

## Notification for Cartridges

The product category of Cartridges for various types of printers manufactured by different OEMs has been on GeM for quite a long time. GeM has now created a separate category for **compatible Printer Ink cartridges** for printers . The manufacturers of compatible cartridges and those Sellers authorized by these manufacturers are requested to upload their products in this category and remove the products from the **Printer INK Cartridges - already existing on the portal which will be meant for Printer INK Cartridges (Original OEMs)**.

### **2. Printer INK Cartridges (Original OEM).**

At the time of offering products/already offered products under this product category on GeM portal, the authorized Sellers are requested to upload in Digi-locker (link available at Seller's dashboard), their general authorization of the OEM to sell their product i.e. Original Cartridges for Printers/ in open market within one week which would be verifiable from OEM , if required.

c. The Seller would be liable for administrative actions such as suspension/debarment/removal from GeM in addition to the grounds already stipulated under Clause 22 of the General Terms and Conditions of Sale / Purchase of Goods and Services in Government e-Marketplace (GEM), if

(i) Listing of the products is done on GeM portal without having genuine authorization with specific validity date from OEM,

ii) Listing of the products is done in irrelevant/inappropriate categories and/or with vague/conflicting product specifications/details/ irrelevant product photographs etc.

iii) Duplicate/counterfeited cartridges are supplied.

### **3. Compatible Printer Ink cartridges**

a. The Compatible Cartridges is a brand new unused cartridge manufactured by a third-party manufacturer other than the original manufacturer of the printer in their own brand name but compatible with the cartridge of original OEM. This category will totally exclude refilled/remanufactured cartridges which are manufactured/supplied using used, returned, cleaned and refilled cartridges and or parts thereof.

b. The Seller offering such products shall undertake that the Compatible Cartridge(s) conform with the safety, quality, performance and environmental standards/benchmarks etc. as laid down for the Original Cartridge of the Printer.

c. The Seller offering Compatible Cartridges shall undertake to defend, indemnify and hold the Buyer and its Related Parties from and against any and all Third Party claims and liabilities (including, without limitation, reasonable attorneys' fees and costs), regardless of the form of action, arising out of or in connection with a claim that the offered Cartridge(s) infringes, violates or misappropriates a OEM or third party patent, copyright or other proprietary right.

d. The Seller on GeM offering such cartridges will be either third party manufacturer of Compatible Cartridges or their authorized Sellers having general authorization with the

compatible cartridges manufacturer to sell their product i.e. Compatible Cartridges for Printers, in open market. At the time of offering products/already offered products under this product category on GeM portal, the authorized Sellers are requested to upload in Digi-locker (link available at Seller's dashboard), their general authorization / dealership of the Manufacturer to sell their product i.e. Compatible Cartridges in open market which would be verifiable from OEM , if required.

e. The Seller would be liable for administrative actions such as suspension/debarment/removal from GeM in addition to the grounds already stipulated under Clause 22 of the General Terms and Conditions of Sale/ Purchase of Goods and Services In Government e-Marketplace (GEM), if

i) they list/offer their products on GeM portal without having genuine authorization with specific validity date from OEM of the manufacturer of Compatible Cartridges

ii) listing of the products is done in irrelevant/inappropriate categories and/or with vague/conflicting product specifications/details/ irrelevant product photographs etc.

iii) Duplicate/counterfeited cartridges are supplied.

f) Any violation in this regard would attract punitive action from GeM including deactivation of their account.