**ITEM NO. 04 (A-38)**

**1. Name of subject / Project:**

Construction of the random stone masonry boundary wall on both the said of Shankar Road from Ganga Ram Hospital to Talkatora Stadium round about (Deposit work)

**2. Name of the Department:**

Civil Engineering Department, Road-V Division

**3. Brief History of the Case:**

A meeting was held in Government of NCT of Delhi on 2nd January 2009 where Secretary (E&T), Secretary, NDMC, MD, DSIIDC, Chief Engineers, IFCD were present, during meeting following points were discussed and decided:-

* 1. In view of the forthcoming Commonwealth Games 2010 and also for prevention of dumping of malba it was decided that the construction / reconstruction of the boundary walls of uniform design / cross section and elevation in the ridge be undertaken in the Central Ridge.
	2. The random stone masonry boundary wall shall have the height of seven feet from the ground level as per the architectural design provided by the Chief Engineer, NDMC.
	3. It was further decided that NDMC shall be responsible for construction of the stone Masonry boundary wall on both side of Shankar Road from Ganga Ram Hospital to Talkatora Stadium Roundabouts. The work is to be executed by NDMC as deposit work.
	4. Accordingly preliminary estimate for ` 2,11,12,000/- was approved by Council vide Resolution No.16(A-26) dated 18 Feb.’09. The Forest Deptt. has sanctioned ` 2.11 crores for execution of work vide letter No.F.11(106)/PA/CF/08/Part/SR/1389-90 dated 17.07.2009. **(Annexure-1 See page 31)** During execution of the work, some additional work was required to be done by executing addl. Quantity, extra item for which approval in principle has accorded by the Chairperson, NDMC for `12.80 lacs on dated 01.12.2009. **(Annexure-2 See pages 32 - 33)** thereafter other approval in principle was accorded by the Chairperson, NDMC for amounting to ` 59.45 lacs to execute from the existing agency on the same terms and conditions of the contract on the existing rates for additional quantities alongwith extra item on market rate vide Chairperson, NDMC order dated 30.03.2010**.(Annexure-3 See pages 34 - 35)** The Forest Deptt. has also released the payment amounting to ` 59.45 lacs in addl. work vide No.F.33(DCF(S)/Store/09-10/1161-69 dated 18.06.2010. **(Annexure-4 See page 36)** The work was physically completed on 17.07.2010 with the total cost of ` 3,13,37,800/- which includes addl. Work addl. Quantities, extra item and departmental charges and payment of 10-C clause of the agreement.

e. There is total of tendered amount + AIP accorded ` 2,43,07,938/- & total expenditure on execution of work as per deviation statement ` 2,62,39,215/- where net amount of work for which AIP was not taken ` 19,31,277/- i.e. 7.36% of the total work executed. Amount exceeded beyond AIP accorded by the competent authority as the final measurements were carried out after completion of work as the work was got executed along ridge which has level difference in the ground surface at Shankar Road upto Ganga Ram Hospital which is 7.36% of the work executed. **(Annexure -5 See page 37)**

**4. Detailed proposal on the subject/subject:**

 The revised preliminary estimate amounting to ` 3,13,37,800.00

**5. Financial implication of the proposed project/subject:**

 The financial implication of ` 3,13,37,800.00 is involved.

**6. Implementation schedule with timeliness for reach stage including internal processing:**

Work has already been completed & remaining payment is to be released to the agency for the work executed after Revised Preliminary Estimate is approved by the Council.

**7. Comments of the Finance Department on the subject:**

 Finance has concurred the proposal which is as under:-

This is a dep osit work. The department should had asked the Forest Department to provide additional funds whenever the expenditure anticipated exceeding the sanctioned A/A & E/S. The department should not have incurred the liability more than the deposit received. The deptt. needs to be careful in future while undertaking such works & seeking addl. Funds well on time from the agency concerned.

However, in view of information brought out at P-26/N and work stands completed on 17.07.2010, department may process the Revised PE amounting to ` 3,13,37,800/- (Rupees Three Crore Thirteen Lakh Thirty Seven Thousand & Eight Hundred only) for consideration & approval of the competent authority. The department is advised to get the balance funds immediately from Forest Department in order to ensure that all liabilities incurred may be met out form the deposit received.

**8. Comments of the Department on comments of Finance Department:**

This is a deposit work and funds received from forest department. After approval of the Preliminary Estimate of the work amounting to ` 2,11,12,000/-by the council, the funds of ` 2,11,12,000/- has been released by the forest department vide letter No. F.11(106)/PA /CF/08/Part/SR/1389-90 dt. 17.07.2009. Copy placed at **(Annexure-1 See page 31)** and for additional work an amount of ` 59.45 lacs was again released vide No. F.33(DCF(S)/ Store/09-10/1161-69 dt. 18.06.2010**.(Annexure-4 See page 36)**

The remaining balance amount of ` 42,92,800/- has also been released by the Forest Department vide letter no. 33/DCF(S) Store/09-10/3981-84 dated 21.12.12 **(Annexure-6 See page 38)** for release the payment to the contractor as well as on other heads. Now total required fund equallent to estimate ` 3,13,37,800/- has been released by the Forest Department to NDMC. Detail of total expenditure on execution of work as well as total fund released by Forest Department has been shown in **(Annexure-5 See page 37).**

**9. Final View of Finance Department:**

Reply has been seen by the Finance Department.

**10. Legal implication of the subject/project:**

“There are no legal issues”.

**11. Details of previous council resolutions, existing law of Parliament and Assembly n the subject:**

Resolution No. 16(A -126) to ` 2,11,12,000/- dt. 18.02.2009.

**12. Comments of the Department on the comments of Law Department:**

No Comments.

**13. Final view of Law Department(wherever necessary)**

No Legal issue is involved.

**14. Certificate that all Central Vigilance Commission’s guidelines have been followed while processing the case:**

All the Central Vigilance Commission’s guidelines have been followed.

**15. Recommendation:**

The case is placed before the Council for consideration and according :

(i) Revised Administrative Approval and Expenditure sanctioned of ` 3,13,37,800/- for the work Construction of the random stone masonry boundary wall on both the said of Shankar Road from Ganga Ram Hospital to Talkatora Stadium round about (Deposited work).

(ii) Further action in the matter be taken in anticipation of confirmation of minutes of the council.

**16. Draft of Council’s Decision**

 **Resolved by the Council:**

(i) Revised Administrative Approval and Expenditure sanctioned of ` 3,13,37,800/- for the work Construction of the random stone masonry boundary wall on both the side of Shankar Road from Ganga Ram Hospital to Talkatora Stadium round about (Deposited work).

(ii) Further action in the matter be taken in anticipation of confirmation of minutes of the council.

**COUNCIL’S DECISION**

Resolved by the Council to accord Revised Administrative Approval and Expenditure sanction of ` 3,13,37,800/- for the work of Construction of the random stone masonry boundary wall on both the sides of Shankar Road from Ganga Ram Hospital to Talkatora Stadium round about (Deposit work).

It was also resolved by the Council that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.