

Pharmaceutical Sector Specific Clearances

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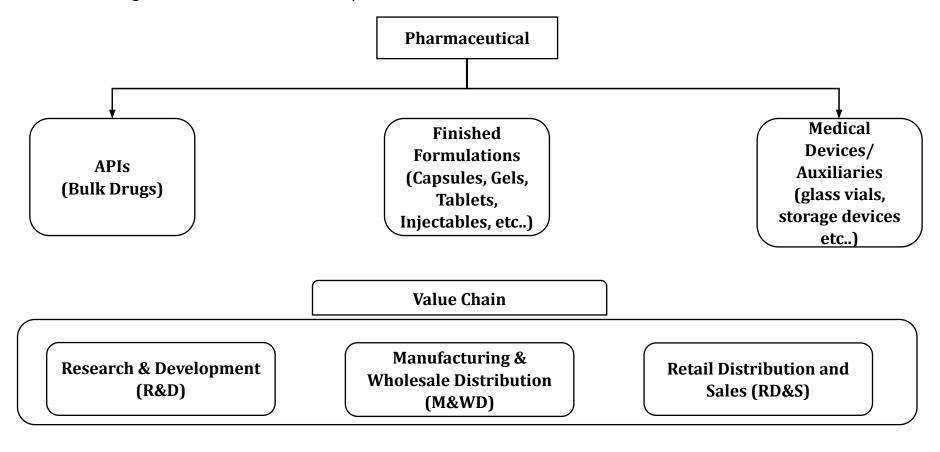


Overview of Pharmaceutical Sector

01

Overview of the Pharmaceutical Sector

The Pharmaceutical Sector is broadly divided into three major sub-sectors: (a) Active Pharmaceutical Ingredients (API), (b) Finished Formulations, and (c) Medical Devices/Auxiliaries. The Sector Specific Clearances* for these sub-sectors have been listed in this document. An illustration of the same is presented below along with the value chains that span across the sub-sectors:



The Comprehensive list of clearances provided on the following pages is specific to the Pharma Sector along with common clearances required by any enterprise to establish a unit or Business in Madhya Pradesh. Most of the clearances can be applied through https://invest.mp.gov.in/ few others can be applied online through the mentioned Departmental portal as mentioned in the document.



Common Clearances

02

Pre-Establishment Clearances Required for Business (1/7)

	Sr. No	Clearances Name	Location of the Proposed Industry	Issuing Authority	Link to Governing Legislation	Governing Act/Rules	Timeline	Link to Apply
	1	Land Allotment	MP Industrial Area	Madhya Pradesh Industrial Development Corporation (MPIDC)	<u>Land_Allotment_Rules.pdf</u> (mp.gov.in)	Land Allotment Rules	29 Days	https://invest.mp.gov.in/s ervices/
3			MP Industrial Area	MPIDC	MP State Industrial land and Building Management Rules, 2015	MP State Industrial land and Building Management Rules, 2015	10 Days	https://invest.mp.gov.in/s ervices/
	2	Building Plan Approval	Planning Area- Other than MP Industrial Area	Concerned Local Body	Bhumi Vikas Niyam 2012	Bhumi Vikas Niyam 2012	45 Days	https://164.100.196.30/Co ntent/html/abpas6.4.2/Ho mepage.html#/
			Non Planning Area-Other then MP Industrial Area	Panchayat & Rural Development Department	<u>Madhya Pradesh Panchayat Raj</u> <u>& Gram Swaraj Adhiniyam, 1993</u>	Under Section 55 of Madhya Pradesh Panchayat Raj & Gram Swaraj Adhiniyam, 1993	45 Days	https://prd.mp.gov.in/Publ ic/OnlineServices/Building Construction/ApplicationF orBuildingConstructionPer mission.aspx
		Change of	Planning Area- Other than MP Industrial Area	Directorate of Town and Country Planning	Madhya Pradesh Nagar Tatha Gram Nivesh Adhiniyam, 1973	Section 23-a (1-a) of Madhya Pradesh Nagar Tatha Gram Nivesh Adhiniyam, 1973	Not Defined	https://geoportal.mp.gov.i n/geoportal/Project_TnCP. aspx
	3	Change of Land Use	Non-Planning Area- Other than MP Industrial Area (Diversion)	Commissioner of Land Records (CLR)	Madhya Pradesh Revenue Code,1959	Madhya Pradesh Revenue Code,1959	15 Days	Madhya Pradesh (mpbhulekh.gov.in)

Pre-Establishment Clearances Required for Business (2/7)

	Sr. No	Clearances Name	Location of the Proposed Industry	Issuing Authority	Link to Governing Legislation	Governing Act/Rules	Timeline	Link to Apply
	4	Property Registration	All Property in the State		Indian Stamp Act,1899 (Madhya Pradesh Amendment),2016 -download (mpigr.gov.in) The Registration Act, 1908- download (mpigr.gov.in)	The Registration Act, 1908 Indian Stamp Act, 1899 (Madhya Pradesh Amendment), 2016	01 Day	User Registration (mpigr.gov.in)
5		Mutation	Planning Area-Other than MP Industrial Area	Concerned Local Body	Madhya Pradesh Revenue Code,1959	Madhya Pradesh Revenue Code,1959	Not Defined	www.mpenagarpalika.gov.i
	5		Non-Planning Area-Other than MP Industrial Area	Principle Revenue Commissioner	Madhya Pradesh Revenue Code,1959	Madhya Pradesh Revenue Code,1959	45 Days	Madhya Pradesh (mpbhulekh.gov.in)
	6	Tree Felling NoC	Planning Area-Other than MP Industrial Area	Concerned Urban Local Body	The Madhya Pradesh Municipalities Act, 1961 Madhya Pradesh Municipal Corporation Act 1956	The Madhya Pradesh Municipalities Act, 1961 Madhya Pradesh Municipal Corporation Act 1956	30 Days	https://mpenagarpalika.go v.in:8000/sap/bc/webdynp ro/sap/zcrm_tree_cut#
	7	Tree Transit	Planning Area-Other than MP Industrial Area	Concerned Urban Local Body	The Madhya Pradesh Municipalities Act, 1961 Madhya Pradesh Municipal Corporation Act 1956	The Madhya Pradesh Municipalities Act, 1961 Madhya Pradesh Municipal Corporation Act 1956	30 Days	https://mpenagarpalika.go v.in:8000/sap/bc/webdynp ro/sap/zmp tree transit1#

Sr. No	Clearances Name	Location of the Proposed Industry	Issuing Authority	Link to Governing Legislation	Governing Act/Rules	Timeline	Link to Apply
	Fire NoC	Planning Area Including MP Industrial Area	Concerned Local Body	https://govtpressmp.nic.in/pdf/ extra/2020-09-28-Ex-355.pdf	MP-Bhumi-Vikas-Adhiniyam-2 012	30 Days	https://mpenagarpalika.go v.in:8000/sap/bc/webdynp ro/sap/zcrm firenoc appli
8		Non Planning Area-Other than MP Industrial Area	Concerned District Administration	https://govtpressmp.nic.in/pdf/ extra/2020-09-28-Ex-355.pdf	MP-Bhumi-Vikas-Adhiniyam-2 012	30 Days	cation?sap-client=500&sap -language=EN#
9	Factory Plan/ Layout approval	Any Area in the State	Labour Department	https://cglabour.nic.in/ShramAy uktNew/FactoryRule.pdf	Under Section 6 & 7 of the Factories Act, 1948 read with Rules 3 (a) of MP Factories Rules, 1962	07 Days	http://www.labour.mp.gov _in
	New Service Connection (NSC) Application- Temporary Right of Way/Road Cutting Permission	Discom- East Zone	Concerned Discom Authority	https://cercind.gov.in/Act-with- amendment.pdf	Electricity Act, 2003, Section 42 & 43	07 Days	https://smartbijlee.mpez.co.in/
10		Discom- West Zone	Concerned Discom Authority	https://cercind.gov.in/Act-with- amendment.pdf	Electricity Act, 2003, Section 42 & 43	07 Days	https://mpwzservices.mpw in.co.in/mpeb_english/ho me
		Discom-Central Zone	Concerned Discom Authority	https://cercind.gov.in/Act-with- amendment.pdf	Electricity Act, 2003, Section 42 & 43	07 Days	https://portal.mpcz.in/we b/eodb/#1593498795598- 95be74f4-298e
11		Planning Area-Other than MP Industrial Area	Concerned Local Body	The Madhya Pradesh Municipalities Act, 1961 Madhya Pradesh Municipal Corporation Act 1956	The Madhya Pradesh Municipalities Act, 1961 Madhya Pradesh Municipal Corporation Act 1956	30 Days	https://www.mpenagarpal ika.gov.in:8001/sap/bc/we bdynpro/sap/zrc_applicati on?sap-client=500&sap-lan guage=EN#

Sr. No	Clearances Name	Location of the Proposed Industry	Issuing Authority	Link to Governing Legislation	Governing Act/Rules	Timeline	Link to Apply
		MP Industrial Area	MPIDC	-	-	15 Days	<u>Invest MP – Invest Madhya</u> <u>Pradesh</u>
12	Water Connection	Planning Area-Other than MP Industrial Area	Concerned Urban Local Body	The Madhya Pradesh Municipalities Act, 1961 Madhya Pradesh Municipal Corporation Act 1956	The Madhya Pradesh Municipalities Act, 1961 & Madhya Pradesh Municipal Corporation Act 1956	15 Days	www.mpenagarpalika.gov.i
		Non Planning Area- Other then MP Industrial Area	Water Resources Department	Chapter00-Short-Title-Rules (mpwrd.gov.in)	Madhya Pradesh Irrigation Act, 1931 (No. 3, 1931)	15 Days	-
13	Consent to Establish	Any Area in the State	Concerned Local Body	https://mppcb.mp.gov.in/PdfView.aspx?h=Acts/Rule&pdf=/proc/Air%20Act.pdf https://mppcb.mp.gov.in/PdfView.aspx?h=Acts/Rule&pdf=/proc/WaterAct-1974.pdf	The Air (Prevention And Control Of Pollution) Act, 1981 Water (Prevention and Control of Pollution) Act 1974	30 Days	https://xgn.mp.nic.in/

Pre-Operational Clearances Required for Business (5/7)

Sr. No	Clearances Name	Location of the Proposed Industry	Issuing Authority	Link to Governing Legislation	Governing Act/Rules	Timeline	Link to Apply
01	Consent to Operate	Any Area in the State	M P Pollution Control Board	https://mppcb.mp.gov.in/PdfView.aspx?h=Acts/Rule&pdf=/proc/Air%20Act.pdf https://mppcb.mp.gov.in/PdfView.aspx?h=Acts/Rule&pdf=/proc/WaterAct-1974.pdf	The Air (Prevention And Control Of Pollution) Act, 1981 Water (Prevention and Control of Pollution) Act 1974	30 Days	http://xgn.mp.nic.in
02	Application for Drawing Approval Under Electrical Installation HV/EHV/ Diesel Generator/Non-Conventional	Concerned Discom Area	Chief Flanking	https://energy.mp.gov.in/sites/		07 Days	https://esd.mponline.gov.i n/portal/services/home.as px
03	Application for Inspection and Approval of HV/EHV/Diesel Generator/Non-conventional Installation by Electrical Inspector	Concerned Discom Area	Inspector	default/files/documents/85602 015.pdf	Electrical Inspector (Regulation 43)	07 Days	https://esd.mponline.gov.i n/portal/services/home.as px

Pre-Operational Clearances Required for Business (6/7)

Sr. No	Clearances Name	Location of the Proposed Industry	Issuing Authority	Link to Governing Legislation	Governing Act/Rules	Timeline	Link to Apply
		Discom- East Zone	Concerned Discom Authority	https://cercind.gov.in/Act-with- amendment.pdf	Electricity Act, 2003, Section 42 & 43	07 Days	https://smartbijlee.mpez.c o.in/
04	New Service Connection (NSC) Application-	Discom- West Zone	Concerned Discom Authority	https://cercind.gov.in/Act-with- amendment.pdf	Electricity Act, 2003, Section 42 & 43	07 Days	https://mpwzservices.mpw in.co.in/mpeb_english/ho me
	Permanent	Discom-Central Zone	Concerned Discom Authority	https://cercind.gov.in/Act-with- amendment.pdf	Electricity Act, 2003, Section 42 & 43	07 Days	https://portal.mpcz.in/we b/eodb/#1593498795598- 95be74f4-298e
05	Professional Tax Registration	Any Area in the State	Commercial Tax Department	https://mptax.mp.gov.in/mpvat web/download/Act/pdf/PTActR ules.pdf	Under section 8 of Madhya Pradesh Profession Tax Act, 1995	01 Day	https://mptax.mp.gov.in
06	GST Registration	Any Area in the State	Commercial Tax Department	https://gstcouncil.gov.in/sites/default/files/consti-amend-Act.pdf	The Constitution (One Hundred and First Amendment) Act 2017	01 Day	https://reg.gst.gov.in/regis tration/
07	Shop & Establishment	Any Area in the State	Labour Department	https://www.code.mp.gov.in/WriteReadData/Pdf/Act_1958_00 25_Pdf_F119_English.pdf	Madhya Pradesh Shops & Establishments Act 1958	01 Day	https://labour.mponline.g ov.in/Portal/Services/Shra m/default.aspx
08	Factory License	Any Area in the State	Labour Department	https://labour.gov.in/sites/defa ult/files/factories_act_1948.pdf	Factories Act, 1948	07 Days	https://labour.mponline.g ov.in/Portal/Services/Shra m/default.aspx
09	Licenses to Contractors under Contract Labour (Regulation and Abolition) Act, 1970	Any Area in the State	Labour Department	Contract Labour (Regulation & Abolition) Act, 1970 Chief Labour Commissioner (clc.gov.in)	Contract Labour Act, 1970	03 Days	https://registration.shrams uvidha.gov.in/user/login

Pre-Operational Clearances Required for Business (7/7)

Sr. No	Clearances Name	Location of the Proposed Industry	Issuing Authority	Link to Governing Legislation	Governing Act/Rules	Timeline	Link to Apply
10	Registration of Principal Employer	Any Area in the State	Labour Department	https://clc.gov.in/clc/Acts-Rules/contract-labour-regulation-abolition-act-1970	Contract Labour (Regulation and Abolition) Act, 1970	03 Days	www.labour.mp.gov.in
11	Registration of Principal Employer employing Inter State Migrant Workers	Any Area in the State	Labour Department	https://clc.gov.in/clc/acts-rules/ contract-labour-regulation-aboli tion-act-1970	Inter-State Migrant Workers Act, 1979, Contract Labour (Regulation and Abolition) Act, 1970	03 Days	www.labour.mp.gov.in
12	Application for Trade License	Any Area in the State	Concerned Local Body	Madhya Pradesh Municipal Corporation Act 1956	Madhya Pradesh Municipal Corporation Act 1956	30 Days	
13	Registration under Boiler Act 1923	Any Area in the State	Directorate of Boiler	(https://db.mp.gov.in/Uploaded %20Document/THE%20BOILERS %20ACT%201923.pdf)	Boiler Act 1923	30 Days	http://invest.mp.gov.in
14	Authorization for Hazardous waste	Any Area in the State	Madhya Pradesh -Pollution Control Board	(cpcb.nic.in)	Hazardous Wastes (Management, Handling & Transboundary Movement) Rules, 2016	30 Days	Pollution Control Board :: (mp.nic.in)
15	Authorization for Bio-Medical waste	Any Area in the State	Madhya Pradesh -Pollution Control Board	The Bio-Medical Wastes Management Rules, 2016	Bio-Medical Waste Management Rules, 2016	45 Days	http://xgn.mp.nic.in/



Sector Specific Clearances

03

Clearance Applicable for API and Formulation Sub Sector (1/3)

Value Chain	Clearance	Issuing Authority	Governing Legislation	Link to Apply	Stage
	Registration Certificate for the imported bulk drug and finished product in India	Drug Controller General – Central Drugs Standard Control Organization, Government of India	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945)	Required for import of all drugs into India. Apply on: <u>CDSCO online portal</u>	
Research and Development/ Manufacturing and Wholesale	Import License for Bulk Drugs and Finished Product into India (Schedule-X)	Drug Controller General – Central Drugs Standard Control Organization, Government of India	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945)	Required for import of all drugs into India under Schedule–X in Act/Rules. Apply on: CDSCO online portal	Post-Operation of Manufacturing or Research and /or sales facility
distribution / Retail Distribution and Sales	Import License for Bulk Drugs and Finished Product into India (Other than Schedule-X)	Drug Controller General – Central Drugs Standard Control Organization, Government of India	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945)	Required for import of products into India for all drugs except those under Schedule–X in Act/Rules Apply on: CDSCO online portal	
	License for Manufacturing synthetic narcotic drugs	The Narcotics Commissioner, Central Bureau of Narcotics, Government of India	Narcotic Drugs and Psychotropic Substances Act & Rules, 1985 and subsequent amendments	All License applications are available online on Central Bureau of Narcotics - Unified Portal	Pre – Operation of Manufacturing and/or Research Unit

3.1 Clearance Applicable for API and Formulation Sub Sector (2/3)

Value Chain	Clearance	Issuing Authority	Governing Legislation	Link to Apply	Stage
	License to Manufacture Drug	Director of Drugs Control – Food Safety and Drug Authority, Government of Madhya Pradesh	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945)	Required for all drugs except those under Schedule–X in Act/Rules*. Apply on: Food And Drugs Administration, Madhya Pradesh (mponline.gov.in)	Pre-Operation of Manufacturing or Research unit
Manufacturing & Wholesale	Wholesaler Drug License	Director of Drugs Control – Food Safety and Drug Authority, Government of Madhya Pradesh	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945)	Required for all drugs except those under Schedule–X in Act/Rules Apply on: Food And Drugs Administration, Madhya Pradesh (mponline.gov.in)	Pre-Operation of Manufacturing or Research unit
Distribution (M&WD)	World Health Organization (WHO) – Good Manufacturing Practice Certificate	Director of Drugs Control – Food Safety and Drug Authority, Government of Madhya Pradesh	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945)	The licensee shall comply with the requirements of Good Manufacturing Practices as laid down in Schedule M. Apply on: Food And Drugs Administration. Madhya Pradesh (mponline.gov.in)	Post-Operation of Manufacturing Unit
	Good Laboratory Practice (GLP) Certificate	Director of Drugs Control – Food Safety and Drug Authority, Government of Madhya Pradesh	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945)	Required for the nonclinical safety testing of items contained in pesticide products, cosmetic, veterinary drugs and industrial chemicals Apply on: Food And Drugs Administration, Madhya Pradesh (mponline.gov.in)	Pre-operation of laboratory or R&D/ manufacturing unit

Central clearance

3.1 Clearance Applicable for API and Formulation Sub Sector (3/3)

	Value Chain	Clearance	Issuing Authority	Governing Legislation	Link to Apply	Stage
- 1	Netali Distribution	Free Sale Certificate for Drugs and Cosmetics	Director of Drugs Control – Food Safety and Drug Authority, Government of Madhya Pradesh	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945)	Required for all imports/exports Apply on: https://fdamp.mponline.gov.in/ (login to your account)	Post-Operation or Sales Facility

3.2 Clearance Applicable for API and Formulation Narcotics and Psychotropics

Value Chain	Clearance	Issuing Authority	Governing Legislation	Link to Apply	Stage	
Research and Development/ Manufacturing and Wholesale	License for Manufacturing synthetic narcotic drugs	The Narcotics Commissioner, Central Bureau of Narcotics, Government of India		All License applications are available online on Central Bureau of Narcotics - Unified Portal	Pre – Operation of Manufacturing and/or Research	
distribution	Registration for Import of Poppy Seeds			Specific information on required documents etc can be found on the <u>Central Bureau of Narcotics -</u> <u>Department Website</u>	- Unit	
	Export Authorization for Narcotic Drugs and Psychotropic Substances		Narcotic Drugs and Psychotropic Substances Act & Rules, 1985 and subsequent amendments			
Manufacturing and Wholesale	Import Certificate for Narcotic Drugs and Psychotropic Substances			Specific information on required documents etc can be found on the <u>Central Bureau of Narcotics -</u>	Post Operation of Manufacturing Unit	
Distribution	No Objection Certificate (NoC) for export of Pre-Cursor Chemicals			<u>Department Website</u>		
	No Objection Certificate (NoC) for Import of Pre-Cursor Chemicals				Pre-Operation of Manufacturing and / or Research unit	

Central clearance

Clearance Applicable for Medical Device Sub Sector (1/2)

Value Chain	Clearance	Issuing Authority	Governing Legislation	Link to Apply	Stage	
Research and Development/ Manufacturing and Wholesale	Certificate of Registration for a Notified Body for audit of Class A and Class B Medical Devices	a t		A notified body accredited by National Accreditation Body(designated by Central Government) may apply in MD 1 to CLA for grant of registration certificate in MD 2 on sugam online portal.	Pre – Operation of Manufacturing and/or research Unit	
distribution	Import License for Medical Devices			Requires an application under form MD-14, available on sugam online portal.	Pre – Operation of Manufacturing and/or research Unit	
	Test license to import Medical Devices for test, evaluation, clinical investigations, etc.	Drug Controller General – Central Drugs Standard Control Organization, Government of India	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945) & MEDICAL DEVICES RULES, 2017	Requires an application under form MD-17, available on sugam online portal.		
Manufacturing and Wholesale	License\ Loan License to Manufacture Medical Devices for sale or for distribution			Requires an application under form MD-7 & MD-8, available on sugam online portal.	Post Operation of Manufacturing and/or sales Unit	
distribution	Permission to import or manufacture medical device which does not have its predicate device			Requires an application under form MD-26, available on sugam online portal, after completion of its clinical investigation		
	Permission to import or manufacture new in vitro diagnostic medical device			Requires an application under form MD-24, available on sugam online portal.	Pre-Operation of Manufacturing Unit	

3.3 Clearance Applicable for Medical Device Sub Sector (2/2)

Value Chain	Clearance	Issuing Authority	Governing Legislation	Link to Apply	Stage
Manufacturing and Wholesale distribution / Retail Distribution and Sales	Permission to conduct clinical investigation of Investigational Medical Device	- Drug Controller General – Central Drugs Standard Control Organization, Government of India	THE DRUGS AND COSMETICS ACT (1940) AND RULES (1945) & MEDICAL DEVICES RULES, 2017	Requires an application under form MD-22, available on sugam online portal.	Post Operation of Manufacturing and/or sales Unit
Research and Development/ Manufacturing and Wholesale distribution	Permission to conduct clinical performance evaluation for new in vitro diagnostic medical device			Requires an application under form MD-24, available on sugam online portal.	Pre-Operation of Manufacturing and/or research Unit
	Test license to manufacture for test, evaluation, clinical investigations, etc			Requires an application under form MD-12, available on sugam online portal.	Pre-Operation of Testing and/or research Units
Manufacturing and Wholesale distribution	Permission to import or manufacture new in vitro diagnostic medical device			Requires an application under form MD-24, available on sugam online portal.	Pre-Operation of Manufacturing Unit
Research and Development	Registration of Medical Device Testing Laboratory			Requires an application under form MD-39, available on sugam online portal.	Pre-establishment of Testing Lab

	For queries, Please reach out to Pharma Sector Expert
SPOC Name :	Email I.D: