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Receipt No. - 495634
Government of India
Ministry of Health & Family Welfare
(EPW Division)

Nirman Bhawan, New Delhi
Dated: 20.04.2017

OFFICE MEMORANDUM

Sub: General Financial Rule, 2017 – reg.

The undersigned is directed to enclose the important modifications carried out in GFR 2017 relating to procurement of goods for the benefit of major procuring agencies. As per Rule 149 of GFR, procurement of goods and services by Ministries or Departments will be mandatory for Goods or Services available on Government e-Marketplace (GeM).

All concerned are requested to follow the GFR 2017 for procurement of goods and services.

Encl: As above.

Mr. Khoury / Mr. Kishore / Mr. here
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B. L. Neena
(B.L. NEENA)
20/4/2017
Under Secretary (EPW)

Copy to:

1. PPS to DGHS, Nirman Bhawan, New Delhi
2. PPS to AS&FA, AS&MD, AS(H), AS&DG, MoHFW, Nirman Bhawan, New Delhi.
3. JS(KLS)/ JS(NR)/ JS(LA)/ JS(SK)/ JS(MJ)/ JS(AS)/ JS(SS)/ JS(VG)/ JS(KRR)/ EA (AKJ)
4. The Director, AIIMS, New Delhi/ Patna/ Bhubaneshwar/ Raipur/ Bhopal/ Jodhpur/ Rishikesh.
5. The Director, National Institute of TB and Respiratory Diseases, New Delhi
6. The Director, Vallabhbhai Patel Chest Institute, North Campus, University of Delhi
7. The Medical Superintendents, Safdarjung/Dr.RML/SSKH/KSC Hospital, New Delhi
8. The DG & CEO, Central Medical Services Society, New Delhi
9. The CMD, HSCC (INDIA) Ltd., Corporate Office: E-6(A), Sector-1, Noida (U.P.)-201301.
10. The Chairman & Managing Director, HLL Lifecare Ltd., Thiruvananthapuram, Kerala – 695012.
11. The DDG (Stores), Medical Stores Organization, Sector-1, R.K. Puram, New Delhi – 110066
12. Director (CGHS), Dte. General: (CGHS), Nirman Bhawan, New Delhi



DDA
[Signature]
3/5/2017

13. Director, JIPMER/ PGIMER/ NEIGHRIMS/ RIMS/ NIHFV/ FSSAI / NIMHANS, MGIMSKHS
14. The Director, Chittaranjan National Cancer Institute, Kolkata.
15. The Director, CIP, Ranchi.
16. The Director, AIIPH, Mysore.
17. The Director, LGB Regional Institute of Mental Health, Tezpur.
18. The GM (Proc.), RITES Ltd. Plot No. 144, Sector-44, Gurgaon, Haryana-122003.

Copy for information to:

1. PPS to Secretary (HFW)

IMPORTANT MODIFICATIONS IN GFR, 2017

1. Rule 144 (ix) - A complete schedule of procurement cycle from date of issuing the tender to date of issuing the contract should be published when the tender is issued.
2. Rule 144 (x) - All Ministries / Departments shall prepare Annual Procurement Plan before the commencement of the year and the same should also be placed on their website.
3. Rule 149 Government e-Marketplace (GeM) - The procurement of goods and services by Ministries or Departments will be **mandatory** for Goods or Services available on GeM. The procuring authority will certify the reasonability of rates. For purchases above Rs. 50000 and up to Rs. 3000000 through the GeM, seller having lowest price amongst the available sellers, of at least three different manufacturers.
4. Rule 149 (vi) - The Ministries / Departments shall work out their procurement requirements of Goods and Services on either "OPEX" model or "CAPEX" model as per their requirement / suitability at the time of preparation of Budget Estimates (BE) and shall project their Annual Procurement Plan of goods and services and GeM portal within 30 days of Budget approval.
5. Rule 151 (ii) Debarment from bidding – A bidder debarred under sub-section (i) shall not be eligible to participate in a procurement process **of any procuring entity** for a period not exceeding three years commencing from the date of debarment. Department of Commerce (DGS&D) will maintain such list which will also be displayed on the website of DGS&D as well as Central Public Procurement Portal.
6. Rule 151 (iii) – A procuring entity may debar a bidder or any of its successors, from participating in any procurement process undertaken by it, for a period not exceeding two years, if it determines that the bidder has breached the code of integrity. The Ministry / Department will maintain such list which will also be displayed on their website.
7. Rule 159 (i) E-Publishing – It is mandatory for all Ministries / Departments of the Central Government, their attached and Subordinate Offices and Autonomous / Statutory Bodies to publish their tender enquiries, corrigenda thereon and details of bid awards on the Central Public Procurement Portal (CPPP).
8. Rule 160 (i) E-Procurement – It is mandatory for Ministries / Departments to receive all bids through e-procurement portals in respect of all procurements.

9. Rule 161 (iv) Advertised Tender Enquiry – In order to promote wider participation and ease of bidding, no cost of tender document may be charged for the tender documents downloaded by the bidders.
10. Rule 173 (i)(h) Transparency, competition, fairness and elimination of arbitrariness in the procurement process – Bidding documents should include an clause that "if a firm quotes NIL charges/consideration, the bid shall be treated as unresponsive and will not be considered".
11. Rule 173 (xviii) – The name of the successful bidder awarded the contract should be mentioned in the CPPP, Ministries or Departments website and their notice board or bulletin.
12. Rule 175 (i) Code of Integrity – Provision as per GFR may be made in the tender.
13. Rule 173 (xx) – Lack of competition in rule 173(xix) shall not be determined solely on the basis of the number of Bidders. Even when only one Bid is submitted, the process may be considered valid provided following conditions are satisfied:
 - (a) The procurement was satisfactorily advertised and sufficient time was given for submission of bids.
 - (b) The qualification criteria were not unduly restrictive; and
 - (c) Prices are reasonable in comparison to market values