



THE ADMINISTRATION OF UNION TERRITORY OF LADAKH
Industries & Commerce Department Ladakh
Tele/Fax: 01982-255567, 255568 : E-mail: ladakhdivcom@gmail.com

ORDER
Ladakh, the 09th of October, 2020.

S.O. 30 Whereas it has become expedient and necessary to encourage growth of enterprises in the Union territory of Ladakh and facilitation of promotion and development especially for Micro and Small Enterprises (hereinafter referred to as 'MSEs') ;

And whereas, this Ladakh Procurement Policy for Micro and Small Enterprises, 2020 rests upon core principle of competitiveness, adhering to sound procurement practices and execution of supply of goods and services in accordance with a system which is fair, equitable, transparent, competitive and cost effective;

Now, therefore, in exercise of the powers conferred under section 11 of the Micro, Small and Medium Enterprises Development Act 2006 (27 of 2006) the Lieutenant Governor of Union territory of Ladakh is pleased to notify the Ladakh Procurement Policy for Micro and Small Enterprises, 2020 (hereinafter referred to as the 'Ladakh Procurement Policy') in respect of procurement of goods and services produced and provided by Micro and Small Enterprises, by the Departments, Public Sector Undertakings, and agencies or institutions aided by the Administration of Union territory of Ladakh.

2. Short title and commencement.____

- i. This policy may be called "Ladakh Procurement Policy for Micro and Small Enterprises, 2020" ;
- ii. It shall come into force with effect from on the day it is notified in the official gazette; and
- iii. It shall not have any retrospective effect and accordingly shall not apply to any tender or procurement, which has been issued prior to the notification of this policy.

3. Objectives.____

- i. The Ladakh Procurement Policy aims at promoting and developing Qualified MSEs (as defined in Para 4 of this Order) by giving them preference in purchase of their goods and services, in comparison with other units, without compromising the quality, competitiveness and cost effectiveness; and

ii. The Ladakh Procurement Policy is basically aimed at facilitating the purchases from Qualified MSEs (as defined in Para 4 of this Order) by the Departments, Public Sector Undertakings and agencies or institutions aided by the Administration of Union territory of Ladakh.

4. Applicability. ___

The Ladakh Procurement Policy shall be applicable to such MSEs (MSEs - as defined by the Ministry of Micro, Small and Medium Enterprises through Notifications from time to time under the Micro, Small and Medium Enterprises Development Act 2006 of the Government of India), which shall concurrently fulfill the following criterion (hereinafter referred to as 'Qualified MSEs'):-

- i. The manufacturing or service unit is located within the territory of Union territory of Ladakh;
- ii. The MSEs is registered as per notification issued by the Ministry of Micro, Small and Medium Enterprises, Government of India (hereinafter referred to as the 'Ministry') vide S.O. No. 2119(E) dated 26/06/2020 or with the Directorate of Industries and Commerce, Ladakh/ District Industries Centre or as per any other notification that the Ministry may issue from time to time; and
- iii. The Head Office or Corporate Office of such registered unit/ company/ enterprise is within the territory of Union territory of Ladakh.

5. Price Quotation in tenders. ___

i. In tender, Qualified MSEs quoting price within price band of L1 + 15 per cent in a situation where L1 price is from someone other than a Qualified MSEs shall be allowed to supply up to a maximum of 25 percent of the total tendered value, provided such a bidder consents to match the price with the L1. However, the tender documents shall explicitly mention the aforesaid preferential clause for knowledge of all the bidders;

ii. The indenting department shall ensure that the percentage of purchase preference will be dependent on the capacity of the Qualified MSEs to supply within the quality and delivery parameters specified in the tender;

iii. In case of more than one such Qualified MSEs, the supply shall be shared proportionately to the tendered quantity, between such Qualified MSEs, within the cumulative preferential ceiling of 25%; and

iv. In the event of any dispute arising with respect to the allotment of quantity of work (or) services as a result of preferential purchase treatment to the Qualified MSEs, the matter will be referred to the Department of Industries & Commerce, Ladakh for a decision, which while deciding so shall keep the spirit of the "Public Procurement Policy for Micro and Small Enterprises (MSEs) Order 2012" of the Ministry of Micro, Small and Medium Enterprises, Government of India in consideration.

6. Reduction in Transaction Cost. ___

- i. Micro & Small Enterprises shall be facilitated by providing them tender sets free of cost; and
- ii. Micro & Small Enterprises shall be exempted from payment of Earnest Money.

7. Concession in turn over. ___

Micro & Small Enterprises shall be given a concession of 25% on turnover conditions imposed as qualifying criteria in tenders of all public procurements by the departments of UT Administration or its Agencies or aided Institutions.


By order of the Lieutenant Governor, Union territory of Ladakh.

Sd/-
Secretary,
Industries & Commerce
Department, Ladakh.
Dated:- 09.10.2020

No. Secy/I&C/UTL/2020/11299-11314

Copy to the:

1. Secretary, Ministry of Micro, Small & Medium Enterprises, GoI.
2. Commissioner/ Secretary, General Administration Department, Ladakh.
3. Commissioner/ Secretary, Finance Department, Ladakh.
4. Administrative Secretary to Hon'ble Lieutenant Governor Ladakh.
5. Administrative Secretary Law & Justice Department Ladakh.
6. Divisional Commissioner, Ladakh.
7. Inspector General of Police, Ladakh.
8. Deputy Commissioner/CEO, LAHDC, Leh.
9. Deputy Commissioner/CEO, LAHDC, Kargil.
10. All Director/ Head of Department, UT of Ladakh.
11. OSD with the Lieutenant Governor, Ladakh for information of the Hon'ble Lieutenant Governor.
12. OSD with Advisor to the Hon'ble Lieutenant Governor for information of the Advisor.
13. District Informatics Officer, NIC, Leh for uploading on the UT website.
14. Superintendent Archives, Archeology and Museum, Leh.
15. Private Secretaries to CEC, LAHDC Leh/Kargil for information of Hon'ble CECs.
16. Order file (w.2.s.c).


(Abied Hussain)
OSD with Secretary
Industries & Commerce
Department Ladakh.