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NOTIFICATION

No.H.12018/191/2008-LJD, the 12th December, 2019: The following Act is hereby published for general information.

**“The Mizoram Transparency in Public Procurement (Amendment) Act, 2019”
(Act No. 25 of 2019)**

(Received the assent of the Governor of Mizoram on 27.11.2019)

Zahmingthanga Ralte,
Joint Secretary,
Law & Judicial Department.

THE MIZORAM TRANSPARENCY IN PUBLIC PROCUREMENT (AMENDMENT) ACT, 2019

**AN
ACT**

to amend the Mizoram Transparency In Public Procurement Act, 2008 (Act No. 7 of 2008)

It is enacted in the Legislative Assembly of Mizoram in the Seventieth Year of the Republic of India as follows, namely:-

1. Short title, extent and commencement :-
 - 1) This Act shall be called the Mizoram Transparency In Public Procurement (Amendment) Act, 2019.
 - 2) It shall have the like extent as the Principal Act.
 - 3) It shall come into force on the date of publication in the Official Gazette.
2. Amendment of section 2 :-

Clause (b) of section 2 of the Mizoram Transparency In Public Procurement Act, 2008 (hereinafter referred to as the Principal Act) shall be substituted by the following, namely:-

"(b) 'Goods and any other goods means goods as defined under General Financial Rules' and includes other machinery, motor vehicles, equipment, furniture, articles of stationery, drugs, scientific and laboratory instruments, chemicals, oil and oil seeds or other agriculture and horticulture inputs for consumption, use or by a procurement entity in discharge of its public duties."

3. Amendment of section 7 :- Section 7 of the Principal Act shall be substituted by the following, namely:-
 "7) Tender Bulletin Officers:
 (1) The Director, I&PR Department may be appointed as Tender Bulletin Officer for all Departments.
 (2) The District Information and Public Relations Officer (DIPRO) of the District shall be the District Bulletin Officer."
4. Omission of section 8 :- Section 8 of the Principal Act shall be omitted.
5. Amendment of Section 10 :- Section 10 of the Principal Act shall be substituted by the following, namely:-
 "10) Tender Scrutiny Committee :
 (1) The Tender Accepting Authority shall constitute a Tender Scrutiny Committee consisting of such person or persons as it may deem fit to scrutinise the tenders.
 (2) The members of Tender Scrutiny Committee may differ from case to case depending upon the nature and procurement."
6. Amendment of section 11 :- Sub-section (1) of section 11 of the Principal Act shall be substituted by the following, namely :-
 "(1) The Procuring Authority may authorize the Tender Scrutiny Committee or any other Officer to open the tenders and draw up a list of Tenderers responding to the notice inviting tender, in each case.
7. Amendment of section 13 :- Section 13 of the Principal Act and its first proviso shall be substituted by the following, namely :-
 "13) Acceptance of Tender :
 The Tender Accepting Authority shall, after following such procedure as may be prescribed pass order accepting the tender and shall communicate the information relating to acceptance of tender together with a comparative analysis and reasons for accepting of tender to the Procuring Authority;
 Provided that where the Tender Accepting Authority consists of a single officer who is due to retire within the next six months, from the date fixed for the acceptance for tender, he shall not act to accept the tender without obtaining approval of the Government."