

East Central Railway

Office of the  
General Manager ( Comml.)  
Hajipur-844101  
Dated: - 08.05.2020

No. ECR/CRM/CTG/Static Unit/2020

Sr. DCM  
East Central railway  
DDU, DHN, DNR, SEE, SPJ

**Sub: -Invoking of force Majeure Clause (FMC) in Commercial earning contracts due to COVID-19 lockdown.**

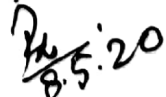
**Ref:- Ministry of Finance Office Memorandum dated 19.02.2020**

It is clarified by Ministry of Finance that the lockdown period due to COVID-19 should be considered as a case of natural calamity and Force Majeure Clause(FMC) may be invoked as given in Para 9.7.7 of the 'Manual for Procurement of Goods-2017', wherever considered appropriate.

Accordingly, the above clause is applicable to all the commercial earning contracts i.e. Minor Static Catering Units, AVMs, Parking, Pay & Use, AC Waiting Halls, Cloak Rooms, MPS/Miscellaneous/Book Stalls, ATMs and NFR over this Railway which were non-operational during lockdown due to COVID-19 issue, until further orders.

The period of lockdown may be treated as Force Majeure and the extent of period for which the earnings contracts were not in operation shall be treated as dies non and the contract period extended accordingly, as and when such request is received from the licencees. Extensions if any, shall be with the approval of concerned DRMs.

This issues with the approval of the competent authority.

  
(Raj Kishore)  
Dy. CCM/Catering  
for General Manager ( Comml.)