F. No. A-11019/53/2011-NMPB
Government of India
Ministry of Health & Family Welfare
Department of AYUSH
(National Medicinal Plants Board)

Chandralok Building
36-Janpath, New Delhi-110001
Fax: 011-23319356
Telefax: 011-23315637
E-mail: info-nmpb@nic.in
Dated: February 15, 2012

To,
All Interested Organizations

Subject: **Invitation of Expression of Interest (EOI) and Bids for engagement of agency for outsourcing the work of maintenance of records of information regarding raw material used by Ayurveda, Siddha and Unani (ASU) licensed drug manufactures**

Sir,

The National Medicinal Plants Board (NMPB), Department of AYUSH has been set-up to coordinate matters related to development of medicinal plants sector and to formulate / implement schemes in this regard. The NMPB has been implementing schemes for development of medicinal plants sector. In order to have a reliable database of raw material consumed by Ayurveda, Siddha and Unani (ASU) licensed drugs manufacturers engagement of an agency is required for outsourcing the work of maintenance of records of information on the raw materials used by such manufacturers.

2. The Government has amended the Drugs & Cosmetics Rules 1945 requiring the licensed manufacturing units of Ayurveda, Siddha & Unani drugs to maintain and furnish record of the raw material used in the manufacture of their products to the State Drug licensing authorities and to the National Medicinal Plants Board on an annual basis.

3. Para-2 of notification reads as under:-

"In the Drug and Cosmetics Rules, 1945 (herein referred to as the said rules), after rule 157, the following rule shall be inserted, namely:-

"157A, Maintaining of records of raw material used by licensed manufacturing unit of Ayurveda, Siddha and Unani (ASU) drugs in the preceding financial year. Each licensed manufacturing unit of Ayurveda, Siddha and Unani drugs shall keep a record of raw material used by each licensed manufacturing unit of Ayurveda, Siddha or Unani drugs as the

case may be in the performa given in Schedule TA in respect of all raw materials utilized by that unit in the manufacture of Ayurveda or Siddha or Unani drugs in the preceding financial year, and shall submit the same by the 30th day of June of the succeeding financial year to the State Drug Licensing Authority of Ayurveda, Siddha and Unani drugs and to the National Medicinal Plants Board or any agency nominated by the National Medicinal Plants Board for this purpose"

4. The National Medicinal Plants Board proposes to outsource the function of receiving, compiling, analyzing and preparing of report to agencies with the required professional experience/ expertise in this field. The outsourced agency will have to perform the following functions:

(i) Receive / collect/ compile information regarding raw material used by Ayurveda, Siddha & Unani (ASU) licensed drug manufacturers and analyze the same for management interventions.
(ii) Development of Management Information System for on line receipt of data, its compilation & analysis.
(iii) Liaise with State Licensing Authorities & ASU licensed drug manufacturers to collect the information.
(iv) Submit report on six monthly basis or on demand by NMPB / Department of AYUSH.

5. Objective of the Consultancy

There are about 8,000 licensed pharmacies of Ayurveda, Siddha and Unani (ASU) medicines located across the country. Objective of the Consultancy is to procure information from these pharmacies about the quantity of raw material obtained from Herbs (medicinal plants), Extracts, Metals / Minerals, Animal By-Products used during 1st April, to 31st March, of each financial year, as per proforma prescribed in the above said Notification vide K.11020/2/2006-DCC(Ayush), dated 09th July, 2008 of Department of Ayurveda, Yoga & Naturopathy, Unani, Siddha and Homoeopathy (AYUSH) **(copy enclosed)**. The Consultant shall have to coordinate / liaise with the pharmacies and the respective State Drug Licensing Authorities of ASU drugs. The Consultant shall provide database of information regarding raw material used for the financial year ending March, 2011, March, 2012 and complete the tenure after furnishing database of information received upto March, 2013. In brief, it may be stated that the Consultant shall be responsible to furnish database of consumption of all type of raw material of above specified categories for the year 2010-11 in respect of pharmacies which could not be covered by the present Consultant (M/s Datamation), and complete information for year 2011-12 and 2012-13. The database shall have to be compiled and furnished as per prescribed proforma under "Schedule TA" **(p.2-3 of notification)**.

6. Tenure of Consultancy

The Consultant shall be engaged for a period of one year initially w.e.f. March, 2012 which shall be extendable, subject to satisfactory performance which would be reviewed quarterly.

7. Payment of Consultancy Fee

Payment of the Consultancy Fee shall be on quarterly basis (for every 3 months). The payment shall be made as per approved rates which will be based on the bids received. Bills for payment shall be submitted to NMPB through concerned State Drug Licensing Authorities of the States / UTs. There are about 8,000 ASU pharmacies and record of Annual Consumption of all pharmacies is required. In order to facilitate procurement / compilation of data from all pharmacies, it is proposed to pay performance oriented Consultancy fee. The rate for payment of Consultancy fee shall be as per slabs prescribed below:

a. As per approved base rate per pharmacy - upto 2,000 pharmacies

b. Base rate + Rs. 50/- per pharmacy - 2,001 - 5000 pharmacies

c. Base rate + Rs. 100/- per pharmacy - 5,001 and above pharmacies

The above rates shall be applicable irrespective of the State. **The interested organizations may offer Base Rate per pharmacy.**

8. Terms and Conditions

The Consultants shall undertake the assignment adhering strictly to the following conditions:-

(i) All data shall be the property of NMPB and the Consultant will not publish or utilize in any manner the whole or any part of it without permission of NMPB

(ii) All data is to be treated as confidential information and should not be shared with any agency without the permission of NMPB.

(iii) Any IPR resulting from the data collected is to be credit of NMPB solely and the Consultants have no right title and interest in the same.

(iv) All software developed to compile and manage database is to be transferred with all rights and title to NMPB at the end of the project period.

(v) The Consultants shall install and train NMPB personnel on management and updation of the software at the end of the project

(vi) The Consultants will provide a soft / hard copy of data submitted by ASU industry for records of respective industry in compliance of GO. This record of submission will have all details of data submitted for the particular financial year.

(vii) The Consultants will provide with updated MIS on quarterly basis

(viii) The Consultants will dynamically maintain a directory of live names and addressed of manufacturers

(ix) The Consultants will dynamically maintain a list of herbs used by ASU industry and their common regional names with their botanical identities.

(x) The Consultants has to complete database for financial year 2010-11 and handover to NMPB – means database has to be kept live till 31st December, 2013 for updation

(xi) Other essential organizational requirements:-

a. Active participation of an ASU experts as may be required for interpretational purposes form time to time.
b. Active participation of a taxonomist / botanist for interpretational purposes
c. Usage of API / UPI / SPI recognized names for botanicals and materials compiled in the database

(xii) **MIS features**:

a. Data will be maintained with "drill down" feature covering All India State wise, ASU industry member wise.
b. MIS dashboard with features of query will be installed at NMPB office for it to query and seek standard reports from time to time – all reports will have an auto print generation facility
c. Database will allow for pre-configured botanicals an updation feature for DGFT data received by NMPB
d. Database quarterly updates will be an auto and seamless function
e. Database will maintain feature of log of all records / time / date / person and editing carried out.
f. Database will allow for updation of clearance data from Forest offices for NTFP to track movement / transit of medicinal plants collected & transported within the States and across States boundaries

9. Bank Guarantee

The estimated cost of the project is about Rs. 20.50 lakhs + Service Tax per year assuming that information is provided for all 8,000 pharmacies @ Rs. 200/- per pharmacy "Base Rate". The Agency shall furnish a "Bank Guarantee" for Rs. 2.00 lakhs (as per GFR). The validity of this Bank Guarantee should be for a period of 60 days beyond the date of completion of all contractual obligations of the agency engaged. The Agency would arrange required extensions of the Bank Guarantee from time to time as per the tenure of the projects.

10. Submission of Technical and Financial bids

The agency shall submit bid in two parts viz. Technical Bid and Financial Bid. The Technical bid and the Financial bid should be sealed by the bidder in separate covers duly superscribed and both of these sealed covers are to be put in a bigger cover, also sealed and duly superscribed. The bids are to be **addressed to Chief Executive Officer**, National Medicinal Plants Board (NMPB), Chandralok Building, 36 Janpath, New Delhi-01. The Technical bids shall be opened in the first instance and evaluated by the Competent Committee or Authority. The agencies submitting bids may also have to make presentation before the Committee for which they shall be called by the NMPB.

At the second stage, Financial bids of only technically acceptable organizations shall be opened for further evaluation.

11. Submission of Technical Bids

Technical bid shall consist of all technical details along with commercial terms and conditions. Information on the following and other aspects as felt appropriate by the agency shall be submitted:

(i) Name and address of organization alongwith Telephone, Fax, e-mail etc.
(ii) Regional offices / branches located in different parts of the country alongwith their postal address, telephone number, e-mail ids etc.
(iii) Area of work of organization
(iv) Experience in the field of coordination / liaison / monitoring and evaluation **with supporting documents** for their experience and expertise in this field of such Government programmes.
(v) Number of key personnel available with the organization (total) in all offices / branches services of whose shall be utilized for this work (along with details of officer / staff in all branches).
(vi) Number of key personnel, their qualifications etc. to be engaged for the Consultancy (alongwith their Bio-data)
(vii) Number of Consultants / Subject experts to be engaged from outside
(viii) Any other information to highlight their strength and the claim to undertake the Consultancy.
(ix) Methodology to be adopted to cover each group for both the schemes.

Keeping in view the nature of Consultancy, it is felt that the organization should necessarily have man-power consisting of subject experts in the field of Botany, Pharmacogonosy, Chemistry, Information technology, data entry and administration etc.

Minimum and essential parameters to be qualified for further evaluation shall be as under:-

- Having regional offices / branches in minimum five regions (north, south, east, west and central) of the country
- Adequate manpower at head quarters and in all regional offices in the field specified above
- Organization should be working in the field of coordination / liaison / monitoring and evaluation for **minimum 3 years**
- Organization should have handled minimum two (2) assignments of similar nature awarded by Central / State / Public Sector Undertaking. **Documentary evidence shall have to be furnished in this regard.**

Documents in electronic form will not be accepted.

12. Submission of Financial Bids

Financial bids will have to be submitted separately. Financial bids of only technically qualified bidders shall be opened and the **final decision would be based on lowest bid of "Base Rate".** The unopened financial bids shall be returned. Proforma for submission of Financial Bids is given below:-

Name of Organization	Base rate per pharmacy (excluding Service tax)

Documents in electronic form will not be accepted.

13. Bid Security

Bid security / Earnest Money Deposit (EMD) is to be provided by the bidders except those who are registered with the Central Purchase Organization, National Small Industries Corporation (NSIC) or the concerned Ministry or Department. The bidders are to furnish Demand Draft / Bankers Cheque of **Rs. 1.00 lakh** (Rs. one lakh only) in the form of Demand Draft / Bankers Cheque payable to Pay & Accounts Officer (Sectt.), Ministry of Health & Family Welfare, New Delhi, alongwith their bids, which should be **valid for atleast 45 days** beyond the final bid validity period. EMD of unsuccessful bidders shall be returned.

14. General terms and conditions of the work

The selected organization has to sign an Agreement with the NMPB, Department of AYUSH, Ministry of Health & Family Welfare for rendering satisfactory services and completion of the work in a time bound manner. The Agreement shall include provisions for taking performance guarantee, damages for delay, besides other clauses as finalized by National Medicinal Plants Board, Department of AYUSH, Ministry of Health & Family Welfare. Copy of the Agreement, which is subject to finalization is also **enclosed**.

The organizations are also required to furnish undertaking in the form of Affidavit that the agency has not been black listed by any of the Government Department(s) at the Central or State levels.

15. Submission of Proposals

Interested organizations / agencies may submit their proposals giving details specified under **para-7** above within three (3) weeks of publication of advertisement in this regard in newspapers.

16. Rights of National Medicinal Plants Board

The National Medicinal Plants Board, Department of AYUSH, Ministry of Health & Family Welfare, reserves the right to accept / reject the offers received without assigning any reasons whatsoever, or may call for any additional information / clarification if so required.

17. Court Jurisdiction

In case of any dispute, this shall be subject to the exclusive jurisdiction of courts at Delhi / New Delhi.

18. Clarification

In case, any further clarification or information is required, the following officers may be contacted:-

(i) Mrs. Meenakshi Negi, Director, National Medicinal Plants Board, Department of AYUSH, 36 Janpath, Chandralok Building, New Delhi – 110 001 (Telefax: 011-23315637)

(ii) Shri T.U. Haqqi, Assistant Adviser (Botany), National Medicinal Plants Board, Department of AYUSH, 36 Janpath, Chandralok Building, New Delhi – 110 001 (Telefax: 011-23730652)

Name: _____

Designation: _____

Phone No. _____

MINISTRY OF HEALTH AND FAMILY WELFARE

(Department of Ayurveda, Yoga and Naturopathy, Unani, Siddha and Homoeopathy)

NOTIFICATION

New Delhi, the 9th July, 2008

G.S.R. 512(E).— Whereas the draft of certain rules further to amend the Drugs and Cosmetics Rules, 1945 was published as required by section 33-N of the Drugs and Cosmetics Act, 1940 (23 of 1940), in the Gazette of India, Extraordinary, dated the 19th October, 2006, vide Number GSR 651 (E) inviting objections and suggestions from persons likely to be affected thereby and notice was given that the said draft will be taken into consideration after the expiry of a period of forty-five days from the date on which copies of the Official Gazette containing the said notification were made available to the public;

And whereas, the said Gazette was made available to the public on the 18th October, 2006;

And whereas, objections and suggestions received from the public on the said draft rules Drugs & Cosmetics Act, 1940 (23 of 1940) have been considered by the Central Government;

Now, therefore, in exercise of the powers conferred by section 33-N of the Drugs & Cosmetics Act, 1940 (23 of 1940) the Central Government, after consultation with the Ayurveda, Siddha and Unani Drugs Technical Advisory Board, hereby makes the following rules further to amend the Drugs and Cosmetics Rules, 1945, namely:-

1. (1) These rules may be called the Drug and Cosmetics (First Amendment) Rules, 2008.
(2) They shall come into force from the date of their publication in the Official Gazette.

2. In the Drug and Cosmetics Rules, 1945 (herein referred to as the said rules), after rule 157, the following rule shall be inserted, namely: -
"157A. Maintaining of records of raw material used by licensed manufacturing unit of Ayurveda, Siddha and Unani drugs in the preceding financial year. Each licensed manufacturing unit of Ayurveda or Siddha or Unani drugs shall keep a record of raw material used by each licensed manufacturing unit of Ayurveda, Siddha or Unani drugs the case may be in the performa given in Schedule TA in respect of all raw materials utilized by that unit in the manufacture of Ayurveda or Siddha or Unani drugs in the preceding financial year, and shall submit the same by the 30th day of June of the succeeding financial year to the State Drug Licensing Authority of Ayurveda, Siddha and Unani drugs and to the National Medicinal Plants Board or any agency nominated by the National Medicinal Plant Board for this purpose"

3. In the said rules, after Schedule T, following Schedule shall be inserted, namely: -

"Schedule TA
(See rule 157 A)

Form for record of utilization of raw material by Ayurveda or Siddha or Unani licensed manufacturing units during the financial year.

Identification Particulars:

Manufacturing License No.....
Issued by.....

Name: .....

Address: .....

State: ..... Pin Code: .....

Telephone: ..... Fax: .....

Email: .....

1. **Quantity of Medicinal Plants/Extracts/Essential Oils/Metals/Animal By-Products/Minerals Used During 1st April, to 31st March, of the proceeding year (For Productions at the identified facility)**

(a). Herbs Used

Common Name as in AFI/API*	Plant's Botanical Name	Quantity Used/per annum (in Kgs.)	Sources of Supply					Part Used			
			Traders/Manufacturers	Forest Collectors	Cultivators	Imported	Total	Whole plants	Root	Leaf	Others

* Ayurvedic Formulary of India/Ayurvedic Pharmacopoeia of India

(b). Extracts Used

Name of Extracts		Quantity Used/per annum (in Kgs.)	Sources of Supply			
Common Name as in AFI/API*	Botanical Name		In-House	Export Suppliers	Imported	Total

* Ayurvedic Formulary of India/Ayurvedic Pharmacopoeia of India

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(c) Metals/Minerals Used

Name of Mineral		Quantity Used / per annum (in Kgs.)	Sources of Supply		
Common Name	Chemical Name		Manufactures Traders (Domestic)	Importers	Total

(d) Animal By-Products Used

Name of By-Product		Quantity Used / per annum (in Kgs.)	Sources of Supply		
Common Name	Biological/ Chemical Name (if any)		Manufactures Traders (Domestic)	Importers	Total

2. Shortage of raw material(s)/inputs during the preceeding year.

Yes No

If yes, please indicate name(s) of such raw material(s) by level of importance starting from most important to least important, reason for shortage [availability, quality or any other (please specify)]

Name of Raw Material		Appro. Qty of shortage (in Kgs.)	Reason
Name of the drug and part used as mentioned in official formulary/Pharmacopoeial/Schedule I books	Biological/Chemical Name (if any)		

[No. K. 11020/2/2006-DCC (Ayush)]

SHIV BASANT, Jt. Secy.

Foot Note: The Principal rules were published in the Gazette of India *vide* notification number F. 28-10/45-H (I), dated the 21st December, 1945 and subsequently amended *vide* notification number G.S.R. No. 678(E) dated 31-10-2006.

Printed by the Manager, Govt. of India Press, Ring Road, Mayapuri, New Delhi-110064
and Published by the Controller of Publications, Delhi-110054.

(Subject to finalization)

AGREEMENT

BETWEEN

PRESIDENT OF INDIA (THROUGH MIN. OF HEALTH & FAMILY WELFARE

AND

_____

1. WHEREAS Ministry of Health & Family Welfare, Government of India, Department of Ayurveda, Yoga & Naturopathy, Unani, Siddha and Homoeopathy (AYUSH), National Medicinal Plants Board, New Delhi, after due consideration having approved proposal of _____. Vide its letter No. _____ – NMPB dated _____, 2011 to outsource the work of maintenance of records of information regarding raw material used by Ayurveda, Siddha and Unani (ASU) drug manufactures

2. THIS DEED OF AGREEMENT is made on this ___ of the month of ____in this year 2011 BY AND BETWEEN the president of India acting through CEO, NMPB, Ministry of Health & Family Welfare, Government of India, Department of Ayurveda, Yoga & Naturopathy, Unani, Siddha and Homoeopathy (AYUSH), National Medicinal Plants Board, New Delhi of New Delhi, hereinafter referred to as 'the Government' (which expression unless excluded by or repugnant to the subject or context shall mean and include its successor-in-office and assigns) of the FIRST PARTY

AND

3. _____ _____ _____ _____ _____ _____ hereinafter referred to as the 'Agency' (which expression unless excluded by or repugnant to the subject or context shall mean and include its successor, legal representatives and permitted assigns) of the SECOND PARTY.

4. WHEREAS work of maintenance of records of information regarding raw material used by Ayurveda, Siddha and Unani (ASU) drug manufactures has to be undertaken by the Agency on behalf of National Medicinal Plants Board (NMPB) Department of Ayurveda, Yoga & Naturopathy, Unani, Siddha and Homoeopathy, Ministry of Health and Family Welfare.

5. AND WHEREAS _____ is a company under the Companies Act rendering its services in India in the field of _____ _____.

6. AND WHEREAS NMPB has decided to outsource the work of maintenance of records of information regarding raw material used by Ayurveda, Siddha and Unani (ASU) drug manufactures to M/s _____ on the following terms and conditions:

7. Objective of the Consultancy

There are about 8,000 licensed pharmacies of Ayurveda, Siddha and Unani (ASU) medicines located across the country. Objective of the Consultancy is to procure information from these pharmacies about the quantity of raw material obtained from Herbs (medicinal plants) / Extracts / Essential Oils / Metals / Animal By-Products / Minerals Used during 1st April, to 31st March, of the preceding financial year, as per proforma prescribed in the above said notification, dated 09th July, 2008 of Department of AYUSH **(copy enclosed)**. The Agency shall have to coordinate / liaise with the pharmacies and the respective State Drug Licensing Authority of ASU drugs. The Agencyshall provide database of information regarding raw material used for the financial year ending March, 2011, March, 2012 and complete the tenure after furnishing database of information upto March, 2013(received upto December, 2013). In brief, it may be stated that the Agencyshall be responsible to furnish database of consumption of raw material for the year 2010-11 in respect of pharmacies which could not be covered by present Consultant (M/s Datamation), 2011-12 and 2012-13.

8. Tenure of Consultancy

The Agencyshall be engaged for a period of one year initially w.e.f. _____ (Month), 2012 extendable upto December, 2013, based on performance which shall be reviewed on quarterly basis (every 3 months).

9. Payment of Consultancy Fee

Payment of the Consultancy Fee shall be on quarterly basis (for every 3 months). The payment shall be made based on performance on the approved rates as per Work Order on receipt of Bills through State Drug Licensing Authorities.

10. Terms and Conditions

The Agency shall undertake the assignment complying strictly the following conditions:-

(i) The Agency will coordinate with State Drug Licensing Authorities / State Drug Controllers / Ayurveda, Siddha & Unani (ASU) Pharmacies / ASU Drug Manufacturer for procurement of information regarding raw material used. The coordination shall be done by all available means including post / phone / email / special messengers (by hand). The Agency shall finalize list of all such government / non government agencies in the country in consultation with NMPB for effective and positive coordination / liaison required to meet the objectives of the project.

(ii) The Agency will be free to engage/outsource consultants of various fields from outside. However, the Bio-data of such consultants (as per the domain experience in the concerned sector) to be engaged for each state will have to be furnished to NMPB in advance so as to confirm their suitability for the assignment.

(iii) The Agency will be required to submit consolidated, state-wise report every three months on consumption of raw material as per the proformas prescribed in the notification No. K.1.1020/2/2006-DCC (Ayush), dated 09th July, 2008 based on the information procured / compiled.

(iv) The Agency will have to submit the consolidated report year-wise on raw material used by ASU Drug Manufacturers during the project period on its completion.

(v) Minimum average target of 500 pharmacies per month for procurement of information on raw drug used shall have to be ensured.

(vi) In case of shortfall in the monthly targets the Agency will have to bear a penalty of Rs. 200/month/ per ASU pharmacy or ASU licensed drug manufacturer which will be deducted from the subsequent payments.

(vii) Performance of the Agency shall be reviewed quarterly. Services of the Agency shall be terminated if performance is found unsatisfactory.

11. Database of raw drugs

(i) All data shall be the property of NMPB and the Agencywill not publish or utilize in any manner the whole or any part of it without permission of NMPB

(ii) All data is to be treated as confidential information and should not be shared with any agency without the permission of NMPB.

(iii) Any IPR resulting from the data collected is to be credit of NMPB solely and the Agency have no right title and interest in the same.

(iv) All software developed to compile and manage database is to be transferred with all rights and title to NMPB at the end of the project period.

(v) The Agency shall install and train NMPB personnel on management and updation of the software at the end of the project

(vi) The Agency will provide a soft / hard copy of data submitted by ASU industry for records of respective industry in compliance of GO. This record of submission will have all details of data submitted for the particular financial year.

(vii) The Agency will provide updated MIS on monthly basis

(viii) The Agency will dynamically maintain a directory of live names and addressed of manufacturers

(ix) The Agency will dynamically maintain a list of herbs other raw material used by ASU industry and their common regional names with their botanical identities.

(x) The Agency has to complete database for financial year 2010-11 and handover to NMPB – means database has to be kept live till 31st March, 2013 for updation

(xi) Other essential organizational requirements:-

a. Active participation of an ASU experts as may be required for interpretational purposes form time to time.
b. Active participation of a taxonomist / botanist for interpretational purposes
c. Usage of API / UPI / SPI recognized names for botanicals and materials compiled in the database

(xii) **MIS features**:

a. Data will be maintained with "drill down" feature covering All India State wise, ASU industry member wise.
b. MIS dashboard with features of query will be installed at NMPB office for it to query and seek standard reports from time to time – all reports will have an auto print generation facility
c. Database will allow for pre-configured botanicals an updation feature for DGFT data received by NMPB
d. Database quarterly updates will be an auto and seamless function

e. Database will maintain feature of log of all records / time / date / person and edititing carried out.
f. Database will allow for updation of clearance data from Forest offices for NTFP to track movement / transit of medicinal plants collected & transported within the States and across States boundaries

12. Bank Guarantee

The estimated cost of the project is maximum Rs. 20.50 lakhs per year. The Agency shall furnish a "Bank Guarantee" for Rs. 2.00 lakhs (as per GFR). The validity of this Bank Guarantee should be for a period of 60 days beyond the date of completion of all contractual obligations of the agency engaged. The Agency would arrange required extensions of the Bank Guarantee from time to time as per the tenure of the projects.

13. Rights of National Medicinal Plants Board

The National Medicinal Plants Board, Department of AYUSH, Ministry of Health & Family Welfare, reserves the right to accept / reject the offers received without assigning any reasons whatsoever, or may call for any additional information / clarification if so required.

14. Arbitration

In case of any dispute, an officer of the rank of Joint Secretary, Department of Ayurveda, Yoga & Naturopathy, Unani, Siddha and Homoeopathy (AYUSH), Ministry of Health & Family Welfare, Government of India, New Delhi will be appointed as Arbitrator by Secretary, Department of Ayurveda, Yoga & Naturopathy, Unani, Siddha and Homoeopathy (AYUSH), Ministry of Health & Family Welfare, Government of India, New Delhi and his decision/award shall be final and binding on both the parties. The provisions of the Arbitration and Conciliation Act, 1996 will be applicable.

15. Court Jurisdiction

In case of any dispute, this shall be subject to the exclusive jurisdiction of courts at Delhi / New Delhi.

INWITNESS WHEREOF, the parties hereto have signed, sealed and delivered this Deed of Agreement on the day, month and year first above written in presence of:

WITNESS:

1.

2.

WITNESSES:

1.

2.