

Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012

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- Notified under section 11 of **Micro, Small and Medium Enterprise Development (MSMED) Act, 2006**.
- Effective from 1st April 2012
- Amended in November , 2018 and August, 2018
- **Objective**: Promotion and development of Micro and Small Enterprises by supporting them in marketing of products produced and services rendered by them.
- Policy rests upon **core principle** of **competitiveness**, adhering to **sound procurement practices** and **execution of supplies in accordance with a system** which is fair, equitable, transparent, competitive and cost effective.

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Salient features of the Policy:

- Annual target for 25% procurement from Micro and Small Enterprises (MSE) Sector.
- **4% (within 25 %) of annual procurement from MSE owned by SC/ST entrepreneurs.**
- **3 % (within 25 %) of annual procurement from MSE owned by women.**
- **Tender sets free of cost and exemption from payment of earnest money to registered MSE**
- **MSEs quoting price within price band L-1 + 15%, when L1 is from someone other than MSE, shall be allowed to supply at least 25% of tendered value at L-1 subject to lowering of price by MSEs to L-1.**
- 358 items are reserved for exclusive procurement from MSEs.
- Ministry /Department/CPSUs to prepare their annual procurement plan to be uploaded on their official website.
- For enhancing participation of MSEs in government procurement, Ministry /Department/CPSUs shall conduct Vendor Development Programmes or Buyer Seller Meets focused on developing MSEs for procurement through GeM Portal.

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Universe of the Policy

A. Buyers:

Central Departments (46)

Central Ministries (51)

CPSUs (277)

B. Suppliers:

All MSEs having registration as per provisions of the Policy i.e. registration with District Industries Centre (DIC) or Khadi and Village Industries Commission (KVIC) or Khadi and Industries Board (KVIB) or Coir Board or National Small Industries Commission (NSIC) or directorate of Handicrafts and Handlooms or Udyog Aadhaar Memorandum or any other body specified by Ministry of MSME.

MSME Samadhaan

Micro, Small and Medium Enterprise Development (MSMED) Act, 2006

(dealing with delayed payment)

samadhaan.msme.gov.in

MSME Samadhan

Micro, Small and Medium Enterprise Development (MSMED) Act, 2006 (dealing with delayed payment)

Related Provisions:

- Provisions of delayed payment to micro and small enterprise (MSES). (Section 15- 24).
- State governments to establish Micro and Small Enterprise Facilitation Council (MSEFC) for settlement of disputes on getting references/filing on delayed payments. (Section 20 and 21)

Nature of Assistance:

- MSEFC of the state after examining the case filed by MSE unit will issue directions to the buyer unit for payment of due amount along with interest as per the provisions under the MSMED act 2006.

Who can apply:

- Any micro or small enterprise having valid Udyog Aadhar(UAM) can apply.

MSME Samadhan

Micro, Small and Medium Enterprise Development (MSMED) Act, 2006

(dealing with delayed payment)

Salient Features:

- The buyer is liable to pay compound interest with the monthly rests to the supplier on the amount at the **three times of the bank rate notified by RBI** in case he does not make payment to the supplier for his supplies of goods or services **within 45 days of the acceptance of the goods/service** rendered. (Section 16)
- State Governments to notify (i) Authority for filing Entrepreneur Memorandum (ii) Rules of MSEFC and (iii) Constitution of MSEFC.
- Every reference made to MSEFC shall be decided **within a period of ninety days from the date of making** such a reference as per provisions laid in the Act.
- If the Appellant (not being the supplier) wants to file an appeal, no application for setting aside any decree or award by the MSEFC shall be entertained by any court unless the appellant (not being supplier) has deposited **with it, the 75% of the award amount**. (Section 19)

MSME Samadhan

Micro, Small and Medium Enterprise Development (MSMED) Act, 2006

(dealing with delayed payment)

Implementation:

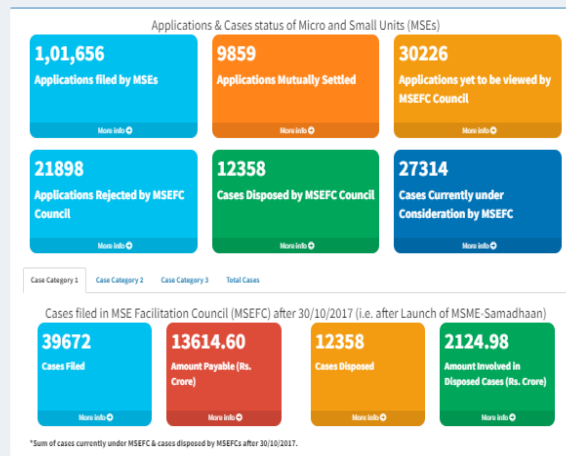
The provisions under the Act are implemented by MSEFC chaired by Director of Industries of the State /UT having administrative control of the MSE units. State Government/UTs are requested to ensure that the **MSE Facilitation Council hold meetings regularly and delayed payment cases are decided by the Councils within a period of 90 days** as stipulated in the MSMED Act, 2006.

MSME Samadhaan Portal - Ease of filing application under MSEFC, an Initiative from Ministry of MSME, Govt. of India

Ministry of MSME has taken an initiative for filing online application by the supplier MSE unit against the buyer of goods/services before the concerned MSEFC of his/her State/UT. These will be viewed by MSEFC Council for their actions. These will be also visible to Concerned Central Ministries, Departments, CPSEs, State Government, etc. for pro-active actions.



1. exchange.com 2. www.invoicecart.com



MINISTRY OF MICRO, SMALL & MEDIUM ENTERPRISES
GOVERNMENT OF INDIA

Ministry of Micro Small and Medium Enterprises

(Government of India)

MSME SAMADHAAN- Delayed Payment Monitoring System



एक कदम स्वच्छता की ओर

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Mutual Settlement with Buyer



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S.No.	Application/Temp No.	Application Status	Approved Case No.	Application Date	Amount Payable (Rs.)	Case Status	Response
1	DL02A0001309/M/00002	Mutually Settled With Buyer		20/10/2018	39761	Mutually Settled With Buyer	
2	DL02A0001309/M/00003	Mutually Settled With Buyer		28/12/2018	39761	Mutually Settled With Buyer	
3	DL08E0001555/S/00005	Approved By Council	DL/08/S/NDC/00256	31/05/2020	137846	Pending	
4	UDYAM-DL-06-0002295/S/00001	Approved By Council	DL/06/S/NWC/00415	09/07/2021	8830627	Pending	
5	DL06B0001843/S/00006	Approved By Council	DL/06/S/DNC/00022	03/11/2017	465659	Disposed	
6	DL04A0000631/M/00001	Approved By Council	DL/04/M/CDC/00055	12/12/2018	37033545	Disposed	
7	TS09E0006396/S/00004	Mutually Settled With Buyer		03/08/2019	1285328	Mutually Settled With Buyer	
8	DL10A0004266/M/00001	Mutually Settled With Buyer		25/06/2020	324070	Mutually Settled With Buyer	
9	AP10B0007328/S/00001	Pending		28/08/2020	29075276	Pending	Your Response
10	DL04E0011262/S/00001	Mutually Settled With Buyer		29/08/2020	2500000	Mutually Settled With Buyer	
11	UP50D0024420/M/00001	Mutually Settled With Buyer		19/10/2020	68145	Mutually Settled With Buyer	
12	UDYAM-MH-26-0058771/S/00001	Approved By Council	MH/26/S/PNE/02335	23/01/2021	3936891	Disposed	
13	UP29E0008740/S/00019	Pending		01/10/2021	13476	Pending	Your Response
14	UDYAM-DL-05-0001278/M/00001	Pending		04/01/2022	8275496	Pending	Your Response



Ministry of Micro Small and Medium Enterprises
(Government of India)
MSME SAMADHAAN- Delayed Payment Monitoring System



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Application/Temp No. = AP10B0007328/S/00001

Udyog Aadhaar No.	AP10B0007328	Respondent (Buyer) Address	CPWD, Executive Engineer, Tirupati Central Division, CPWD Building, Nehru Nagar, Tirupati - 517507
Date of Filing Application	28/08/2020	Respondent Mobile No.	9985519744
Name of Petitioner	CHERUVU RAMAKOTIAH	Respondent Email	tcdcpwdtpt@gmail.com
Name of Petitioner Unit	V R NIRMAN PVT LTD	Principal Amount Payable	29075276
Petitioner (Supplier) Address	104, AMMA APARTMENTS, VIP ROAD, C.B.M COMPOUND, VISAKHAPATNAM	Respondent Category	Central Ministries
State of Petitioner	ANDHRA PRADESH	Case Status	Pending
District of Petitioner	VISAKHAPATANAM	Name of Respondent	Ministry of Housing and Urban Affairs
Petitioner Mobile No.	9848197933	State of Respondent	ANDHRA PRADESH
Petitioner Email	vnirman@gmail.com	District of Respondent	CHITTOOR
Type of Petitioner	Small		
Work Order Detail	Agreement No.03/EE/TCD/2018-19		View/Download
Work Order Date	25/05/2018		
Invoice Detail	CC 5th & Final Bill		View/Download
Invoice Date	04/08/2020		

Your Response

Select Response

Select Response

Payment has now been made to Entrepreneur.

Payment is not due, the supplier has wrongly quoted us.

Goods has been rejected and returned to the Supplier.

Part Payment has now been made to Entrepreneur.

Other

THANK YOU