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## NOTIFICATION

No. B. 16017/11/86-IND, the 8th September, 1994. Whereas it is expedient to encourage growth of Industries in the State by patronising their manufactured products on a preferential basis and to rationalise the procedure for purchase of these products ;

Now, therefore, the Governor of Mizoram is pleased to notify the Mizoram Preferential Store Purchase Rules, 1994 with immediate effect. These Rules supercede the Mizoram Preferential Store Purchase Rules 1986.

J.K. Sanglura,  
Commissioner,  
Industries.

## THE MIZORAM PREFERENTIAL STORES PURCHASE RULES, 1994

No. B. 16017/11/86-IND, the 8th September, 1994. Whereas it is expedient to encourage growth of Industries in the State by patronising their manufactured products on a preferential basis and to rationalise the procedure for purchase of these products ;

Now, therefore, the Governor of Mizoram is pleased to make the following rules, namely -

### 1. SHORT TITLE, EXTENT AND COMMENCEMENT :-

(a) These Rules may be called the Mizoram Preferential Stores Purchase Rules, 1994.

(b) They shall extend to all the Purchases of Stores made by the State Government Departments, Institution, Agencies, Undertakings, Corporations, Organisation etc., of the State Government.

(c) They shall come into force with immediate effect.

2. DEFINITIONS :- In these Rules, unless the context otherwise requires :-

(a) "Board" means the Mizoram Store Purchase Review and Co-ordination Board constituted under Rule 3;

(b) "Director" means the Director of Industries, Mizoram or his authorised representatives ;

(c) "Government" means the Government of Mizoram :

(d) "Purchasing authority" means the department or authority which is duly authorised or competent to make purchases of stores for its Department, Office or Organisation referred to in clause (b) of rule 1 ;

(e) "Registered Industries" means Industries registered under clause (a) of rule 6 ;

(f) "State" means the State of Mizoram ;

(g) "Stores" means and include all manufactured, assembled and processed items as listed in Schedule I.

3. CONSTITUTION OF THE BOARD -

(a) There shall be a Mizoram Store Purchase Review and Co-ordination Board consisting of the following :-

- |   |   |                      |
|---|---|----------------------|
| (i) Chief Secretary to the Government of Mizoram.                               | — | Chairman             |
| (ii) Secretary to the Government of Mizoram, Department of Industries.          | — | Member/Vice-Chairman |
| (iii) Development Commissioner to the Government of Mizoram.                    | — | Member.              |
| (iv) Secretary to the Government of Mizoram, General Administration Department. | — | Member.              |
| (v) Secretary to the Government of Mizoram, Finance Department.                 | — | Member.              |
| (vi) Director of Industries.  | — | Member/Secretary.    |

(b) The Government may change the composition of the Board from time to time.

4. MEETING OF THE BOARD AND QUORUM :—

(1) The Board shall meet as often as may be required.

(2) The Notice for a Board meeting shall normally be issued at least 7 days in advance.

(3) Presence of at least three members in addition to the Chairman and the Member-Secretary shall form a Quorum.

#### 5. POWERS AND FUNCTIONS OF THE BOARD :—

(1) The Board shall supervise and review proper implementation of these Rules and of the basic policy underlying them.

(2) The Board shall, subject to such policy directives as may be given by the State Government from time to time, be competent to lay down purchase policies and procedures which shall be binding on the purchasing authority.

(3) The Board shall approve the items manufactured in Mizoram with their technical and quality specifications based on the recommendations of the Director of Industries from time to time. These shall be listed in the Schedule I.

(4) Without prejudice to the generality of the foregoing provisions, the Board may :—

(a) decide whether in respect of any items of stores or any registered industries, any earnest money or security deposit should be prescribed;

(b) constitute Committees as may be required for the effective implementation of these Rules;

(c) lay down standards for quality of the items of stores wherever possible;

(d) clarify doubts and remove difficulties encountered in implementing the Rules.

#### 6. REGISTRATION OF INDUSTRIES FOR STORE PURCHASES :—

(1) Any existing Industrial Unit, registered with the Industries Department of Mizoram and willing to avail benefits under these Rules shall submit application in the prescribed form in Schedule II to the concerned District Industries Centre for registration under these Rules by depositing an application fee of Rs. 100/- in the Treasury under the head of account 130-Industries, 4-Other receipts. The General Manager of the concerned District Industries Centre, after proper physical verification shall issue Registration Certificate in prescribed form in Schedule III properly specifying the items of stores with their technical and quality specifications manufactured by the concerned unit with their annual installed capacity of production.

(2) The Registration shall initially remain valid upto the end of the next calendar year commencing from the year of registration which may be renewed for a further period of 2 years at a time and so on by the concerned District Industries Centre. Application for renewal of Certificate should be submitted to the respective District Industries Centre in the prescribed Form in Schedule IV.

(3) When a unit quotes for any item listed in Schedule I to be purchased by the purchasing authority, a certificate in the prescribed form in Schedule III from the General Manager District Industries Centre of the District where the unit and technical quality specifications of the product in order to meet the order will be enclosed.

(4) If the Board is satisfied, after giving the registered unit concerned a reasonable opportunity of being heard, that the unit had furnished false information or defaulted in supplying stores in accordance with its commitments or had supplied short or sub-standard stores or had indulged in any other undesirable activity, the Board may cancel the registration under these Rules and debar it from registration for such further period not exceeding five years as it may consider necessary, and also forfeit its security deposit and earnest money, if any, besides taking such other legal or administrative action as may be permissible.

#### 7. EXEMPTION FROM PAYMENT OF EARNEST MONEY OR SECURITY DEPOSIT :

Unit registered under these Rules shall be exempted from paying the earnest money and security deposit for items in respect of which they are registered. However, they have to pay earnest money and/or security deposit wherever so required by one Board under clause (a) of sub-rule (4) of rule 5.

#### 8. PREFERENCE :

(1) Any Department or organisation referred to in clause (b) of rule (1) making purchase of any items of stores shall invite open tenders or quotations and a copy of the same shall be sent to the Director of Industries or General Manager, District Industries Centre of each District provided no other policy has been laid down by the Board for these items of stores.

(2) Units registered under these rules shall be entitled to a price preference of 15 percent over other units or firms, for items listed in Schedule I.

(3) In preparing comparative statement of the tenders or quotations, the State taxes should be excluded but Central Sales Tax, Excise duty (if applicable) packing, forwarding etc., charges shall be included.

(4) Other things being equal, purchasing departments and organisations shall give preference to units registered under these rules over those not so registered.

(5) Every possible effort permissible under the rules should be made to substitute items purchased from manufacturers outside the State with those manufactured within the State.

#### 9. MISCELLANEOUS :—

(1) All purchasing authorities shall purchase stores according to the Financial powers respectively delegated to them duly observing these and all other relevant rules, procedures and instructions. In case of conflict between these Rules and

any other administrative (non-statutory) rules, instructions or procedures, these Rules shall prevail. Wherever these Rules conflict with any law or rules having the force of law, the latter will prevail. In such cases of conflict the purchasing authorities shall report the fact to the State Government in the Industries Department.

### SCHEDULE - I

( See rules 6 (3) ,8 (2) )

1. All different items of furniture, tools, equipments made of
2. All kinds of tinsmithy and blacksmithy products of tools, implements, equipments etc. , for firm use, household use and for general use.
3. Cane and Bomboo products.
4. Bakery and Confectionery products.
5. Constructional and Building materials of local products.
6. Exercise books and other publications and Stationery items.
7. Handloom cloth, Hand woven cloth, dyed and bleached yarn.
8. Tailoring, Knitting, Embroidery and Handicraft products.
9. Artistic Painting, Sketching, printing, farming Photographic
10. Sericulture Products.
11. Agricultural and Farm products.
12. Items of steel and Alluminium works.
13. Items of metal works, steel fabrication, truck & bus body building.
14. Electrical goods and articles.
15. Elecronic goods and articles.
16. Items of general use such as soap, parafin wax candles, non-edible oil, brass, silver utensils, plastic products.
17. Products of Ice Plant and distillery, brewery, soda water, purified water.
18. Mechanical works such as repairing, fitting, fixing, tyre retreading.
19. Items of shoes making Industries.
20. Chemical products such as dye, paint, ink, chalk crayon.
21. Mineral products.

### SCHEDULE - II

(See rule 6-(I)

### APPLICA

( For registration as Industries for the purpose  
of Preferential Stores Purchase )

1. Name of Firm  
with address and  
Proprietor's name

Dx—

2. Registration No. with Industries Department and date.

3. PRODUCTION DETAILS :  
Items with specifications-Rate per/Quantity

Quantity of production in a year.

- (a)
- (b)
- (c)
- (d)

4. RAW MATERIALS DETAILS

Items with specification-Rate/Quantity

Quantity consumed in a year

- (a)
- (b)
- (c)
- (d)

Date-----

(Signature of applicant)

Seal-----

**SCHEDULE - III**  
( See rule 6-(1). )

**CERTIFICATE**

Certified that M/S-----  
is a registered Industrial unit under Mizoram Preferential Stores Purchase Rules, 1994 and its registration No. is-----The unit is at present engaged in production of the items, the particulars of which are furnished as follows:

Name of the items with technical and quality Specification

Capacity of production per month in quantity

Raw materials used with specification

- (a)
- (b)
- (c)
- (d)

Date-----

(Signature of the General)  
Manager of concerned  
District Industries Centre.

Seal-----

**SCHEDULE - IV**  
( See rule 6(2) )

**APPLICATION FORM**

( For renewal of Registration under Preferential Stores Purchase )

1. Name of the applicant and address —
2. Name of the Firm and address —
3. Last Registration No. and date of expiry of the last Registration. —
4. Production details during the proceeding twelve month  
( From \_\_\_\_\_ to \_\_\_\_\_ )

ITEM WITH SPECIFICATION	RATE/QUANTITY	TOTAL QUANTITY OF PRODUCTION.
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- (a)
- (b)
- (c)
- (d)

5. Details of raw-materials consumed as per Sl. No. 4 above.

ITEMS WITH SPECIFICATION	RATE/QUANTITY	TOTAL QUANTITY CONSUMED
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- (a)
- (b)
- (c)
- (d)

Date \_\_\_\_\_

( Signature of applicant )

Seal \_\_\_\_\_

## SCHEDULE - V

( See rule 9(7) )

Name and Address of the Unit :—

Registered No :—

Annual Stores Purchas \_\_\_\_\_  
Name of Purchasing Department :—

Item	Quantity	Value	Remarks (Please indicate difficulties/ suggestion for improvement of the stores purchase policy)
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1	2	3	4
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TOTAL :—

PLACE :—

DATE :—

SIGNATURE