

**(To be Published in Part II, Section 3, Sub-section (ii) of the Gazette of India,
Extraordinary)
Government of India
Ministry of Chemicals and Fertilizers
Department of Pharmaceuticals
National Pharmaceutical pricing Authority
New Delhi**

Dated: 3rd August, 2017

Addendum

S.O. In continuation of National Pharmaceuticals Pricing Authority's Order S.O. 412(E) dated 13th February, 2017 published in the Gazette of India, Extraordinary, related to ceiling price fixation of Coronary Stents under paragraph 19 of the Drugs (Price Control) Order, 2013 amended vide SO 1029(E) dated 31st March 2017, SO 1041(E) dated 1st April 2017 and SO 2063(E) dated 30.6.2017, the following notes (p) and (q) are hereby inserted after note (o) of para 12 of above said order(s): -

“(p) Under paragraph 2(n) of the DPCO, 2013, the manufacturer means any person who manufactures or imports or market drugs for distribution or sale in the country. Accordingly, any person who imports stents directly without having registration certificate (RC) in Form 41 issued under Drugs and Cosmetics Act, 1945 and Rules, thereunder in its own name and does it under Form 10 license issued on the undertaking given in Form 9 by another person having RC in Form 41, issued under Drugs and Cosmetics Act, 1945 and Rules, thereunder, shall be construed as ‘distributor’ for the purpose of this order under the Drug (Price Control) Order, 2013.

(q) Trade margin in excess of 8% specified hereinabove, in whatsoever form, if any involved in the transactions between such distributors, as stated in aforesaid para (p) of this order with any other ‘person/institution/hospitals’ upto consumer/patient, shall be liable to be deposited, jointly or severally, by the concerned alongwith interest payable from the date of transaction under the provisions of the DPCO, 2013 read with the Essential Commodities Act, 1955.”

[PN/179/47/2017/

F.No.8(47)/2017/DP/NPPA/Div.II]

(A.P.S. Sawhney)
Director

The Principal order was published in the Official Gazette vide SO 412(E) dated 13th February 2017, and amended by the following orders(s)

- (i) SO 1029(E) dated 31st March 2017,
- (ii) SO 1041(E) dated 1st April 2017
- (iii) SO 2063(E) dated 30th June 2017