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#### NOTIFICATION

No. B. 13020/3/2010-FCS&CA, the 21<sup>st</sup> June, 2022. In the interest of public service and in exercise of the powers conferred under sub-rule (6) (I) of rule 97 of CGST Rules, 2017, the competent authority is pleased to notify the Mizoram Consumer Welfare Fund Guidelines, 2022 for the management and administration of the Consumer Welfare Fund, with immediate effect.

Ramdinliani,  
Secretary to the Government of Mizoram,  
Food, Civil Supplies & Consumer Affairs Department.

#### **The Mizoram State Consumer Welfare Fund Guidelines, 2022**

##### **Introduction**

- 1 The Consumer Welfare Fund Rules were framed and notified in the Gazette of India in 1992. Upon the enactment of the Central Goods and Services Tax (CGST) Act, 2017, the Consumer Welfare Fund has been set up under section 57 thereof. The Consumer Welfare Fund Rules have since been incorporated in rule 97 of the CGST Rules, 2017.
- 2 Earlier, the Central Excise and Salt Act, 1944 (1 of 1944) was amended in 1991 to enable the Central Government to create the Consumer Welfare Fund (CWF) where the money that is not refundable to the manufacturers etc. shall be credited. The money credited to the Fund is to be utilized by the Central Government (Department of Consumer Affairs) for the welfare of the consumers in accordance with the rules framed.
- 3 Under sub-rule (4) of rule 97 of the Central Goods and Services Tax (CGST) Rules, 2017, a Standing Committee headed by the Secretary, Food, Civil Supplies & Consumer Affairs Department (being the nodal department under the State Government) has been constituted to make recommendations for proper utilization of the money credited to the Consumer Welfare Fund for the welfare of consumers. The Committee consists of :-
  - (i) Secretary, FCS&CA - Chairman
  - (ii) Joint Secretary, Finance (B) - Vice Chairman

- |       |   |   |                  |
|-------|---|---|------------------|
| (iii) | Director, FCS & CA                        | - | Member Secretary |
| (iv)  | Director, I&PR or his nominee             | - | Member           |
| (v)   | Director, Higher Education or his nominee | - | Member           |
| (vi)  | Deputy Secretary, FCS & CA                | - | Member           |
| (vii) | President, MCU (Hqrs)                     | - | Member           |
- 4 Under sub-rule (6) (1) of rule 97 of CGST Rules, 2017 the Standing Committee has power to make guidelines for the management and administration of the Consumer Welfare Fund.
- 5 As per sub-rule (2) of rule 7 of the Consumer Protection (Consumer Disputes Redressal Commission) Rules, 2020, the District Commission or the State Commission, as the case may be, shall credit the amount of fee received by it under sub-rule (1) of rule 7 to the Consumer Welfare Fund of the State.

### Objective

The overall objective of the Consumer Welfare Fund is to provide financial assistance to promote and protect the welfare of the consumers and strengthen the consumer movement in the country.

### Policy governing the disbursement of grants under CWF

1. Consumer awareness projects having wider coverage and adopting best international practices seem to have a more visible and lasting impact. Hence projects with national, multi-state and pan-Indian coverage with innovative ideas will receive priority for funding from CWF. Also, in a country like India there is huge disparity between rural and urban consumers. Hence the focus of the Government will be more on rural and disadvantaged consumers and schemes to protect them.
2. Efforts will be made to replenish the Consumer Welfare Fund by tapping on Corporate Social Responsibility (CSR) funds earmarked by Companies.

### Purpose

Financial assistance will be given mainly for following purposes:

- (a) Innovative projects for spreading consumer literacy and awareness and programmes for consumer education;
- (b) Setting up facilities for training and research in consumer education and related matters on national/regional basis;
- (c) Projects relating to the rural consumers and their empowerment;
- (d) Consumer Clubs in schools/colleges/Universities.
- (e) Setting up of Consumer Guidance Bureau at the state/region level for Consumer counseling/guidance;
- (f) Setting up of Product Testing Laboratories and/or undertaking product testing for quality assurance of safety.
- (g) Creation of chairs/centers of excellence in institutions/universities of repute, to foster research teaching and training on consumer related issues.
- (h) Making available grant recommended by Bureau of Indian Standards for activities relating to standard marks, which may be considered essential by the Central Government, for the welfare of the consumers;
- (i) Meeting expenses on advocacy and class action suits on consumer related issues;

- (j) Award for best Voluntary Consumer Organization, consumer activist selected by a committee constituted for the purpose.
- (k) Projects not covered by the above, but which in the opinion of Standing Committee, address pressing social problems and maximize consumer welfare. In such cases the Committee will record reasons in writing;
- (l) Reimbursement of legal expenses incurred by a complainant, or class of complainants in a consumer dispute, after its final adjudication;
- (m) For making available upto 50% of the funds credited to the Fund each year, for publicity/consumer awareness on GST, provided the availability of funds for consumer welfare activities of the Department of Consumer Affairs is not less than twenty-five crore rupees per annum.
- (n) To any Government body for undertaking research study/impact assessment study relating to Consumer issues.
- (o) Any publications related to Consumers Awareness/Protection by individuals.

**Eligibility**

- (i) Any agency/organization engaged in consumer welfare activities after registration under the Mizoram Societies registration Act, 2005 or any other law for the time being in force.
- (ii) With duly audited accounts for the three years preceding the year when its proposal is under the consideration of the Standing Committee.

**Note 1: Preference will be given to:**

- (a) Organizations having an all-India character and having reputation, capacity, experience, skilled staff and standing,
- (b) Organizations working for empowerment of rural consumers and having larger participation of women and socially marginalized segments.
- (c) Projects which are innovative, and focus on institutionalizing arrangements and is likely to have lasting impact for consumer welfare.
- (iii) An industry or an association of Industries as defined under Industrial Disputes Act 1947 which has been engaged in viable and fruitful research activities for a period of 10 years, which has made or is likely to make significant contribution in formulation of standard mark of products of mass consumption.
- (iv) Central and State Govt. Departments/organizations/undertakings and recognized educational institutes/consumers.
- (v) Consumer organizations for taking up class action suits instituted to pursue common interest of consumers or a group of consumers against providers of goods or services.
- (vi) Proposals which have a national level outreach and impact, and are innovative in raising consumer empowerment/awareness and are replicable.
- (vii) Proposals which have a national/regional level outreach and impact, and are innovative in raising consumer empowerment/awareness and are replicable. Publications by qualified individuals can be included.
- (viii) An individual activist having interest and experience in consumer awareness/protection after being approved by the Standing Committee.

**Items that Qualify for Assistance**

Recurring and non-recurring expenses will be decided as per the individual schemes. However generally the following items may qualify for assistance:

- (i) Purchase of hardware/software/equipment/internet services/(for activities other than short duration studies);
- (ii) Purchase of minimum furniture (for activity other than short duration studies);
- (iii) Charges for delivery of services;
- (iv) Other charges as may be considered necessary by the Standing Committee for the proper running of the program/project;
- (v) In special circumstances, construction/purchase of office space or building by the Central/State/PSU. This will be subject to the conditions that the State Government/PSU as the case may be will share a part of the cost either by providing land for the building free of cost or meeting 30% of the cost of the building. However, the Standing Committee may decide the quantum of assistance of fund needed on a case to case basis.
- (vi) Grants-in-aid towards administrative expenditure may be sanctioned to voluntary organizations to ensure a certain minimum staff structure and qualified personnel to improve their effectiveness and expand their activities under the following conditions:
  - (a) The Grants-in-aid should not exceed twenty-five percent of approved administrative expenditure on pay and allowances of the personnel of the voluntary organization concerned;
  - (b) Grants-in-aid to meet administrative expenditure to any private institutions other than the voluntary organizations should not ordinarily be sanctioned. In exceptional cases such grants can be considered for sanction in consultation with Internal Finance Wing.

This condition will not be applicable in the case of proposals for setting up Chairs and Centres of excellence in Indian Universities, National Law Colleges, IIMs and IITs etc.
- (vii) Financial assistance of atleast 30% for book publications about consumer awareness/protection.

**Extent of Assistance**

- 1 The quantum of assistance for a project shall normally not exceed one crore. However, the Standing Committee may sanction higher amounts in exceptional circumstances for reasons to be recorded in writing for such an exception.
- 2 A grantee shall ordinarily be required to meet 20% of the cost of the project through its own resources of which at least 10% will be in cash. However, the Standing Committee may, for reasons to be recorded in writing, waive this condition partially or wholly.
- 3 Assistance will normally be for three years and extendable by one or two more years on case by case basis, where after it will be expected to have become self-sustaining. It shall be the responsibility of project holder to arrange for the running and maintenance of the project after cessation of assistance from CWF.
- 4 The project proposal should invariably indicate how the organization proposes to run the project activities in the post grant period and source of income.

**Procedure for Applying for Financial Assistance**

- 1 Calls for proposals seeking financial assistance from the Consumer Welfare Fund shall be made online, twice a year usually in the months of January & July. Appropriate notice and format of

inviting proposals will be issued and published in the department website indicating terms and conditions that would apply.

- 2 The Department of Consumer Affairs may refer the applications as and when necessary to the concerned organizations/departments/individuals for report on the competence/ credentials of the applicant and a consent to monitor the project.

### **Procedure for Scrutiny and Approval of Proposals**

- 1 All applications received shall be scrutinized by an Assessment Cell in the Department, where each of the proposals received will be scrutinized before placing them for short listing by the Appraisal Committee and thereafter by the Standing Committee for approval. Time frame for action shall be as listed at Annexure-I.
- 2 An Assessment Cell may be formed by the Department as and when necessary.
- 3 In view of rule 97 (8) (e) of the CGST Rules, 2017 regarding publicity/ consumer awareness on Goods and Services Tax (GST) funds will be provided to Finance Department based on proposals received from them in this regard. The proposals shall be placed before the Standing Committee on CWF and the funds approved by the Standing Committee will be issued to Finance Department.

### **Project Appraisal**

- 1 There shall be an Appraisal Committee consisting of:
  - (a) Additional/Joint Secretary, in charge of CWF in FCS & CA Department.
  - (b) Joint Secretary, Finance Department (Budget)
  - (c) Joint Director /Nodal Officer of FCS & CA- Member Secretary
  - (d) President or representative- MCU (Hqrs)
- 2 The Appraisal Committee will appraise the project for its technical feasibility, project viability and also on the benefits that accrues to consumers. The committee will co-opt such experts as may be required depending upon the nature of the project.
- 3 Whenever necessary, the applicant will be asked to make a presentation before the Appraisal Committee.
- 4 The Committee will specifically indicate the merits of the proposals recommended.

### **Rejection of project proposals**

- 1 A proposal may be rejected ab-initio if found incomplete, or at the appraisal or final stage.
- 2 While rejecting the project proposals, Department will mention the reasons for rejection clearly in the rejection letter/e-mail. The reasons of rejection may be broadly illustrated as under and would be communicated to the applicant formally within 15 days from the decision of Standing Committee if found prima-facie incomplete /not meeting the objectives of the CWF. The proposal may also be rejected during appraisal or by the Standing Committee on the following grounds:
  - (a) Non-fulfillment of the eligibility criteria.
  - (b) Non/incomplete submission of any of the requisite documents.
  - (c) Non-compliance with any other requirements prescribed in the guidelines.
  - (d) The organization is under Further Assistance Stopped (FAS) category or has been blacklisted in any other case.

- (e) Having more than two ongoing projects at a time /otherwise having capacity constraints.  
[Note: Ordinarily, a VCO should not have more than two ongoing projects under implementation with funding by the Department on the date of application. Furthermore, the ongoing projects should show measurable progress.]
- (f) Bye-laws/objective of the organization not covering consumer welfare/protection activities.
- (g) Project lacking integration or innovation and being of a stereotyped nature.
- (h) Proposal is mere duplication.
- (i) The organization posing the project proposal being family based.
- (j) An ongoing inquiry against the organization in any complaint case, which enquiry is likely to take time to complete. (Note: In such cases a decision may be deferred till completion of enquiry).
- (k) Project not found technically/economically viable or not meeting stated objectives.
- (l) Organization is in the nature of contracting project and delegating more than 25% actual work to other agencies.
- (m) Unfavourable report from the District Magistrate/State Government.
- (n) Unfavourable Report from Internal Audit/Audit on the ongoing Projects either funded by this Department or any other Department.
- (o) Organization has no experience in the related field nor any resources to implement the projects.
- (p) Double dipping (or Forum hunting) i.e. receiving funds for the same purpose from more than one Government Agency will be treated as a disqualification.
- (q) Failure to comply with terms and conditions in an existing project or in protecting govt. interests and property.
- (r) Complaints against the organization or its functionaries regarding violation of laws and defrauding the government.

A certificate from the beneficiary institution that it has not availed of funds from other agency for the project under consideration or a substantially similar project in scope and extent will be obtained from the applicant.

### **Terms & Conditions:**

1. Before the grant is released the members of the executive committee of the grantee should execute a bond binding themselves jointly and severally to:
  - (a) Abide by the conditions of the grants in aid by target dates, if any, specified therein
  - (b) Not to divert the grants or entrust execution of the scheme or work concerned to another institution(s) or organization(s).
  - (c) Abide by all other conditions specified in the agreement governing the grants in aid.

In the event of grantee failing to comply with the conditions or committing breach of the bond, the signatories to the bond shall be jointly and severally liable to refund to the President of India the whole or part of the grant with interest accrued thereon at 10% per annum or the sums specified under the bond. The stamp duty for this bond shall be borne by the Government.

(In cases like grants to autonomous bodies, where such a bond is not found feasible or on due consideration the sanctioning authority decides not to insist on a bond, then it would be

- necessary to work out alternative arrangements for ensuring that the interest of the Department is effectively safeguarded)
2. Proper and separate books of accounts shall be maintained in respect of the project and a Chartered Accountant will audit the same every year for the period ending March 31. The audited Receipt & Payment accounts, Income & Expenditure Account and Balance sheet for the said period along with the Auditor's certificate and report shall be sent to the Department by June 30th every year. The Department shall also carry out inspection or special audit if necessary.
  3. The Fund allocated should strictly be used for the purpose intended and shall in no way be diverted for any other purpose.
  4. Quarterly progress reports of the progress/implementation should be submitted to the Department. Grantee Institution is required to submit the performance-cum-achievement reports within 3 months after the end of the financial year.
  5. The organization shall maintain a record of all assets-physical and intellectual, acquired, developed/wholly or substantially out of financial assistance given from the Consumer Welfare Fund. Such assets except those declared as obsolete and unserviceable or condemned in accordance with the procedure laid down in the General Finance Rules, 2017 shall not be disposed of, encumbered or utilized for purpose other than those for which the grants were given, without prior written sanction. The grantee organization will maintain the following documents:
    - (a) Assets register reflecting the date of purchase, value and registration particulars, if any.
    - (b) Project register reflecting the title of the project, source of funding, date of sanction, time frame for the completion, location of the project, beneficiary coverage etc.
    - (c) In the case of software assets, the source code, backend and front-end data base will be kept secure and copyright and all intellectual properties will vest with the government, whether specifically registered or otherwise.
    - (d) Websites/domain created out of the grant funds will be registered in the name of the Government. On early termination of the project the Department may direct transfer of all these physical and intellectual assets to the Department or any other person/body as authorized by it.
  6. Department shall have the right to call for all drawings; specifications source code and data knowledgebase and other data, necessary to enable the transfer of technical know-how to other parties, and the project holder shall supply all the required information without any charge.
  7. Any person wishing to publish papers based on the research work done under the project shall obtain prior approval of Department and also acknowledge the financial support received from the Department for the same.
  8. The Project Holder/Voluntary Consumer Organization (VCO) shall not unilaterally re-appropriate funds available for different items in the project, i.e., amount sanctioned for one item shall not be spent on another item without prior written consent/approval of the Department.
  9. In case of any change in the management of the Voluntary Consumer Organization, the new management body of the Voluntary Consumer Organization would also be bound by the Department's Terms & Conditions for the project and an undertaking to this effect from the Voluntary Consumer Organization will be essential. Any change in the composition of the management committee at any stage after submission of the proposal shall be reported forthwith to the Department within 15 days.

10. The Grantee shall arrange to prominently display all the details of the Project with sponsoring Agency's name and release of funds etc. for generating awareness about the project.
11. The accounts of all grantee institutions/ organizations shall be open to inspection by the sanctioning authority and audit, both by the C&AG under provisions of Comptroller and Auditor General (Duties, Powers and Conditions of service) Act, 1971 and internal audit by Pr.A.O. of the Ministry/ Department whenever the institution is called upon to do so. The accounts of the grantee institution/ organization shall be audited by C &AG under section 14 of the Comptroller and Auditor General (Duties, Powers and Conditions of Service) Act 1971, if the grants or loans to the institution in a financial year are not less than 25 lakh and also not less than 75% of the total expenditure of the institution. The accounts may also be audited by the Comptroller and Auditor General of India if the grants or loans in a particular year exceed one crore. Where the accounts are so audited by the C&AG in a financial year, he shall continue to audit the accounts for a further period of 2 years, notwithstanding that the conditions outlined above are not fulfilled.

In all other cases the organization shall get its accounts audited from Chartered Accountants of its own choice.

12. Annual reports and audited accounts of the institutions will have to be submitted to the Department in Hindi & English in required quantities by the grantee to be laid on the Table of both the Houses of parliament within 9 months of the close of the succeeding financial year of the grantee institution in terms of Rule 238 (5) and 238 (6) of GFR, 2017 if: the recurring grant is 50 lakh and above or the non-recurring grant is 50 lakh and above as one-time assistance.

However, the grantee institution will have the option to maintain a separate account for the grant and submit an annual report and audited accounts in respect of this grant only.

13. The Department may at its discretion exercise the right to nominate its representative on the executive body of the grantee if grant in aid is more than 50% of the annual recurring expenditure of the recipient organization.
14. The sanction accorded by Department will have to be accepted within 45 days from the date of the issue of the Sanction order supported with the original resolution of the organization. Failure to send communication of acceptance within the stipulated time will render the proposal liable for rejection.
15. After release of grant in the event of the grantee failing to comply with the conditions or committing breach of the conditions of the bond, the signatories to the bond, shall be jointly and severally liable to refund to the President of India the whole or part of the grant with interest at 10% per annum thereon or the sum specified under the Bond.
16. (a) In respect of recurring grants, the Department will release any amount sanctioned for the subsequent financial year only after Utilization Certificates in respect of Grants of the preceding financial year is submitted. Release of Grant-in-aid in excess of 75% of the total amount sanctioned for the subsequent financial year will be made only after utilization certificates and the annual audited statement relating to Grants-in-aid released in the preceding year are submitted to the satisfaction of the Department.

Reports submitted by the Internal Audit parties of the Department and Inspection Reports received from Indian Audit and Accounts Department and the performance reports if any received for the third and fourth quarter in the year should also be looked into while sanctioning further Grants.



- (b) Utilization certificates need not be furnished in cases where the Grants-in-aid/ Central Financial Assistance (CFA) are being made as reimbursement of expenditure already incurred on the basis of duly audited accounts.
  - (c) All interests or other earnings against Grants-in-aid or advances (other than reimbursement) released to any Grantee institution will be mandatorily remitted to the CWF immediately after finalization of the accounts. Such advances will not be allowed to be adjusted against future releases.
  - (d) In case of non-recurring grants for specified purpose the time limit within which the grant or each installment of it is to be spent shall be specified.
17. The Project Holder/VCO, where necessary, shall seek approval for extension of the Project not later than three months before the terminal date as originally visualized. Where the Project Holder has not obtained in writing, permission from Department to extend the duration of the project, the certificate of utilization of funds together with the audited accounts referred shall be furnished within three months of the terminal date of the Project as originally visualized.
  18. The Project Holder shall open a separate Bank Account for all aid from Department for the project and shall inform the name of the Bank and Account No. to the Department.
  19. Department shall have the power to recall the whole or part of the funds released in case of breach of any of the above-mentioned conditions or a diversion of funds for other purposes or any inaction, inadequate progress or non-utilization of funds, alongwith interest accrued thereon, after giving an opportunity to the grantee to show cause.
  20. It is the essence of the contract that the funds of Department are "public funds" meant for enhancing Consumer Protection and awareness and the aid is being given to Project Holder in solemn trust that the same will be used honestly, prudently and in public interest strictly for the Project in accordance with these terms and conditions.
  21. The Project Holder shall refund to the Department such part of the amount released with interest accrued thereon as remains unutilized on expiry of the Project period or earlier when the amount is no longer required for the purpose for which it was released.
  22. All payments to Department shall be made to the Pay &Accounts Officer, Department of Consumer Affairs, by Demand Draft.
  23. The Utilization certificate should be submitted within 12 months of the closure of the financial year. Where such certificate is not received from the grantee within the prescribed time the Department will be at liberty to black list the Institution or Organization from any future grant, subsidy or other type of financial support from the Government.

The UC should be accompanied by a report disclosing whether the specified quantifiable and qualitative target that should have been reached against the amount utilized were in fact reached and if not reasons therefore. This should contain an output-based performance assessment instead of input-based performance VCO will furnish a Utilization Certificate for the grant in the Proforma prescribed in Annexure-II.

24. The project is not transferable and the Project Holder shall not entrust the implementation of the work for which the aid has been sanctioned by the Department to any other person or institution. Any case of sub-contracting shall result in immediate punitive action.

25. Assistance may be stopped to a VCO, during the project period and/or the VCO may be black-listed on grounds listed in and after following the procedure prescribed in Annexure-III.
26. Any project having a total value of more than 50 lakh grant from Government are Public Bodies as per Right to Information Act, 2005 and will comply with all terms and conditions under the said Act.

### Monitoring & Evaluation:

1. All projects with funding above Rs 50 lakh will be monitored periodically and evaluated by an independent agency on the metrics and deliverables before being considered for a second funding.
2. Notwithstanding anything mentioned above, the Government may at its discretion order special evaluation/audit of any project funded by it.

### Annexure-I

Time frame for action on applications received		
Stages	Activity and level of decision taking	Time Frame
1.	Initial Scrutiny of proposals & sending for comments of State Govt./ rejection on initial scrutiny (by Assessment Cell.)	Within 30 days of receipt
2.	Presentation & Appraisal of the proposal by Appraisal committee Appraisal Committee may: - (i) reject the proposal assigning reasons; or (ii) identify gaps in information/ seek clarifications/ direct modification of application (iii) recommend approval by Standing Committee (by Appraisal Committee)	Within next 21 days of stage 1
3.	In case of 2 (i) or 2 (ii) - Decision of the Committee to be conveyed to the applicant	Within 3 working days of receipt of minutes of appraisal committee meeting.
3.1	Time for the Applicant to respond (in case of 2 (ii))	Normally 14 days of receipt of communication. The Appraisal Committee may however, allow additional time for furnishing the information if it considers that the nature of information sought is such as to warrant additional time.
3.2	Final recommendation of the Appraisal Committee in case of 2(ii)	Within two weeks of receipt of complete information.
4	Meeting of Standing Committee	As and when required, but at least once in a quarter
5.	Finalization and approval by competent authority of minutes.	1 week from the date of meeting



## Component wise utilization of grants:

Grant-in-aid General	Grant-in-aid Salary	Grant-in-aid-creation of capital assets	Total

## Details of grants position at the end of the year

- (i) Cash in Hand/Bank
- (ii) Unadjusted Advances
- (iii) Total

Certified that I have satisfied myself that the conditions on which grants were sanctioned have been duly fulfilled/are being fulfilled and that I have exercised following checks to see that the money has been actually utilized for the purpose for which it was sanctioned: (i) The main accounts and other subsidiary accounts and registers (including assets registers) are maintained as prescribed in the relevant Act/Rules/ Standing instructions (mention the Act/Rules) and have been duly audited by designated auditors. The figures depicted above tally with the audited figures mentioned in financial statements/accounts. (ii) There exist internal controls for safeguarding public funds/assets, watching outcomes and achievements of physical targets against the financial inputs, ensuring quality in asset creation etc. & the periodic evaluation of internal controls is exercised to ensure their effectiveness. (iii) To the best of our knowledge and belief, no transactions have been entered that are in violation of relevant Act/rules/standing instructions and scheme guidelines. (iv) The responsibilities among the key functionaries for execution of the scheme have been assigned in clear terms and are not general in nature. (v) The benefits were extended to the intended beneficiaries and only such areas/districts were covered where the scheme was intended to operate. (vi) The expenditure on various components of the scheme was in the proportions authorized as per the scheme guidelines and terms and conditions of the grants-in-aid. (vii) It has been ensured that the physical and financial performance under (name of the scheme has been according to the requirements, as prescribed in the guidelines issued by Govt. of India and the performance/targets achieved statement for the year to which the utilization of the fund resulted in outcomes given at Annexure–I duly enclosed. (viii) The utilization of the fund resulted in outcomes given at Annexure–II duly enclosed (to be formulated by the Ministry/Department concerned as per their requirements/specifications.) (ix) Details of various schemes executed by the agency through grants-in-aid received from the same Ministry or from other Ministries is enclosed at Annexure –II (to be formulated by the Ministry/Department concerned as per their requirements/specifications).

Date:

Place:

Signature

Signature

Name.....

Name.....

Chief Finance Officer (Head of the Finance)

Head of the Organization

(Strike out inapplicable terms)

**FORM GFR 12-C**

[See rule 239]

**FORM OF UTILIZATION CERTIFICATE (FOR STATE GOVERNMENTS)**

**(Where expenditure incurred by Govt. bodies only)**

Sl. No.	Letter No. and Date	Amount	Certified that out of Rs..... Of grants sanctioned during the year ..... in favor of ..... under the Ministry/Department Letter No. given in the margin and Rs ..... on account of unspent balance of the previous year, a sum of Rs..... has been utilized for the purpose of ..... for which it was sanctioned and that the balance of Rs..... remaining unutilized at the end of the year has been surrendered to Government (vide No ..... dated.....)/will be adjusted towards the grants payable during the next year.....
	Total		

2. Certified that I have satisfied myself that the conditions on which the grants-in-aid was sanctioned have been duly fulfilled/ are being fulfilled and that I have exercised the following checks to see that the money was actually utilized for the propose for which it was sanctioned.

Kinds of checks exercised

- 1.
- 2.
- 3.

Signature.....

Designation.....

Date.....

PS: The UC shall disclose separately the actual expenditure incurred and loans and advances given to suppliers of stores and assets, to construction agencies and like in accordance with scheme guidelines and in furtherance to the scheme objectives, which do not constitute expenditure at the stage. These shall be treated as utilized grants but allowed to be carried forward.

**Annexure-III**

**Procedure for funding restrictions and blacklisting Further Assistance Stopped (FAS)**

VCOs can be placed under funding restrictions on the following grounds:

- If the project holder does not cooperate with the monitor for conducting evaluation of the project.
- If the project holder does not submit progress report, audited statement of accounts and utilization certificate.

- If the project holder diverts the funds/changes the beneficiaries/changes the location of the project without approval of DEPARTMENT.

The organization will be kept informed of the restrictions imposed in writing by DEPARTMENT. It will also be given an opportunity to rectify the defect(s) within a period of 'three months failing which the prescribed procedure for blacklisting of the organization will be initiated.

### **Blacklisted Category**

VCOs can be blacklisted on the following grounds:

- If the project holder has received or receives funds from more than one source or applies for receiving any funds, either completely or partially from any other Departmental/non- Departmental, international or any other agency, for the same project covering the same beneficiaries.
- Principal office bearers in VCO involved in criminal conduct/misappropriation of public funds.
- For submission of falsified accounts/documents.
- For not accomplishing the stipulated work even after giving sufficient opportunities.
- Refusal to hand over the assets created/acquired under the project to the community/beneficiaries. Failure to return the savings/unspent balance/refundable grant available/extended under the project.
- Principal office bearers are serving Department servants and the organization conceals the fact.
- If more than two members of the Executive/Governing/Managing Body of the organization are relatives / family members or two from these are cosignatory in bank account operations and the VCO conceals the facts.
- VCOs blacklisted by other Departmental Organizations etc.

After the organization is blacklisted, it will be served with notice for recovery of the fund in question within a period of one month. On the failure of the organization to comply with the notice, Department will initiate suitable action for recovery of the said amount through available recovering methods. The organization will have an opportunity to appeal against the order of black listing within 3 months from the date of issue of the order. The Standing Committee of CWF will consider this appeal. The decision will be communicated to the organization.