

F. No. 18(1)/2020-MGMT  
Government of India  
Ministry of Heavy Industries and Public Enterprises  
Department of Public Enterprises

Block No. 14, CGO Complex,  
Lodi Road, New Delhi-110003  
Dated the 16<sup>th</sup> October, 2020

To,

Chief Executives of all CPSEs

Subject:- Advisory for invoking '*Force-Majeure*' in respect of essential diversion of industrial Oxygen for medical use

Sir/Madam,

Please find enclosed a copy of Department of Promotion of Industry & Internal Trade O.M. No. P-13019/1/2020-Expl/2 dated 9<sup>th</sup> October, 2020 on the subject mentioned above for information and further appropriate action.

Yours faithfully,



(Lokesh Bajpai)  
Director  
Tel : 2436-0218

Encl : As stated

P-13019/1/2020-Expl/2  
भारत सरकार/Government of India  
वाणिज्य और उद्योग मंत्रालय/Ministry of Commerce and Industry  
उद्योग संवर्धन और आंतरिक व्यापार विभाग/Deptt. for Promotion of Industry & Internal Trade  
विस्फोट अनुभाग/Explosives Section

Udyog Bhawan, New Delhi  
Dated: 09 October, 2020

**Office Memorandum**


**Subject: Advisory for invoking "Force-Majeure" in respect of essential diversion of industrial Oxygen for medical use-request regarding.**

The undersigned is directed to refer to the subject mentioned above and to say that medical oxygen is an important life supporting gas during present Covid-19 pandemic.

2. In this regard, as discussed in the meeting of EG2, Department of Public Enterprises is requested to issue an advisory that in case of essential diversion of Industrial Oxygen for medical use in the context of present Covid-19 pandemic, necessary considerations may be shown under force- majeure measures on case to case basis by Central Government PSUs, which are industrial oxygen customers, if there is any breach of obligation to supply them industrial oxygen by the Oxygen manufacturers/fillers, who may have encountered genuine difficulties in meeting their supply obligation due to diversion of oxygen for medical use. Such decision can be taken by the concerned CPSU depending on the merits of the case.

3. This issues with the approval of competent authority.

*Dir. (M)*

  
(R.K. Soni)  
Under Secretary (Expl./IC-Asia/Vig.)  
Tel: 23062122

To,

Ministry of Heavy Industry & Public Enterprises  
Department of Public Enterprises  
[Attn : Shri Sanjay Kumar Jain, Joint Secretary]  
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js-skj-dpe@gov.in