

F. No. 5/2(1)/2020/E-P&G/Policy
Government of India
Ministry of Micro, Small & Medium Enterprises
(Policy Division)

Nirman Bhawan, New Delhi
Dated: 01.12.2020

OFFICE MEMORANDUM

Subject: Activities (NIC codes) not covered (with exception of certain categories) under MSMED Act, 2006 for Udyam Registration-regarding

In partial modification of the O.M. No. UAM/MC/01//2017-SME dated 27.06.2017 on the subject Activities (NIC codes) not covered under MSMED Act, 2006 for registration of Udyog Aadhaar Memorandum (UAM), as further validated for Udyam Registration vide O.M. no. 5/2(1)/2020-P&G/Policy dated 17.07.2020, it is clarified that the activities in Table.1 below would also not be included in the manufacture or production of goods or providing or rendering of services in accordance with Section 7 of the Micro, Small and Medium Enterprise Development Act, 2006 and, hence, may be treated as included in Table 1 of the aforesaid O.M.

Table.1

National Industrial Classification (NIC) Division	Description
92	Gambling and betting activities

2. Even though the enterprises involved in activities pertaining to the Divisions mentioned in Table.1 above and also in Table 1 of the O.M.dated 27.06.2017 are barred from registration as MSMEs, in view of the nature of activities (production of goods and services), the following categories at the sub-class level (in 5 - digit) of the National Industrial Classification as mentioned in Table.2 below, are to be treated as exceptions in the Divisions thus mentioned in the said O.M. dated 27.06.2017 as per Section 7 of the Micro, Small and Medium Enterprises Development (MSMED) Act, 2006, and are eligible for registration under Udyam Registration system and, hence, may be treated as included in Table 2 of the O.M. dated 27.06.2017.

Table.2

Sub-Class Level under National Industrial Classification (NIC) Division	Description
45200	Maintenance and repair of motor vehicles
45403	Maintenance and repair of motor cycles, mopeds, scooters and three wheelers

A. K. Tamaria
01.12.2020
(A. K. Tamaria)
Deputy Director (Policy)

Distribution:

1. AS&DC, O/o Development Commissioner, Ministry of MSME
2. AS&FA, Ministry of MSME
3. All Joint Secretaries/EA/DDG, Ministry of MSME
4. All ADCs/ DDG, Office of DC(MSME), Ministry of MSME
5. All AIAs/ Directors/ In-Charge Directors, MSME-DIs.
6. On the website of Ministry / DC-MSME, in the Section related to Udyam Registration, for the information of all stakeholders in the MSME Sector
7. NIC - For taking necessary action in the system

Copy to:

- (i) PS to Hon'ble Minister (MSME), for kind information of Hon'ble Minister (MSME)
- (ii) PS to Hon'ble MoS (MSME), for kind information of Hon'ble MoS (MSME)
- (iii) PPS to Secretary (MSME), for kind information of Secretary (MSME)
- (iv) PPS to Secretary, Department of Financial Services, Ministry of Finance, with a request to Secretary for circulation of the instant O.M. to the RBI, the Banks and other Financial Institutions, as deemed appropriate.

5/2(1)/2020-P&G/Policy
Government of India
Ministry of Micro, Small & Medium Enterprises
Office of Development Commissioner

Nirman Bhawan, New Delhi-110108
Dated: 17.07.2020

OFFICE MEMORANDUM

Subject: Substitution of “Udyog Aadhaar Memorandum (UAM)” with “Udyam Certificate” in the OM no. UAM/MC/01/2017-SME dated 27.06.2017 on the subject Activities (NIC codes) not covered under MSMED Act, 2006 for registration of Udyog Aadhaar Memorandum (UAM) – regarding

Kindly refer UAM/MC/01/2017-SME dated 27.06.2017 issued by SME section in connection with the above subject matter (Enclosed herewith).

2. In this regard, I am directed to state that “Udyog Aadhaar Memorandum (UAM)” is replaced with “Udyam Registration Certificate” in the above-said OM, with immediate effect.
3. This issues with the approval of the Competent Authority.

A.K. Tamaria
17.7.2020
(A.K Tamaria)
Deputy Director
Ph.:01123061163

Enclosure: As above
To

- (i) JS (ARI)/ JS (SME)/ JS (AFI)/ EA/ DDG, M/o MSME
- (ii) ADC (PS)/ ADS (SM)/ ADC (AS)/ DDG, O/o DC (MSME)
- (iii) AIA/ All Directors, O/o DC (MSME)
- (iv) All AIA/ Director/ Director incharge, MSME-DIs – requested to circulate this OM amongst all District Industries Centres
- (v) Senior Technical Director, NIC - requested to upload this OM on Champions Portal and Udyam Registration Portal

Copy to:

- (i) PS to Minister (MSME)/ PS to MoS
- (ii) PPS to Secretary (MSME)
- (iii) PPS to AS&DC (MSME)
- (iv) PPS to AS&FA, M/o MSME

F.No. UAM/MC/01/2017-SME
Government of India
Ministry of Micro, Small & Medium Enterprises
(SME Section)

Udyog Bhawan, New Delhi

Dated: 27.06.2017

OFFICE MEMORANDUM

Sub: Activities (NIC codes) not covered under MSMED Act, 2006 for registration of Udyog Aadhaar Memorandum(UAM)- regarding

The undersigned is directed to inform that Sub Section 1 of Section 7 of Micro Small or Medium Enterprises Development Act 2006 provides for classification of enterprises engaged in manufacturing or production of goods as well as enterprises engaged in providing or rendering of services as micro, small and medium based on investment in plant and machinery and equipment respectively. Sub Section 1 of Section 8 provides that any person who intends to establish a micro or small or medium enterprise engaged in manufacture or production of goods or providing or rendering of services may at his discretion shall file a memorandum of micro, small or medium enterprises in accordance with the provisions of Act. Subsequently, Ministry of Micro Small or Medium Enterprises notified vide notification number S.O. 2576 (E) dated 18.9.2015 and subsequent notification No. SO 85(E) dated 10.1.2017 for registration of Udyog Aadhaar Memorandum for Micro, Small or Medium Enterprises. In this context it is further clarified that the activities in **Table.1** below would not be included in the manufacture or production of goods or providing or rendering of services in accordance with Section 7 of the Micro, Small and Medium Enterprise Development Act, 2006:-

Table.1

NIC Code	Activity
02	Forestry and logging
03	Fishing and aquaculture
45	Wholesale and retail trade and repair of motor vehicle and motorcycles
46	Wholesale trade except of motor vehicles and motor cycles 47
47	Retail Trade Except of Motor Vehicles and motor cycles
97	Activities of households as employees for domestic personnel
98	Undifferentiated goods and services producing activities of private households for own use
99	Activities of extraterritorial organization and bodies

2. The NIC 2-digit activity **01- crop, animal production, hunting and related activities** would also not be included as per Section 7 of the Act **except** for the sub-classes of activities at 5-digit level given in Table 2.:

Table. 2

NIC Code	Activity
01462	Production of eggs
01463	Operation of poultry hatcheries
01492	Bee- keeping and production of honey and beeswax
01493	Raising of silk worms, production of silk worm cocoons
01612	Operation of agricultural irrigation equipment
01620	Support activities for animal production
01631	Preparation of crops of primary markets i.e. cleaning, trimming, grading disinfecting
01632	Cotton ginning, cleaning and bailing
01633	Preparation of tobacco leaves
01639	Other post-harvest crop activities, n.e.c
01640	Seed processing for propagation

Handwritten signature
27/6/17

(K. S. Ngangbam)
Deputy Director (SME)
Tel.No. 23061546

Distribution:

- (i) AS&DC, O/o Development Commissioner, Ministry of MSME.
- (ii) JS(SME)/JS(ARI)/JS(TC), Ministry of MSME.
- (iii) All Director, MSME-DIs
- (iv) All GM, District Industries Centres.

Copy to:

- (i) PS to Minister(MSME)/PS to MoS(GS)/PS to MoS(HPC)
- (ii) PPS to Secretary(MSME)