



PM Cell – MM

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Clarifications on Circular No. 19/2017 dtd. 16.05.2017

No: MAT/PMC/13(21)PP-LC/2017

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Sub: Clarifications on Purchase Preference Policy (linked with Local Content) (PP - LC)

In connection with the subject cited circular pertaining to Purchase Preference Policy (linked with Local Content) (PP-LC), clarifications have been raised by some of the work centers. The responses are hereunder:

Sl. No.	Clarifications sought by work centre	PMC Response
1	<p>In a tender, a bidder was given exemption from submission of tender fee as MSE vendor, prior to implementation of the PP-LC policy. The bidder to whom tender fee was waived under provisions of benefits to MSEs, has requested to allow him to participate under PP-LC policy.</p> <p>Clarify whether the bidder can be allowed to participate under PP-LC policy subject to submission of tender fee & EMD. Since it is e-tender and tender fee has already been waived, it may not be possible to take tender fee again through system. In which case can we take tender fee through DD.</p>	<p>As per the policy it has been notified that "In case a bidder is eligible to seek benefits under PP-LC policy as well as Public Procurement Policy for MSEs – Order 2012, then the bidders should categorically seek benefits against only one of the two policies i.e. either PP-LC or MSE policy. If a bidder seeks free of cost tender document under the MSE policy, then it shall be considered that the bidder has sought benefit against the MSE policy and this option once exercised cannot be modified subsequently."</p> <p>In case a bidder has already availed MSE benefit of "no tender fee" prior to implementation of the policy in a tender, such MSE bidder may be allowed to continue his preference as MSE or in case the bidder wants to opt for PP-LC policy, he may be allowed so subject to meeting other tender requirement.</p> <p>As the system will not allow for acceptance of Tender fee, same may be taken through DD.</p>
2	<p>There could also be a situation where both MSE as well as PP-LC bidders may participate in the tender independently. In such case kindly clarify which provision takes the precedence over the other</p>	<p>Clarification is awaited from MoPNG.</p>

Above clarification should be meticulously followed by all concerned.


(Ashwini Nagia)
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