tender specification prevailed. |
| 15 | Main Console should have an option to operate manual foot paddle from console itself in case the foot paddle are not working. | Main Console should have an option to operate manual foot paddle from console itself in case the foot paddle are not working | Vendor specific feature . | Tender specification prevailed. |

| | | | | |
|----|--|--|---------------------------|---------------------------------|
| | | (Optional). | | |
| 16 | Should have the provision to mount the console on various sizes of IV pole. | Should have Table Top / IV Pole mountable console. | Vendor specific feature . | Tender specification prevailed. |
| | <u>SPECIFICATION OF HIGH SPEED MICRO DEBRIDER HAND PIECE :</u> | | | |
| 1 | Should be compatible with main console. | | | No change |
| 2 | Should be able work up to the speed of minimum 30000 RPM in forward rotation and minimum 7500 RPM in oscillation mode. | | Vendor specific feature . | Tender specification prevailed. |
| 3 | Should have fingertip control to rotate only the tip of the blade up to 360 deg. | | Vendor specific feature . | Tender specification prevailed. |
| 4 | Should have straight suction path to reduce clogging and allow efficient tissue removal. | | | |
| 5 | Should have integrated blade locking system to lock the blade tip rotation. | Should have integrated blade locking system to lock the blade tip rotation (Optional). | Vendor specific feature . | Tender specification prevailed. |
| 6 | Should have integrated side grooves and cable clips to provide better tubing management. | | | No change |
| 7 | Should have Titanium body to avoid rusting. | | Vendor specific feature . | Tender specification prevailed. |
| 8 | Should be light in weight and ergonomically designed. | | | |
| 9 | Should be compatible to operate Endoscopic Skull Base Bur at 30,000 rpm speed. | | Vendor specific feature . | Tender specification prevailed. |
| 10 | Bidder should provide the below listed blades & burrs – | | Vendor specific feature . | Tender specification prevailed. |
| a | Straight Blade or 0 degree Blade – 20 Pcs. | | | No change |
| b | 12 degree Curved Blade – 5 Pcs. | 12 Degree Curved Blade – 5 Pcs. (Optional). | | No change |
| c | 40 degree Curved Blade – 10 Pcs. | | | No change |
| d | 60 degree Curved Blade – 10 Pcs. | | | No change |
| e | 120 degree Curved Blade – 6 Pcs. | 120 Degree Curved Blade – 6 Pcs. (Optional). | | No change |
| f | Laryngeal Blade – 3 Pcs. | | | No change |
| g | Transnasal Skull Base Burr – 8 Pcs. | | | No change |
| | <u>ADDED TENDER TERMS</u> | | | |
| 1 | The instruments quoted should be of high quality and standard. | | | No change |

No.P-45021/112/2020-PP(BE-II)(E-43780)
Government of India
Ministry of Commerce and Industry
Department for Promotion of Industry and Internal Trade
(Public Procurement Section)

Udyog Bhawan, New Delhi
Dated August 24, 2020

OFFICE MEMORANDUM

Subject: Format for registration of bidders from countries which shares land border with India – regarding

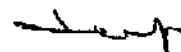
The undersigned is directed to refer Department of Expenditure Order (Public Procurement No. 1) dated 23.07.2020 mandating that bidders having beneficial ownership in countries which share land border with India will be eligible to bid in public procurement, only if they are registered with the competent authority. Accordingly, the bidders, who have beneficial ownership in countries which share land border with India and intend to participate in public procurement in India, may submit application for "Registration" in the format enclosed as Appendix "A". Bidders are also required to submit application for "Security Clearance" in the format enclosed as Appendix "B". Complete application containing both "Registration" and "Security Clearance" formats, duly filled in, may be submitted in the Office of Joint Secretary (MKN), DPIIT, Room No. 236A, Udyog Bhawan, New Delhi.

2. The validity period of the registration shall be 12 months from the date of issue of registration letter. However, in case of appointment of new Director(s)/ new shareholders with more than 10% shares/ change in controlling ownership interest or control through other means, the registration shall stand cancelled. In such cases, bidders will be required to apply for a fresh registration. The list of bidders who have been registered with competent authority shall be displayed on the website of DPIIT.

3. The registration granted by this Department shall be only for the purpose of bid participation under Rule 144(xi) of General Financial Rules, 2017.

4. This issues with the approval of competent authority.

Encl: As above



(D.V.S.P. Varma)
Under Secretary to Govt. of India
Email: dvsp.varma@nic.in

To

1. All Ministries/ Departments of Government of India
2. All Industry Associations

Appendix-A

Format for bidder registration under Rule 144(xi) of GFR

| | |
|---|--|
| <p>Name of Bidder - as defined in the Department of Expenditure Order (Public Procurement No. 1) issued vide No. F.No.6/18/2019-PPD dated 23rd July, 2020</p> | |
| <p>Type of business entity (Natural Person/ Private Limited Company/ Public Limited Company/ Sole Proprietorship/ One Person Company/ Partnership firm/ Limited Liability Partnership/ Joint Venture/ Trust/ NGO/or any other type of entity) In case of incorporated entity - to attach certificate of incorporation.</p> | |
| <p>Beneficial owners - as defined in the Department of Expenditure Order (Public Procurement No. 1) issued vide No. F.No.6/18/2019-PPD dated 23rd July, 2020 Details of all beneficial owners having ownership more than that prescribed in Para 9 of Department of Expenditure Order (Public Procurement No. 1) issued vide No. F.No.6/18/2019-PPD dated 23rd July, 2020 may be furnished in the format as given in Annexure -I duly certified by practicing Chartered Account in India.</p> | |
| <p>Complete address of the Registered Office with contact person name, telephone number and email Id.</p> | |
| <p>Whether registration is being sought as</p> <p>a. Manufacturer/ service provider/ contractor for supply of goods/ services / works</p> <p>or</p> <p>b. As an agent/reseller/distributor/member of consortium/ Branch Office/ Office Controlled by bidder/any subsidy of any artificial juridical person/ any other type of category)</p> | |

| | |
|---|--|
| Bidder to give details in which category registration is being sought. | |
| In case registration is being sought as an agent/reseller/distributor/Office controlled by bidder/ any other subsidiary of any artificial juridical person /any other category other than manufacturers , service provider and contractor of above - the details of manufacturer/ service provider/ contractor may be furnished in Annexure-II. | |
| The details of items (goods/ services / works) for which registration is sought as per Annexure -III | |
| Financial details in INR/ US Dollar for last five financial years as per Annexure -IV duly certified by practicing Chartered Account in India. | |

Note: The terminology "Works" in the entire document means "Works including turnkey works/ projects". Similarly, the terminology "Services" means "Consultancy as well as non-consultancy services".

Annexure-II

Details of manufacturer/ service provider/ contractor

| | |
|---|--|
| <p>Name of manufacturer/ service provider/ contractor</p> | |
| <p>Type of business entity (Natural Person/ Private Limited Company/ Public Limited Company/ Sole Proprietorship/ One Person Company/ Partnership firm/ Limited Liability Partnership/ Joint Venture/ Trust/ NGO/or any other type of entity) In case of incorporated entity - to attach certificate of incorporation.</p> | |
| <p>Beneficial owners - as defined in the Department of Expenditure Order (Public Procurement No. 1) issued vide No. F.No.6/18/2019-PPD dated 23rd July, 2020 Details of all beneficial owners having ownership more than that prescribed in Para 9 of Department of Expenditure Order (Public Procurement No. 1) issued vide No. F.No.6/18/2019-PPD dated 23rd July, 2020 may be furnished in the format as given in Annexure -I duly certified by practicing Chartered Account in India.</p> | |
| <p>Complete address of the Registered Office of manufacturer/ service provider/ contractor with contact person name, telephone number and email Id.</p> | |
| <p>In case of manufacturer, complete address of the manufacturing premises with name, telephone number and email Id of contact person.</p> | |
| <p>In case of service provider/ contractor, complete address of the premises from where services are provided may be given with name, telephone number and email Id of contact person.</p> | |
| <p>The details of items (goods/ services / works) for which registration is sought as per Annexure -III</p> | |
| <p>Financial details in INR/USD for last five financial years as per Annexure -IV duly certified by practicing Chartered Account in India.</p> | |

Annexure-III

Details of item (goods/ services / works) for which registration is sought

| | |
|--|--|
| Description of items (goods/ services / works) for which registration is being sought. | |
| Broad technical specification parameters/ details of items | |
| Annual Capacity of bidder for each of the goods/ services / works for which registration is being sought. | |
| Major public procuring entities in India for these items | |
| Details of contracts received in last 05 years for these items from public procuring entities in India in the format given in Annexure-V | |
| Details of contracts received in last 05 years for these item from private sector in India in the format given in Annexure-VI | |
| Details of outsourced components/goods and subcontracted works and services proposed to be used in execution of contract may be provided in the format given in Annexure –VII. | |

Note:-

1. Bidder can seek registration for multiple items in an application by providing requisite details for each of the item for which registration is being sought.
2. Registration will be valid for a period of one year from the date of issue.
3. If there is change in the beneficial ownership of the bidder/ manufacturer/ contractor/service provider – this registration shall automatically stand annulled. Fresh registration need to be filed in such cases.

Annexure-IV

Financial details in INR/ US Dollar for last five financial years duly certified by practicing Chartered Account in India.

| Financial year (FY) | Net Sales turnover during the FY | Net Profit during the FY | Net worth at the end of the FY |
|----------------------------|---|---------------------------------|---------------------------------------|
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

Annexure-V

Details of contracts received in last 05 years from public procuring entities in India

| Sr. No. | Description of goods/ services / works with broad technical parameters | Procuring entity details – Name and complete address of the Organization. | Purchase Order Qty and value | Status of the Order Executed successfully/ under execution/ cancelled |
|---------|--|---|------------------------------|---|
| | | | | |
| | | | | |
| | | | | |
| | | | | |

Note: The details are required to be furnished only for those goods/ services / works for which registration is being sought.

Annexure-VI

Details of contracts received in last 05 years from private sector in India

| Sr. No. | Description of goods/ services / works with broad technical parameters | Procuring entity details – Name and complete address of the Organization. | Purchase Order Qty and value | Status of the Order – Executed successfully/ under execution/ cancelled |
|----------------|---|--|-------------------------------------|--|
| | | | | |
| | | | | |
| | | | | |
| | | | | |

Note: The details are required to be furnished only for those goods/ services / works for which registration is being sought.

Annexure-VII

Details of outsourced components/goods and subcontracted works and services proposed to be used in execution of contract

| Sr. No. | Details of outsourced components/goods and subcontracted works and services | Major technical parameters | Manufactured by /Subcontracted to | Country of Origin |
|---------|---|----------------------------|-----------------------------------|-------------------|
| | | | | |
| | | | | |
| | | | | |
| | | | | |

***The details are required to be furnished for top 20 high value outsourced components/goods and subcontracted works and services.**

Proforma for application for security clearance for registration of bidders from countries which share land border with India

I. Details in respect of bidding company / person:

| Sl. No. | Name of the company / person | Type of company (Pvt. Ltd. / Pub. Ltd. / sole proprietorship / one person company / partnership / LLP / JV / Trust / NGO etc.) | Country of registration in case of company / nationality (if holding multiple nationality, all must be mentioned) in case of person | Registration number with date in case of company / passport nos. and issue date in case of person | Registered office address and correspondence address in case of company / Contact Address in case of person | Previous name of the company, if any | Details of earlier registration, if any (ref. no. & date) |
|---------|------------------------------|--|---|---|---|--------------------------------------|---|
| | | | | | | | |

ii. Details of beneficial ownership of entity:

| Sl. No. | Name of the company/individuals which/who are the beneficial owner of bidding company | Country of registration, registration number with date in case beneficial owner is a company / nationality, passport nos. and issue date (if holding multiple nationality, all must be mentioned) in case beneficial owner is an individual | Registered office address in case of company and correspondence address / contact address in case of individual | Details of intermediary company(s) / persons between bidder company or person and beneficial owner company / individual | Enclose a chart depicting the link between bidding company / person and the beneficial company / owners along with details such as address, parentage, passport details (in case of individuals) or company registration details (in case of companies) |
|---------|---|---|---|---|---|
| | | | | | |

III. Details in respect of Directors of bidding company:

| Sl. No. | Full Name of Board of Directors | Present position held with date (since when) | Date of birth | Parentage (name of father / mother) | Present & Permanent Address | Nationality (if holding multiple nationality, all must be mentioned) | Passport Nos. and issue date, if any | Contact Address & telephone number |
|---------|---------------------------------|--|---------------|-------------------------------------|-----------------------------|--|--------------------------------------|------------------------------------|
| | | | | | | | | |

IV. Details of shareholders of bidding company (all companies/entities/individuals with more than 10% shares or having controlling ownership interest or exercising control through other means in case of less than 10% shares):

| Sl. No. | Full Name of individual / company | Parentage (name of father / mother) in case of individuals, and registration number in case of companies | Permanent address / present address in case of individuals, and registered and correspondence address in case of companies | Present position held, in any, in the applicant company | Nationality, in case of individual (if holding multiple nationality, all must be mentioned) / country of registration, in case of company | Passport Nos. and date of issue, if any (date of birth, in case passport is not available) for individuals | % of shares held in the company |
|---------|-----------------------------------|--|--|---|---|--|---------------------------------|
| | | | | | | | |

V. Details of tender(s) and specific goods / services / works proposed to be supplied:

VI. Reasons for seeking registration with Registration Committee of DPIIT: A brief note be attached

VII. Details of nature of activities undertaken by bidding company / person: A brief note be attached.

VIII. Details of nature of activities undertaken by beneficial owner of bidding company / person: A brief note be attached.

IX. Details of criminal cases, if any, against the bidding company, its director(s) or person as per annexure

Self-declaration for bidding company and its director(s) / owners or person

- a. Name & address and registration number of the company :

- b. Name and address of owners (in case of proprietorship firm) / directors of the company / person :
 - 1. _____
 - 2. _____
 - 3. _____
 - 4. _____

- c. Are the company owners (in case of proprietorship firm) / directors / person listed above, are the subject of any?
 - 1. Preventive detention proceedings under Public Safety Act / National Security Act etc. : Yes / No
 - 2. Criminal investigation in which chargesheet has been filed : Yes / No

- d. If, Yes, please provide following details
 - 1. Case / FIR number :
 - 2. Detention / warrant number, if any, :
 - 3. Police station / district / agency :
 - 4. Sections of law under which case(s) has / have been filed :
 - 5. Name and place of the court :

- e. The above mentioned details are in respect of both India and any other foreign country.

(Signature)

Note: The above self-declaration is required to be filled and signed by the authorized signatory of the company.

F.No.6/18/2019-PPD
Ministry of Finance
Department of Expenditure
Public Procurement Division

161, North Block,
New Delhi
24th July, 2020

Order (Public Procurement No. 3)

Subject: Clarification to Order (Public Procurement No.1) dated 23rd July 2020

Attention is invited to paragraph 3(b) of the Order (Public Procurement No.1), under the heading "Transitional provisions" which reads as follows:

- b) *If the tendering process has crossed the first exclusionary qualificatory stage: If the qualified bidders include bidders from such countries, the entire process shall be scrapped and initiated *de novo*. The *de novo* process shall adhere to the conditions prescribed in this Order.*

It is hereby clarified that for the purpose of paragraph 3 (b), "qualified bidders" means only those bidders who would otherwise have been qualified for award of the tender after considering all factors including price, if Order (Public Procurement No. 1) dated 23rd July 2020 had not been issued.

2. If bidders from such countries would not have qualified for award for reasons unconnected with the said Order (for example, because they do not meet tender criteria or their price bid is higher or because of the provisions of purchase preference under any other order or rule or any other reason) then there is no need to scrap the tender / start the process de novo.
3. The following examples are given to assist in implementation of the Order.

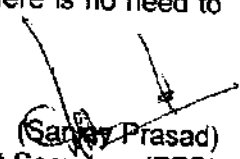
Example 1: Four bids are received in a tender. One of them is from a country which shares a land border with India. The bidder from such country is found to be qualified technically by meeting all prescribed criteria and is also the lowest bidder. In this case, the bidder is qualified for award of the tender, except for the provisions of the Order (Public Procurement No. 1) dated 23rd July. In this case, the tender should be scrapped and fresh tender initiated.

Example 2: The facts are as in Example 1, but the bidder from such country, though technically qualified is not the lowest because there are other technically qualified bidders whose price is lower. Hence the bidder from such country would not be

qualified for award of the tender irrespective of the Order (Public Procurement No. 1) dated 23rd July 2020. In such a case, there is no need to scrap the tender.

Example 3: The facts are as in Example 1, but the bidder from a country which shares a land border with India, though technically qualified, is not eligible for award due to the application of price preference as per other orders/ rules. In such a case, there is no need to scrap the tender.

Example 4: Three bids are received in a tender. One of them is a bidder from a country sharing a land border with India. The bidder from such a country does not meet the technical requirements and hence is not qualified. There is no need to scrap the tender.


(Sanjay Prasad)
Joint Secretary (PPD)
Email ID: js.pfc2.doe@gov.in
Telephone: 011-23093882

To,

- (1) Secretaries of All Ministries/ Departments of Government of India for information and necessary action. They are also requested to inform the clarification to all procuring entities.
- (2) Secretary, Department of Public Enterprises with a request to immediately circulate this clarification among Public Enterprises.
- (3) Chief Secretaries/ Administrators of Union Territories/ National Capital Territory of Delhi

F.No.6/18/2019-PPD
Ministry of Finance
Department of Expenditure
Public Procurement Division

161, North Block
New Delhi
23rd July, 2020


Order (Public Procurement No. 2)

Subject: Exclusion from restrictions under Rule 144 (xi) of the General Financial Rules (GFRs), 2017 –regarding.

In Order (Public Procurement No. 1) dated 23rd July 2020, orders have been issued requiring registration of bidders from a country sharing a land border with India in order to be eligible to bid in public procurement.

2. Notwithstanding anything contained therein, it is hereby clarified that the said Order will 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.

3. Updated lists of countries to which lines of credit have been extended or in which development projects are undertaken are given in the website of the Ministry of External Affairs.


(Sanjay Prasad)
Joint Secretary (PPD)
Email ID: js.pfc2.doe@gov.in
Telephone: 011-23093882

To,

- (1) Secretaries of All Ministries/ Departments of Government of India for information and necessary action. They are also requested to inform these provisions to all procuring entities.
- (2) Secretary, Department of Public Enterprises with a request to immediately reiterate these orders in respect of Public Enterprises.
- (3) Chief Secretaries/ Administrators of Union Territories/ National Capital Territory of Delhi

F.No.6/18/2019-PPD
Ministry of Finance
Department of Expenditure
Public Procurement Division


161, North Block,
New Delhi
23rd July, 2020

Office Memorandum

Subject: Insertion of Rule 144 (xi) in the General Financial Rules (GFRs), 2017

Rule*144 of the General Financial Rules 2017 entitled 'Fundamental principles of public buying', has been amended by inserting sub-rule (xi) as under:

Notwithstanding anything contained in these Rules, Department of Expenditure may, by order in writing, impose restrictions, including prior registration and/or screening, on procurement from bidders from a country or countries, or a class of countries, on grounds of defence of India, or matters directly or indirectly related thereto including national security; no procurement shall be made in violation of such restrictions.


(Sanjay Prasad)
Joint Secretary (PPD)
Email ID: js.pfc2.doe@gov.in
Telephone: 011-23093882

To,
(1) Secretaries of All Ministries/ Departments of Government of India
(2) Chief Secretaries/ Administrators of Union Territories/ National Capital Territory of Delhi

F.No.6/18/2019-PPD
Ministry of Finance
Department of Expenditure
Public Procurement Division

161, North Block,
New Delhi
23rd July, 2020

Order (Public Procurement No. 1)

Subject: Restrictions under Rule 144 (xi) of the General Financial Rules (GFRs), 2017

Attention is invited to this office OM no. 6/18/2019-PPD dated 23rd July 2020 inserting Rule 144 (xi) in GFRs 2017. In this regard, the following is hereby ordered under Rule 144 (xi) on the grounds stated therein:

Requirement of registration

1. Any bidder from a country which shares a land border with India will be eligible to bid in any procurement whether of goods, services (including consultancy services and non-consultancy services) or works (including turnkey projects) only if the bidder is registered with the Competent Authority, specified in Annex I.
2. This Order shall not apply to (i) cases where orders have been placed or contract has been concluded or letter/notice of award/ acceptance (LoA) has been issued on or before the date of this order; and (ii) cases falling under Annex II.

Transitional cases

3. Tenders where no contract has been concluded or no LoA has been issued so far shall be handled in the following manner: -
 - a) *In tenders which are yet to be opened, or where evaluation of technical bid or the first exclusionary qualificatory stage (i.e. the first stage at which the qualifications of tenderers are evaluated and unqualified bidders are excluded) has not been completed:* No contracts shall be placed on bidders from such countries. Tenders received from bidders from such countries shall be dealt with as if they are non-compliant with the tender conditions and the tender shall be processed accordingly.
 - b) *If the tendering process has crossed the first exclusionary qualificatory stage:* If the qualified bidders include bidders from such countries, the

entire process shall be scrapped and initiated *de novo*. The *de novo* process shall adhere to the conditions prescribed in this Order.

- c) As far as practicable, and in cases of doubt about whether a bidder falls under paragraph 1, a certificate shall be obtained from the bidder whose bid is proposed to be considered or accepted, in terms of paras 8, 9 and 10 read with para 1 of this Order.

Incorporation in tender conditions

4. In tenders to be issued after the date of this order, the provisions of paragraph 1 and of other relevant provisions of this Order shall be incorporated in the tender conditions.

Applicability

5. Apart from Ministries / Departments, attached and subordinate bodies, notwithstanding anything contained in Rule 1 of the GFRs 2017, this Order shall also be applicable
 - a. to all Autonomous Bodies;
 - b. to public sector banks and public sector financial institutions; and
 - c. subject to any orders of the Department of Public Enterprises, to all Central Public Sector Enterprises; and
 - d. to procurement in Public Private Partnership projects receiving financial support from the Government or public sector enterprises/ undertakings.
 - e. Union Territories, National Capital Territory of Delhi and all agencies/ undertakings thereof

Definitions

6. "Bidder" for the purpose of this Order (including the term 'tenderer', 'consultant' 'vendor' 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.
7. "Tender" for the purpose of this Order will include other forms of procurement, except where the context requires otherwise.
8. "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

9. "Beneficial owner" for the purpose of paragraph 8 above will be as under:

- (i) 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(s), 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 the majority of the directors or to control the management or policy decisions, including by virtue of their shareholding or management rights or shareholders agreements or voting agreements;

- (ii) 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;

- (iii) 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;

- (iv) Where no natural person is identified under (i) or (ii) or (iii) above, the beneficial owner is the relevant natural person who holds the position of senior managing official;

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(v) In case of a trust, the identification of beneficial owner(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 or ownership.

10. "Agent" for the purpose of this Order is a person employed to do any act for another, or to represent another in dealings with third persons.

Sub-contracting in works contracts

11. In works contracts, including turnkey contracts, contractors shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority. The definition of "contractor from a country which shares a land border with India" shall be as in paragraph 8 above. This shall not apply to sub-contracts already awarded on or before the date of this Order.

Certificate regarding compliance

12. A certificate shall be taken from bidders in the tender documents regarding their compliance with this Order. If such certificate given by a bidder whose bid is accepted is found to be false, this would be a ground for immediate termination and further legal action in accordance with law.

Validity of registration

13. In respect of tenders, registration should be valid at the time of submission of bids and at the time of acceptance of bids. In respect of supply otherwise than by tender, registration should be valid at the time of placement of order. If the bidder was validly registered at the time of acceptance / placement of order, registration shall not be a relevant consideration during contract execution.


Government E-Marketplace

14. The Government E-Marketplace shall, as soon as possible, require all vendors/ bidders registered with GeM to give a certificate regarding compliance with this Order, and after the date fixed by it, shall remove non-compliant entities from GeM unless/ until they are registered in accordance with this Order.

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Model Clauses/ Certificates

15. Model Clauses and Model Certificates which may be inserted in tenders / obtained from Bidders are enclosed as Annex III. While adhering to the substance of the Order, procuring entities are free to appropriately modify the wording of these clauses based on their past experience, local needs etc. without making any reference to this Department.


(Sanjay Prasad)
Joint Secretary (PPD)
Email ID: js.pfc2.doe@gov.in
Telephone: 011-23093882

To

- (1) Secretaries of All Ministries/ Departments of Government of India for information and necessary action. They are also requested to inform these provisions to all procuring entities.
- (2) Secretary, Department of Public Enterprises with a request to immediately reiterate these orders in respect of Public Enterprises.
- (3) Secretary DPIIT with a request to initiate action as provided under Annex I
- (4) Chief Secretaries/ Administrators of Union Territories/ National Capital Territory of Delhi

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Annex I: Competent Authority and Procedure for Registration

- A. The Competent Authority for the purpose of registration under this Order shall be the Registration Committee constituted by the Department for Promotion of Industry and Internal Trade (DPIIT)*.
- B. The Registration Committee shall have the following members*:
- i. An officer, not below the rank of Joint Secretary, designated for this purpose by DPIIT, who shall be the Chairman;
 - ii. Officers (ordinarily not below the rank of Joint Secretary) representing the Ministry of Home Affairs, Ministry of External Affairs, and of those Departments whose sectors are covered by applications under consideration;
 - iii. Any other officer whose presence is deemed necessary by the Chairman of the Committee.
- C. DPIIT shall lay down the method of application, format etc. for such bidders as stated in para 1 of this Order.
- D. On receipt of an application seeking registration from a bidder from a country covered by para 1 of this Order, the Competent Authority shall first seek political and security clearances from the Ministry of External Affairs and Ministry of Home Affairs, as per guidelines issued from time to time. Registration shall not be given unless political and security clearance have both been received.
- E. The Ministry of External Affairs and Ministry of Home Affairs may issue guidelines for internal use regarding the procedure for scrutiny of such applications by them.
- F. The decision of the Competent Authority, to register such bidder may be for all kinds of tenders or for a specified type(s) of goods or services, and may be for a specified or unspecified duration of time, as deemed fit. The decision of the Competent Authority shall be final.
- G. Registration shall not be granted unless the representatives of the Ministries of Home Affairs and External Affairs on the Committee concur*.
- H. Registration granted by the Competent Authority of the Government of India shall be valid not only for procurement by Central Government and its agencies/ public enterprises etc. but also for procurement by State Governments and their agencies/ public enterprises etc. No fresh registration at the State level shall be required.

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- I. The Competent Authority is empowered to cancel the registration already granted if it determines that there is sufficient cause. Such cancellation by itself, however, will not affect the execution of contracts already awarded. Pending cancellation, it may also suspend the registration of a bidder, and the bidder shall not be eligible to bid in any further tenders during the period of suspension.
- J. For national security reasons, the Competent Authority shall not be required to give reasons for rejection / cancellation of registration of a bidder.
- K. In transitional cases falling under para 3 of this Order, where it is felt that it will not be practicable to exclude bidders from a country which shares a land border with India, a reference seeking permission to consider such bidders shall be made by the procuring entity to the Competent Authority, giving full information and detailed reasons. The Competent Authority shall decide whether such bidders may be considered, and if so shall follow the procedure laid down in the above paras.
- L. Periodic reports on the acceptance/ refusal of registration during the preceding period may be required to be sent to the Cabinet Secretariat. Details will be issued separately in due course by DPIIT.

[*Note:

- i. In respect of application of this Order to procurement by/ under State Governments, all functions assigned to DPIIT shall be carried out by the State Government concerned through a specific department or authority designated by it. The composition of the Registration Committee shall be as decided by the State Government and paragraph G above shall not apply. However, the requirement of **political and security clearance as per para D shall remain and no registration shall be granted without such clearance.**
- ii. Registration granted by State Governments shall be valid only for procurement by the State Government and its agencies/ public enterprises etc. and shall not be valid for procurement in other states or by the Government of India and their agencies/ public enterprises etc.]

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Annex II: Special Cases

- A. Till 31st December 2020, procurement of medical supplies directly related to containment of the Covid-19 pandemic shall be exempt from the provisions of this Order.
- B. *Bona fide* procurements made through GeM without knowing the country of the bidder till the date fixed by GeM for this purpose, shall not be invalidated by this Order.
- C. *Bona fide* small procurements, made without knowing the country of the bidder, shall not be invalidated by this Order.
- D. In projects which receive international funding with the approval of the Department of Economic Affairs (DEA), Ministry of Finance, the procurement guidelines applicable to the project shall normally be followed, notwithstanding anything contained in this Order and without reference to the Competent Authority. Exceptions to this shall be decided in consultation with DEA.
- E. This Order shall not apply to procurement by Indian missions and by offices of government agencies/ undertakings located outside India.

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Annex III

Model Clause /Certificate to be inserted in tenders etc.

(While adhering to the substance of the Order, procuring entities and GeM are free to appropriately modify the wording of the clause/ certificate based on their past experience, local needs etc.)

Model Clauses for Tenders

- 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.
- 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;

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- 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 shareholders 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 or 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 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 owner(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 or ownership.
- V. An Agent is a person employed to do any act for another, or to represent another in dealings with third person.
- VI. *[To be inserted in tenders for Works contracts, including Turnkey contracts]* The successful bidder shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority.

Model Certificate for Tenders (for transitional cases as stated in para 3 of this Order)

"I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India; I hereby certify that this bidder is not from such a country and is eligible to be considered."

Model Certificate for Tenders

"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

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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.]"

Model Certificate for Tenders for Works involving possibility of sub-contracting

"I have read the clause regarding restrictions on procurement from a bidder of a country which shares a land border with India and on sub-contracting to contractors from such countries; I certify that this bidder is not from such a country or, if from such a country, has been registered with the Competent Authority and will not sub-contract any work to a contractor from such countries unless such contractor is 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.]"

Model Certificate for GeM:

"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 vendor/ 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 vendor/ bidder fulfills all requirements in this regard and is eligible to be considered for procurement on GeM. [Where applicable, evidence of valid registration by the Competent Authority shall be attached.]"

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No.DPE/7(4)/2017-Fin.
Government of India
Ministry of Heavy Industries & Public Enterprises
Department of Public Enterprises

Public Enterprises Bhawan
Block No.14, CGO Complex
Lodhi Road, New
Delhi-110003

Dated 8th November, 2016

OFFICE MEMORANDUM

Subject: - Relaxation of Norms for Startups Medium Enterprises in Public Procurement Regarding Prior Experience-Prior Turnover criteria-reg.

The undersigned is directed to enclose herewith a copy of the O.M No F.20/2/2014-PPD(pt.) dated 20th September, 2016 along with a copy of OM bearing the same number dated 25th July, 2016 (with enclosure) on the above subject issued by Ministry of Finance, Department of Expenditure (Procurement Policy Division). All Ministries/Departments concerned are advised to direct their CPSEs to follow the directions mentioned therein for implementation.

2. This issues with the approval of Secretary, DPE.

Kalyani Mishra

(Kalyani Mishra)
Director
Tel.24362061

Encl: As above

1. All Secretaries of Administrative Ministries/Departments
2. All CMD of CPSEs
3. Ministry of Finance, Department of Expenditure w.r.t. Letter No. F.20/2/2014-PPD (Pt.) dated 20th September,2016
4. Sr. Director NIC with a request to up load in-office website of DPE

No.F.20/2/2014-PPD(Pt.)
Ministry of Finance
Department of Expenditure
Procurement Policy Division

516, Lok Nayak Bhawan, New Delhi
Dated the 20th September, 2016

OFFICE MEMORANDUM

Subject: Relaxation of Norms for Startups Medium Enterprises in Public Procurement regarding Prior Experience - Prior Turnover criteria.

The undersigned is directed to refer to this Department O.M. of even number dated 25th July, 2016, wherein it was clarified that all Central Ministries/ Departments may relax condition of prior turnover and prior experience in public procurement to all Start-ups [whether Micro & Small Enterprises (MSEs) or otherwise] subject to meeting of quality and technical specifications in accordance with the relevant provisions of GFR, 2005.

2. A doubt has arisen if it makes optional for Central Ministries/ Departments to relax condition of prior experience and prior turnover in public procurement to Startups. In this regard, it is again clarified that normally for all public procurement, the Central Ministries/ Departments have to ensure that criteria of prior turnover and prior experience for all Startups is relaxed subject to their meeting of quality and technical specifications.

3. However, there may be circumstances (like procurement of items related to public safety, health, critical security operations and equipments, etc.) where procuring entities may prefer the vendors to have prior experience rather than giving orders to new entities. For such procurements, wherever adequate justification exists, the procuring entities may not relax the criteria of prior experience/ turnover for the Startups.

4. This issues with the approval of Finance Secretary.

(Vinayak T. Likhari)
Under Secretary (PPD)
Tel/Fax – 24621305
E-mail – vinayak.likhar@nic.in

To

The Secretaries of all Central Government Ministries/ Departments.

Copy to: -

- (i) Financial Advisors of all Central Government Ministries/ Departments.
- (ii) The Secretary, Department of Public Enterprises, Room No.305, Block No.14, CGO Complex, New Delhi-110 003 with a request to issue appropriate instructions to Central Public Sector Undertakings (CPSUs) to implement #5 of "Action Plan for Startup India".

No.F.20/2/2014-PPD(Pt.)
Ministry of Finance
Department of Expenditure
Procurement Policy Division

516, Lok Nayak Bhawan, New Delhi
Dated the 25th July, 2016

OFFICE MEMORANDUM

Subject:- Relaxation of Norms for Startups Medium Enterprises in Public Procurement regarding Prior Experience - Prior Turnover criteria.

The Government of India has announced 'Startup India' initiative for creating a conducive ecosystem for the growth of Startups in India. The Startups are defined in Annexure-A of the "Action Plan for Startups India". The same is available on the website of Department of Industrial Policy and Promotion (DIPP), Ministry of Commerce & Industry.

2. Ministry of Micro, Small & Medium Enterprises (MSMEs) vide Policy Circular No. 1(2)(1)/2016-MA dated 10th March, 2016 has clarified that all Central Ministries / Departments / Central Public Sector Undertakings (CPSUs) may relax condition of prior turnover and prior experience with respect of Micro & Small Enterprises (MSEs) in all public procurements subject to meeting of quality and technical specifications.

3. As per Rule 160(i)(a) of GFR, 2005, there is already a provision that the bidding document should contain criteria for eligibility and qualification to be met by the bidders such as minimum level of experience, past performance, technical capability, manufacturing facilities and financial position etc. In view of above, it is further clarified that all Central Ministries / Departments may relax condition of prior turnover and prior experience in public procurement to all Startups (whether MSEs or otherwise) subject to meeting of quality and technical specifications in accordance with the relevant provisions of GFR, 2005.

(Vinayak T. Likhkar)
Under Secretary to the Govt. of India
Tel/Fax – 24621305
E-mail – vinayak.likhar@nic.in

To

The Secretaries of all Central Government Ministries/ Departments.

Copy to: -

Financial Advisors of all Central Government Ministries/ Departments.

विकास आयुक्त का कार्यालय
(सूक्ष्म, लघु और मध्यम उद्यम)
सूक्ष्म लघु और मध्यम उद्यम मंत्रालय
(भारत सरकार)

निर्माण भवन, सातवीं मंजिल, मौलाना आजाद रोड,
नई दिल्ली-110 108



OFFICE OF THE DEVELOPMENT COMMISSIONER
(MICRO, SMALL & MEDIUM ENTERPRISES)
MINISTRY OF MICRO, SMALL & MEDIUM ENTERPRISES
GOVERNMENT OF INDIA

Nirman Bhawan, 7th Floor, Maulana Azad Road,
New Delhi - 110 108

Ph.EPABX - 23063800, 23063802, 23063803 FAX - (91-11) 23062315, 23061726, 23061068. e-mail - dcmsmehq@nb.nic.in

F. No. 1(2)(1)/2014-MA Part

Dated the 10th March, 2016

OFFICE MEMORENDUM

Please find enclosed a Policy Circular of even no dated 10th March, 2016 relating to Relaxation of Norms for Startups and Micro & Small Enterprises in Public Procurement on Prior Experience – Prior Turnover criteria.

Publication Division is requested to take up the matter with Public Information Bureau to place this Policy Circular on the public domain.

Encl : As above.

Yours faithfully,

(U. C. Shukla)
Director(MA)
Tele: 23063363

1. Shri Harish Anand, Director (Pub), O/o DC(MSME)
2. Shri S V Sharma, Director (SENET) with a request to up load in – office website.
3. Information Officer, PIB, Room No 704A Shastri Bhawan, New Delhi.

Government of India
Ministry of Micro, Small & Medium Enterprises
O/o the Development Commissioner (MSME)
Nirman Bhavan, A-Wing, 7th Floor
Maulana Azad Road,
New Delhi-110108
Tel. 011-23061091
Fax No.011-23060536

Policy Circular No. 1(2)(1)/2016-MA


Dt. 10th March 2016

To

All Central Ministries/Departments/CPSUs/All Concerned

Subject: Relaxation of Norms for Startups and Micro & Small Enterprises in Public Procurement on Prior Experience – Prior Turnover criteria.

- (1) The Government of India has notified Public Procurement Policy for Micro and Small Enterprises (MSEs) Order 2012 with effect from 1st April, 2012 and 20% procurement from Micro & Small Enterprises of the total procurement by Central Ministries/Departments/CPSUs has become mandatory with effect from 1st April, 2015.
- (2) The Government of India has announced 'Startup India' initiative for creating a conducive environment for Startups in India.
- (3) The Startups are normally Micro and Small Enterprises which may not have a track record. These will have technical capability to deliver the goods and services as per prescribed technical & quality specifications, and may not be able to meet the qualification criterion relating to prior experience-prior turnover.
- (4) In exercise of Para 16 of Public Procurement Policy for Micro and Small Enterprises Order 2012, it is clarified that all Central Ministries/Departments/ Central Public Sector Undertakings may relax condition of prior turnover and prior experience with respect to Micro and Small Enterprises in all public procurements subject to meeting of quality and technical specifications.
- (5) This issues with the approval of Union Minister of Micro, Small and Medium Enterprises.



(Surendra Nath Tripathi)

Additional Secretary & Development Commissioner-MSME
Ministry of Micro, Small & Medium Enterprises.