

 सत्यमेव जयते	राजस्थान राज—पत्र विशेषांक	RAJASTHAN GAZETTE Extraordinary
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उप—खण्ड (II)

राज्य सरकार तथा अन्य राज्य—प्राधिकारियों द्वारा जारी किये गये
कानूनी आदेश तथा अधिसूचनाएं।

FINANCE DEPARTMENT

(General Financial & Accounts Division)

NOTIFICATION

Jaipur, November 19, 2015

S.O. 165.—In exercise of powers conferred by sub-section (2) of section 6 of the Rajasthan Transparency in Public Procurement Act, 2012 (Act No. 21 of 2012) read with rule 33 of the Rajasthan Transparency in Public Procurement Rules, 2013, the State Government, being of the opinion that mandatory procurement from micro and small enterprises situated in Rajasthan is necessary and, likewise, purchase and price preference in procurement from micro, small and medium enterprises situated in Rajasthan is necessary for the promotion of domestic industry and for furtherance of the socio-economic policy of the State Government, hereby notifies that it shall be mandatory for the procuring entities, as defined in sub-section 2 of section 3 of the said Act, to procure the goods mentioned in Schedule from micro and small enterprises only and, also, to accord price or purchase preference or both to the micro, small and medium enterprises situated in Rajasthan in procurement of the goods not included in Schedule, in the following manner, namely:-

1. For the purpose of this notification,-

- (a) The '**micro**', '**small**' and '**medium**' enterprises means the micro, small and medium enterprises classified under sub-section (1) of section 7 of the Micro, Small and Medium

Enterprises Development Act, 2006 and situated in Rajasthan and recognized by the Industries Department as such;

- (b) '**Act**' means Rajasthan Transparency in Public Procurement Act, 2012 (Act No. 21 of 2012);
- (c) '**Form**' means form appended to this notification;
- (d) '**Goods**' means Goods, as defined in the Act;
- (e) '**Government**' means the Government of Rajasthan;
- (f) '**Local enterprise**' means an industrial undertaking or a business concern or any other establishment by whatever name called, engaged in the manufacture or production of goods, in any manner, pertaining to any Industry specified in the first schedule to the Industries (Development and Regulation) Act, 1951, situated and have received their acknowledgement of Entrepreneurs Memorandum-II/Udyog Aadhaar Memorandum and registered in the State of Rajasthan;
- (g) '**Price Preference**' means the mode of evaluating the price bids, specified hereinafter, between local enterprises and enterprises from outside the State, in response to a bid called by any procuring entity, with all other parameters of the bid being the same;
- (h) '**Purchase Preference**' means preference in purchase, for the local enterprises included in the category under clause 1(a) in response to a bid called by any procuring entity, with all other parameters of the bid being the same; and
- (i) '**Schedule**' means schedule appended to this notification.

2. Goods shall be divided into the following two groups:

- (a) Items mentioned in Schedule, which shall be procured entirely from local micro and small enterprises.
- (b) All other items, which can be procured from any other source, subject to clause 4 of this notification.

3. Whenever any Notice Inviting Bid in respect of any item / items mentioned in Schedule is issued,-

- (a) a clause shall be incorporated in the Notice Inviting Bid that the item/items to be procured shall be reserved for

procurement only from the micro and small enterprises situated in Rajasthan, as defined in the clause 1(a) of this notification;

- (b) 4% of such procurement shall be earmarked for procurement from local micro and small enterprises owned by member of Scheduled Caste or Scheduled Tribe;
- (c) bids received from sources other than those specified in clause 1(a) shall not be taken into consideration;
- (d) the contract for supply of goods to the enterprises included in the category mentioned at clause 1(a) may be given to the extent of their capacity by breaking the order in part for procurement of goods; and
- (e) representative of the Industries Department shall also be a member of Procurement Committees, constituted under rule 3 of the Rajasthan Transparency in Public Procurement Rules, 2013, whenever the procurement is in respect of item/items mentioned in Schedule of this notification. Such member shall not be below the rank of District Industries Officer. In case, the procurement of goods, above rupees ten lakhs, is being made for item/items not mentioned in Schedule of this notification, then it shall be optional for the procuring entity to invite a representative of the Industries Department, not below the rank of District Industries Officer, as member of the Procurement Committee.

4. For items not included in Schedule, price preference shall be given to local enterprises in comparison to bids received from enterprises outside the State, by evaluating the prices quoted as follows:

- (a) while tabulating the bids of local enterprises, the element of Rajasthan Value Added Tax shall be excluded from the rates quoted by these enterprises, whereas the element of Central Tax shall be included in the rates of enterprises from outside Rajasthan for evaluation purpose only, provided that the specifications and all other requirements are in accordance with the bid.

- (b) in case, the prices of the local bids are not found competitive even after grant of price preference, and the bidding enterprise from outside the State is adjudged lowest, then purchase preference to local enterprises shall be given in the following manner, subject to fulfillment of all required specifications and conditions of the bid:-
- (i) opportunity shall be given to local enterprises to supply 80% of the Bid quantity (with 20% order to be given to the original lowest bid enterprise). Out of this 80%, minimum of 60% would be required to be purchased from the local micro & small enterprises, in case they have also bid, and within this 60%, 4% shall be earmarked for procurement from local micro and small enterprises owned by member of Scheduled Caste or Scheduled Tribe. The remaining quantity, out of the above mentioned 80% and to the maximum limit of 20%, shall be procured from the local medium enterprises in case they have also bid.
 - (ii) to exercise this option of Purchase Preference for 80% of the bid quantity, in such a situation, a counter offer would be given to the local enterprise, which has quoted the minimum rate among the local bidder enterprises, to match the overall lowest (L1) rate received. In such case, price preference stated in clause (a) above shall no longer be applicable and net lowest price (L1 price) would be required to be matched.
 - (iii) in case, the lowest local enterprise does not agree to the counter offer as per sub clause (ii) above, or does not have the capacity to provide the entire bid quantity, the same counter offer shall be made to the next lowest bidder of the eligible local bidder enterprises, in that order till the quantity to be supplied is met. The contract for supply of goods to

the enterprises included in the category as mentioned at clause 1(a) may be given to the extent of their capacity by breaking the order in part for procurement of goods, in the manner provided in rule 74 of the Rajasthan Transparency in Public Procurement Rules, 2013.

(iv) in case, a bidder offering to supply the goods is a dealer located in Rajasthan and the bid prices are equal to the rates offered by local enterprises of Rajasthan and the quality and specifications of the goods are the same, the local enterprises shall be given Purchase Preference over such dealer.

5. It shall be mandatory for the procuring entity to record reasons in writing in all cases where items manufactured by local enterprises of Rajasthan are not procured and Purchase Preference is not given as provided in this notification, which, interalia, would be in the case of either non participation in the bidding process by local enterprises of the State or inability by local enterprise to match the lowest bid price offered by out of State Enterprise or not matching the required specification to the Bid by the local enterprise.
6. The powers to grant Purchase Preference or Price preference or both shall be exercised by an officer or procuring entity to the extent they have been delegated powers for procurement of Goods in the Schedule of powers under General Finance and Accounts Rules or other general or special order applicable to particular department, Public Sector Undertaking/ Autonomous Body etc.
7. The data of procurement from micro, small & medium enterprises is vital for strengthening the policy and for this purpose, every procuring entity shall include procurement to be met from micro, small & medium enterprises in their respective procurement plan and achievement made, thereto, in their respective Annual Reports.

8. To reduce transaction cost of doing business for micro, small and medium enterprises of the State, having acknowledgement of Entrepreneurs Memorandum-II/Udyog Aadhaar Memorandum as mentioned in Micro, Small and Medium Enterprises Development Act, 2006, issued by the competent authority shall be facilitated, on furnishing of a self-attested copy of acknowledgement of Entrepreneurs Memorandum-II/Udyog Aadhaar Memorandum, as follows, or as amended in the Rajasthan Transparency in Public Procurement Rules, 2013:-
 - (a) bidding document shall be provided to the micro, small and medium enterprises at 50% of the prescribed cost;
 - (b) bid security for the micro, small and medium enterprises shall be @0.5% (half percent) of the value of the quantity offered to be supplied by them; and
 - (c) performance security for the micro, small and medium enterprises shall be @1% of the amount of quantity ordered for supply of goods.
 9. (a) Two copies of Notice Inviting Bids issued for the procurement of goods included in Schedule shall invariably be sent to the office of Commissioner of Industries, Rajasthan, which shall arrange it to upload on the website of the Department of Industries and to send it further to General Managers of all District Industries Centers of the State;
 - (b) For the goods other than those included in Schedule, wherever in the opinion of the procuring entity, micro & small enterprises are likely to bid against a particular notice inviting bid, two copies of each such notice inviting bid shall be sent to the Commissioner of Industries for uploading it on the website of Department of Industries.
10. In order to seek price preference or purchase preference or both under this notification, an application, as prescribed at Form A, shall be submitted by the local enterprise to the General Manager, District Industries Centre of the district

concerned, or to the officer nominated by Industries Department, who, after due diligent examination, shall issue verification certificate for the same:

Provided that, in case of any grievance in this regard, an appeal on plain paper may be filed by the aggrieved applicant to the Commissioner, Industries Department or to an officer nominated by him for the purpose.

11. Every micro, small and medium enterprise shall be required to submit an affidavit, in Form B, along with the duly filled bid document, to the procuring entity.
12. Before issue of the work order to the micro, small or medium enterprise, as the case may be, for the requisite procurement, the procuring entity may approach the appropriate authority under Industries Department, not below the rank of District Industries Officer, in order to ensure that the said enterprise, from which the procurement is to be made, possesses necessary production capacity in quantitative and qualitative terms, as required in the bidding document. The Department of Industries, in such case, shall provide the required support to the procuring entity concerned.
13. The following Monitoring Committee shall monitor the implementation of this notification and removal of difficulties, including grievances made by micro, small and medium enterprises, namely:-
 - (i) Principal Secretary, Industries (SSI&KVI) Chairman
 - (ii) Commissioner of Industries, Rajasthan Member
 - (iii) Director, MSMED Institute, Government of India, 22 Godown, Jaipur. Member
 - (iv) Chief Engineer, Water Resources Department, Rajasthan, Jaipur or his nominee not below the rank of Superintending Engineer. Member
 - (v) Chief Engineer, PWD, Rajasthan, Jaipur or his nominee not below the rank of Superintending Engineer. Member

- (vi) Chief Engineer PHED, Rajasthan, Jaipur Member or his nominee not below the rank of Superintending Engineer.
- (vii) Financial Advisor, Department of Member Industries, as representative of Finance Department.
- (viii) Additional/Joint/Deputy Director, Industries Convener (Marketing)

Schedule

LIST OF ARTICLES INCLUDED IN THE SCHEDULE

S.No.	ITEMS
1	2
	AGRO & FOOD BASED
1.	Cattle Feed
2.	Aachar & Murabba
3.	Mustard Oil and Cake
4.	Atta, Maida
5.	Papad
6.	Sonamukhi processing, Ajwain Powder
7.	Nutrition Food
	ANIMAL HUSBANDRY BASED
8.	Leather bags, boxes, Leather, Footwear
	BUILDING AND CERAMICS BASED
9.	Asbestos Cement pipe & fittings
10.	Cement Hollow blocks
11.	Mosaic cement tiles, Ceramic tiles
12.	R.C.C spun pipes, R.C.C Hume pipes and other R.C.C products
13.	Stone Chips and polished tiles
14.	Marble Slabs & tiles
15.	Stone Slabs & tiles(all types)
16.	Granite Slabs & tiles
17.	Cement tiles

1	2
18.	Stone Carving & Stone art work
19.	Bricks(Fly Ash Bricks, Insulation Bricks, Agro waste Bricks)
	CHEMICAL BASED
20.	Ayurvedic, veterinary drugs
21.	Cleaning Powder/Detergent powder
22.	Computer Stationary
23.	Fiber glass coolers
24.	Furniture made of Partical board
25.	Mineral water
26.	Motor Storage batteries
27.	Pet Containers
28.	Phenyl(Black Disinfectant Fluid)
29.	Phenyl and Naphthalene balls
30.	Plastic cane, plastic/PVC/LDPE/HDPE overhead water storage tanks, Plastic profile, Multi layer plastic bags, plastic articles
31.	Polythene bags, Polythene film and Poly Propylene bags
32.	P.V.C. Footwear, PVC doors and panels
33.	Soap(Washing) bearing ISI Certification marks
34.	Thermometers
35.	Zinc oxide
36.	Zinc water bottles
37.	Zinc Sulphate
	ENGINEERING AND ALLIED BASED
38.	Agriculture implements via, tagari, phabra, panja, cultivators, garden tools, belcha, Tractor Trolleys/Trailers, Kodali, Pick Axes
39.	Aluminium utensils, utensils cooking and pressure cookers with ISI certification, utensils of all type
40.	Barbed wire
41.	Unlocked wire mesh and other types of wire netting, welded wire mesh

1	2
42.	Boxes made of metal and Iron Cots
43.	Buckets, Cans(made of G.I sheets for milk measuring)
44.	Chain links
45.	Copper wires-Door and enameled
46.	C.I soil pipes, C.I Joints, Fitting and coupling, Conduit pipes
47.	Pilfer Proof seal/Caps
48.	Flushing cisterns(metal/CI)
49.	Hand driven carts of all types
50.	Hinges
51.	Manhole Covers
52.	Metallic building hardware, Nuts and bolts except for high tensile and other special types, Rivets of all types, shovels, Spades, wire products such as wire nails, wood screws etc.
53.	Room coolers(Desert type)
54.	Separator for insulation
55.	Sewing Machine
56.	Sprinkle and System
57.	Steel Furniture, Computer Furniture and all type of Wooden Furniture
58.	Fabrication all type
59.	Mono Block Pump, sub murcible pump, Sanitary fucial pump
60.	Weights and weighing instruments of up to 50 Kg
61.	Wheel barrows
62.	Auto Bearing Component
63.	Iron Handicraft
64.	Microscope
	ELECTRICAL & ELECTRONIC BASED
65.	Ceiling Fans/Table Fans with ISI marks
66.	Electrical fitting and fixtures(ISI Marks)
67.	Electronic Calculator with accessories

1	2
68.	GLS Lamps(conforming to ISI marks)
69.	PVC wire and Cables(ISI Marks)
70.	Quartz wall clocks
71.	Voltage Stabilizer (ISI Marks)
72.	Insulators(ISI Marks)
73.	Electric Wooden Board
74.	Inverter(ISI Marks)
75.	Electric Transformer
76.	PCC Poles
	MINERAL BASED
77.	Plaster of Paris, Surgical plaster of Paris
78.	Stone Grits
	MISCELLANEOUS
79.	Corrugated paper card board boxes and Cartoons
80.	File pads/File Covers
81.	Paper product viz. Paper cones, bags, ice cream, cups, saucers, paper envelops of all types
82.	Jeevanu khad
83.	Paper Board
	TEXTILE BASED
84.	Absorbent Cotton(Sterilized)
85.	Bandage cloth, Gauge cloth
86.	Cotton Hosiery Baniyans, Socks(All type)
87.	Cutain mosquito
88.	Durries, Niwar, Tat Patti(Jute and Cotton), Tape cotton
89.	All Type of Garments
90.	Namda (felt woolen)
91.	Tarpaulins
92.	Tents
93.	Woolen Hosiery
94.	Shawls
95.	School Bags & Canvas Bags

1	2
96.	All types of Wed Items (Cotton/Synthetic)
97.	Vests (Cotton/Woolen)
98.	Holldoll/Sleeping Bags
99.	Caps/Hats

Form A

(Apply in Duplicate)

Application by MSME for Price Preference or Purchase Preference
or both in Procurement of Goods

To,

The General Manager

DIC, District

1. Name of Applicant with Post:
2. Permanent Address:
3. Contact Details:
 - a. Telephone No.:
 - b. Mobile No.:
 - c. Fax No.:
 - d. Email Address:
4. Name of micro & small enterprise:
5. Office Address:
6. Address of Work Place:
7. No. & Date of Entrepreneurs Memorandum-II/Udyog Aadhaar Memorandum:
(enclose photo copy)
8. Products for which Entrepreneurs Memorandum-II/Udyog Aadhaar Memorandum availed:
9. Products for which are at present being produced by the enterprise:
10. Products for which price preference or purchase preference or both has been applied for:

11. Production capacity as per Capacity Assessment Certificate
(enclose photocopy of Capacity Assessment Certificate)

Serial No.	Product	Production Capacity	
		Quantity	Value
1			
2			
3			
4			

12. List of Plant & Machinery installed

Serial No.	Name of Plant & Machinery	Quantity	Value
1			
2			
3			
4			

13. List of Testing Equipments installed

Serial No.	Name of Testing Equipments	Quantity	Value
1			
2			
3			
4			

14. Benefits availed as per price preference certificate in last financial year and current financial year

a. Benefits depositing Bid Security and Performance Security:

Last Financial Year			Current Financial Year	
Department	Bid Security	Performance Security	Bid Security	Performance Security

b. Details of Supply orders received:

Last Financial Year				Current Financial Year		
Department	No. & Date of purchase order	Amount for which purchase order received	Amount of goods supplied	No. & Date of purchase order	Amount for which purchase order received	Amount of goods supplied

I declare that the above all facts given in the application are correct and my enterprise is producing the items mentioned in column No. 10.

Date

Signature

(Name of the applicant
along with seal of post)

Office of the District Industries Centre _____

CERTIFICATE
(See clause 10)

File No. _____

Date _____

It is certified that M/s _____ was inspected by _____ on dated _____ and the facts mentioned by the enterprise are correct as per the record shown by the applicant. The enterprise is eligible for Price Preference or Purchase Preference or both under this notification. The certificate is valid for one year from the date of its issue.

Office Seal

Signature

(Full Name of the Officer)
General Manager
District Industries Centre
Rubber Seal/Stamp

Enclosure- (1) Application

(2)

(3)

Form B
Format of Affidavit
(See clause 11)

IS/oAged Yrs.
residing at Proprietor/Partner/
Director of M/s do hereby solemnly
affirm and declare that :

(a) My/Our above noted enterprise M/s has been
issued acknowledgement of Entrepreneurial Memorandum
Part - II by the District Industries Center
The acknowledgement No. is dated
and has been issued for manufacture of following items:

Name of Item	Production Capacity (Yearly)
(i)	
(ii)	
(iii)	
(iv)	
(v)	

(b) My/Our above noted acknowledgement of Entrepreneurial
Memorandum Part - II has not been cancelled or withdrawn by
the Industries Department and that the enterprise is regularly
manufacturing the above items.

(c) My/Our enterprise is having all the requisite plant and
machinery and is fully equipped to manufacture the above
noted items.

Place _____

Signature of
Proprietor/ Director Authorized Signatory
with RubberStamp and date

Note : If the cost of items to be procured/hired exceeds
Rs. 100000/- (Rupees One lakh), the Procuring Entity would be

required to have the production unit inspected to satisfy itself of the production capacity and that the quality control measures are installed.

F.1(8)/FD/GF&AR/2011
By Order of the Governor,
Siddharth Mahajan,
Special Secretary to Govt.
Finance (Budget)

Government Central Press, Jaipur.