



**प्रशासन विभाग मुख्यालय**  
**इंटर ऑफिस मेमो**

<b>From: GM (Admn.), HQ</b>	<b>To: ED, HSMI, All EDs/GMs, HQ All Regional Heads</b>
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**No. Admn/HQ/Pref. Make in India/2019**

**29.01.2019**

**Sub: Violation of Public Procurement (Preference to Make in India) Order, 2017 and General Financial Rules**

With regard to the above HUDCO has received a Letter dated 25<sup>th</sup> January, 2019 from Under Secretary to the Government of India, Ministry of Housing Affairs (MRTS) Coord Desk), 311, Nirman Bhawan New Delhi alongwith Letter dated 3<sup>rd</sup> January, 2019 received from Shri Nripendra Misra, Principal Secretary to Hon'ble Prime Ministry (copies enclosed) to ensure strictly compliance and further necessary action by all Department Heads at HSMI, HQ and all Regional Heads.

**Dr. D Ravishankar**  
**General Manager (Administration)**

**Encl: as above.**

**ED, HRMA**

**ED, HSMI,**

**All EDs/GMs, HQ**

**All Regional Heads**

*Handwritten initials and date: 29/1/19*

No. K-14011/14/2018-MRTS-Coord  
Government of India  
Ministry of Housing and Urban Affairs  
(MRTS Coord Desk)

311-B, Nirman Bhawan, New Delhi,  
Dated the 25<sup>th</sup> January, 2019

To

1. Directorate General, CPWD  
A-Wing, Room No. 101,  
Nirman Bhawan, New Delhi-11.
2. Chairman cum Managing Director,  
NBCC India Limited  
NBCC Bhawan, Lodhi Road  
New Delhi - 110 003.
3. Chairman cum Managing Director,  
HUDCO, HUDCO Bhawan, India Habitat Centre,  
Lodhi Road, New Delhi- 110003.
4. Vice Chairman, Delhi Development Authority (DDA)  
B-Block, 1st Floor, Vikas Sadan, New Delhi-110023.

Subject: Violation of Public Procurement (Preference to Make in India) Order, 2017  
and General Financial Rules.

Sir/Madam,

I am directed to forward herewith D.O. No. 330/31/C/64/2018-ES-I dated 03.01.2019  
from Principal Secretary to Prime Minister on the above cited subject for strict compliance.

Encl: As above.

Yours faithfully,

*Rachna*  
(Rachna Kumar)

Under Secretary to the Govt of India  
Tel: 23062935

Copy to:

1. Additional Secretary (AMRUT), MoHUA
2. Additional Secretary (W&H), MoHUA
3. Joint Secretary (L, E & Admn), MoHUA
4. Joint Secretary (Mission Director Smart Cities)
5. Joint Secretary (SBM)
6. Joint Secretary (PSP)
7. Joint Secretary, HFA (PMAY), MoHUA
8. Joint Secretary (NULM), MoHUA
9. Economic Advisor (Housing), MoHUA.

Circulate/Ro:  
Internet.

For information and necessary action.

*Gu (A) / Amra*

*Amra*  
25/1/19  
25/1/19

prepared &  
IOM's part for signature 25/1/19

*GM/Amra*  
25/1/19

*1038/Amra*  
*29-1-19*

*ED (AMRUT)*  
*ED (Admn)*



सत्यमेव जयते

नृपेन्द्र मिश्र

Nripendra Misra

Principal Secretary to Prime Minister

के. रवि. अनु./C. R. Section  
आवासन और शहरी कार्य विभाग  
Ministry of Housing and Urban Affairs  
एन. टी. एस./PTS No.....

दिनांक/Date.....

भेजा गया/Sent No..... *Secy*

*E-1231602*  
*7-1-19*

*DO. No. 330/31/c/64/2018-ES-2*

3<sup>rd</sup> January, 2019

Dear Secretary,

Complaints are being received, alleging that Government entities are indicating foreign make/brands and/or restrictive conditions in their tenders, thereby excluding local manufacturers from bidding process.

2. It may be noted that such stipulation of foreign make/brands and/or restrictive conditions (like mandatory requirement of certification by foreign bodies) in the tenders is not only violative of Public Procurement (Preference to Make in India) Order, 2017 (PPP-MII Order 2017) issued by DIPP, but also in violation of the General Financial Rules. In this regard, it is necessary to follow the following general guidelines:

- a. Indicating foreign make/brands in the tender, and thereby excluding local manufacturers and service providers from participation, is in violation of Public Procurement (Preference to Make in India) Order, 2017. Also, as per Rule 144(i) (b) of GFR 2017, procuring agency shall not indicate a requirement for a particular trade mark, trade name or a brand.
- b. As per Rule 144(iii) of GFR 2017, the technical specifications shall, to the extent practicable, be based on the national technical regulations or recognized national standards.
- c. Ministries/Departments should also ensure that their procurement entities do not incorporate any such restrictive and discriminatory eligibility criteria regarding turnover, specifications/testing/other standards in tender documents that exclude local manufacturers/service providers.

3. Please ensure compliance of the above guidelines strictly at the level of the Ministry/Department, as also by all attached/subordinate offices and PSUs/ Autonomous bodies under the administrative control of your Ministry/Department. Any violation in this regard shall be viewed seriously.

With regards,

Yours sincerely,

*[Signature]*  
(Nripendra Misra)

Shri Durga S. Mishra,  
Secretary,  
M/o Housing & Urban Affairs,  
New Delhi

*PL. circulate this to all CRs*  
*② Call meeting on 19/01/19*  
*my email regarding all CRs*  
*meeting all CRs*  
*including DMPC and various like*  
*complaints*

*5/3690681*

*Dated 19/1/19*  
*regd.*  
*15/1/19*  
*15/1/19*