GOVERNMENT OF INDIA भारत सरकार
MINISTRY OF RAILWAYS रेल मंत्रालय
RAILWAY BOARD रेलवे बोर्ड

No. 2018/H/4/1/DP(Policy) New Delhi, dated: // .12.2020

General Manager,
All Indian Railways,
Including PUs & RDSO.

Sub: Issuance of tender enquiries for purchase of drugs/pharmaceuticals products-reg.
Ref: This office letter No. 2018/H/4/1/DP/Misc. dated 29.10.2020.

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Arising out of repeated complaints from registered drug supply firms regarding non-receipt of tender inquiries from zones/PUs, the issue was examined at length & detailed guidelines were issued on the subject vide Board's letter cited under reference. However, some of the zones/PUs have sought further clarification on the guidelines issued. In view of above, the following point-wise clarifications are offered:-

S.No	Issue Raised	Reply
1.	Whether the letter issued by Railway Board is in contravention of Board's decision to register firms for limited number of products based on turnover.	No. It has clearly been stipulated that the firms can tender for a product only if the same is included in their product list uploaded on Board's website. Needless to mention, the product list uploaded on Board's website is based on the firm's turnover for which the firm is eligible. Repeated submission of tenders for products not included in the firm's uploaded product list would amount to misconduct leading to punitive action against the firm. This aspect should also be incorporated in the tender condition.
2.	If the firm receives a tender enquiry for such a product and makes an offer. How the tender will be finalized.	As clarified above, the tender condition itself should stipulate that the firm should respond to the tender enquiries only if the product is available in the product list of the firm uploaded on Board's website. It should also be clearly stipulated that repeated submission of tender for products not available in the product list of the firm uploaded on Board's website would amount to misconduct leading to punitive action. Further, even if a firm is L1 but the product is not available in the in the produced list such an offer is to be rejected & next quote L2 is to be consumed if the product is available in the product list of L2 firm.
3.	That the tender enquiry be sent to all the registered firms for approved product list only.	Churning out of the products from the product list to find whether the product is available in a firm's product list or otherwise is time consuming and laborious work. Therefore, it should be left to the firm to ensure that the

		product being tendered is available in their product list available on Board's website failing which the quotation would be rejected & the firm would be liable for penal action.
4.	Whether the list issued on 13.09.2019 can be considered as an approved list as on 30-06-2020 or any other firms added in the list as on date.	No. A list of 112 firms was circulated to the zones vide this office letter 13.09.2019. However, subsequently a number of other firms have been empanelled and communication sent to the zones which does not appear to have been updated by the zone. As on date, 135 firms are registered over Indian Railways. Product list of almost all firms are uploaded except a few firms that have either not deposited the registration fee of Rs. 50,000/- or the product list has not been received as per laid down Performa with relevant documents. Therefore, the zone should keep on updating the product list of firms from letters issued/Board's Website so that newly registered firms are also taken care of for tendering purposes.
5.	Whether the quoted item can be considered for evaluation in the technical bid as they are in L1 rank but whose quoted item is not reflected in the approved list.	No. If the product is not reflected in the product list uploaded on the Board's Website, the firm's offer cannot be considered even though the firm has become L1. This is important as drug license and manufacturing unit's details are checked before the same are uploaded on Board's Website.

Action may be taken accordingly.

11/09/2020

(R.S. Shukla/ आर. एस. शुक्ल)
Director (Health)/ निदेशक, स्वा.
Railway Board/ रेलवे बोर्ड

Copy to:

i. Pr. Chief Medical Directors/PCMOs/All Indian Railways(Including PUs, RDSO and NAIR).

ii. Pr. Chief Material Managers/ All Indian Railways(Including PUs, RDSO and NAIR).