

BUREAU OF INDIAN STANDARDS
(CMD-I)
CIRCULAR No. 92

Our Ref: CMD-I/5:4/31:1

23 07 2007

Subject: Amendment No.8 to OMPC-2004

**[Related to (a) different time periods for deferment of renewal of licence
and (b) extension of stop marking period beyond six months]**

1. At present, OMPC-2004 gives different time periods for deferment of renewal of licence under different conditions as indicated below:

a) 3 months, in case of non-receipt of renewal application or if it is received incomplete within the validity period (Cl.3.12.8 a).

b) 6 months from the date of issue of stoppage of marking, in case licence is under stop marking at the end of validity period (Cl.3.12.8 b).

c) Where renewal application has been received but overall performance needs improvement which may require not more than two months from the date of validity, the renewal of the licences may be deferred. If the licence is not renewed within a period of two months, the licence shall stand expired (Cl.3.12.8 c).

2. A proposal was received from CRO that in case the over-all performance is not found satisfactory at the time of renewal, deferment of renewal may be considered upto 6 months (in place of 2 months as indicated at 1 (c) above).

3. Another proposal was received from CRO to make provision in OMPC-2004 to consider extension of stoppage of marking period beyond six months provided the licensee has confirmed the corrective actions.

4. The suggestions/proposals given at 2 and 3 above were examined at CMD-1 and accordingly, an amendment to OMPC-2004 was prepared and put up to CA for his kind consideration and approval.

5. The Amendment No.8, July 2007 to OMPC, 2004 has been approved by the Competent Authority and has been made effective from 20 07 2007. Controlled Copy of the Amendment is enclosed and is being forwarded to Activity Heads, DDGRs, Departmental Heads and other concerned.

It is requested to send back the enclosed acknowledgement receipt to CMD-1.

(P.K. Batra)
D&H (CMD-1)

Encl: Amendment No.8, July 2007 to OMPC 2004

Cc: ITSD with a request to upload on intranet.

DG Section	Enforcement
ADGT	Finance
ADGM	P&C
CVO	SP&CAD
DDGM	All BO Heads
DDGRs	All IO Heads
DDGT	Bureau Secretariat
DDG (HP)	Legal
DDGF	Library
DDGL	
Head (Training)	
Head CMD (I, II, III)	
Accounts	
Hindi Unit	
(for translation)	

BUREAU OF INDIAN STANDARD

Received Controlled Copy No. _____ of **Amendment No. 8, July 2007** to Operating Manual for Product Certification (Fifth Revision), November 2004 for implementation.

Name:
Designation :
Deptt.:

Date:

D&H (CMD-1)

**AMENDMENT NO. 8, July 2007 TO OPERATING MANUAL
FOR PRODUCT CERTIFICATION, 2004
(Fifth Revision) (November 2004)**

Clause No.	Existing Matter	Amendment
Clause 3.11.2.4 ii)	3.11.2.4 ii) Resumption of marking should be done, within six months of issuance of stop marking orders, by the Head of BO/DDGR on verification of corrective actions.	<p>Add the following text at the end of Cl. 3.11.2.4 ii):</p> <p>“In case, the stop marking period is likely to exceed six months because of genuine reasons and licensee has confirmed having taken corrective actions, the case may be put up by BO along with their recommendations to DDGR for grant of extension of stoppage of marking period beyond six months. However, such extension period in no case shall be more than 12 months from the date of stoppage of marking.”</p> <p>Add the following Note at the end of Cl. 3.11.2.4 ii):</p> <p>“Note: Genuine reasons may be like the firm confirms the corrective actions for situations like shifting of premises, stoppage of manufacturing activities due to product being seasonal, delay in detecting/studying the reasons for non-conformity of sample etc. just before the expiry of stop marking period (i.e. six months) leaving hardly any time for BIS to verify the corrective actions and consider Resumption of Marking (ROM) within stipulated period of 6 months. In certain situations, BO might not have been able to pay timely visit for verification of corrective actions for considering ROM due to manpower constraints or otherwise. Sometimes, there may be delay in receipt of test reports for verification and considering ROM.”</p>
Clause 3.12.8 b)	<p>Last sentence of clause 3.12.8 b)</p> <p>“ If the licence is not renewed with in a period</p>	<p>Add the following text at the end of Cl. 3.12.8 b):</p> <p>“In case, the stop marking period is likely to</p>

	of six months from the date of stoppage of marking , the licence shall stand expired”	exceed six months because of genuine reasons [see note below clause no. 3.11 2.4 (ii)]and licensee has confirmed having taken corrective actions, the case may be put up by BO along with their recommendations to DDGR for grant of extension of stoppage of marking period beyond six months. In such case, the licence shall stand expired after the period of extension granted by DDGR. However, such extension period in no case shall be more than 12 months from the date of stoppage of marking.”
Clause 3.12.8 c)	3.12.8 c) Where renewal application has been received but overall performance needs improvement which may require not more than two months from the date of validity, the renewal of the licence may be deferred. If the licence is not renewed within a period of two months, the licence shall stand expired.	Replace the existing text with the following text: “3.12.8 c) Where renewal application has been received but overall performance needs improvement which may require not more than six months from the date of validity, the renewal of the licences may be deferred for six months. If the licence is not renewed within a period of six months, the licence shall stand expired.”
Clause 3.12.4.3 Renewal of Licence	Licence is Renewed b) When renewal application is received not more than one month after the expiry date (during which period renewal had been deferred) and performance is satisfactory and dues stand cleared.	Replace the existing text with the following text: “b) When renewal application along with fees is received with in three months after the expiry of the validity date (during which period renewal had been deferred) and performance is satisfactory and dues stand cleared.”
Clause 3.12.4.3 Renewal of Licence	Licence not Renewed a) When the application is not received even after one month of the validity date	Replace the existing text with the following text: “a) When the application is not received even after three months of the validity date.”
Clause 3.12.4.3 Renewal of Licence	Licence not Renewed b) When the application is received and overall	Replace the existing text with the following text: “b) When the application is received and

	assessment of performance is unsatisfactory and there exist no or little possibility of effecting an improvement with in the period of two months beyond the validity date.	overall assessment of performance is unsatisfactory and there exists no or little possibility of effecting an improvement with in the period of six months beyond the validity date.”
Clause 3.12.4.3 Renewal of Licence	Licence not Renewed c) If the licence is under stop marking at the end of validity period, and the marking is not resumed within a period of six months from the date of stop marking, the licence may not be renewed.	Add the following text at the end of Cl. 3.12.4.3 c) under ‘Licence not renewed’: “In case, the stop marking period is likely to exceed six months because of genuine reasons [see note below clause no. 3.11 2.4 (ii)] and licensee has confirmed having taken corrective actions, the case may be put up by BO along with their recommendations to DDGR for grant of extension of stoppage of marking period beyond six months. In such case, the licence may not be renewed after the period of extension granted by DDGR. However, such extension period in no case shall be more than 12 months from the date of stoppage of marking.”