

प्रशासन विभाग मुख्यालय
इंटर ऑफिस मेमो

प्रेषक : महाप्रबंधक (प्रशासन), मुख्यालय	प्राप्तकर्ता : कार्यकारी निदेशक, एच एस एम आई, सभी कार्यकारी निदेशक/महाप्रबंधक, मुख्यालय सभी क्षेत्रीय प्रमुख
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सं. प्रशासन/एचक्यू/प्रेफ.मेक इन इंडिया/2019

29 जनवरी.2019

विषय: सार्वजनिक खरीद (मेक इन इंडिया को वरीयता) आदेश, 2017 और सामान्य वित्तीय नियमों का उल्लंघन।

उपरोक्त के संबंध में हडको को अवर सचिव, 311, निर्माण भवन नई दिल्ली, आवासन और शहरी कार्य मंत्रालय (एमआरटीएस) कूर्ड डेस्क), भारत सरकार से दिनांक 25 जनवरी, 2019 को एक पत्र प्राप्त हुआ है, साथ ही माननीय प्रधानमंत्री मंत्रालय के प्रधान सचिव श्री नृपेंद्र मिश्रा से प्राप्त दिनांक 3 जनवरी, 2019 का पत्र (प्रतियां संलग्न) एचएसएमआई, मुख्यालय और सभी क्षेत्रीय प्रमुखों के सभी विभाग प्रमुखों द्वारा सख्त अनुपालन और आगे की आवश्यक कार्रवाई सुनिश्चित करने के लिए कहा गया है।

डॉ. डी रविशंकर
महाप्रबंधक (प्रशासन)

संलग्न: उपरोक्तानुसार

कार्यकारी निदेशक, एच आर एम ए

कार्यकारी निदेशक, एच एस एम आई,

सभी कार्यकारी निदेशक/महाप्रबंधक, मुख्यालय

सभी क्षेत्रीय प्रमुख

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 25th 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.

Yours faithfully,

Rachna Kumar
(Rachna Kumar)

Under Secretary to the Govt of India
Tel: 23062935

Encl: As above.

Copy to:

1. Additional Secretary (AMRUT), MoHUA
2. Additional Secretary (W&H), MoHUA
3. Joint Secretary (I, 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)/Amrta
Amrta
25/1/19
Vijay Singh

prepared & sent for signature
25/1/19

GM/Admn
25/1



सत्यमेव जयते

नृपेन्द्र मिश्र

Nripendra Misra

Principal Secretary to Prime Minister

D.O. No. 330/31/C/64/2018-ES-2

Dear Secretary,

श्री. मि. जयु/C. R. Chellian
आवास और शहरी मामलों का मंत्रालय
Ministry of Housing and Urban Affairs
एन.टी.एस./NTS NO.....
दिनांक/Date.....
वेज नं./Sent No.....

E-123/602
7-1-19

3rd January, 2019

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:

- 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.
- 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.
- 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,

(Nripendra Misra)

Shri Durga S. Mishra,
Secretary,
Ministry of Housing & Urban Affairs,
New Delhi

प्रधान मंत्री कार्यालय, साउथ ब्लॉक, नई दिल्ली-110 011
PRIME MINISTER'S OFFICE, SOUTH BLOCK, NEW DELHI-110 011
TEL. 23013040 FAX-23017475

PL circulate this to all CPDs
② Caution a meeting all CPDs
my and meeting all CPDs
gpo - MII - all CPDs
including DMRC and
the ministers like
Cawthra etc

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