

F.No. 20(39)/2011/Div-II/NPPA
Government of India
Ministry of Chemicals & Fertilizers
Department of Pharmaceuticals
National Pharmaceutical Pricing Authority

Dated: 23rd June, 2011

Guideline No. 1/2011

Sub: Review of price notification and application for price approval and revision under the provisions of the DPCO 1995, reg.


The NPPA / Government of India has been fixing and notifying the maximum sale price of the Scheduled Bulk Drugs and the retail / ceiling price of the related scheduled formulations under paragraph 3, 8 and 9 of DPCO'95, from time to time. In addition, prices of bulk drugs and formulations can also be fixed / notified under paragraph 10 of the DPCO, 1995 and under certain circumstances in paragraph 11 of the DPCO' 95.

The paragraph 22 of the DPCO 1995 provides that any person aggrieved by any notification issued or order made by the NPPA under paragraphs 3,5,8,9 or 10 may apply to the Government for a review of the notification or order within fifteen days of the date of publication of the notification in the Official Gazette or the receipt of the order by him, as the case may be, and the Government may make such order on the application as it may deem proper.

However, pending a decision by the Government on the review application submitted under the above paragraph, no manufacturer, importer or distributor, as the case may be, shall sell a bulk drug or formulation, as the case may be, at a price exceeding the price fixed by the Government of which a review has been applied for.

The manufacturers or importers, if so desire can also make application for price revision to the NPPA in respect of bulk drug or formulation, as the case may be, in Form I, III and IV prescribed in second schedule of the DPCO 1995. Such applications for price approval or revision can be entertained in the NPPA on merit in accordance with the provision of the DPCO 1995, irrespective of pending a decision by the Government on review application submitted on existing price notification.

It is pertinent to state here that it is mandatory for all concerned to follow the prices fixed / notified by the NPPA in respect of bulk drugs and formulations under various provisions of the DPCO 1995 till the same are revised by the NPPA / Government by issuing another price order / notification.


(Om Prakash)