



TAMIL NADU GOVERNMENT GAZETTE

EXTRAORDINARY

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Part IV—Section 2

Tamil Nadu Acts and Ordinances

The following Ordinance which was promulgated by the Governor on the 16th October 2017 is hereby published for general information:—

TAMIL NADU ORDINANCE No. 6 OF 2017.

An Ordinance further to amend the Tamil Nadu Transparency in Tenders Act, 1998.

WHEREAS the Legislative Assembly of the State is not in session and the Governor of Tamil Nadu is satisfied that circumstances exist which render it necessary for him to take immediate action for the purpose hereinafter appearing;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution, the Governor hereby promulgates the following Ordinance:—

1. (1) This Ordinance may be called the Tamil Nadu Transparency in Tenders (Second Amendment) Ordinance, 2017.

Short title and commencement.

(2) It shall come into force at once.

Tamil Nadu
Act 43 of
1998.

2. In section 16 of the Tamil Nadu Transparency in Tenders Act, 1998, after clause (i), the following clauses shall be added, namely:—

Amendment of section 16.

“(j) of consultancy and financial services from the Tamil Nadu Water Investment Company Limited or the Tamil Nadu Infrastructure Fund Management Corporation Limited or the Tamil Nadu Urban Infrastructure Financial Services Limited, with the prior approval of the Government:

Provided that a committee, consisting of the Secretary to Government of the Department concerned, the Secretary to Government, Finance Department and the Managing Director or the Chief Executive Officer concerned, of the Tamil Nadu Water Investment Company Limited or the Tamil Nadu Infrastructure Fund Management Corporation Limited or the Tamil Nadu Urban Infrastructure Financial Services Limited, as the case may be, shall determine the fee for the services to be procured;

(k) of coal from the Coal India Limited or the Singareni Collieries Company Limited or any other similar Public Sector Undertakings;

(l) of services of chartering of vessels owned by the Shipping Corporation of India Limited.”.

16th October 2017.

BANWARILAL PUROHIT,
Governor of Tamil Nadu.

EXPLANATORY STATEMENT.

According to section 16 of the Tamil Nadu Transparency in Tenders Act, 1998 (Tamil Nadu Act 43 of 1998), the provisions of sections 9 and 10 of the said Act, relating to invitation, evaluation and acceptance of tender by the Tender Inviting Authority shall not apply to the procurement specified therein. The Government consider it necessary that the exemption provided under the said section 16 has to be extended to the procurement of consultancy and financial services from the Tamil Nadu Water Investment Company Limited or the Tamil Nadu Infrastructure Fund Management Corporation Limited or the Tamil Nadu Urban Infrastructure Financial Services Limited and that the procurement of coal from the Coal India Limited or the Singareni Collieries Company Limited or any other similar Public Sector Undertakings and procurement of services of chartering of vessels owned by the Shipping Corporation of India Limited shall also be exempted from sections 9 and 10 of the said Tamil Nadu Act 43 of 1998. Therefore, the Government have decided to amend section 16 of the said Act for the above said purpose.

2. The Ordinance seeks to give effect to the above decision.

(By order of the Governor)

S.S. POOVALINGAM,
Secretary to Government,
Law Department.