

No. 25-4/1/2019-PG-Part (1)
Government of India
Ministry of Power

Shram Shakti Bhawan, New Delhi

Dated: 11th August, 2020

ORDER

Subject: Clarification regarding “Prior Reference” countries in respect of import of equipments / components / works & services in Power Sector

Reference: Department of Expenditure’s (DoE) OM No. 6/18/2019-PPD dated 23.07.2020 and Order No. 6/18/2019-PPD dated 23.07.2020 & 24.07.2020.

Attention is invited to provision contained at Sl. No.(3) of this Ministry’s Order No.25-11/06/2018-PG dated 02.07.2020 which reads as follows:

“(3) Any import of equipment/components/parts from ‘prior reference’ countries as specified or by persons owned by controlled by or subject to the jurisdiction or the directions of these prior reference countries will require prior permission of the Government of India.”

It is hereby clarified that for the purpose of above mentioned stipulation, “prior reference” country means a country which shares a land border with India.

Notwithstanding above, it is further clarified that the restrictions related to ‘prior reference’ countries will not apply in the following cases:

- (i) The bidders/imports from those countries (even if sharing a land border with India) to which the Government of India has extended lines of credit or in which the Government of India is engaged in development of projects. Updated lists of countries to which lines of credit have been extended or in which development projects are undertaken are given in the website of Ministry of External Affairs;
- (ii) Bona fide procurements made through GeM without knowing the country of bidder till the date fixed by GeM for the purpose;
- (iii) Bona fide small procurements, made without knowing the country of bidder; and
- (iv) In projects which receive international funding with the approval of the Department of Economic Affairs (DEA), Ministry of Finance, the procurement guidelines applicable to the project shall normally be followed.

This issues with the approval of competent authority.

B. Neeraja

(B. Neeraja)

Under Secretary to the Government of India

To:

1. All Ministries/Departments of Government of India (As per list)
2. Secretary (Coordination), Cabinet Secretariat
3. PS to PM, Prime Minister’s Office

4. Vice Chairman, NITI Aayog
5. Director General, Comptroller and Auditor General of India
6. Secretary, DPIIT, Chairman of Standing Committee for implementation of Public Procurement Order, 2017
7. Joint Secretary, DPIIT, Member-Convener of Standing Committee for implementation of Public Procurement Order, 2017
8. Chairperson, CEA
9. CMDs of CPSEs/Chairmen of DVC & BBMB/MD of EESL
10. All JSs/EA/CE, MoP

Copy:

1. PS to MOSP(IC)
2. Sr. PPS to Secretary(Power)
3. Sr. PPS to All ASs in MOP