



JAMMU AND KASHMIR MEDICAL SUPPLIES CORPORATION LTD.

(Public Sector Undertaking of Govt of Jammu & Kashmir)

Corporate Head Office: Plot No.58, Friends Colony, Satyam Road, Trikuta Nagar, Jammu
Corporate Office Kashmir: 121, Green Avenue, Hyderpora, Opp. Al-Farooq Masjid, Srinagar
Telephone: 0191-2478842, (Jammu); Telefax: 0194-2432008 (Srinagar)

Minutes of the Sixth (6th) Meeting of Board of Directors of Jammu & Kashmir Medical Supplies Corporation Ltd. (JKMSCL) held under the Chairmanship of the Financial Commissioner, Health & Medical Education Department on 17th July, 2020 at 1100 hr at 1st Floor, Committee Room, Civil Secretariat, Jammu and Civil Secretariat, Srinagar (through video conferencing).

Present at Civil Secretariat, Jammu:

Sh. Atal Dulloo, IAS
Financial Commissioner,
Health & Medical Education Department, J&K In – Chair

Dr. Nasib Chand Digra,
Principal, Government Medical College, Jammu. Director

Dr. Rakesh K. Gupta,
Principal, Government Dental College, Jammu. Director

Sh. Bhupinder Kumar, IAS
Mission Director, National Health Mission, J&K Director

Dr. Yashpal Sharma,
Managing Director, J&K Medical Supplies Corporation Ltd. Director

Dr. Renu Sharma,
Director Health Services, Jammu. Director

Dr. Mohan Singh,
Director, India Systems of Medicine, J&K Director

Dr. Chander Prakash,
Director, Family Welfare, MCH& Immunization, J&K Director

Ms. Lotika Khajuria,
Controller Drug & Food Control Organization, J&K Director

Present at Civil Secretariat, Srinagar through Video Conferencing:

Dr. Samia Rashid,
Principal, Government Medical College, Srinagar.
(Through VC) Director

Dr. Samir Mattoo,
Director Health Services, Kashmir
(Through VC) Director



Dr. Riyaz Farooq Shah,
Principal, Government Dental College, Srinagar.
(Through VC)

Director

In attendance: -

- i) Sh. M.Y. Itoo, Director General (Budget), Finance Department, J&K, Civil Secretariat, Srinagar representing Financial Commissioner, Finance Department, J&K (through VC).
- ii) Mr. Umar Khan, Financial Advisor /CAO, J&K Medical Supplies Corporation Ltd.
- iii) Dr. Javed Maqbool Khandey, Deputy Director (Budget), Finance Department, Civil Secretariat, Srinagar (through VC).
- iv) Sh. Tarsaim Kumar, Joint Director (Planning), J&K representing Secretary to Government, Planning, Development & Monitoring Department, Civil Secretariat, Jammu.
- v) Ms. Priyanka Bhat, KAS, General Manager (Adm.), J&K Medical Supplies Corporation Ltd.
- vi) Dr. Mohammad Iqbal Sofi, General Manager (P&S), J&K Medical Supplies Corporation Ltd. (through VC).
- vii) Mr. Nazir Ah. Wani, In-charge Quality Control Cell, J&K Medical Supplies Corporation Ltd. (through VC).

The agenda was discussed in detail and the following decisions were taken:

Item No. 06.01

Approval of Minutes of 5th Meeting of Board of Directors:

"Resolved that the Minutes of 5th Meeting of Board of Directors of JKMSCL are hereby confirmed"

Item No. 06.02

Follow up actions on the Decisions Taken during 5th Meeting of Board of Directors held on 30th May, 2019:

Follow up actions on the decision taken during 5th Meeting of Board of Directors held on 30th May, 2019 was noted by the Board.

Item No. 06.03

To take note of the financial statements for the year 2018-19 adopted through Circulation and consider and approve the financial statement for the year 2019-20 till 30-10-2019:

Board passed the following resolution:

"Resolved that the audited Financial Statement of JKMSCL for the year 2018-19 and for the year 2019-20 upto 30-10-2019 be and is hereby approved."

Item No. 06.04

To Consider the Revised Budget Estimates for the Financial Year 2019- 2020 amounting to Rs. 607.60 lacs & Proposed Budget Estimates for the Financial Year 2020-21 amounting to Rs. 852.00 lacs

The Board passed the following resolution:

"Resolved that the Revised Budget Estimates of JKMSCL for the year 2019-20, amounting to Rs. 670.60 lacs approved in the 6th Finance Committee meeting be and is hereby approved".

"Resolved further that the Budget Estimates of JKMSCL for the year 2020-21, amounting to Rs. 852.00 lacs be approved in the 6th Finance Committee meeting and is hereby approved".

Item No: 06.05

To consider and approve the provision of Viability Gap Funding /Plan Assistance by the Government:

The Board passed the following resolution:

"Resolved that the proposal submitted by Managing Director, JKMSCL for allotment of assets of JAKFED at District / Province level is considered by the Board and recommended for taking it up through Administrative Department with the General Administration Department for allotment of the assets at the earliest."

Item No.06.06

Eligibility criteria with regard to the average annual turnover for last 03 years of ISM Drugs:

The Board passed the following resolution:

"Resolved that the decision of the Finance Committee, JKMSCL with regard to eligibility criteria with regard to the average annual turnover for ISM drugs i.e. Rs. 4.00 Crore for general category and Rs. 50.00 lacs for SSI / MSME units for last 03 years along with necessary amendment in the SPP Manual of JKMSCL be and is hereby approved."

Item No.06.07

Engagement of 10 Data Entry Operators through GeM – Portal & ratification of action taken by MD, JKMSCL with regard to hiring of DEOs with the approval of Chairman, BoDs, JKMSCL:

The Board passed the following resolution:

"Resolved that the decision of the Finance Committee with regard to Engagement of 10 Data Entry Operators through GeM-Portal/e-tendering be and is hereby confirmed".

Item No.06.08

Extension in the engagement of Retired Officials for further period of 01 year:

The Board passed the following resolution:

"Resolved that the decision of the Finance Committee with regard to Extension in the engagement of Retired Officials for further period of 01 year and engagement of 01



personnel, if required, through fresh notification for one year be and is hereby approved."

Item No.06.09

Installation of Elevator at Drug Ware House, Nagrota:

The Board passed the following resolution:

"Resolved that the decision of Finance Committee with regard to Installation of Elevator at Drug Warehouse Nagrota be and is hereby approved."

Item No. 06.10

Imprest money to ISM Drug Warehouse Officials:

The Board passed the following resolution:

"Resolved that the proposal of the MD, JKMSCL with regard to Imprest money to ISM Drug Warehouse Officials be and is hereby approved."

Item No.06.11

Hiring of accommodation for JKMSCL –Extension of Powers of MD, JKMSCL:

The Board passed the following resolution:

"Resolved that the proposal of JKMSCL with regard to Hiring of accommodation for JKMSCL –Extension of Powers of MD, JKMSCL be and is hereby approved."

Item No.06.12

Extension of DVDMS Contract with M/s C-DAC for 01 year i.e. 01.04.2020 to 31.03.2021:

The Board passed the following resolution:

"Resolved that the proposal of JKMSCL for extension of agreement with C-DAC for one year i.e. 01-04-2020 to 31-03-2021 with financial implication of Rs. 77.61 lac be and is hereby approved."

Item No.06.13

Engagement of 02 Bio-Medical Engineer as per the terms and conditions Tamil Nadu Medical Supplies Corporation Limited:

The Board passed the following resolution:

"Resolved that the proposal for engagement of two Bio-medical Engineers by MD, JKMSCL through GeM portal after following General Financial Rules (GFR) guidelines be and is hereby approved".

"Resolved further that till such exercise is done, the present arrangement through the empanelled agency of TNMSCL shall continue"

Item No.06.14

Rate Contract of Suture Material (2019-2021):

The Board passed the following resolution:

"Resolved that the recommendation of the technical experts for procuring the Suture Material items on quality basis from firms with European CE and USFDA approval in their favour be and is hereby approved."



Item No.06.15**Strengthening of Drug, Vaccine Distribution and Management System (DVDMS) - e-Aushadhi:**

The Board passed the following resolution:

"Resolved that the action taken by Managing Director, JKMSCL for hiring of services of two Data Entry Operators and one Assistant Programmer, be and is hereby confirmed."

Item No.06.16**Force Majeure Clause (FMC):**

JKMSCL proposed that in case of all purchase orders placed between 20-12-2019 and 05-03-2020, FMC clause would be invoked & therefore maximum delivery period would be extended upto 150 days (in case of normal delivery period of 60 days) and 180 days (in case of normal delivery period of 90 days) with a phased delivery of 50% completion by 60/90 days, rest 30% completion by 110/140 days and balance 20% completion by 150/180 days respectively without imposing LD. Any deviation to this stipulated phased delivery period, will attract LD as per the following criteria:

S.No.	Percentage of Ordered Quantity	Normal Delivery period from the date of issue of the P.O	Normal Delivery period from the date of issue of the P.O	Liquidated Damage Applicable
1.	For Initial 50% of supplies	60 days	90 days	Immediate next 30 days @ 0.25% per day, Next 30 days after initial delay of 30 days @ 0.5% per day, rest 30 days after initial delay of 60/90 days @3% per month.
2.	For rest 30% after Initial 50% of supplies.	110 days	140 days	Immediate next 30 days @ 0.25% per day, Rest 10 days after initial delay of 30 days @ 0.5% per day.
3.	For rest 20% after Initial 80% of Supplies	150 days	180 days	Beyond 150/180 days unexecuted supplies to be levied 20% LD.

No FMC would be invoked for COVID -19 supplies and in case of all those suppliers who were in default as to the contractual obligations of JKMSCL as on 19-02-2020.

The Board passed the following resolution:

"Resolved that MD, JKMSCL is authorized to invoke Force Majeure Clause in case of all purchase orders placed between 20-12-2019 to 05-03-2020, the maximum delivery period would be upto 150 days (in case of normal delivery period of 60 days) and 180 days (in case of normal delivery period of 90 days) with a phased delivery of 50% completion by 60/90 days, rest 30% completion by 110/140 days and balance 20% completion by 150/180 days respectively, without imposing LD be and is hereby approved.

"Resolved further that in case of deviation in delay period, will attract the penalties as per tabulated criteria proposed by JKMSCL be and is hereby approved."



Item No. 06.17

Release of Security Deposit/ Performance Security in favour of Suppliers after execution of Supplies:

The Board passed the following resolution:

"Resolved that the proposal of Managing Director, JKMSCL for release of Performance Security / Security deposit in favour of suppliers by modifying the existing clause of Standard Procurement Procedure Manual considered with modification that the suppliers who execute 100% supplies shall be eligible for release of Security Deposit / Performance Security, others with 90% or above supplies shall be eligible for release of Performance Security / Security Deposit with penalty of 10%, whereas in case of others with less than 90% supply, the Performance Security / Security Deposit shall be forfeited, be and is hereby approved.

Item No.06.18

Action taken by State Level Purchase Committee for Purchase of Items (Drugs / Machinery & Equipment) by JKMSCL on Single bid basis:

The Board passed the following resolution:

"Resolved that the decision of the Purchase Committee of JKMSCL to finalise the rate contract of 54 items on single bid basis after ascertaining the reasonability of rates be and is hereby confirmed."

Item No. 06.19

Purchase of Covid-19 Supplies made by JKMSCL in relaxation of SPP Manual/GFR guidelines - for information of the Board of Directors, JKMSCL and Confirmation of action of JKMSCL:

The Board passed the following resolution:

"Resolved that the procedure adopted for emergency procurement by JKMSCL, in relaxation of SPP manual and GFR, as per the approval **conveyed by the Government, be and is hereby approved and the information regarding the emergency procurement is noted.**"

Item No. 06.20

Quality Check/Control Issues:

The Board passed the following resolution:

"Resolved that the action taken by JKMSCL for distribution some medicines / items without quality testing in exigency as per NABL reports, be and is hereby approved as one-time exemption."

"Resolved further that the action taken by the JKMSCL regarding testing of the items / drugs during the pandemic of COVID -19 from Indian Institute of Integrative Medicine (IIM), Jammu / State Drug Controller, Drug & Food Control Organization, J&K on the approved rates of empanelled labs by JKMSCL be and is hereby approved."



"Resolved furthermore, that action taken by JKMSCL to get the quality testing of the items procured during COVID-19 pandemic, for which the Rate Contract is neither available nor testing is being done by any other empanelled lab, on the approved rates of the lab of Institute of Integrative Medicine (IIM), Jammu / State Drug Controller, Drug & Food Control Organization, J&K or other premier NABL accredited labs across the country be and is hereby approved."

"Resolved further furthermore that the Drugs & disposables in meagre quantity i.e. less than 30% of the batch size of the manufacturer shall be accepted with brand name and without artwork be and is hereby approved."

Item No. 06.21

Writing off of Expired Drugs:

The Board passed the following resolution:

"Resolved that the proposal for writing off of expired drugs amounting to Rs.36.70 lacs in Drug Ware House, GMC Srinagar and Drug Ware House, GMC Jammu, shall be deferred and taken up in the next meeting of Finance Committee and is hereby approved, with the directions that all efforts shall in future be made by JKMSCL to ensure the timely supply, so that the medicine do not expire in Drug Ware Houses."

Item No. 06.22

Supply & Installation of 04 Cold Storage Rooms at Drug Ware Houses of JKMSCL:

The Board passed the following resolution:

"Resolved that the proposal of MD, JKMSCL to procure & install 04 numbers of Cold Storage rooms each at Drug Ware Houses Srinagar and at Drug Ware House Nagrota through GeM portal be and is hereby approved."

Supplementary Agenda:

Item No. 06/S-01

Procurement of oxygen cylinders B-Type (Medium) and D-Type (Bulk)

The Board passed the following resolution:

"Resolved that due to the current COVID-19 situation prevailing in the UT of J&K, JKMSCL may proceed ahead with the procurement of Oxygen cylinders in due consonance with Government authorization No. HD/Plan/29/2020-II dated 15-06-2020 through the State Level Purchase Committee (SLPC) and action taken would be subsequently ratified in the next meeting of the Board of Directors."

-Sd/
Chairman,
Board of Directors,
J&K Medical Supplies Corporation Ltd.

No: - PS/MD/JKMSCL/2020/549-566

Dated: 17/07/2020

Copy for information to the: -

1. Financial Commissioner, Finance Department, Civil Secretariat, Srinagar (Director, Board of Directors -JKMSCL).



2. Secretary to Government, Planning, Development & Monitoring Department, Civil Secretariat, Jammu (Director, Board of Directors -JKMSCL).
3. Principal, Govt. Medical College, Srinagar (Kashmir) (Director, Board of Directors- JKMSCL).
4. Principal, Government Medical College, Jammu (Director, Board of Directors JKMSCL).
5. Principal, Government Dental College, Srinagar (Director, Board of Directors- JKMSCL).
6. Principal, Government Dental College, Jammu (Director, Board of Directors- JKMSCL).
7. Mission Director, National Health Mission, J&K (Director, Board of Directors- JKMSCL).
8. Director, Health Services, Kashmir (Director, Board of Directors- JKMSCL).
9. Director, Health Services, Jammu (Director, Board of Directors- JKMSCL).
10. Director, Indian System of Medicines, J&K (Director, Board of Directors- JKMSCL).
11. Director, Family Welfare, MCH& Immunization, J&K (Director, Board of Directors- JKMSCL).
12. State Drug Controller, Drug & Food Control Organization, J&K (Director, Board of Directors JKMSCL).
13. Private Secretary to the Financial Commissioner, Health & Medical Education Department for the information of the Financial Commissioner (Chairman, Board of Directors - JKMSCL).
14. Financial Advisor / CAO, J&K Medical Supplies Corporation Ltd.
15. General Manager (Adm.), J&K Medical Supplies Corporation Ltd.
16. General Manager (P&S), J&K Medical Supplies Corporation Ltd.
17. In-charge, Quality Control, J&K Medical Supplies Corporation Ltd.
18. Dy. General Manager (IT), J&K Medical Supplies Corporation Ltd.
19. Office Copy.


17/07/2020
Managing Director,
J&K Medical Supplies Corporation Ltd.