

**Government of Himachal Pradesh
Finance(Regulations) Department**

No. Fin(C)A(3)5/2004

Dated Shimla-171002, the

19th July, 2017.

NOTIFICATION

The Governor, Himachal Pradesh is pleased to order the amendment in **Rule-94** and **Rule-112** of the HP Financial Rules, 2009 and to incorporate **Rule 94-A "Purchase of Goods through Government-e- Market Place (GeM)** below Rule 94 of the rules ibid, in the following manner:-

Rule-94: Rate of Contract

The Controller of stores shall conclude rate contracts with the registered suppliers for such goods, which are not adequately available on GeM and are identified as common use items and are needed on recurring basis by various State Government Procurement Entity. **The Controller of Stores shall furnish and update all the relevant details of the rate contracts on its website** and the Procurement Entity shall follow those rate contracts to the maximum extent possible.

94-A: Purchase of goods through Government e-Market place (GeM)

The Procurement Entity will procure items from Government e- Market Place(GeM) for which there is no rate contracts from the Controller of Stores. For procurement of goods/ items from the GeM, the General Terms & Conditions issued by the Government of India for purchase of goods and services in Govt. E-Marketplace (GeM) from time to time shall be followed. The procuring authorities will certify the reasonability of rates through the purchase committee constituted by them. The GeM portal shall be utilized by the Government buyers for direct on-line purchases as under :-

- i) Up to **Rs.50,000/-** through any of the available suppliers on the GeM, meeting the requisite quality, specification and delivery period.
- ii) Above Rs.50,000/- and up to **Rs.30,00,000/-** through the GeM Seller having lowest price amongst the available sellers, of at least three different manufacturers, on GeM, meeting the requisite quality, specification and delivery period. The tools for online bidding and online reverse auction



available on GeM can be used by the Buyer if decided by the competent authority.

- iii) Above Rs. **30,00,000/-** through the supplier having lowest price meeting the requisite quality, specification and delivery period after mandatorily obtaining bids of minimum three bidders using online bidding or reverse auction tool provided on GeM.
- iv) The invitation for the online e bidding/reverse auction will be available to all the existing sellers or other Sellers registered on the portal and who have offered their goods/services under the particular product/service category, as per terms and conditions of GeM.
- v) The above mentioned monetary ceiling is applicable only for purchases made through GeM. For purchases, if any, outside GeM, relevant HPFR Rules-2009 shall apply.
- vi) The Departments/Procurements Entity shall work out their procurement requirements of Goods and Services 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 on GeM portal within 30 days of Budget approval.
- vii) The Government Buyers may ascertain the reasonableness of prices before placement of order using the Business Analytics (BA) tools available on GeM including the last Purchase Price on GeM, Department's own Last Purchase Price etc.
- viii) A demand for goods shall not be divided into small quantities to make piecemeal purchases to avoid procurement through L-1 Buying /bidding / reverse auction on GeM or the necessity of obtaining the sanction of higher authorities required with reference to the estimated value of the Total demand.

However, while entering into GeM all provisions Rules etc. relating to GeM shall automatically applicable on procuring entities.



112-Outsourcing of Services-

A Department may outsource certain services in the interest of economy and efficiency. If such required services are available on Government e-Marketplace (GeM), the provision & procedure as prescribed under Rule **94-A** may be followed. Otherwise the detailed procedures and instructions for this purpose shall be such as may be prescribed.

The above shall come into force with immediate effect.

By Order

Additional Chief Secretary(Finance) to the
Government of Himachal Pradesh.

No. Fin(C)A(3)5/2004
Copy to:-

Dated Shimla-171002, the

19th July, 2017.

1. All Administrative Secretaries to the Govt. of H.P.
2. All Divisional Commissioners in H.P.
3. All Heads of Departments in H.P.
4. All Deputy Commissioners in H.P.
5. The Resident Commissioner, H.P. Himachal Bhawan, New Delhi.
6. The Accountant General(Audit) H.P. Shimla-3.
7. The Sr. Deputy Accountant General(A&E), H.P. Shimla-3.
8. The Registrar, H.P. High Court, Shimla.
9. All District and Sessions Judges in H.P.
10. All Distt. Treasury Officers/ Treasury Officers in H.P.


**Joint Secretary(Finance) to the
Government of Himachal Pradesh.**