

ANNEXURE

CLARIFICATIONS / AMENDMENT

1. As on 31.03.2019 the prospective bidder should have a positive net worth of not less than Rs 10 crore for one set of lottery. If the bidder applies for more than one set then the net worth should be according to the number of sets applied i.e. for 3 sets of lottery, the net worth of the bidder should not be less than Rs. 30 crore. The bidder must submit net worth certificate as on 31.03.2019 issued by a registered Chartered Accountant as required under Clause 2(B)(xiv) of the Terms and Conditions for Appointment of Selling Agent of Mizoram State Lotteries.
2. As per Rule 4(32) of the Mizoram Lotteries (Regulation) Rules, 2019, if any distributor desires to drop marketing of lottery tickets at his own will, he/it shall give notice of 30 days to the Government or compensate the State Government for the revenue that it would have earned during the period of 30 days. It is further provided therein that in addition of this, the Government can demand any compensation such as damages. Since the Government is bound to require at least 50-60 days to float a new IEI to appoint a new distributor and signing of agreement etc in the event of such withdrawal of the distributor(s) concerned, the Government will be at liberty to recover damages to the tune of 90 days revenue on pro-rata basis from the distributor concerned. The same will be a part of the agreement as provided under Rule 4(32).
3. As per High Court's Orders dated 24.06.2019 and 26.06.2019 in the aforesaid Writ Petitions (C) No. 4255/2019 and No. 4461/2019, for online lotteries the statutory provision and notification issued by the Ministry of Home Affairs, Government of India under Section 10 of the Lotteries (Regulation) Act, 1998 are to be scrupulously complied with. Since at present the Government of Mizoram is not having its own software and hardware duly certified by the STQC to comply with the above, it is decided and clarified that the present IEI for appointment of selling agents for Mizoram State Lotteries dated 04.06.2019 shall be only for paper lotteries. Online lotteries may be organized as and when the Government is equipped with necessary software and hardware duly certified by the STQC. It is further clarified that all the six (6) sets shall be of paper lotteries only. In view of this decision, the requirement under Clause 2(B)(v) of the terms and conditions of the IEI dated 04.06.2019 may be disregarded.
4. As per the said Terms and Conditions for Appointment of Selling Agent under Clause 3(i), Financial Bid (Section 'D') is to be submitted in original and duly signed by the Authorized signatory of the bidder. However, since submission of bid was extended for another 21 days vide notification dated 26.06.2019, it is clarified that for those who had already purchased the bid documents on or before 24.06.2019 are allowed to submit their bid in a typed format (SECTION 'D' FINANCIAL BID). This modifies Clause 3(i) of the Terms and Conditions of the IEI dated 04.06.2019.