

NEW DELHI MUNICIPAL COUNCIL
PALIKA KENDRA : NEW DELHI
COUNCIL'S MEETING NO. 12/2008-09 DATED 17.12.2008 AT 3-00 P.M.
Arrangement of business

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ITEM NO. 01 (C-33)

Confirmation and signing of the minutes of the Council's Meeting No. 11/2008-09 dated 19.11.2008 **(See pages 4-6)**.

COUNCIL'S DECISION

Minutes confirmed.

**NEW DELHI MUNICIPAL COUNCIL
PALIKA KENDRA : NEW DELHI**

**MINUTES OF THE COUNCIL'S MEETING NO. 11/2008-09 HELD ON 19.11.2008 AT
3-00 P.M. IN THE COUNCIL ROOM, PALIKA KENDRA, NEW DELHI.**

MEETING NO.	:	11/2008-09
DATED	:	19.11.2008
TIME	:	3-00 P.M.
PLACE	:	PALIKA KENDRA, NEW DELHI.

PRESENT :

- | | | | |
|-----------|------------------------|----------|--------------------|
| 1. | Sh. Parimal Rai | - | Chairperson |
| 2. | Sh. Ashok Ahuja | - | Member |
| 3. | Sh. Mukesh Bhatt | - | Member |
| 4. | Ms. Sima Gulati | - | Member |
| 5. | Sh. Vikram Dev Dutt | - | Secretary, NDMC |

The meeting was adjourned for want of Quorum.

SECRETARY

CHAIRPERSON

NEW DELHI MUNICIPAL COUNCIL
PALIKA KENDRA : NEW DELHI

MINUTES OF THE COUNCIL'S ADJOURNED MEETING NO. 11/2008-09 HELD ON 19.11.2008 AT 3-15 P.M. IN THE COUNCIL ROOM, PALIKA KENDRA, NEW DELHI.

MEETING NO.	:	11/2008-09
DATED	:	19.11.2008
TIME	:	3-15 P.M.
PLACE	:	PALIKA KENDRA, NEW DELHI.

PRESENT :

- | | | | |
|-----------|------------------------|----------|--------------------|
| 1. | Sh. Parimal Rai | - | Chairperson |
| 2. | Sh. Ashok Ahuja | - | Member |
| 3. | Sh. Mukesh Bhatt | - | Member |
| 4. | Ms. Sima Gulati | - | Member |
| 5. | Sh. Vikram Dev Dutt | - | Secretary, NDMC |

ITEM NO.	SUBJECT	DECISION
01 (C-30)	Confirmation and signing of the minutes of the Council's Meeting No. 10/2008-09 dated 15.10.2008.	Minutes confirmed.
02 (D-4)	Fixation of limit for entering into contract under Section 143(c) of NDMC Act, 1994.	Postponed.
03 (C-31)	Contracts/Schemes involving an expenditure of Rs. 1 Lac but not exceeding Rs. 50 Lacs.	Information noted.
04 (C-32)	Action Taken Report on the status of ongoing schemes/works approved by the Council.	Information noted.
05 (B-16)	Award of work for Providing CCTV System, New Delhi City Center Phase-II.	Resolved by the Council to award the work for providing CCTV system at New Delhi City Centre Ph-II to M/s PAN Intellcome Ltd. at their lowest quoted rate amounting to Rs.1,49,73,071/-. It was further resolved that the department may initiate necessary action in anticipation of confirmation of the minutes by the Council.

06 (B-17)	Construction of NDCC Phase-II. S.H. Civil, Internal Finishes, Plumbing & Sanitary, Furniture, Escalator, Sound Reinforcement & Stage Lighting in Convention Centre Block 'B'.	Resolved by the Council to award the work of Civil, Internal Finishes, Plumbing & Sanitary, Furniture, Escalator, Sound Reinforcement & Stage Lighting in Convention Centre Block 'B', NDCC Phase – II, to M/s Decor India Pvt. Ltd. at their lowest quoted rate amounting to Rs.16,72,27,074/-, and to take further action in anticipation of confirmation of the minutes by the Council in its next meeting. It was further resolved that the department may initiate necessary action in anticipation of confirmation of the minutes by the Council.
07 (A-68)	Providing land under Ranjeet Singh Flyover for newly created Barakhamba Road Police Station on temporary basis	The proposal of the department was not agreed to by the Council.

Resolution passed by the Council in its Meeting No.11/2008-09 dated 19.11.2008.

The Council appreciates the services rendered by Mrs. Tajdar Babar, Vice Chairperson, during the long association she had with NDMC ever since its inception. The Council is indebted to her for her valuable guidance and is appreciative of all the initiatives taken by her during the last so many years she had been the Member of the Council.

The Council would still like to seek her guidance and appreciate her advice on any matter concerning NDMC, in the interest of NDMC as an institution and for the citizens residing in NDMC area.

The Council also appreciates the services rendered by Sh. Ashok Ahuja, in various developmental activities, during his tenure as a Member in NDMC, as well as for his valuable suggestions and observations, for the betterment of NDMC area.

SECRETARY

CHAIRPERSON

ITEM NO. 02 (A-69)**1. Name of the subject/project:**

Sub.: S/R of roads in NDMC area

SH.: Improvement to lane by lanes under Lane Improvement Plan in R-V Division.

2. Name of the Department/departments concerned

Civil Engineering Department, Road-V Division.

3. Brief history/ detailed proposal of subject/project

(a) Comprehensive plan for improvement of roads, footpath, lanes by lanes, Roundabouts and drainage system in NDMC area was approved in principle by the Chairman on 12 Mar.'07.

(b) In the proposed programme improvement to lanes by lanes by providing interlocking pavers was approved in the area of R-V Division at the following locations:-

- Raja Bazar
- Doctor's Lane
- Bhagat Singh Market lane
- Talkatora Lane (Dhobi Ghat no.5)
- Rakab Ganj Lane (Dhobi Ghat No.4)
- Aditya Sadan lane
- Bishamaber Dass Lane
- Shram Shakti Lane
- Mahadev lane (Dhobi Gat No.6)

(c) A meeting was held in the chamber of Chairman, where E-in-C, SE(R-II) and other officers were present and it was decided to process the Estimate Division wise after clubbing all estimates of the lanes by lanes.

(d) Accordingly preliminary estimate has been prepared by the field staff & scrutinized by Planning for Rs.1,82,72,200/-.

(e) Finance Deptt. has concurred the preliminary estimate amounting to Rs.1,82,72,200/-

4. Detailed proposals of the subject / project:

The brief scope of work as follows:-

- (a) PCC 1:5:10
- (b) Pre-cast CC interlocking pavers
- (c) Pre-cast CC slab of size 400X400X50mm in pedestrian walkway portion

5. Financial implications of the proposed subject/project:

The financial implications of the proposal works out to Rs.1,82,72,200/-.

6. Implementation schedule with timelines for each stage including internal processing.

The schedule time for completion of work is twelve months after award of work.

7. Comments of the Finance Department on the subject with diary no. & date

Finance Department vide diary No. 1930/Finance/R-Civil dated 19th Aug.'08 has no objection to the preliminary estimate amounting to Rs.1,82,72,200/-. Finance Department's concurrence is based on the data and information placed on record by the Deptt. and ensuring the correctness of the information. The finance has also observed that Road History Registers shall be meticulously maintained and updated by all Engineers both in hard and soft form and each division shall ensure that the statistical data in respect of its area is kept updated and certified every year and further stated that road Divisions strictly to form an authenticated data/information on all roads in NDMC area for which a definite time limit may be specified under intimation to the Finance Deptt.

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

At present entries are being made in RHR for the works being executed on the roads but for the past where the entries were not existing in the RHR, the same have been updated on the basis of the information collected by our field staff. However for preparation of the authenticated data bank for various works of roads, in hard and soft copy action has been taken separately and the same is likely to be completed soon. Further it is certified that this data bank would be updated every year.

9. Legal Implications of the subject/project

NIL

10. Details of previous Council Resolutions, existing Law of Parliament and Assembly on the subject:

NIL

11. Comments of the Law Department on the subject :

Law Department has advised the agenda may be put up to Council in Dec.'08.

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

The Agenda would be placed before the Council in Dec.'08 meeting.

13. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case

Necessary guidelines of CVC would be followed during tender process.

14. Recommendations :

The case is laid before the Council for consideration and accord of Administrative Approval and Expenditure Sanction of **Rs.1,82,72,200/-** to the preliminary estimate for the work of Improvement to lane by lanes under Lane Improvement Plan in R-V Division

COUNCIL'S DECISION

Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the Preliminary Estimate amounting to Rs.1,82,72,200/- for the work of Improvement of lanes/bylanes, under Lane Improvement Plan, in R-V Division.

ITEM NO. 03 (A-70)**1. Name of the subject/project:**

Sub.: S/R of Roads in NDMC Area

SH: Riding Quality Improvement Programme (Phase-II)

2. Name of the Department/departments concerned

Civil Engineering Department, EE(RIP)

3. Brief history of subject/project

- (a) CRRRI was appointed as consultant for evaluation & Third Party Assurance of RIP Phase-II in Oct.'07. 40 Roads were proposed to be resurfaced under RIP Phase-II. CRRRI had carried out structural and functional evaluation of these 40 roads under RIP Phase-II & given recommendations for the type of treatment to be carried out to these roads.
- (b) Out of these 40 roads 22 roads were recommended for Hot Mix Treatment under the priority option-I depending upon the condition of the roads. Accordingly the approval was accorded by the Council for acceptance of CRRRI recommendations with priority one option for resurfacing of road under RIP-II vide agenda item No. 5(A-42) dated 20 Aug.'08. The Council also approved the issue of separate tenders for resurfacing using Hot Mix and Cold Mix Technology.
- (c) Following roads were recommended for Hot Mix Technology:-
- Provision of 40 MM Bituminous Concrete using PMB 40.
 - (i) Abai Marg
 - (ii) Amrita Shergil Marg
 - (iii) Defence Officers Enclave
 - (iv) Jai Singh Road
 - (v) Jesus & Merry College Road
 - (vi) Mahatma Jyoti Rao Phule Marg
 - (vii) Manas Marg
 - (viii) Najaf Khan Road
 - (ix) North Avenue
 - (x) Panchkuian Road
 - (xi) Race Course Road
 - (xii) Road connecting St. Martin Marg to Ring Road.

- (xiii) San Martin Marg
- (xiv) Simon Boliver Marg
- (xv) Shahjahan Road
- (xvi) Shanti Path (Satya Marg Roundabout to Ring Road Flyover)
- (xvii) Jaswant Singh Marg
Service Roads/ Cycle tracks of Barakhamba Road

- Provision of 50 MM DBM using 60/70 grade bitumen + 40 mm Bituminous Concrete using PMB 40.
 - (i) Barakhamba Road
 - (ii) C-Hexagon (already completed)
- Provision of 40 mm Stone Matrix Asphalt using 60/70 grade Bitumen
 - (i) Lodhi Road (Max Muller Marg to Aurobindo Marg Junction)
 - (ii) Panchsheel Marg
- Roads to be resurfaced with Mastic Asphalt Concrete
 - (i) Minto Road

- (d) Out of 22 identified roads for Hot Mix, C-Hexagon has already been resurfaced under the contract of Phase-I after approval was accorded by the Council vide Resolution No. 23 (A-77) dated 13 Feb.'08.
- (e) Rajpath incld. Radials of C-Hexagon & Imtihaz Khan Road have also been included as per request from CPWD vide Council Resolution No. 5(A-42) dated 20 Aug.'08 respectively.
- (f) The Administrative Approval & Expenditure Sanction for Rs.43,48,16,000/- has been accorded by the Council vide Agenda Item No. 24(A-15) dated 28 Apr.'08.
- (g) Accordingly tenders were called for & financial bid was opened on 06 Oct.'08. Three tenders were received as per following details:

S No.	Name of Firm	Estimated Cost	Rate quoted	Tendered Amount
(i)	M/s Shakeel Haider Engineers & Contractor	Rs.12,05,35,424/-	32.16% above	Rs. 15,93,09,168/-
(ii)	M/s C Parkashan & Co.	-do-	50.30% above	Rs.18,11,66,134/-
(iii)	M/s Satya Parkash & Bros. Pvt. Ltd.	-do-	32.07%	Rs.15,91,89,192/-

- (h) M/s Satya Parkash & Bros. Pvt. Limited is lowest bidder at 32.07% above the Estimated Cost of Rs. 12,05,35,424/- against the justification of 43.91% above the Estimated Cost with quoted amount of Rs. 15,91,89,192/-
- (i) The rates quoted by the lowest bidder have been found to be reasonable after checking of the tender by the Planning Department.
- (j) Since the cost of tender is more than Rs. 50 lacs it is required to be approved by the Council.
- (k) The Finance Department has concurred the proposal of acceptance of lowest offer.
- (l) The case was discussed in Empowered Committee on 26 Nov.'08 and after detailed deliberations the Empowered Committee recommended that the case be placed before the Council.
 - (i) For acceptance of the lowest offer of M/s Satya Parkash & Bros. (P) Ltd. @ 32.07% above the Estimated Cost of Rs. 12,05,35,424/- against the justification of 43.91% above the Estimated Cost with the tendered amount of Rs. 15,91,89,192/-.
 - (ii) To approve the resurfacing of Lodhi Road before its due date of Apr.'10 as it has to be resurfaced well before the Commonwealth Games to be held in Oct.'10 being the main connectivity between the Jawahar Lal Nehru Stadium & Stadiums in NDMC Area besides being the route of Marathon & cycling.
- (m) The validity of tender is expiring on **28 Dec.'08**

4. Detailed proposal on the subject/project

- (i) Tack coat @ 0.25Kg per Sq. M
- (ii) 50 mm thick Dense Bituminous Macadam (DBM) as leveling Course for camber/profile correction.
- (iii) 40 mm thick Bituminous Concrete (BC) as overlay using PMB 40.
- (iv) 40 mm stone Matrix Asphalt using Bitumen Grade 60/70
- (v) 40 MM Mastic Asphalt Concrete.
- (vi) Road Marking with Retro-reflective thermoplastic paint applied mechanically.

5. Financial implications of the proposed subject/project:

The financial implications of the proposal works out to Rs.15,91,89,192/-.

6. Implementation schedule with timelines for each stage including internal processing.

The schedule time for completion of work is twelve months after award of work.

7. Comments of the Finance Department on the subject with diary no. & date

The Finance Department vide diary No. 2687/Finance/R-Civil dated 10 Nov.'08 has concurred the proposal of the department to award the work to M/s Satya Parkash & Bros. (P) Ltd. at their tendered rates of Rs. 15,91,89,192/- subject to following conditions:-

- (i) Specific approval of the Council in respect of those roads which are proposed to be resurfaced before expiry of periodicity of road surface as already fixed by the Council vide its Resolution No. 2 dated 12 Jun.'03.
- (ii) Taking up work on Rajpath & radial of C-Hexgaon after receipt of deposit money from CPWD or atleast written confirmation from thereof.
- (iii) Departmental charges for the part of the work being taken up on behalf of CPWD may be intimated to them, if already not done, in terms of provisions of para 12.10 of CPWD works manual.
- (iv) It may be ensured & certified that the rates of L1 are in close proximity of rates of similar nature of works
- (v) Adequacy of funds under appropriate head of account may be ensured before committing liability.
- (vi) Proper indexing and paginating of the papers relating to this tender may be done, before seeking approval of the Competent Authority.

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

- (i) Since the contract will be in operation for one year so to avoid the procedural delays in concluding the fresh contracts following roads were included in the tender with their due dates of resurfacing duly indicated against each. These roads would be resurfaced after expiry of their due date.

- ◆ Shantipath - May'09
(between Ring Road & Satya Marg Roundabout)
- ◆ Jai Singh Road, Mahatma Jyoti Rao Phule Marg,
Jaswant Singh Road - Jun.'09

However approval for resurfacing of Lodhi Road before its due date of Apr.'10 would be taken from the Council due to the fact that this is a

main artery connecting Jawahar Lal Nehru Stadium the main venue of Commonwealth Games with Stadiums in NDMC Area & is also the route for Marathon & cycling events. So the riding quality of this road needs to be improved well before the commencement of Commonwealth Games. Imtihaz Khan Marg has already been approved by the Council vide Agenda Item No. 5(A-42) dated 20 Aug.'08.

- (ii) It would be ensured that the work on Rajpath and radials of C-Hexagon is taken up after the receipt of deposit money from CPWD or after written confirmation thereof.
- (iii) Considering the "Govt. to Govt. work" departmental charges were not included in the estimate forwarded to CPWD. However, as advised it will be intimated to CPWD in terms of para 12.10 of CPWD works manual.
- (iv) It is clarified that the rates of L1 are in close proximity of rates of similar nature of work.
- (v) Adequate fund have been requested in RE of 2008-09 under head G.1.3 "S/R of roads in NDMC Area" item No. 288.58.
- (vi) Proper indexing and paging of the papers relating to this tender has been done.

9. Legal Implications of the subject/project

No legal issues are involved in this project.

10. Details of previous Council Resolutions, existing Law of Parliament and Assembly on the subject:

- (i) Administrative approval & expenditure sanction for Rs.43,48,16,000/- has been accorded by the Council vide Resolution No. 24 (A-15) dated 28 Apr.'08
- (ii) Council Resolution No. 05(A-42) dated 20 Aug.'08.

11. Comments of the Law Department on the subject :

Law has no comments to offer.

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

NIL

13. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case

Certified that necessary guidelines of CVC have been followed while processing the tender case.

14. Recommendations :

The case is placed before the Council for consideration and accord of approval of following: -

- (i) For acceptance of the lowest offer of M/s Satya Parkash & Bros. (P) Ltd. @ 32.07% above the Estimated Cost of Rs.12,05,35,424/- against the justification of 43.91% above the Estimated Cost with the tendered amount of Rs.15,91,89,192/- for S/R of Roads in NDMC Area SH: Riding Quality Improvement Programme (Phase-II).
- (ii) To approve the resurfacing of Lodhi Road before its due date of Apr.'10 as it has to be resurfaced well before the Commonwealth Games to be held in Oct.'10 being the main connectivity between the Jawahar Lal Nehru Stadium & Stadiums in NDMC Area besides being the route of Marathon & cycling.

COUNCIL'S DECISION

- (i) Resolved by the Council to accord E/S amounting to Rs.15,91,89,192/-, above the estimated cost of Rs.12,05,35,424/- and to award the work to M/s Satya Parkash & Bros. (P) Ltd. @32.07% above the estimated cost. for S/R of roads in NDMC area. SH.: Riding Quality Improvement Programme (Phase-II).
- (ii) The Council also resolved to approve the resurfacing of Lodhi Road before its due date of Apr. '10, as it has to be resurfaced well before the Commonwealth Games to be held in Oct. '10; being the main connectivity between the Jawahar Lal Nehru Stadium & Stadiums in NDMC area besides being the route of Marathon & Cycling.
- (iii) It was further resolved by the Council that the Department may initiate action in anticipation of confirmation of the minutes by the Council. The Department shall also make a presentation of RIP Phase-I before the Council indicating the quality parameters achieved/adopted.

ITEM NO. 04 (A-71)**1. Name of the subject/project:**

Sub.: Pavement Improvement Programme

SH: Improvement to footpaths under jurisdiction of Sub-division-II of EE(R-II)

2. Name of the Department/departments concerned

Civil Engineering Department, Road-II Division.

3. Brief history of subject/project

(a) The scheme for Improvement of footpaths under Pavement Improvement Plan was approved by the Competent Authority in Mar'07.

(b) Following roads have been taken up under Pavement Improvement Plan Phase-I

- ◆ Shahajahan Road
- ◆ Moti Lal Nehru Marg
- ◆ Aurangzeb Road
- ◆ Prithvi Raj Road
- ◆ Tughlak Road

(c) The precast RCC footpath of these roads were constructed between 1987-96. The condition of these footpaths has deteriorated due to wear & tear, cuttings by various utility providers and have outlived their life. So there is need to improve these footpaths on **priority** in view of Commonwealth Games 2010.

(d) The Sub-committee on Pavement Improvement Plan comprising of Zonal Officer of the area, Asstt. Financial Advisor & EE(R-II) has checked the condition of these footpaths & recommended for improvement.

(e) Accordingly Preliminary Estimate has been prepared by the project team for Rs. 3,56,15,000/- which has been checked by Member Planning of the Project Team and concurred by Finance Department.

(f) The case was deliberated by Empowered Committee during its meeting on 26 Nov.'08 and Empowered Committee recommended that the case be placed before the Council for accord of Administrative Approval & Expenditure Sanction for Rs.3,56,15,000/-.

4. Detailed proposal on the subject/project.

- (a) The proposal is for improvement of footpath of Tughlak Road, Aurangzeb Road & Privthi Raj Road by providing 40 mm thick machine cut red & white sand-stone with precast CC kerb stone.
- (b) Provision of 40 mm thick machine cut red & white sand stone with sunken moulded kerbstone with channel of red sand-stone on Moti Lal Nehru Marg & Shahjahan Road.
- (c) The scope of work also includes provision of bell mouths, bollards, cobble stone approaches to footpaths in the form of table top.

5. Financial implications of the proposed subject/project:

The financial implications of the proposal works out to Rs. 3,56,15,000/-.

6. Implementation schedule with timelines for each stage including internal processing.

The schedule of completion of work is 15 months after award of work.

7. Comments of the Finance Department on the subject with diary no. & date.

The Finance Department vide diary No. 1729/Finance/R-Civil has concurred the proposal subject to following:-

- (a) Certification that these footpaths have served laid down life.
- (b) The decision taken vide item No. 18(A-7) dated 27 May'05 for maintenance and updation of Road History Registers in hard & soft form as pointed out by Member Finance has not be implemented despite passing of more than three years. Finance would therefore advice the CE(C) that he should get the decision of the Council implemented.
- (c) Since now the material having richer specifications which is stated to be sturdy and brawny is being used, the life of the footpath proposed to be replaced should also be revised suitably.

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

- (a) It is certified that these footpaths have served their life & need immediate improvement.
- (b) It has been certified by concerned Executive Engineer that RHR is being maintained & updated regularly.
- (c) The laid down life of material proposed to be used is more than normal precast concrete slabs.

9. Legal Implications of the subject/project

NIL

10. Details of previous Council Resolutions, existing Law of Parliament and Assembly on the subject:

NIL

11. Comments of the Law Department on the subject :

Law has no comments to offer.

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

NIL

13. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case

Certified that necessary guidelines of CVC would be followed during tendering.

14. Recommendations :

- (a) The case is placed before the Council for consideration and accord of Administrative Approval & Expenditure Sanction for Rs. 3,56,15,000/- for Improvement of footpath of roads under jurisdiction of Sub-Division-II of EE(R-II).
- (b) Approval to proceed further in the matter in anticipation of confirmation of minutes of meeting be also accorded by the Council.

COUNCIL'S DECISION

- (i) Resolved by the Council to accord Administrative Approval and Expenditure Sanction amounting to Rs.3,56,15,000/- for Improvement of footpath of roads under Jurisdiction of sub-division-II of R-II Division.
- (ii) It was further resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.

ITEM NO. 05 (A-72)**1. Name of the Project: -****Sub:** Installation of Road Signages in NDMC Area.**SH:-** Providing and fixing signages at Rotaries (three leaf type)**2. Name of Department**

Civil Engineering Department, Road Division II.

3. Brief History of the project :-

- (a) The road signages in NDMC area consists of retro-reflective as well as non retro-reflective types made of posts of MS angle / channel with MS sheet painted with stove enameled paint. Informatory, Cautionary and Mandatory boards have been provided from time to time as per request of traffic police but not in a planned manner. The signages provided on the roads are not adequate and do not meet the national/international standards. Most of the Mandatory/ Cautionary/ Informatory boards are inadequate & not in tune with the latest standards prevalent in major cities of the world.
- (b) All the major Central Govt. offices including seat of Central Govt. is in NDMC area. The embassies are also located in NDMC AREA. All the visiting dignitaries & heads of State alongwith their delegations visit NDMC area. So the importance of having proper signages cannot be ignored as it enhances the reputation of city more so when so many foreign tourists/dignitaries visit the capital of the country.
- (c) The signages provided at present are grossly inadequate and the material which has been used in the past has been replaced worldwide by the latest material which is user friendly. Signages with these latest materials can be seen clearly during night and foggy days. It is proposed to provide signages of international standards which will improve visibility of the signs and facilitate both pedestrians and the vehicle users. In view of Commonwealth Games 2010, the importance of good, adequate & planned signages on the roads cannot be ignored. So the proposal to have well planned & properly designed international standard Road signages has been initiated for NDMC roads.
- (d) Hon'ble Lt. Governor of Delhi in several meetings has also directed for installation of uniform road siganges in Delhi in view of Commonwealth Games 2010 and being capital of country visited by VVIP's and heads of various countries/states.

- (e) A Pilot Project on Signages for Maulana Azad Road was prepared and approved by competent authority. The Signage Plan was also approved by Hon'ble Chief Minister. The presentation of signage plan was also made before Council vide Item No.26 (A-78) dated 13 Feb.'08. The work on Pilot Project is in progress and is expected to be completed by middle of Nov.'08.
- (f) A meeting was held on 21 Aug.'08 in the office of Chairman and it was decided that due to very limited time available before commencement of Commonwealth Games 2010, the signages on Rotaries where there is no likelihood of change and which are as per the samples approved by the Hon'ble Chief Minister be taken up immediately.
- (g) 34 rotaries including C-Hexagon have been identified for the Three leaf type Signages Boards in NDMC area. So there is requirement of installation of 190 boards on these rotaries out of which 19 have already been installed & 171 boards are proposed to be installed now. The specifications proposed to be adopted for these road signages would be same as has been done in the pilot project of Maulana Azad Road. Since the cost of project is more than Rs.50 lacs, it is required to placed before the Council for accord of administrative approval & expenditure sanction.
- (g) Accordingly Preliminary Estimate has been prepared by the field staff for Rs.1,19,90,000/- which has been checked by Planning and concurred by Finance Department.
- (h) The case was placed before the Council vide Agenda Item No. 03(A-62) during its meeting on 15 Oct.'08 and was deferred due to model code of conduct on account of election to the Delhi Assembly.

4. Detailed proposal on the subject / project.

Brief scope of work is as follows:

- (a) Stainless steel posts.
- (b) Aluminum sheet with stainless steel pipe frame.
- (c) Type IX Micro Prismatic Retro-reflective sheeting over aluminum plate with words and signs as per IRC specifications.
- (d) Construction of foundation with Anchor plates for fixing stainless steel posts.

5. Financial implication of the proposed project: -

The Financial implication of the scheme works out to Rs.1,19,90,000/-.

6. Implementation schedule with time limits for such stage including internal processing.

The schedule date of completion has been taken as nine months after award of work.

7. Comments of finance department on the subject with diary No. & date:

Finance Department vide diary No.2341/Finance/R-Civil dated 24 Sep.'08 has got No

Objection to PE for Rs.1,19,90,000/- subject to following: -

- (i) The material taken in the items of work is economical and durable (laid down life be specified).
- (ii) Permission, if any, required from Traffic authorities be obtained before hand.
- (iii) Against funds earmarked for the purpose, proposals in the past have been got cleared, leaving hardly any balance for the proposed work, hence requisite funds for the scheme be got allotted from the competent authority before incurring any liability thereof.
- (iv) The Road Signages already at site have already served the laid down life.

8. Comments of department comments of finance Department:

- (i) The material proposed is durable and economical in the long term as the warranty of sheeting is seven years & the design life of the sheet is about 10-12 years, which is easily replaceable unless it is damaged by vandalism.
- (ii) No specific permission from traffic authorities is required as 19 such boards have been already fixed on rotaries.
- (iii) There is budget provision of Rs.50.00 lacs at page No.204, Item No.299.3 in the Budget book and Rs.120 Lacs have been demanded in RE 2008-09.
- (iv) The existing road signages are back lit type and are required to be replaced having outlived their life. The proposed boards do not require any electricity, are made of retro reflective sheet & are as per IRC/International norms.

9. Legal Implication of the subject/Project:

There are no legal implications in obtaining administrative approval & expenditure sanction.

10 Details of previous council resolution existing law of Parliament and Assembly on subject:

The Presentation of Signage Plan for Pilot Project was made to be Council vide Agenda Item No.26(A-78) dated 13 February'08.

11. Comments of Law Department on subject:

The Law Department has asked to indicate the Agenda the relevant provision in the NDMC Act which requires NDMC to fix signages on NDMC roads.

12. Comments of the depts. on the comments of Law department:

As per para 202 (ii) of NDMC Act 1994 of the public streets vesting in the Council are under the control of Chairman and shall be maintained, controlled & regulated by him in accordance with the byelaws made in this behalf. The road signage is an important & mandatory obligation and the part of NDMC to provide on its street for proper regulation of traffic both vehiculars and pedestrians.

13. Certification by the department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.

Certified that Necessary guidelines of CVC has been followed in processing the case.

14. Recommendations:

The case is placed before the Council

- (a) for consideration and accord of Administrative Approval and Expenditure Sanction for Rs.1,19,90,000/- for the work of providing and fixing signages at Rotaries (three leaf type) in NDMC Area.
- (b) To initiate further action in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

- (i) Resolved by the Council to accord Administrative Approval and Expenditure Sanction amounting to Rs.1,19,90,000/- for the work of Providing and Fixing of signages at Rotaries (three leaf type) in NDMC area.
- (ii) It was further resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.

ITEM NO. 06 (A-73)**1. Name of the subject/project:**

Sub.: Pilot project for Construction of Kiosks in NDMC Area.

2. Name of the Department/departments concerned

Civil Engineering Department, Road Division-IV

3. Brief history & detail proposal of subject/project

- (a) The Presentation was made to Hon'ble Chief Minister on 14 Jan.'08 for construction of Kiosks & other street furniture in NDMC area in which Chairman, Secretary, SO to Chairman, CE(C), CE(E) and Chief Architect were present.
- (b) After short-listing the conceptual design of Kiosks it was decided during the presentation that a pilot project be taken up for design and construction of kiosks of most common trades to get the general feedback on its design and functionality. Based on the approval of pilot project the scheme would be implemented in entire NDMC Area. It was also decided during the meeting with Hon'ble Chief Minister that PPP Model be explored for the feasibility of the project.
- (c) Following common trades have been identified for construction of kiosks on pilot basis:-
- a. Food Kiosks
 - Ready to serve type.
 - Cook & server type.
 - b. Flower Kiosks
 - c. Information/Interactive Kiosks
 - d. Print Media Kiosks
 - Printed publications.
 - Newspapers
 - e. Sale point for other misc. items.
- (d) It is proposed to use contemporary materials like High Grade stainless steel, Aluminum (Oxidized), tempered glass, polycarbonate and other latest high-tech materials for kiosks. These will be modular type & can be quickly assembled & erected at site. These kiosks will have virtually zero maintenance.

- (e) The possibility of having solar panel for lighting purpose of the kiosk can also be examined once approval to go ahead with the project is accorded.
- (f) These kiosks once finalized can replace the existing ones with suitable modifications besides some new kiosks under streetscaping project of roads.
- (g) The office of Lt. Governor, Delhi has also been insisting on standardization of kiosks for last several months. The letter dated 20 Jul.'07 (**Annexure 'A'**) (**See pages 29-30**) from L.G.'s office refers.
- (h) Being a Pilot Project it was decided that agencies like JCDecaux Advertisement Pvt. Ltd., a leading French firm and Innovaxis India Pvt. Ltd., part of leading firm of Sumania group of East Africa can be asked to design and construct Kiosks of some common trades on pilot project basis.
- (i) Accordingly approval in Principle was accorded by Competent Authority to ask Internationally reputed Agencies like M/S JCDecaux and M/S Innovaxis to supply the prototype Kiosks on payment basis. In order to process further the design details were asked from these firms. The firms showed inability to share their design details with the department being propriety items in nature. Without sharing these details the justification cannot be prepared for placing the order by the department. So there was difficulty in placing the orders for the Kiosks to these firms and the costs given by firms were found to be very high.
- (j) The case was discussed in detail in the office of Chairman on 18 Mar.'08 in which Secretary, Director (Projects), Director (Estate), CA, DCA & Director (PR) were also present about modalities of proceeding further in the matter & it was decided to place the matter before Empowered Committee.
- (k) The case was placed before the Empowered Committee on 12 May'08. The Empowered Committee deliberated in detail on the modalities to be adopted for proceeding further in the matter. It was finally decided that a group of officers i.e. Director (Projects), SE(R) & Dy. Chief Architect will work out the modalities for implementation of the project including the issue whether to go for a pilot project or not.

- (l) Consequent to the decision of Empowered Committee in a meeting held on 12 May'08 to form a group of officers comprising Director (Projects), SE(R), Dy. Chief Architect to work out the modalities of implementation of project a meeting was held in the office of Director (Projects) on 15 May'08 in which Dy. Chief Architect & SE(R) were present. The deliberations / recommendations of the group of offers are given in succeeding paras.
- (m) The objectives of pilot project are of two fold.
- ◆ Selection of appropriate design which will suit the weather condition vis-à-vis functionalities of kiosk.
 - ◆ To evaluate the management aspects such as licence management, advertisement area, maintenance, control etc.
- (n) In order to meet these objectives the committee recommended that Pilot project be taken up with limited issue of tenders to following reputed agencies.
- M/S JCDecaux
 - M/S Innovare India
 - M/S Clear channel
 - M/S Jindal Stainless Steel
- (o) The following types of Kiosk be taken up in Pilot Project:-
- Food kiosks
 - Ready to serve type
 - Cook & serve type
 - Flower Kiosks
 - Information/Interactive Kiosks
 - Print Media Kiosks
 - Printed publications
 - Newspapers
 - Sale point for other misc. items.
- (p) The kiosks under Pilot Project be installed at new locations & 50% of these be given to concessionaire to run & maintain and for balance 50% the license be issued by NDMC as per policy in vogue.
- (q) The following parameters be followed while issuing tenders of the firms:-
- ◆ The size of Kiosks be limited to 6' x 6'
 - ◆ The advertisement area will be limited to 2.25 S.M.

- (r) The material used should be of appropriate specifications to suit the local weather conditions of Delhi.
- (s) In the Pilot Project the Concessionaire may be allowed to display advertisement upto a specified maximum area & NDMC shall charge a total licence fee for permitting concessionaire to put up the pilot Kiosks.
- (t) License fee of Rs.5,000/- p.m. be charged subject to concurrence by Finance Department.
- (u) The pilot project to be effective for the period of three years.
- (v) Since some kiosks would be at new locations, so locations be suggested by Estate Department.
- (w) Number of kiosks under pilot project not to exceed 12.
- (x) Accordingly Expression of Interest was prepared and sent to the Legal Department for their advice as per decision taken in the Empowered Committee Meeting. The case was discussed with Legal Advisor and Financial Advisor on 25 Jul.'08 and it was decided that being a pilot project & being taken up for the first time, the case be placed before the Council for information before proceeding further in the matter. It was also decided that the tenders be issued to these agencies through two bid system so that financial bids are opened for these bidders whose technical bids are found to be acceptable as per the tender conditions.
- (y) The case was placed before the Council vide Agenda Item No. 04(A-63) during its meeting on 15 Oct.'08 and was deferred due to model code of conduct on account of election to the Delhi Assembly.

4. Financial implications of the proposed subject/project:

NDMC would not incur any expenditure as the project is proposed on PPP model.

5. Implementation schedule with timelines for each stage including internal proceeding

The schedule time for completion of Pilot Project is six months after award of work.

6. Comments of the Finance Department on the subject with diary no. & date.

Finance Department vide diary No. FA-2043/A/CE(C) dated 18 Aug.'08 has commented as follows :-

- (a) Cost benefit analysis with reference to estimated cost involved in construction of the project & maintenance thereof vis a vis revenue to accrue out of advertisement and also out of utilization of space of the kiosks should be prepared in support of periodicity of the concession i.e. 3 years as well as the licence fee of Rs.5,000/- per month per kiosks as proposed.
- (b) Location of kiosks may be decided/finalized before call of offers.
- (c) Advertisement area proposed to be kept should be as per extant policy & not in violation of any court orders, if any, on the subject.
- (d) Requisite approval from any authority like DUACC, if required, for the project in question may be ensured before taking up the same.

7. Comments of the Department on comments of Finance Department.

- (a) As has been stated in para 3(i) of the Agenda that being propriety items in nature the design details are not shared by the internationally reputed companies. Without sharing these details the cost benefit analysis with Estimated Cost involved in construction of project cannot be worked out. Keeping in view these difficulties the case was discussed in Empowered Committee on 12 May '08 and it was finally decided that a group of officers i.e. Director (Projects), SE(R) & Dy. Chief Architect will work out the modalities of implementation of project including whether to go for pilot project (para 3(k) of Agenda). So the group of officers has given their recommendations which are at para 3(m) to 3(x) of the agenda. The pilot project on PPP for a period of three years has been recommended in which the responsibility of maintenance and construction will be of the concessionaire.
- (b) The location of Kiosks will be decided before call of offers as advised by Finance Department.
- (c) The advertisement area recommended by group of officers of 2.25 SM would not be exceeded and it will be ensured that there is no violation of court orders on the subject.
- (d) The approval from DUAC, if required, would be taken.

8. Legal Implications of the subject/project

NIL

9. Details of previous Council Resolutions, existing Law of Parliament and Assembly on the subject:

NIL

10. Comments of the Law Department on the subject :

No comments

11. Comments of the Department on the comments of the Law Department

No comments

12. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case

Necessary guidelines of CVC would be followed during tendering.

13. Recommendations :

The case is placed before the Council for information & to accord go ahead of the Pilot Project on PPP Model.

COUNCIL'S DECISION

Resolved by the Council to accord approval, to go ahead with the Pilot Project, on PPP Model, subject to condition that the new kiosks will be constructed only as a replacement of the existing kiosks and no new kiosk shall be constructed, as proposed in the point (p) of the preamble.

It was further resolved by the Council not to approve the proposal contained at point (s) & (t) of the preamble.

It was also resolved by the Council that the PPP Model be based on revenue sharing.



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RAJ NIWAS
DELHI - 110054

Annexure - (A)

Chairperson's Office

N. D. M. C.

Dir. No. R-2717

Date 7/8/07

Sub: Standardization of Kiosks.3111
26/7/07R-1107/P8/EC
7/8/07

There are around 50 to 60,000 Kiosks all over Delhi of various shape sizes and structure let out/controlled by MCD, NDMC & DDA. It is noticed that in majority of the kiosks some addition/alteration have been carried out by the respective owners and the kiosks have become very untidy/ugly and shabby to look at.

2. keeping in view the Commonwealth Games 2010 and beautification of the City It is mandatory that a positive endeavour is made towards Improving and standardizing the kiosks by all involved agencies such as NDMC, MCD & DDA. Further a standard norms of Do's & Don'ts in respect of these kiosks need to be formulated and strictly enforced. It is desired that the owners of the kiosks are not permitted to stay over-night and they are to be encouraged to bring their goods in the morning and take it back at the end of the day when the business is over. Further there will be requirement of some 'information of kiosks' to be set up in around the Games Village and the Stadiums, for the Commonwealth Games-2010, to facilitate the Sport-tourist visiting the City.

3. There is requirement to have a standardized kiosks all over Delhi. Once the kiosks are standardized generation of revenue through bulk advertisement would also be an option which may pay rich dividends.

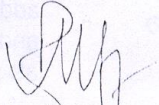
Office of the ~~Chairman~~ (N.D.M.C.)
N.D.M.C.
Dir. No. R-2717
Date 7/8/07

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- 2 -

4. Keeping the above aspects in view, it is requested that some designs of kiosks be prepared. All the three agencies may discuss and deliberate on the subject to evolve a standard design of the Kiosks, to be set up in Delhi. This may please be taken up in a time bound schedule (the commonly agreed design could be made ready by 30th August 07) **and enforced**. This office may be kept informed on the progress of the subject.


(Ranjan Mukherjee)
OSD to Lt. Governor

1. Vice-Chairman, DDA
2. The Commissioner (M.C.D.)
3. Chairman, NDMC

U.O.No. 5(11)/RN/2007/01/1506

Dated: 20 July 2007

Copy to:-

1. The Principal Secretary, Urban Development, New Delhi.
2. Pr. Secy to C.M., Delhi for kind information pl.

(Ranjan Mukherjee)
OSD to Lt. Governor

ITEM NO. 07 (A-74)**1. Name of the Subject / Project :**

Sub.: Streetscaping of roads in NDMC roads.

SH : Streetscaping of Baba Kharak Singh Marg.

2. Name of the Department :

Civil Engineering Department, Road-IV Division

3. Brief History of the subject / project :

- (a) A decision was taken in year 2006 to take up important roads for streetscaping and M/s OASIS Design was appointed as a landscape consultant for a package of four roads & development of Hanuman Plaza with Baba Kharak Singh Marg as one of the roads taken up for streetscaping.
- (b) Accordingly as per terms of agreement the consultant submitted the conceptual design for proposed streetscaping of Baba Kharak Singh Marg. The presentation was made by M/s OASIS Design of the conceptual plan to Chairperson on 02 Aug.'06. The conceptual plan was also shown to Chief Minister on 21 Aug.'06.
- (c) The conceptual plan of Baba Kharak Singh Marg was finally approved by Chairperson on 10 Nov.'06.
- (d) Based on the approval of conceptual plan M/s OASIS Design has submitted details of measurement, analysis of rates alongwith the preliminary estimate which has been scrutinized by planning of Project Team & Finance Department.
- (e) The Empowered Committee after deliberations has approved the Conceptual Plan & preliminary estimate for Rs.6,64,37,800/- for streetscaping of BKS Marg and recommended that preliminary estimate be placed before the Council for accord of Administrative Approval and Expenditure Sanction for Rs.6,64,37,800/-.
- (f) It was also decided that the case be placed before the Council only after the exact details from DMRC are obtained regarding the vacation/handing over of land taken by them in Right of Way of BKS Marg for Airport Express Link, the depth at which Airport Express Link is being laid so that it does not interfere the streetscaping project and also the areas which are likely to be effected by construction of this Airport Express Link.
- (g) Since lot of activities are going on and are likely to take place in next 12-18 months like construction of DMRC line, construction of parking at Gurudwara

and Multi level parking by NDMC and DTDC so it was felt by Empowered Committee that all these details be obtained and firmed up before the case is placed before the Council for approval.

- (h) The details of work of DMRC, Gurudwara Bangla Sahib and Multi level parkings by NDMC & DTDC have been checked with respective agencies. Since their work is confined within their Plot Area so it is not going to affect streetscaping plan of the Right of Way except one DMRC station (about 300 meters) which is coming in the Right of Way. The rest of the B.K.S. Marg would be handed over to NDMC in phases by Dec.'09. The changes due to DMRC station would be carried out during the detailed estimate stage. Since the time left for Commonwealth Games is very limited and it may not be possible to complete it before the Games if the process is not started now.
- (i) The case was again discussed in the Empowered Committee on 08 Oct.'08. Keeping in view time constraint, it was decided that the case be placed before the Council for accord of Administrative Approval and Expenditure Sanction.
- (j) The case was placed before the Council vide Agenda Item No. 11(A-65) during its meeting on 15 Oct.'08 and was deferred due to model code of conduct on account of election to the Delhi Assembly.

4. Detailed proposals of the subject / Project :

(a) Brief details of the scheme are as follows:-

- | | | |
|------------------------|---|----------------|
| ◆ Length of Road | : | 1660 M |
| ◆ Width of Carriageway | : | 18.46 – 19.7 M |
| ◆ Right of way | : | 33.23 –46 M |

(b) Traffic Management

- i. The design proposes to have bus bays properly designed. The bus bays will be dipped away from the main carriageway.
- ii. Entries to the main road are proposed to be through triangular ease-ins.
- iii. Provision of adequate parking facilities.
- iv. Use of Hanuman Lane for Parking & Improvement of Circulation of Vehicles etc.
- v. Provision of cycle track.

(c) Pedestrian Based Facilities/Street Furniture:

- i) The proposal is for wide hassle free, clean, comfortable and continuous pedestrian plaza on either side of the road.
- ii) The green buffer segregating vehicular traffic from pedestrian has been proposed.
- iii) The other pedestrian facilities like public toilets, signages, maps and lighting have been proposed.
- iv) The design also emphasizes for co-location of bus stops, toilet blocks and pedestrian crossovers for the facility of pedestrians.
- v) Re-designing the edge of public space and integration of public sidewalks both visually and physically with public parks, plaza etc.
- vi) Provision of table-top crossovers. It is proposed to provide continuous pedestrian pathway with the raised table top crossovers as traffic calming devices. All the intersections are proposed to be raised by 15cm with the different colour texture surface.
- vii) Provision of road side buffer which separates pedestrians from vehicular traffic & noise. The road side buffer will also prevent spillover of the pedestrian to the main carriageway besides providing road with green landscape look.
- viii) The other elements of street furniture which have been proposed are signages, public art, landscape lighting, seating options & Rain Water Harvesting.
- ix) Tree plantation on both side of the road has been proposed to ensure that avenue effect is retained and new trees are added to maintain the continuity of same. This will also help to create a cool micro climate.
- x) Entire walkway to made disabled friendly.
- xi) Adequate number of toilets on BKS Road to be provided.

(d) Place Making Facilities

- i) It is proposed to intergrate plaza in front of State Emporia, Traffic Training Park, Public Parking next to Bangla Sahib Gurudwara and Plaza in front of Hanuman Mindir with the main pedestrian plaza on B.K.S. Marg.
- ii) Design of Bollards-cum-Sitting place with Logo of NDMC on Bollards.

iii) Advertisement on walls.

(e) The brief details of various Civil/Electrical & Horticulture works involved are as follows: -

Civil Works

- Improvement of Footpaths on both sides of roads
- Creation of Pedestrian Plaza
- Development of Parking
- Cycle Track on both sides.
- Slip roads in outer segments of Gole Dak Khana Roundabout
 - Pt. Pant Marg
 - B.K.S. Marg
 - Kali Bari Marg
- Improvement in Drainage works

Horticulture Related works

- Grassing & Plantation
- Laying of irrigation line on both sides & across the road, pumps etc.
- Rain Water storage tanks for irrigation
- Road signages, Bollards, Cycle Stands, Litterbins

Electrical works

- Cable (Different Sizes)
- Poles and Pole light fittings
- Uplighters
- Feeder Pillars

(f) 5% of estimated cost of civil works has been catered for road signages, seatings, shifting of underground services etc., 5% for consultancy charges & 5% for provision of tree root guards, gratings, & other misc. works.

5. Financial Implications of the proposal/Subject :-

The financial implication for Streetscaping/beautification of Baba Kharak Singh Marg is work out to Rs.6,64,37,800/-.

6. Implementation schedule with timelines for such stage including internal processing,

- | | | |
|------------------------------------|---|-----------------|
| ♦ Accord of A/A & E/S | - | Dec.'08 |
| ♦ Preparation of Detailed Estimate | - | Jan.'09 |
| ♦ Call of Tender | - | Feb.'09 |
| ♦ Award of work | - | Mar.'09 |
| ♦ Execution of work | - | Apr.'09-Sep.'10 |

7. Comments of the Finance Department on the subject with diary No. & date:

Finance Department vide Diary No. 2692/finance/R-RI dated 07 Dec.'07 has concurred the Preliminary Estimate amounting to Rs.6,64,37,800/- subject to following:-

- (a) Availability of funds.
- (b) Certification by department to the effect that the specifications proposed in the estimate are in conformity with the approved specification.
- (c) Estimate of horticulture and electric work duly checked by the respective department may also be annexed with P.E.
- (d) Ex-post facto approval of the Council for consultancy fee payable to M/s OASIS design.
- (e) The department to ensure that the fee payable to the consultant is regulated in terms of condition 8 of the agreement and restricted to lump-sum payment of Rs.51.00 Lacs for specified scope of work.

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

- (a) The proposed work is to be charged to the Streetscapping Project funds have been demanded in PE 2008-09 & DE 2009-10
- (b) It is certified that the preliminary estimate submitted by the consultant is as per CPWD specifications and modifications issued from time to time.
- (c) The horticulture/electrical estimate have been checked by respective members of the Project Team and are part of Preliminary Estimate.
- (d) It was decided by Competent Authority that case be placed before council alongwith the PE for approval as the consultancy fee is for five different roads and forms part of PE of each road.
- (e) It will be ensured that consultancy fee is regulated as per condition 8 of the agreement and restricted to lump sum payment of Rs.51.00 lacs for specified scope of work.

9. Legal implications of the subject/project:

There are no legal implications for obtaining Administrative Approval and Expenditure Sanction.

10. Details of previous Council Resolution existing Law of Parliament & Assembly on the Subject:

Nil

11. The comments of Law Department on the subject:

There are no legal implications.

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

No comments.

13. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case:

Necessary guidelines of CVC would be followed during tendering.

14. Recommendations :

The case is placed before the Council

- (a) For consideration & accord of Administrative Approval & Expenditure Sanction for Rs. 6,64,37,800/- for the work of Streetscaping/Beautification of Baba Kharak Singh Marg and ex-post facto approval of consultancy fee to be paid to M/s OASIS Design for Streetscaping of Roads in NDMC area.
- (b) To initiate further action in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

- (i) Resolved by the Council to accord Administrative Approval and Expenditure Sanction amounting to Rs.6,64,37,800/- for the work of Streetscaping/Beautification of Baba Kharak Singh Marg and ex-post facto approval of consultancy fee to be paid to M/s OASIS Design for Streetscaping of Roads in NDMC area.
- (ii) It was further resolved that further necessary action be taken in anticipation of confirmation of the minutes of meeting by the Council & proper phasing of work be made in the tender keeping in view the schedule of handing over of BKS Marg by DMRC to NDMC. The Department shall incorporate an appropriate condition in the tender document to ensure that validity of rates is honoured by the firm keeping in view the long implementation time span.

ITEM NO. 08 (A-75)**1. Name of the Project**

Name of Work:- **Improvement to Palika Niwas Housing complex, Lodhi Colony.
SH: Renovation of flats at Palika Niwas Housing complex, Lodhi Colony.**

2. Name of the Department Concerned

Civil Engineering Department, EE(BM-III)

3. Brief History of the Project

Palika Niwas Housing Complex, NDMC is a big housing colony comprising of 189 quarters of various categories i.e. Type I, II and type III flats. The housing complex was constructed way back in 1973 and till then no major improvement work has been taken up. Proposal for improvement and renovation has been framed in two parts i.e.

- i) Providing and fixing tiles, granite and M.S. cup boards.
- ii) Replacement of SCI drainage pipe on walls outside the shaft.

4. Detailed Proposal of the Project & Scope of Work.

The scope of work is as under:

Part (A) consists of following improvement works:

- i) Providing and fixing vitrified tiles in the left out flats of size 600x600mm on floors of type III flats. However, it is mentioned that vitrified tiles have already been provided in 10 flats.
- ii) Providing and fixing ceramic glazed tiles in skirting of dado in W.C., bath and Kitchen in all the flats of Tye I, II & III.
- iii) Providing and fixing ceramic tiles of size 300x300 on floors of type I and Type II flats and provision of vitrified tiles have been taken for Type III flats and out of which vitrified tiles have already been provided in 8 flats.
- iv) Provisions for new R.C.C counter slabs in kitchens has been taken wherever necessary.
- v) Providing and fixing M.S. sheet cup boards shutters with frame (Godrej style/design) on cupboards in rooms and kitchen in all the flats.
- vi) Provision for replacement of damaged flush door shutters of W.C. & Bath in flats has been taken wherever necessary.

Part (B) consists of following improvement works:-

- i) Providing and fixing 100mm dia S.C.I pipes for drainage system on wall face of building place of outside the wall of the shaft as the existing shaft is too narrow to be utilized for maintenance purpose.
- ii) Water proofing treatment in sunken portion of upper floor flats to overcome the leakage/seepage..
- iii) Water proofing treatment from outside in all the shafts. to overcome the leakage/seepage..
- iv) Provision has been taken for replacement of Orissa W.C. pan, European W.C. pan and PVC flushing cistern wherever required.

- v) Construction of brick masonry manhole below each shaft to over come the problem of spilling of water on the ground floor.
- vi) To over come the problem of overflow of sewer a new sewer line is to be laid of 150mm dia & S.W. pipes from shaft to Ist manhole and to connect the same to main sewer line in the complex.

5. Financial Implications of the Project

Financial implication/ preliminary costing of the scheme for Improvement to Palika Niwas Housing complex, Lodhi Colony SH: Renovation of flats at Palika Niwas Housing complex, Lodhi Colony is Rs. 2,93,07,000/-.

6. Implementation schedule with time lines for each stage including internal processing.

- i) Detailed Estimate – one month
- ii) N.I.T – 15 days
- iii) Processing of tender & award of work:: 90 days
- iv) Completion time – one year from the date of award of work

7. Comments of FA/ Finance Department dated 28/11/2008(Diary No. 2751 dt. 28.11.2008)

"We concur in the P.E. amounting to Rs. 2,93,07,000/- (Rupees two crores ninety three lak and seven thousand only) for the above cited work, as checked by Planning at P-13/N subject to availability of funds & (ii) Concurrence of Architect Department as FD still feels that it is required in satisfaction of Para (i) of Chaper 5 of CPWD Maintenance Manual. The expenditure is proposed to be charged against Head of A/C D.4.12.1 item 240/P 155 where a budget provision of Rs. 2 lakh exists in the current year budget book."

8. Comments of the Department on the comments of FA dated 28.11.2008

- i) The mentioned work is of improvement nature and is not beyond the laid down norms as no structural change is being done. Also no addition/alteration(structural) work has been included in the estimate and is in terms of provisions of chapter 5 of Maintenance Manual. The scope of work is entirely of improvement nature and is based on the recommendations of the Sub Committee whose report is placed in the file in which C.A was also one of the members, as such there is no need for sending the case to Architect Deptt. in terms of the provisions of Chapter 5 of the Maintenance Manual.
- ii) Although the provision is only Rs. 2.00 lacs in the current financial year against Head of A/C D.4.12.1 item 240/P-155 but sufficient amount has been sought for in the next financial year i.e. 2009-2010 as the execution of the work will be carried out in the next financial year.

9. Legal Implication of the subject/project

Nil

10. Details of previous Council Resolutions, existing law of Parliament and assembly on the subject.

D.P.R. has been duly approved by the Technical Sub Committee dated 27.8.2008

11. Comments of LA/ Law Department

This is an improvement and renovation in NDMC owned buildings and does not involve any law point.

12. Comments of the Department on the comments of LA/ Law Department

Nil.

13. Certified that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.**14. Recommendations :**

Preliminary Estimate amounting to Rs.2,93,07,000/- for Improvement to Palika Niwas Housing complex, Lodhi Colony SH: Renovation of flats at Palika Niwas Housing complex, Lodhi Colony duly concurred in by the finance department is recommended for administrative approval and expenditure sanction of the Council.

COUNCIL'S DECISION

Resolved by the Council to accord A/A & E/S to the Preliminary Estimate amounting to Rs.2,93,07,000/- for the work 'Improvement to Palika Niwas Housing complex, Lodhi Colony SH: Renovation of flats at Palika Niwas Housing complex, Lodhi Colony.

ITEM NO. 09 (A-76)**1. Name of the Project**

Name of Work:- Development of various Markets in NDMC area.
Sub – Head:- Façade Improvement for Yusuf Zai Market.

2. Name of the Department Concerned

Civil Engineering Department Zone-II

3. Brief History of the Project

Yusuf Zai Market exists on the outer circle of Connaught Place and starts from State Entry Road to Shankar Market. It has 106 shops and needs Façade Improvement work to give a proper shape considering forth coming Common Wealth games 2010. Traders Association have a long demand for this face lifting work. A meeting was arranged in the chamber of CE(C-II) on 23/10/2007 where members of Yusuf Zai market called "Connaught Place Traders Association" was also present. After detailed discussions, it was decided that DCA will prepare a detailed drawing for façade improvement work within 3 weeks and there after the proposal will be discussed with the traders association before the same is Placed before Chairman, NDMC. Conceptual drawing prepared by DCA is appreciated by Connaught Place Traders Association and now the same is placed before the Council for Conceptual Approval.

Accordingly a Preliminary Estimate to implement the above scheme was processed and A/A & E/S by the Council was accorded vide Reso. No. 7(A-54) dt. 23.5.2008 amounting to Rs. 1,34,80,500/-.

Thereafter the detailed estimate based on DSR 2007 + Market Rates + 3% contingencies got technical sanctioned and N.I.T got approved from the competent authority.

Item Rate tenders were invited after completing all the codal formalities and in response no tender was received in the **1st call of tenders** which was opened on 1.9.2008.

Item Rate tenders were re-invited after completing all the codal formalities This time only one tender was received and opened on 19.9.2008 as per details given hereunder:

S. No.	Name of the Agency	Estimated cost (Rs.)	Quoted Amount(Rs.) (after rebate of 16%)	% above /belowthe estimated cost	Condi tion if any	Remarks
1.	M/s Dashmesh Arts(I) Ltd.	1,51,78,407/-	1,41,51,441.54	Approx. 6.766% below the estimated cost	Nil	Given rebate of 16% on the quotes rates

From the above it may be seen that M/s Dashmesh Arts (I) Ltd. has quoted an amount of Rs.1,41,51,442/- which is 6.766% (approx.) below the estimated cost put to tender. The justification has been worked out by Planning Division at 2.16 % above the estimated cost of Rs.1,51,78,407/- put to tender. The quoted rate of the contractor M/s Dashmesh Arts (I) Ltd. are on the lower side as compared to the justified rates. To explore the possibility of getting the rates reduced to the maximum extent, negotiations were proposed and held with the contractor in the chamber of Chief Engineer(C-II) in the presence of all the Committee Members viz. Addl. Chief Engineer/S.E(P), E.E(P-I) Sr. A.O.(W), A. L.O and E.E.BM-III. After detailed discussions on all the aspects, contractor agreed to reduce his quoted rates by giving a rebate of 0.40% on the tendered amount and which has been considered quite

reasonable because of the nature of work/site constraints. Accordingly negotiation committee opined to accept the tender of M/s Dashmesh Arts (I) Ltd. with a revised offer of Rs.1,40,94,836/- which is 7.1388% (approx.) below the estimated cost. The negotiated tendered amount is 9.1022%(approx.) below the justified amount of the tender which is quite reasonable. The letter of voluntarily reduction given by the contractor dated 10.10.2008 shall form part of the agreement.

4. DETAILED PROPOSAL OF THE PROJECT:

Proposal

It is proposed to improve Façade of all the 106 shops of Yusuf Zai market by providing either ACP sheets as being executed for Janpath Road Berm Shops or by providing simple plaster and long lasting paint. Two shops have been identified for these two options and accordingly façade improvement will be finished for selected shops for both the options. Final approved sample will be repeated for all the shops of Yusuf Zai Market.

Façade Improvement work requires change of front wall profile and height of stall. Design prepared by DCA is in such a way that shutters of all the shops requires replacement by Glass Doors and position of all the shutters will be shifted to match the front profile of the market. The cost of internal changes in shops like change of front wall, roof and shutters by Glass Doors will be borne by individual stall holders as agreed by traders association. Final façade improvement work will be taken up by NDMC in due course. Permission for change of front wall and making uniform height of stall will be granted by Project Leader in consultation with the Dir.(Estate) and the execution will be taken up on the basis of approved drawing by DCA under the supervision of Project Team comprising DCA, Project Leader, AE, JE and representative of Estate department.

Scope of Work:

Façade Improvement Plan for the Yusuf Zai Market prepared by DCA has the following features:

1. Change of front wall profile of shops of Yusuf Zai Market on the basis of Façade Improvement Drawing prepared by DCA.
2. Change of roof of shops to achieve uniform height. At present shops have different heights.
3. Façade Improvement of all the 106 stalls on the basis of approved sample.
4. Replacement of shutters by Glass Doors and providing new shutters for all the 106 stalls.
5. Uniform Flex Sheet signage for all the shops.
6. Designer CC tiles on footpath.
7. Electric Cable duct for electric cables.
8. Side walls of corner shops to be finished for advertisement panels.

5. FINANCIAL IMPLICATIONS OF THE PROPOSED PROJECT.

The Budget provision of Rs.50 lacs under non-plan funds is available vide item No. 353.13 page 214 under head of Account H.1.8 of Budget Book of 2008-2009 and sufficient amount will be sought in the R.E. and next year's budget.

6. IMPLEMENTATION SCHEDULE WITH TIME LIMIT FOR EACH STAGE INCLUDING INTERNAL PROCESSING:

The proposed work if approval is accorded, would start by the end of November, '08 with the time of completion as eight months. Therefore the work is expected to be complete by 31stJuly, 2009.

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT (with Diary No. 2721/Finance) dt. 14.11.2008

Finance has concurred in the proposal vide Diary No. 2721 dt 14.11.2008 with the following observations:-

1. Based on the remarks of the Chairman at bottom of page of page 41/N and clarification, which is technical in nature, given on point No. 3 of the note of FD regarding completion of similar nature of work for becoming, eligible for tender the case has been examined. It has been observed that publicity to the instant tender has been given in terms of provisions of CPWD Manual 2007 whereby 10days time limit has been given for work of this magnitude against earlier provision of 21days. CPWD Manual 2007 has still not been got approved for adoption from the competent authority. It thus becomes a case of short notice tender, which should have been got approved before call of tender.
2. Secondly, the Railways have to take up the work of widening of Minto Bridge. Department should ensure that no portion of site where proposed work is to be taken up falls in the alignment of the said widening scheme.
3. Action taken in respect of revision of license fee where improvement work in the markets has been completed and proposed to be taken up in the instant case may be stated.

8. COMMENTS OF THE DEPARTMENT ON COMMENTS OF FINANCE DEPARTMENT

Finance has concurred in the proposal vide Diary No. 2721 dt 14.11.2008 and the replies to the observations are as under:-

- i) The observation of Finance is based on CPWD Manual 2002 whereas CPWD Manual 2007 is in practice, the relevant para 16.5(1)(ii) read as under:

“10 days in the case of works with estimated cost put to tender between 20lakhs to Rs. 2 crores”.

 1. In view of above, the time taken for publicity in the instant case as 14 days against the required 10days as per CPWD manual 2007 which is in order as the Council has already considered this issue earlier raised by the Finance Deptt. in the case for award of work “Imp. to Community Centre, Golf Link SH: Construction of an additional floor on the existing building of Community Centre” and after consideration by the Council, the work was awarded vide Reso. No. 18(A-35) dt. 18.6.2008 **(placed at Annexure see pages 44-48)**.
 2. Regarding widening of Minto Road by Railway authorities and whether portion of site where proposed work is to be taken up falls in the alignment of the said widening scheme, in this context, Director (Estate) has already clarified as under:-

“In a meeting, chaired by the Chief Secy. On 22.7.2008 regarding re-development of New Delhi Railway Station, Chief Engg. (NR) had clarified that no relocation of stall holders of Yusuf Zai Market would be required for the project.”
 3. At the time of concurrence of P.E. for this scheme by the Finance Deptt., observation regarding revision of licence fee was raised by FA and in this regard, Director(Estate) has already clarified that the rate of Licence fee may be charged under FR -45B.

9. LEGAL IMPLECATION OF THE PROJECT.

Nil

10. DETAILS OF PREVIOUS COUNCIL RESOLUTIONS, EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THIS SUBJECT.

The council has already approved this project vide Reso. No. 03(A-57) dated 19.12.2007. There is nothing related to law of Parliament and Assembly for this project.

11. COMMENTS OF THE LAW DEPARTMENT ON THE PROJECT

NIL

12. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF LAW DEPARTMENT

NIL

13. Certified that all Central vigilance commission (CVC) guide lines have been followed while processing the case.**14. RECOMMENDATIONS:**

The lowest tender of M/s Dashmesh Arts (I) Ltd. at their negotiated tendered amount of Rs. 1,40,94,836/- which is 7.1388% (approx.) below the estimated cost of Rs. 1,51,78,407/- put to tender is recommended for acceptance by the Council.

15. DRAFT RESOLUTION:

Resolved by the Council that the lowest tender of M/s Dashmesh Arts (I) Ltd. at their negotiated tendered amount of Rs. 1,40,94,836/- which is 7.1388% (approx.) below the estimated cost of Rs. 1,51,78,407/- put to tender is recommended for acceptance by the Council.

COUNCIL'S DECISION

Resolved by the Council to accord A/A & E/S to the lowest tender of M/s Dashmesh Arts (I) Ltd. at their negotiated tendered amount of Rs.1,40,94,836/-, which is 7.1388% (approx.) below the estimated cost of Rs.1,51,78,407/- put to tender, for the work of façade improvement of Yusuf Zai Market.

ITEM NO. 18 (A-35)**1. Name of the Project:**

Improvement to Community Centre, Golf Link.

SH: Construction of an additional floor on the existing building of Community Centre – Tenders thereof.

2. Name of the Department

Civil Engineering Deptt. Zone –II

3. Brief History of the Project:

The Community Centre located in the Golf Link Colony is a single storey building i.e. G.F. consisting of a big hall, library, lobby, office room, kitchen and toilet block and has been used for the welfare of residents of Golf Link Colony by N.D.M.C. This Community Centre was constructed in the year 1970. N.D.M.C. has been looking after day today repair and maintenance and no major repair work/development work has been carried out in this Community Centre since then. Further in connection with the development works for improving and restoring the amenities in Golf Link, time to time R.W.A. Golf Link has been requesting for construction of a double storey block above the ground floor in the vicinity of Community Centre to be utilized as health and fitness centre and for special games like Billiards etc. as the existing amenities are quite inadequate with a view to the status of the colony.

Accordingly, under the Chairmanship of Hon'ble Vice Chairperson, NDMC and M.L.A., Smt. Tajdar Babar, a meeting of senior officials from the various departments of NDMC and R.W.A., Golf Link was held at Community Centre of Golf link on dated 25.07.06 and subsequently on 12.9.2006. During the course of meeting, it was decided to explore the feasibility of one additional storey on the existing single storey Community Centre to fulfill the long pending demands of R.W.A. Golf Link.

Finally, a set of architectural drawing was received from Architect Deptt. in respect of construction of additional floor having the provisions of two halls (one big and another small), Entrance Lobby, Office and room with balcony, Pantry, a ladies and gents toilet to be made available for a fitness centre for the welfare of residents of Golf Link Colony. The provision of one hydraulic lift has also been given in Lobby portion of Ground Floor. Besides, over all renovation of the Community Centre has also been shown in the Architectural drawing.

Accordingly, a Sub Committee of the officers was framed and nominated by Chairperson for looking after the feasibility of construction of additional floor over the existing building of Community Centre. In this context recommendation as given by the Sub Committee are reproduced hereunder:

"The Community Centre, Golf Link was constructed way back in the year 1970 and provided with limited facilities at that time which are not meeting with the requirement of present day status of the area. Resident Welfare Association and residents are continuously stressing time and again to provide present day facilities/games like Health & Fitness Centre, Billiards etc. Keeping in view the importance of the area where dignitaries of high level are residing and justification of their requirements, Sub Committee after going through all the aspects as mentioned

above and scarcity of space in the locality, recommends that additional floor be provided with light weight roof as suggested by Architect Deptt. and the Civil Engg. Deptt. Should go ahead with the scheme.”

Accordingly a Preliminary Estimate to implement the above scheme was processed and A/A & E/S by the Council was accorded vide Reso. No. No. 6 (A-48) dated 5.11.07 amounting to Rs.113.00 lacs. It was also pointed out by the Finance Deptt. at the time of concurring in the P.E. for taking into consideration the structural safety aspect of the proposed construction of additional storey.

At the time of preparation of detailed technical proposal (D.E), structural consultant M/s Jaitley Associates was appointed with the approval of C.E(C) after completing all the codal formalities and all the aspects have been incorporated which requires the structural safety of the proposed construction of additional storey. Thereafter the detailed estimate based on architectural drawing/structural details of the consultant was got technical sanctioned and N.I.T got approved from the competent authority.

Item Rate tenders were invited after completing all the codal formalities and in response only one tender was received in the **Ist call of tenders** which was opened on 25.4.2008 and the rates quoted by the L-1 contractor was found to be absurdly high in terms of the estimated cost being 67.047% higher. Justification checked in the Planning was 33.57% above the estimated cost. There was a wide gap of 33.477% between the justified rates and the rates quoted by the L-1 contractor. As per approval of the competent authority negotiations were held with the contractor for getting the rates reduced to the maximum extent but after considering the further rebate of 12.5% on the quoted rates given by the contractor during negotiations, the rates were still considered to be on the higher side being more than the variation limit of 10% as per CPWD works Manual, Clause No. 19.4.3.2 and it was decided that the tender be rejected and recalled with the approval of the Chairman.

As mentioned above, Item Rate tenders were re-invited after completing all the codal formalities and also one more category of class III contractor was included for better competition keeping in mind the poor response during the ist call of tenders. This time also in response only one tender was received and opened on 4.6.2008 as per details given hereunder:

S. No.	Name of the Agency	Estimated cost (Rs.)	Quoted Amount(Rs.)	% above the estimated cost	Condition if any	Remarks
1.	M/s India Guniting Corporation	82,08,306/-	1,24,09,875/-	51.19 % (Approx.)	nil	nil

From the above it may be seen that M/s India Guniting Corporation has quoted an amount of Rs. 1,24,09,875/- which is 51.19% (approx.) above the estimated cost put to tender. The justification has been worked out by Planning Division at 36.05 % above the estimated cost of Rs. 82,08,306/- put to tender. The quoted rate of the contractor M/s India Guniting Corporation are on the higher side as compared to the justified rates. To explore the possibility of getting the rates reduced to the maximum extent, negotiations were proposed and held with the contractor in the chamber of Link Officer to Chief Engineer in the presence of all the Sub Committee Members viz. S.E(P), S.E(BM), Sr. A.O.(W), Dy. L.O and E.E.BM-III. After great persuasion the contractor agreed to reduce his quoted rates by giving a rebate of 4% on the tendered amount and which has been considered quite reasonable because of the nature of work/site constraints. Accordingly negotiation sub committee opined to accept the tender of M/s India Guniting Corporation with a revised offer of Rs.1,19,13,480/- which is 45.14% above the estimated cost. The negotiated tendered amount is 7.32% over the justified amount of the tender which is also within the permissible limit i.e. 10% as per guide

lines laid down in the CPWD works manual at Para 19.4.3.2. The letter of voluntarily reduction given by the contractor dated 10.6.2008 shall form part of the agreement.

4. DETAILED PROPOSAL OF THE PROJECT:

The detailed proposal in respect of construction of additional floor having the provisions of two halls (one big and another small), Entrance Lobby, Office and room with balcony, Pantry, a ladies and gents toilet to be made available for a fitness centre for the welfare of residents of Golf Link Colony. The provision of one hydraulic lift has also been given in Lobby portion of Ground Floor. Besides, over all renovation of the Community Centre has also been shown in the Architectural drawing. The following specifications are to be taken care of for the construction of additional floor:

1. Floor finish at Ground Floor and First floor both shall be of anti skid vitrified tiles of approved design and shade.
2. Roofing shall be made of profile Klipon type, galvolume pre-coated sheet.
3. 2'-0"x2'-0" Gypsum Board with the frame shall be used in false ceiling of first floor of approved design and selection.
4. Floors and walls of the toilets shall be finished with anti skid ceramic floor tiles and glazed tiles of approved design, colour and manufacture respectively.
5. Aluminum glazed door and windows are to be used in all the existing and new windows openings.
6. Kitchen counter shall be granite stone of approved quality.
7. Proper lighting arrangements shall be provided in consultation with the Electrical/Architect Department.
8. All internal walls shall be painted with textured paint as approved by the Architect.
9. Exterior surface shall be finished with Aluminum composite panel/stone cladding as per approval

5. FINANCIAL IMPLICATIONS OF THE PROPOSED PROJECT.

The Budget provision of Rs.30 lacs under plan funds is available vide item No. 170 page 144 for capital/original works of Civil Engg. Deptt.

6. IMPLEMENTATION SCHEDULE WITH TIME LIMIT FOR EACH STAGE INCLUDING INTERNAL PROCESSING:

The proposed work would be awarded in the month of June,'08 and expected to be started in the Middle of July,'08 with the time of completion as eight months. Therefore the work is expected to be complete by March, 2009.

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT(with Diary No. 1493dated 13.6.2008)

- i) The estimated cost of this work being in excess of Rs. 50 lacs, three weeks publicity time should have been given. Against this publicity time of only 12 days have been given. No approval of the competent authority for resorting to short notice tender exists on record. Non observation of due publicity time has perhaps resulted in poor response from only one firm.
- ii) The negotiated offer is still more than 5% above the justified rates. As per provision of CPWD Manual, variation upto 10% may be allowed for peculiar situations and in special circumstances and reasons for doing so shall be placed on record. Reasons for allowing this 7.32% above the justified rates need to be detailed in the draft agendum for consideration of the Council.

- iii) Subject to observations & availability of funds under Plan Scheme,. The matter may be placed before the Council for consideration of the department proposal at 'A' page 52/N.

8. COMMENTS OF THE DEPARTMENT ON COMMENTS OF FINANCE DEPARTMENT

- a. The observation of Finance is based on CPWD Manual 2002 whereas CPWD Manual 2007 is in practice, the relevant para 16.5 (1) (ii) read as under:
 "10 days in the case of works with estimated cost put to tender between Rs. 20 lakhs to Rs. 2 crores".
 In view of above, the time taken for publicity in the instant case as 12 days against the required 10 days as per manual which is in order.
- b. The 7.32% difference has been allowed after detailed discussions of the negotiation sub Committee and due to unique nature which is to be carried out over and above the existing building without disturbing the existing structure for which special precautions/arrangement have to be taken by the contractor during the course of execution. Further this work is to be carried out in VIP area having various construction/movement restrictions most of the time. Labour hutments will also not be allowed there. and also covered under clause 19.4.3.2 of CPWD Manual 2007.
- c. Sufficient funds are available under Plan Head.

9. LEGAL IMPLECATION OF THE PROJECT.

NIL

10. DETAILS OF PREVIOUS COUNCIL RESOLUTIONS, EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THIS SUBJECT.

The council has already approved this project vide Reso. No. 6 (A-48) dated 5.11.07. There is nothing related to law of Parliament and Assembly for this project.

11. COMMENTS OF THE LAW DEPARTMENT ON THE PROJECT

Nil

12. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF LAW DEPARTMENT

Nil

13. Certified that all Central vigilance commission (CVC) guide lines have been followed while processing the case.

14. RECOMMENDATIONS:

The tender of M/s. India Guniting Corporation at their negotiated tendered amount of Rs. 1,19,13,480/- (Rupees one crore nineteen lacs thirteen thousand four hundred eighty only) which is 45.14% above the estimated cost of Rs.82,08,306/- put to tender is recommended for acceptance by the Council.

COUNCIL'S DECISION

Resolved by the Council that the tender of M/s India Guniting Corporation, at their negotiated tendered amount of Rs.1,19,13,480/-, which is 45.14% above the estimated cost of Rs.82,08,306/- put to tender, is accepted by the Council and revised administrative approval and expenditure sanction is accorded.

ITEM NO. 10 (A-77)

1. **Name of subject/project:** Rehabilitation of old sewer line.
Desilting and rehabilitation of 600 to 1000mm dia NP2 pipe line from Bhai Veer Singh Marg to Sansad Marg & 1200 mm dia sewer line from Q. Point to Zakir Hussain Marg
- Preliminary estimate thereof.

2. **Name of Department concerned:** Civil Engg, Department-I (PH-circle).

3. **Brief history of the subject/project:-** The case in hand relates to a preliminary estimate amounting to Rs. 11,43,02,000/- prepared on the basis of the DJB circulated rates in respect of the similar works for carrying out the desilting and rehabilitation of two sewer lines i.e.:-

- i) 600mm to 1000mm dia NP2 RCC pipe lines from Bhai Veer Singh Marg upto Sansad Marg - 1.5 Km.
- ii) 1200 mm dia RCC pipe from Q. Point to Zakir Hussain Marg - 1 Km.

The estimate has been framed to cover the cost of Desilting as well as strengthening of the existing inner surface which has been decayed on account of chemical reactions of the RCC pipes with the sewage, as these lines are laid well before 1985 when only NP2 class pipes were being used in sewerage works.

The lines have been found to be silted, collapse and settled which are being repaired from time to time.

4. **Detailed proposal on the subject/project: -** The proposal contains for desilting of the existing lines and strengthen the inner surface by providing CIPP liners of approved brand and manufacturer.

5. **Budget Provision:** Budget provision exists vide item no. 141 on p-V 1 (41) under the head D.2.17.12.A for Rs. 5.00 lacs for the current year. Since the works is likely to be undertaken physically on ground in 2009- 10. Necessary provisions have been made in the B.E. 2009- 2010.

6. **Implementation schedule with lines for each stage including processing:-**
Execution of work shall be completed within 12 months from the actual award of the work.

7. Comments of the Finance Department on the Subject:- The Finance has concurred in the estimate for an amount of Rs. 11,43,02,000/- vide their U.O. no. 2423/Fin. Dated 7.11.08 subject to the followings:-

- i) The minutes of the meetings dated 17.7.08 as stated at p-12/N, may be placed on record.
- ii) Being a technical matter, the department may certify the technical feasibility and soundness of the scheme also clarifying as to why CIPP technology has been proposed over other technologies.
- iii) How old are the lines proposed under the instant PE and when were these last desilted and rehabilitated.
- iv) Why LAR based on NDMC awarded works/DJB awarded works have not been taken in the estimate.
- v) Why NP2 pipe lines has been prioritized over NP3 or 4 .
- vi) The department may ensure that, if required, police permissions will be obtained for execution of work and the execution will not be hindered due to this reason.
- vii) Can the scheme not be taken under JNNURM funds.
- viii) In the review meeting of projects dated 4.8.08 & 19.8.08 under the Chairmanship of Chairman, it was decided that no work of sewer involving major digging for longer period of the roads be executed before CWG 2010, the department may clarify the position of this work, whether this may not go against the decision taken in that meeting.

8. Comments of the Deptt. on observations of Finance Deptt:-

- i) The minutes of the meeting dated 17.7.08 stands in respect of the approval of the project report in accordance with the Standing order no. 7 of 2003-04 and the same are placed in the file.
- ii) It has been observed through various literatures as well as feasibility study carried out by M/s. IIT in respect of other schemes wherein it has been categorically advised that CIPP technology stands over and above all technologies to be used for rehabilitation after giving due consideration to merits and de-merits of all the technologies available.

- iii) The lines laid are well before 1985 and the exact dates are not known in the records. No major desilting /rehabilitation work has been under taken so far except for regular maintenance on day to day basis .
- iv) The estimate has been framed on the rates circulated by DJB and since NDMC has not awarded any work of same size as such the estimate has been framed on the rates circulated by DJB and can not be framed on the rates of the awarded works in NDMC being of different sizes.
- v) As brought out earlier prior to 1985 NP3 and NP4 class pipes were not being manufactured and only class NP2 class was available which were used in the laying of these lines at that time. Now NP3 & NP4 are used.
- vi) Police permission is always obtained for execution of work and since this process of rehabilitation is with 'No Dig Technology' as such no problems are being experienced for non-issue of police permissions in the execution of such type of work being under taken currently.
- vii) The schemes can not be taken under JNNURM funds as the schemes under these heads have already been executed and they do not qualify/ eligible for funding under JNNURM as per the guidelines.
- viii) Since these works are required to be carried out with 'No Dig Technology' as such the same shall be in accordance with the decision taken by Chairman in the Project Review Meetings and the works are likely to be executed well before CWG,2010.

9. Legal implication of the subject/project: Nil

10 Comments of the Law Department on the subject/Project: Nil

11. Comments on the comments of the Law Department: Nil

12. CVC Guidelines:- All codal formalities in respect of the preparation of the estimates have been followed while framing the estimate in accordance with the CVC guidelines.

13. Recommendations:- The case is laid before the Council for consideration and accord of A/A & E/S for an amount of Rs. 11,43,02,000/- (Rupees eleven crores, forty three lakhs, and two thousands) for the work of Desilting and rehabilitation of 600 to 1000mm dia NP2 pipe line from Bhai Veer Singh Marg to Sansad Marg & 1200 mm dia sewer line from Q. Point to Zakir Hussain Marg.

COUNCIL'S MEETING

Resolved by the Council to accorded A/A & E/S for an amount of Rs.11,43,02,000/- for the work of De-silting and rehabilitation of 600 to 1000mm dia NP2 Pipe line from Bhai Veer Singh Marg to Sansad Marg & 1200mm dia sewer line from Q Point to Dr. Zakir Hussain Marg.

ITEM NO. 11 (A-78)

1. **Name of the Subject:** Disaster preparedness in respect of NDMC Schools.
SH:- Construction of fire escape staircase and underground tanks in various NDMC Schools.
2. **Name of Department:-** Civil Engineering Department Zone-II.
3. **Brief History of the Subject:-**

The New Delhi Municipal Council is responsible for an area of 42.74 Square Kilometers. This area includes the seat of the Central Govt., Rashtrapati Bhawan, the Prime Minister's Office and Residence, Central Govt. Offices, Foreign Missions, residences of Ministers, Members of Parliament, Diplomats and Central Govt. Employees. In addition to providing basic civic amenities to its residents this municipal Council also ensures various social, cultural, educational and medical facilities especially, to the Govt./Municipal employees and other weaker sections of the society.

NDMC has decided to construct the fire escape staircases and underground tanks in the existing school buildings for the fire prevention point of view. The scope of work is to be decided by FO cum NA exploring the location of the staircase where only one staircase exist and underground tank for fire safety purposes according to norms prescribed by fire protection.

After due exercise, FO cum NA come to the conclusion that the work of disaster preparedness is to be carried out in the initial stage for 17 Nos. of Schools, for which the preliminary estimate amounting to Rs.91.00 Lacs was approved by the Council vide its Resolution No.21(A-32) dated 22.03.2007. The work in the above schools is under progress. Subsequently, FO cum NA has given the list of remaining schools 34 Nos. as there are total 51 Nos. of School in NDMC area, in which either staircase or underground tanks or both are to be constructed, for which this preliminary estimate has been prepared.

4. **Detailed proposal of the subject:-**

The Architect Department has proposed and EE(Design) has supplied the Design for:-

- (i) M.S.Steel staircase made of M.S. Channel, M.S.Girder, M.S.Chequered plate, M.S.Angle, mounted on R.C.C.Footing.
- (ii) R.C.C. underground tank of either 50,000 liters or 25,000 liters capacity having glazed tiles inside on the walls and bottoms.

5. **Financial implication of the proposed subject.**

The Preliminary estimate amounting to Rs.2,26,83,800/- has been framed based on DSR-2007 duly scrutinized by Planning and concurred by Finance based on the design supplied by EE(Design) and revised architectural drawing based on suggestion of FO cum NA.

6. **Implementation schedule with timelines for each stage including internal processing.**

Approval of D.E	30 days from approval of P.E.
Approval of NIT and call of tender	60 days
Approval of tender	90 days
Date of completion after award of work	09 months

7. Comments of the Finance Department at the subject.

We concur the preliminary estimate amounting to Rs.2,26,83,800/- (Rs.Two Crore Twenty Six Lacs Eighty Three Thousand Eight Hundred Only) for the work "Construction of fire escape staircases and underground tanks in various NDMC Schools as checked by Planning provided specification proposed in the estimate for fire fighting arrangement are upto the entire satisfaction of Fire Department.

8. Comments of the department, on the comments at the Finance Department.

The work will be executed to the entire satisfaction of Fire Department.

9. Legal implication of the Subject/Project.

- Not Applicable-

10. Details of previous Council Resolution/Existing law of Parliament and Assembly on the Subject.

- Not Applicable-

11. Comment of the Law Department on the Subject/Project.

- Not Applicable-

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

- Not Applicable-

13. Certify that all Central Vigilance Commission (CVC) guidelines have been followed, while processing the case.

Certified that all Central Vigilance Commission guidelines have been followed while processing the case.

14. Recommendation.

The case is placed before the Council for according Administrative Approval and Expenditure Sanction of the Preliminary Estimate amounting to Rs.2,26,83,800/- (Rupees Two Crore Twenty Six Lacs Eighty Three Thousand Eight Hundred Only) for fire escape staircases and underground tanks in various NDMC Schools.

15. Draft Resolution

Resolved by the Council that administrative approval and expenditure sanction is accorded to the preliminary estimate amounting to Rs.2,26,83,800/- for fire escape stair cases and underground tanks.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.2,26,83,800/- for the work of fire escape stair cases and underground tanks in NDMC Schools.

It was further resolved that Department may initiate action in anticipation of conformation of the minutes by the Council as the work is to completed on fast track ensuring quality standards.

ITEM NO. 12 (A-79)**1. Name of the Subject/Project**

Sub: Upgradation of water quality monitoring lab (Public Health at Amrit Bhawan)

2. Name of the Deptt./Deptt. Concerned.

Civil Engineering Department, NDMC.

3. Brief History:

At present Water Testing Laboratory is functioning at Amrit Bhawan which is responsible for checking the quality of water supply in NDMC area. At present 30-40 samples of water per day are lifted and tested in this laboratory. The Public Health Deptt. is of the view that to control the whole area and keeping in view of commonwealth games, the existing number of tests are not sufficient and it has to be increased upto 60-80 samples of bacteriological tests per day and 10-20 tests of toxicological including detailed chemical tests per day. Accordingly, the existing infrastructure must be upgraded to cope up the additional demand.

4. Detailed proposal on the subject/project:

An estimate amounting to Rs.60,62,000/- has been framed on the basis of drawings/specifications issued by the Architect Deptt. Major items considered in the estimate are vitrified tiles flooring and ceramic tiles on walls apart from the cupboards with pre-laminated shutters and zypsum tiles and false ceiling.

5. Financial implications of the proposed project:

A total financial implication of proposal in hand would be Rs.60,62,000/-. The amount had been worked out considering rates on the basis of DSR-07+ 5% contingencies and market rate for the items for which the rates are not available in the DSR.

Sufficient funds have been sought in the R.E.2008-09 and B.E. 2009-10.

6. Implementation Scheme:

8 months after the date of award of work.

7. Comments of the Finance Department on the subject vide Dt:14.11.08

A comprehensive project report covering all the elements of project like upgradation of equipments, vehicles, furniture, building works etc. with financial implications should have been prepared and got approved from the competent authority in the first instance, but it appears that no such action has been taken. However, so far as

civil portion of the work is concerned, having regard to the need of adopting the specifications of item of works detailed we have no objection to the estimate amounting to Rs. 60,62,000/- as proposed by the C.E. Deptt. for the work to be undertaken by them subject to clubbing up the same with consolidated DPR & further subject to :

1. Certification that specifications are within the approved norms of NDMC.
2. Availability of funds under appropriate head of account since no provision has been stated kept in BE 2008-09.
3. The estimated scheme is technically viable.
4. Permission from any of the department like Fire, Police, MOUD, if required, is obtained in time to avoid any hindrance in work during execution on such accounts.

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

The Finance Deptt. has viewed that a comprehensive project report covering all the elements of the project, such as, upgradation of equipments, vehicles, furniture, building works etc. shall be prepared and got approved from the competent authority in the first instance. While stating that the Finance Deptt. has no objection to the estimate amounting to Rs.60,62,000/- proposed by Civil Engg. Deptt. for the works to be undertaken, it has been proposed that it may also be clubbed with the consolidated DPR to be proposed by Health Deptt. The queries of Finance Deptt. are replied as under :

1. It is certified that the specifications are within the approved norms of NDMC/as per the drawings issued by the Architect Deptt.
2. Sufficient funds have been sought in the R.E. 2008-09 and B.E. 2009-10.
3. It is certified that the scheme in hand is technically viable.
4. No permission is required from any other agency.

It was submitted that Project report in respect of procurement of the equipment, reagent, media, glass ware and furniture are under process and will take some time which will be formulated as the observation of finance department and the proposal of Civil Engg. Deptt. will also be reflected in our detailed project report. During renovation work, if the instruments will be installed, they could be damaged. Once the renovation works of the PHL, Vinay Marg completed, the instruments will be installed.

9. Legal implication of the project.

NIL

10. Details of previous council Resolutions, existing law of parliament and assembly on the subject

NIL

11. Comments of the Law Department on the subject / project:

L.A. has suggested some corrections in Agenda, which have been taken care of.

12. Comments of the department on the comments of Law Deptt..

Some corrections suggested have been incorporated.

13. It is certified that all the CVC guidelines have been followed while processing the case.

14. Recommendation of CE(C-II)

The case is placed before the council for approval of the proposal & to accord Administrative approval and expenditure sanction to the preliminary estimate amounting to Rs. 60,62,000/- (Rupees sixty lacs sixty two thousand only).

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.60,62,000/- for the work of upgradation of water quality monitoring lab.

It was further resolved that the department should make efforts to create a laboratory of international standards with accreditation etc., with ISO standards, to become a role model for all municipal organizations to follow and be able to handle samples from anywhere in the country as a reliable and accredited laboratory, whose results be universally accepted.

ITEM NO. 13 (I-1)

- 1. Name of the Subject/project:** Implementation of e-Procurement System in NDMC w.e.f. 01/09/2008.
- 2. Name of the deptt./deptts. concerned:** Information Technology Department.
- 3. Brief history of the subject/project:**

A meeting was held on 25/06/2008 at 10:30 PM Delhi under chairmanship of PS to Chief Minister, Delhi in the conference hall no. 3, Delhi secretariat, New Delhi regarding review of implementation of e-procurement platform of DGS & D in GNCT of Delhi. As per Minutes of meeting received vide F.10(9)/2008/IT/2731-47 dated 02/07/2008, The e-procurement system has already been introduced in the 6 departments of GNCT viz. PWD, Health & Family Welfare Department, Irrigation & Flood Control Department, DJB, DTC, DSIIDC w.e.f. 01/07/2008. NDMC has to implement the same w.e.f. 01/09/2008. DGS&D has been appointed as a nodal agency for development of e-procurement solution, providing necessary training and technical support for implementation of the e-procurement system. All the officers associated with the tendering procedure will be required to follow the e-tendering once it is initialized for operation after successful customization of the application developed by the DGS&D.

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

NDMC has initiated several reforms in tendering process for public works with a view to bring in simplification of the procedure, greater transparency and healthy competition in procurement. In order to bring more transparency and ease in the tendering process, NDMC has initiated e-procurement project from DGS & D, who is providing same solution to Govt. of NCT of Delhi also. Govt. of NCT of Delhi has entered into an agreement with DGS&D to use their e-procurement platform for its procurement activities, publication of tender notices, publication of NIT, bid submission, bid valuation and award of contract of goods/materials/equipments/ works/services etc.

A meeting was held on 30/05/2008 under the chairmanship of Chairman, NDMC regarding presentations on e-procurement system for NDMC and it was decided that the solution provided by DGD & D to GNCT of Delhi is final for implementation in NDMC.

E-Tendering / e- Procurement System provides facility for the entire Govt. tendering Process:-

(a) Creation of NIT:-

NIT May be prepared online having the same information as manual NIT including tender no., tender closing date, tender opening date, tender validity, tender fees, amount of EMD, brief description of tender specifications etc. The approval of NIT may be obtained online in the software and their comments at each stage may also be recorded as manual system.

(b) Publishing of NIT and Tender Enquiry on e- tendering process of DGS&D:-

As per the manual system, The NIT is put on notice board , websites & leading newspapers. In e- tendering process, it gets automatically published on the E-tendering web portal and can be freely viewed by all the suppliers. An E-mail alert may be sent to all the registered vendors by the software. The tender fees may be paid manually & details of the bank draft/ Demand draft may be filled online.

(c) Bid Submission:-

The bid may be submitted online in the predefined formats specified in the tender document. The scanned copies relevant documents & certificates may be attached / uploaded. The submitted bid is completely secure and can not be viewed by any one before the time & date of the opening of the bid.

(d) Bid Opening:-

The bids may be opened online at the specified date & time. In case of dual bid system the technical bid is opened first and then the commercial bid of the technically qualified vendors are opened. All the participating bidders may view detailed bids including uploaded documents.

(e) Evaluation of Bids:-

The software prepares all the comparative and ranking statements required for bid evaluation. In case of dual bid system, the commercial bid of disqualified bidders is deleted from the system on decision of lowest bid. The bidder may view and track the status of their bid. The result of the bid may be displayed on the portal.

(f) Award of Contract:-

The software allows the facility to award the contract to more than one bidder as per terms & conditions. The software also provide an email alert to successful bidder.

(g) Quality Assurance:-

The software provides the facility to inspect the goods which meets required quantity, quality & specification. The online quality assurance certificate may be generated after inspection by the inspection authority.

Security Features

- Secure administrator access :- Two level Authentication (Admin level & senior officer level)
- Digital Signatures certification to identify user
- Online Antivirus Scanning
- Process validation (commercial bid will be hidden till technical evaluation is complete)
- 128 bit SSL Encryption for all the bids received against tender. Login passwords are also encrypted in the database.
- Privilege based User Access
- Facility for Time Stamping

E-Procurement – Benefits to NDMC

- Increased Transparency & Wider Competition
- Simplify & Speed Up Tendering Processes
- Real Time Generation Of Detailed & Accurate Data – Elimination Of Human Error
- Seamless Sharing Of Information
- Ease Of Operation & Quicker Decision
- Comprehensive Website To Facilitate Tendering, Contracting, Ordering And Retrieval Of Information To Authorized Functionaries - Online Interaction Avoiding Physical Visits
- Reduction In Cost of Government Purchases

Benefits to Suppliers

- All the information on all the tenders is available at one place so that they can decide, which tenders they need to participate
- Reduced cycle time for participating in the tender
- Enables them to participate in more tenders leading to increased business
- With e-Procurement solution, small and medium suppliers will get an opportunity to participate freely in tenders.

Commercial Details**1. By NDMC to DGS&D**

- One time development fee – Rs. 25000/-
- Platform usage fee: 0.01% of total value of order placed through e-procurement platform, min Rs. 250/- to max. Rs. 5000/- per order.
- In order to provide fast and good quality of Digital Signature, DSIIDC has been nominated by MTNL as one of their service provider. NDMC may have Digital Signature of Class 2 Individuals from DSIIDC at given below rates.

Type of Certificate	1 Year	2 Year
Type - II [OS - Windows 98/2000/XP]	Rs. 1000.00	Rs. 1300.00
Type - II [OS - Window Vista]	Rs. 1700.00	Rs. 1900.00

2. By Contractor to DGS&D ASP

- Vendor/ Contractor registration fee: Rs. 6000/- per annum – to be paid by vendor/ contractor to DGS&D ASP and the vendor/ contractor can participate in 'n' nos. of NDMC e-tenders.

All the tenders above the estimated cost amounting to Rs. 10 lakhs will be done through e-procurement and the tenders up to the value of Rs. 10 Lakhs will be done through manual tenders for 2 months. NDMC will move fully to e-procurement system after 2 months.

Various modalities to launch e-procurement system**(a) Training:-**

The preliminary step would be to have training session of the officers of different departments to be conducted by DGS&D. IT department in coordination with DGS & D is providing open training to all officers on all working days from 25/08/2008 in the IT Training Room 7th Floor. IT department has already imparted e-procurement training to 185 officers involved in the tendering procedure such as purchase officers/ purchase committee of various departments.

(b) Digital Signature:-

The second preliminary step in this regard would be to identify the officers who are engaged in the tendering process in various departments of NDMC and to get them digital signatures. DSIIDC (A Govt. Undertaking) is the nodal agency which will give the digital signatures to the officers of various Govt. departments. All the concerned HODs are preparing list of officers and obtaining Type-II digital signature on payment of requisite fee from DSIIDC.

(c) Vendors Registration:-

As the vendors are the important stake holders in the effective implementation of e-procurement procedure, all vendors are informed via **Press Notice by publishing in the seven leading newspapers viz. Times of India, Nav Bharat Times, Hindustan Times, Indian Express, Jansatta, Financial Express, Milap.**

5. Financial implications of the proposed/subject:

(a) There is a need to waive off the cost of tender documents, as there is no physical supply of tender documents and also to have absolute anonymity of the bidders participating in e-procurement solution. The bidders can view /download the tender documents from the <http://delhi.govtprocurement.com> (as per clause 6 of guidelines). But this will not have a material financial impact.

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

e- Procurement System has been already implemented w.e.f. 01/09/2008 for the tenders with estimated cost amounting to Rs. 10 lakhs & above and the tenders up to the value of Rs. 10 Lakhs will be done through manual tenders for 2 months. NDMC will move fully to e-procurement system after 2 months.

7. Comments of the Finance deptt. on the subject :

(a) Vide diary no. 1691/Finance dated 09/07/2008 , Finance department has observed as under:-

"Reportedly, it has already been decided to initiate e-procurement project from DGS&D on the pattern of GNCT of Delhi and NDMC would be considered by DGS&D as one department of GNCT of Delhi for the purpose. Therefore, all the guidelines / procedure being followed by NCT of Delhi Govt. should be adopted in Toto. As per provision of clause 6 of the guidelines the collection of cost of tender documents has been dispensed with. The same should also be applicable in the case of NDMC".

(b) Vide diary no.1426/PS/FA/D/2008 dated 13/08/2008, Finance department has observed "We need to keep the value of Rs. 10 Lakhs up to which manual tenders can be done and after 2 months move fully to e-procurement".

8. Comments of the Deptt. on comments of Finance Deptt. :

IT department agrees with the advice of Finance department.

9. Legal implication of the subject/project: None.

10. Comments of the Law deptt. on the subject : Nil.

11. Comments of the Deptt. on comments of Law Deptt. : Nil.

12. Details of previous Council Resolutions, existing law of Parliament and Assembly on the subject : Nil

13. Recommendation:

The department recommends for implementation of e-Procurement System in NDMC by waiving off the cost of tender documents and paying platform usage charges to DGS &D.

14. Draft Resolution:

It is resolved that e- Procurement system may be implemented in NDMC by waiving off the cost of tender documents and paying platform usage charges to DGS &D.

COUNCIL'S DECISION

Resolved by the Council to accord Ex-post facto approval for implementation of e-Procurement System in NDMC w.e.f. 01.09.2008 under the Information Technology Department, by waiving off the cost of tender documents and paying platform usage charges to DGS&D.

ITEM NO. 14 (A-80)**1. NAME OF THE PROJECT:**

**Community and Multipurpose Halls.
SH:- Improvement to Barat Ghar, Khan Market.**

2. NAME OF THE DEPARTMENT CONCERNED:

Civil Engineering Department (Zone-II)

3. BRIEF HISTORY OF THE PROJECT:

Khan Market Barat Ghar is situated on back side of Lok Nayak Bhawan and surrounded by a market , Golf link, Pandara Park flats etc. The NDMC provides all basic amenities to the residents and the employees working in its area like water supply, sewerage, drainage, roads, foot paths etc. including other social activities like cultural, educational, medical & facilities for social functions i.e. marriages etc.

The authorities of NDMC has decided to improve/modernize all the Barat Ghars of NDMC, to keep the structure matching with the specification/facilities of modern banquet halls in this area. This has been considered in view of the overwhelming response of the renovated Barat Ghar at Kaka Nagar. The revenue is likely to increase manifold, as has been experienced in Kaka Nagar Barat Ghar.

In Compliance to the direction of Chairperson, NDMC has decided to carryout all the works related to up gradation of NDMC Barat Ghar with the consultation of CA after making joint inspection with field staff of Civil Engg. Department.

4. DETAILED PROPOSAL OF THE PROJECT:

The Architect Department issued the drawings for improvement which comprises following:-

1. M.S. railing and Dholpur stone finish in boundary wall and gate.
2. 100x100 mm industrial vitrified pavers with spacer of approved design and colour in flooring of open area.
3. 550x550 mm kota stone flooring of open cooking and washing etc.
4. 300x300 mm ceramic tiles of approved shade in dado of kitchen, flooring and flooring of store.
5. Precut and pre-polished (factory finish) marble stone /granite stone of approved colour in entrance lobby.
6. Prefabricated toilet partition metal/laminate base anchored to the floor.
7. Stainless steel fixtures and fittings shall be provided in kitchen counters.
8. 1000x1000 mm precut and pre-polished (factory finish) marble stone/granite stone of approved colour be provided in multipurpose hall flooring.
9. 600x600 mm precut and pre-polished (factory finish) marble stone/granite stone of approved colour be provided in office rooms.
10. Stainless steel railing of approved design for stairs.
11. UPVC windows/ aluminum frames for windows.
12. Pressed steel frame, pre laminated factory finish flush door shutter for doors.
13. Service counters 900 mm wide, top finished with baroda green stone wall finished with 75x75 mm coloured vitrified tiles middle counter made of kota stone.

14. 100x700 mm Dholpur stone, with 1000x250 mm rough finish dholpur stone projected canopy shall be finished with aluminum cladding as exterior finish.
15. Fire fighting work
16. Electrical works.
17. Air Conditioning Works.
18. False Ceiling.
19. Land scaping & horticulture works.

5. FINANCIAL IMPLICATIONS OF THE PROJECT:

Accordingly preliminary estimate is framed on the basis of drawings and specifications given by CA deptt, amounting to Rs3,16,15,000/= which comprises of following works :-

1. Civil works	Rs. 2,24,39,935/=
2. Electrical	Rs. 80,00,000/=
3. Fire Fighting	Rs. 10,00,000/=
4. Horticulture.	Rs. 1,75,000/=
Total	<u>Rs. 3,16,15,000/=</u>

6. IMPLEMENTATION SCHEDULE WITH TIME LIMIT

10 months from the Award of work.

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT.

We concur in the estimate as checked by Planning and proposed by the department subject to correctness of information, data and computation and following conditions:

1. Reference to the Conceptual approval/AIP of competent authority to carry out this work may be brought on record.
2. The department may certify that the scope of work and specifications of items are within the approved norms/policy of NDMC.
3. The department may justify the replacement items by certifying that they have outlived their prescribed lives or otherwise as per NDMC approved policy/norms.
4. The department may certify that no permission from any agency/DUACC is required for execution of the proposed work.
5. It has been seen that there is provisions for improvement of some Barat Ghars under Plan funds (P-235 bottom onwards of BB 2008-09). The department may clarify the position about these Barat Ghar and seek Plan Funds to meet the expenditure.
6. The position about revision/enhancement of charges of Barat Ghar after proposed work may also be brought on record.
7. The department may ensure that all items of work considered necessary for securing completion of work should be taken due care of at the time of according technical sanction to DE in such a way that there remains no room for deviations after award of work except trivial ones.
8. Due justification for the proposed cost placing on record the cost of improvement per square feet vis-à-vis cost per sq. ft. on new construction having regard to the fact that the building in question has already served more than 20 years and certifying that no other economical option is available for achieving the intended purpose be detailed in the draft agenda for consideration of the Council.

9. Availability of funds for execution of work be ensured and sufficient funds may be got allotted in RBE/BE.

This issues with the approval of F.A.

8. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF THE FINANCE DEPARTMENT.

While concurring the preliminary estimate the finance has made observation as listed above which are clarified here as under:-

1. The conceptual plan/scheme was approved by Chairman in the meeting held in the Council room and accordingly detailed project report was prepared duly approved by user department.
2. The scope of work & specifications of items are based on the architectural drawings & specification adopted in recently renovated Kaka Nagar Barat Ghar.
3. The renovation work is required to be taken up as per approved scheme and specification adopted in recently renovated Kaka Nagar Barat Ghar after ascertaining the condition of various items and their life.
4. As this in renovation work , no approval of DUACC is required.
5. The budget for this scheme as well as of other Barat Ghars has already been seeked under plan head.
6. The revision in the charges of Barat Ghar shall be done after completion of work as per details of expenditure incurred on the project on the same lines of Kaka Nagar Barat Ghar.
7. The item taken while framing of the estimate are based on the specifications and scope of work and due care will be taken while framing DE to avoid deviation.
8. The proposed work is of improvement nature and based on the over whelming response of recently renovated Kaka Nagar Barat Ghar. The specifications adopted are to match the specification adopted in the banquet hall of the vicinity area and of modern age to give user the matching facilities. The expenditure on new construction will be more as keeping the same specifications, bare structure cost would be in excess.
9. The funds are available and extra fund will be sought in RBE.

9. LEGAL IMPLICATION OF THE PROJECT/SUBJECT:

-----NIL-----

10. DETAILS OF PREVIOUS COUNCIL RESOLUTIONS, EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THIS SUBJECT:

Nil.

11. COMMENTS OF THE LAW DEPARTMENT ON THIS PROJECT:

It has no law point. As regards up gradation, Khan Market Ghar cannot be compared with Kaka Nagar. There is acute parking problem and open space in front of Barat Ghar may be used for parking. This centre may be so designed so that this can be used for other functions and commercial activities as well

12. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF LAW DEPARTMENT:

Noted, all efforts will be made to incorporate the suggestions made by law Deptt. in consultation with Chief Architect and director welfare.

13. CERTIFY THAT ALL CENTRAL VIGILANCE COMMISSION (CVC) GUIDELINES HAVE BEEN FOLLOWED WHILE PROCESSING THE CASE.

Certified that all central vigilance commission (CVC) guidelines have been followed while processing the case.

14. RECOMMENDATIONS:

The case is placed before the council for according administrative approval and expenditure sanction of the preliminary estimate amounting to Rs.3,16,15,000/- (Rs. Three crore sixteen lacs fifteen thousand only) for improvement to Barat Ghar Khan Market.

15. DRAFT RESOLUTION:

Resolved by the Council that A/A & E/S is accorded to the preliminary estimate amounting to Rs. 3,16,15,000/-(Rs. Three crore sixteen lacs fifteen thousand only) for improvement to Barat Ghar Khan Market.

COUNCIL DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.3,16,15,000/- for 'Improvement to Barat Ghar at Khan Market, New Delhi'.

ITEM NO. 15 (B-18)**1. Name of the subject.**

Estimate for purchase of testing and measuring equipment for Protection Division.

2. Name of the Department: Electricity department .**3. Brief History of the subject.**

Protection Division of Electricity department is responsible for testing of Electrical equipments such as LT panel. HT panel, Distribution transformer, power transformer and HT cables upto the voltage level of 66KV. At present Protection Division is having a limited testing and measuring equipment for day-to-day use. Some times the testing work is being carried out from outside agency. It is felt that specially for testing of high voltage installation and with the upgradation of technology, Protection Division is needed to be equipped with advance testing and measuring equipment to ensure the healthiness of Electrical installations which in turn is an essential requirement for maintaining the continuity of electricity supply of VIP area.

4. Detailed proposal on the subject:-

There is a lot of development/up gradation in the technology of testing equipment in the recent past. Therefore, in order to meet present needs/requirement of testing of Electrical installations, the following testing and measuring sets were proposed by the department to be purchased :

1. Portable primary injection set.
2. Multifunctional test system for CTs transformer ratio and winding resistance.
3. Capacitance and Ten delta testing set.
4. Insulation tester.
5. Earth resistance tester.
6. Partial discharge test set.
7. Standard PT.
8. Three Phase A.C. test set upto 33KV.

The proposal was referred to Advisor (Power) on the advice of Finance Department for his comments. Advisor (Power) agreed to purchase of above testing and measuring equipments. However, he has advised that two testing equipments namely testing of Capacitance & Ten delta and partial discharge test set. may be procured in

the second phase. The estimate is accordingly revised deleting these two items which worked out to Rs.51,80,417/- against the initial estimate of Rs.1,29,04,645/-.

5. Financial implications of the proposed subject :-

Rs. 51,80,417/-.

6. Implementation schedule with time lines for each stage including internal processing :-

Tenders will be finalized within 6 months and delivery of equipment expected in next 6 months.

7. Comments of Finance on the subject:-

Finance has seen the case and concurred in the estimate amounting to Rs. 51,80,417/- for purchase of testing and measuring equipment except items mentioned at Sl.No.3 and Sl.No.6 for Protection Division. The proposal for procurement of items mentioned at Sl.No.3 & 6 would be considered as per considered opinion of the Advisor (Power) in the second phase after satisfying the requirement by the department set forth by the Advisor(Power). The concurrence is subject to the following condition :

- (i) Manual as advised by Er.Y.P.Singh, Advisor(Power) for periodicity and type of testing as a guiding factor is framed and got approved from the competent authority.
- (ii) Availability of funds.
- (iii) Approval of the competent authority.
- (iv) Correctness of information and data submitted by the department.
- (v) Codal provisions shall be adhered.
- (vi) Certification that the lowest market rates have been taken into account in respect of items analyzed on market rates.

8. Comments of department:-

- (a) Manual for periodicity and type of testing is available and the same is being forwarded to Advisor (Power) for his comments / suggestion. Changes suggested in routine will be implemented.

- (b) Funds shall be made available for which necessary provision is being kept.
- (c) Approval of competent authority is being taken.
- (d) The information and data provided in the estimate are correct.
- (e) The codal provision shall be adhered.
- (f) The estimate is framed considering the lowest rate received from the reputed manufacturer.

9. Legal implications:-

No legal implications involved.

10. Details of previous Council Resolutions, existing law of Parliament and Assembly on the subject : -NIL-

11. Comments of Law Department on the subject:

Law Department has no comment to offer.

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

-N.A-

13. Certification by the department all Central Vigilance Commission (CVC) guidelines have been followed while processing the case

All CVC guidelines will be followed while processing the case for purchase.

14. Recommendation of Department :

The estimate amounting to Rs.51,80,417/- may be placed before the Council to accord administrative approval and expenditure sanction to the estimate for purchase of testing and measuring equipments for Protection Division , as per details in the body of agendum (except for item at S.No.3 & 6.).

15. Draft Resolution:

Resolved by the Council that administrative approval and expenditure sanction is accorded to the estimate amounting to Rs.51,80,417/- for purchase of testing and measuring equipment for Protection Division, as per details in the body of agendum (except for item at S.No.3 & 6.).

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.51,80,417/- for the purchase of 'testing and measuring equipment' for Protection Division, as per details in the body of agendum (except for item at S.No.3 & 6).

It was further resolved that the Department should make efforts to procure and provide such equipments as may conform to International standards of quality assurance.

ITEM NO. 16 (A-81)

1. **Name of the Sub.** : Strengthening of Water Supply System in NDMC Area.
Sub Head : Construction of Water Boosting Station at Panchsheel Marg-Sardar Patel Marg Crossing.
2. **Name of the Deptt.** : Civil Engineering, Public Health Circle, Water Supply Division.
3. **Brief History of the Subject**

NDMC is responsible for supplying potable drinking water in its jurisdiction to all its consumers. Water is received in bulk from Delhi Jal Board and is further distributed through the network of approximately 450 k.mtrs. of main and distribution lines. As per study conducted by M/s Tata Consulting Engineers, the demand of water for NDMC Area is 225 MLD whereas DJB is supplying an average quantity of about 115 MLD based on monthly meter readings. NDMC is generating about 10 MLD of water from its own 130 tubewells and thus there is a shortfall of about 100 MLD of water.

NDMC has constructed 23 Water Boosting Stations in its area and water drawn from DJB and generated through tubewells is collected in underground reservoirs and further boosted. Further, two more water boosting stations viz. I-Avenue and Nauroji Nagar have been constructed recently. However, presently, entire Chanakya Puri Area including I.B. Complex, all Embassies and Govt. Guests Houses are supplied water from Palam Reservoir of DJB through 27" dia (675mm) feeder main. The Chanakya Puri Area is having lot of variation in ground levels and Dhaula Kuan and Jesus & Merry College side are at a higher level of about 7-8 metres. The water supply, as such, does not reach this area. Consequent upon this, NDMC has installed an online 100 H.P. booster pump at Sardar Patel Marg - Panchsheel Marg on this 27" dia line for increasing the water pressure. This booster pump exists there for the last about 30 years, however, DJB vide their letter dt. 8.8.05 (**copy enclosed see page 75**) objected to this online booster pump and the matter was brought to the notice of Hon'ble Chief Minister by CEO, DJB. Though the Hon'ble Chief Minister was apprised of the position of online pump which was 2 km away from Palam Reservoir of DJB and the same runs for limited 2 hours in each shift by throttling the sluice valve, however, it was finally desired by the Hon'ble Chief Minister that some alternative arrangement may be made instead of putting an online booster pump. Accordingly, proposal was earlier made to construct a water boosting station at Panchsheel Marg-Sardar Patel Marg Crossing for a capacity of 15 lac ltrs. and an estimate amounting to Rs. 2,80,32,900/- was approved by the Council vide item No. 2(A-06) dt. 19.12.2007 for this scheme. Since the proposed underground tank fell in R.O.W. of Panchsheel Marg, another suitable site was selected for construction of an underground tank in the park at Sardar Patel Marg in front of Himachal Bhawan. Since the site for construction of underground tank is a big park and keeping in view that DJB may increase the quantity of water in future and the work of interconnection of reservoirs may also be carried out for which A/A & E/S has been accorded by the Council separately, it has been decided to increase the capacity of the UGR from 15 lac ltrs. to 30 lac ltrs. Consequent upon this, necessity of obtaining revised A/A & E/S has cropped up for which this revised estimate amounting to Rs. 8,04,66,500/- has been framed.

4. **Detailed Proposal of the Subject :**

The revised A/A & E/S estimate for Rs.8,04,66,500/- has been framed for construction of an underground tank for 30 lac ltrs. capacity and details of earlier approved estimate viz. a viz. proposed revised estimate are given hereunder :-

S.No.	Sub Head	Amount as per earlier approved Estimate.	Amount as per Revised Estimate.
i)	Construction of U/G tank	Rs. 1,80,97,500/-	Rs. 3,93,98,400/-
ii)	Construction of Pump House	Rs. 13,96,462/-	Rs. 35,74,675/-
iii)	P/L Feeder & delivery lines & shifting of existing lines.	Rs. 45,41,064/-	Rs. 23,38,7691/-
iv)	Shifting of existing taxi stand (LS)	Rs. 2,00,000/-	NIL
v)	Shifting of tubewells (LS)	Rs. 2,00,000/-	NIL
vi)	Installation of pump set & connections including electric external connections.	Rs. 27,81,287/-	Rs. 1,15,27,595/-
vii)	Leveling	NIL	Rs. 1,26,403/-
viii)	Horticulture operation	NIL	Rs. 1,08,017/-
	Contingencies 3%	Rs, 8,16,489/-	Rs. 23,43,683/-
	Total	Rs. 2,80,32,900/-	Rs. 8,04,66,500/-

5. **Final Implications of the Proposed Subject :**

The Revised Preliminary Estimate amounting to Rs. 8,04,66,500/- has been framed for obtaining administrative approval and expenditure sanction of the Council. A provision of Rs. 100 lacs has been made in the revised budget proposals for the year 2008-09.

6. **Implementation Schedule with Timeliness for each stage including Internal Processing :**

NIT for this work has already been processed and tenders will be invited thereafter. The following time schedule will be implemented :-

a)	Call of Tenders	-	1 Month.
b)	Award of Work	-	3 Months
c)	Execution of Work	-	9 Months

7. Comments of the Finance Department on the Subject :

The Finance Department has observed as under :-

"Keeping in view the facts brought on record by the department that there would be sufficient source of water for proposed tank and technical soundness of work/tank which will further develop the infrastructure, we have no objection to the proposal of the department if the case for revised AA & ES amounting to Rs. 8,04,66.500/- (Rupees Eight Crore four lakh sixty six thousand five hundred only) is placed before the Council subject to correctness of information and following conditions :-

1. Necessary NOC is taken from L&DO to avoid any dispute in future and to avoid wasteful expenditure due to any reasons/dispute on account of the title of land, before incurring any liability on the scheme.
2. If required, necessary permission is obtained from Ministry of Environment/Forest.
3. The scheme does not go against any plan/Scheme of MPD (Master Plan of Delhi).
4. Since we do not find any approval/approval in principle/minutes of such decision of competent authority on record, the department may elaborate the necessity including optimum utilization of the tanks of proposed increased capacity in the draft agenda.

This issues with the prior approval of F.A."

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

The comments of the Finance Department are clarified as under :-

1. The proposed site for construction of UGR is a park being maintained by NDMC. Titlewise, it is L&DO's land and the matter will be taken up with L&DO for issue of NOC.
2. No permission from Ministry of Environment/Forest may be required for construction of UGR.
3. Since the proposed construction is in a park, it may not go against any plan/scheme of MPD.
4. It has been decided in principle by the competent authority to construct UGR in this park. Since the construction will be underground, the top will be maintained as a park again. The capacity of the underground tank has been increased so as to create infrastructure while quantum of water, in future, may be increased by Delhi Jal Board. Further, during interconnection of various reservoirs in NDMC area, this UGR may act as an important UGR for supply of water to areas for equitable distribution of water supply.

9. Legal Implication of the Subject :

Not applicable

10. Details of Previous Council Resolutions, Existing Law of Parliament and Assembly on the Subject :

Not applicable

11. Comments of the Law Department on the Subject :

Not applicable

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

Not applicable

13. Recommendations :

The case is placed before the Council for consideration and accord of revised administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.8,04,66.500/- (Rupees Eight crore four lakh sixty six thousand five hundred only) for the above said scheme and to take up the work before issue of NOC by L&DO since the park is in possession of NDMC.

COUNCIL'S DECISION

Resolved by the Council to accorded revised A/A & E/S to the preliminary estimate amounting to Rs.8,04,66,500/- for the scheme C/o Water Boosting Station at Panchsheel Marg-Sardar Patel Marg Crossing. It was also resolved by the Council that the department may take up the work before issue of NOC by L&DO, since the park is in the possession of NDMC.

ANNEXURE ONE PAGE

ITEM NO. 17 (A-82)**1. Name of the subject/ project:**

Sub: Imp. to Palika Dham Housing Complex.

2. Name of the deptt./deptt. concerned:

Civil Engg. Deptt., NDMC

3. Brief History:

During the course of inspection of the Palika Dham Housing Complex which is a NDMC building for its employees, it was felt that the general condition of the complex is not satisfactory and to avoid further damage, this requires urgent refurbishment i/c strengthening of the whole complex as no. of cracks were found in the building, peeling of the plasters, stairs to be strengthened and improved, repair to water seepage i/c its strengthening and general repair of the plaster & flooring etc. Accordingly, the A/A & E/S to the P.E. amounting to Rs. 1,05,35,000/- was accorded by the Council vide Reso. No. 2 (A-60) dtd. 16.01.08.

4. Detailed proposal on the subject/project:

After completing the codal formalities i.e. approval of D.E., NIT etc. sealed item rate tenders were invited with the last date of receipt of application, issue of tender and opening of tenders was fixed as 14.07.08, 16.07.08 & 18.07.08 respectively. In response to the above, two tenders were received and the details of the same is given as under :

1.	M/S Garg & Co.	92.12 % above	Rs.1,26,52,758/- Tendered Amt.
2.	M/S A.K. Builders	68.39% above	Rs.1,10,90,186/-

From the above, M/S A.K. Builders emerged as the first lowest tenderer. The justification was prepared and got checked by the Head D/man which works out to 73.68% above the E.C. The case was sent to the Planning, who after scrutinizing the case sent to the finance for their concurrence.

5. Financial implications of the proposed project/subject:

The total financial implications of the work is Rs. 1,10,90,186/- .

There is a budget provision of Rs. 30.0 lacs exists under the Head of A/C D.4.12.1 Page- 155 during the year 2008-09. However, the additional funds have also been asked for in R.E. 2008-09.

6. Implementation schedule : 12 months**7. Comments of the Finance Deptt. on the subject:**

The tender has been received in FD on 7.10.08 when validity is going to expire on 15.10.08. Already 81 days out of 90 days have expired. It is a case of violation of guidelines issued in respect of finalization of tender. Mechanism for avoiding delay in finalization of tenders was circulated vide no. D/272/Fin/06 dtd. 19.09.06 wherein a time schedule for each

stage from Divisional level to FD has been prescribed for proper scrutiny of the cases at each level. Another circular on the issue was also circulated on 6.05.08 to follow the mechanism strictly besides instructions to the department in some other such cases, but it appears that the deptt. is not taking any cognizance of issued instruction. Placing on record the reason for not following the given time schedule, CE (C-II) may issue instructions in this regard to follow the mechanism strictly.

Based on what has been brought on record, we have no objection to department's proposal for award of work to L-1, M/S A.K. Builders at their quoted rates of Rs. 1,10,90,186/- (Rs. One Crore ten lac ninety thousand one hundred eighty six only) i.e. 68.39% above EC of Rs. 65,85,928/- against the justified rates of 68.93% above EC as worked out by the department provided that (1) the offer of L-1 is in close proximity of rates for similar nature of works (2) the department certified that all codal formalities/CVC guidelines have been followed (3) The L-1 fulfills all eligibility criteria as stipulated in NIT (4) Copy of Council Resolution according A/A & E/S has not been found on record. The department may add the same and certify that condition/instructions if any given specifically therein by the Council has been complied with fully and (5) Availability of funds for execution of work.

8. Comments of the Department on comments of Finance Deptt.

It is clarified/certified as under:

1. The offer of L-1 is in close proximity of rates for similar nature of work.
2. All codal formalities/CVC guidelines has been followed.
3. The L-1 fulfilled all eligibility criteria.
4. Copy of the Council Resolution according A/A & E/S has been placed in the file and there is no other condition in the Council Resolution.
5. Funds have been asked in the RE 2008—09.

9. Legal Implication of the project:

NIL

10. Details of previous Council Resolutions, existing law of Parliament and Assembly on the Subject:

1. Reso. No. 2 (A-60) dtd. 16.01.08 approved the proposal as under :
"Resolved by the Council to accord A/A & E/S to the P.E. amounting to Rs. 1,05,35,000/- for the work of Imp. to Palika Dham Housing Complex."

11. Comments of the Law Department on the subject/Project

NIL

12. Comments of the Department on the comments of Law Deptt.

NIL

13. Recommendation of CE (C-II):

Since the validity of tender was to expire on 15.10.08, the case was submitted to the Chairman to accord approval to award the work to M/S A.K. Builders at their total tendered amount of Rs.1,10,90,186/-, which is 68.93% above the estimated cost, in anticipation of approval of the Council. Chairman vide order dtd. 15.10.08 approved the proposal.

14. Draft Resolution :

Action taken by the Chairman in anticipation of approval of Council is noted.

COUNCIL'S DECISION

Resolved by the Council to accord Ex-post facto approval for the award of the work to M/s. A.K. Builders at their total tendered amount of Rs.1,10,90,186/-, which is 68.93% above the estimated cost, and noted the action taken by the Chairman vide order dated 15.10.2008 vide which the proposal was approved by the Chairman, in anticipation of Council's approval, keeping in view the fact that the validity of the offer was expiring.

ITEM NO. 18 (A-83)**1. Name of the Subject / Project.**

Desilting / Cleaning of main sewer line by Super Sucker Machine in NDMC area.

2. Name of the Department / departments concerned.

Sewerage Maintenance Division, Civil Engineering Department.

3. Brief History of the subject / project.

The existing sewerage system of NDMC area which was laid during the pre-independence period has become inadequate as the cross-sectional area of the lines has got reduced considerably due to deposition of silt. These lines have seldom / never been desilted. In order to increase their discharge carrying capacity, these lines require immediate desilting. By carrying out desilting operation the carrying capacity would increase considerably thus giving them a new lease of life. A Preliminary Estimate for desilting of some of such lines has been framed as a pilot project. Some of the lines included in the estimate are North Avenue, Talkatora Road, Panchquian Road to R.K. Ashram Marg, Mother Tressa Crescent, Baba Kharak Singh Marg, President Estate to Ashoka Road, Sansad Marg to Patel Chowk, R.K. Ashram Marg, Rajendra Prasad Road, K. G. Marg, Bhagwan Das Lane, Copernicus Marg, Chelmsford Road, C- Hexagon, GPO Round about, 'B. Avenue, Aurangjeb Road, Shahjahan Road and Ring Road to B-Avenue, Subramanium Bharti Marg.

4. Detailed proposal on the subject / Project.

A preliminary estimate has been processed for carrying out desilting operation of the above noted sewer lines mechanically using Super Sucker System to be engaged on contract. The work shall be carried out based on the latest CPWD specifications. By cleaning of these lines the effective cross-sectional area of the lines would increase thereby increasing their capacity to carry the discharge. The work also includes carrying out CCTV survey of the lines after desilting.

For execution of this scheme, a preliminary estimate amounting to Rs.7,88,81,000/- has been approved by the Council vide item No. 4(A-21) dated 21.05.2008 for the above said scheme. Thereafter, a detailed estimate amounting to Rs.7,88,79,000/- has been technically sanctioned by the competent authority and NIT is approved for Rs.7,65,81,350/-. Tenders have been invited in two bid system viz technical and financial

for this scheme by giving due publicity on Delhi Government & NDMC Website and publishing of Tender Notice in leading newspapers on 27.08.2008:-

In response to above, five tenders were received as per details given hereunder:-

1. M/s W.E.R.M India Ltd.
2. M/s Capital Engineering Corporation
3. M/s Surya Con Engineers
4. M/s Rubicon Inspection Systems (India)
5. M/s Jagdish Construction Co.

The technical bids of the above five bidders were opened on the same day and price bids thereof were kept in sealed envelope to be opened after evaluation of the technical bids by the committee constituted under chairmanship of ACE(Civil). After evaluation of the technical bids of the all the five bidders, the committee decided to open the financial bids of the all five bidders. The details of financial bids are as under:-

S.No.	Name of agency	Estimated Cost	Tendered Amount	%age of rates
1	M/s W.E.R.M India Ltd.	Rs.7,65,81,350/-	Rs.5,74,17,565/-	25.02% below
2	M/s Capital Engineering Corporation	-do-	Rs.5,35,72,300/-	30.05% below
3	M/s Surya Con Engineers	-do-	Rs.6,31,37,275/-	17.55% below
4	M/s Rubicon Inspection Systems (India)	-do-	Rs.5,67,54,720/-	25.89% below
5	M/s Jagdish Construction Co.	-do-	Rs.8,93,86,485/-	16.72% above

From the above details, M/s Capital Engineering Corporation has emerged to be the lowest tenderer, at 30.05% below the estimated cost of Rs.7,65,81,350/-, the tendered amount being Rs.5,35,72,300/-.

5. Financial Implications of the Proposed Subject.

The lowest offer is of M/s Capital Engineering Corporation @ 30.05% below the estimated cost of Rs.7,65,81,350/-, the tendered amount being Rs.5,35,72,300/-. The justification of rates has been worked out at 20.27% below and as such, the rates tendered by the lowest tenderer M/s Capital Engineering Corporation, are well within the

justified rates. A sum of Rs.3.00 cores has been sought in RE-2008-09 and Rs.3.00 crore in BE-2009-10 as New Scheme during the budget discussion and it has been agreed to by Finance (Budget).

6. Implementation schedule with timelines for each stage including internal processing.

After approval of tenders by the Council, the following time schedule is proposed to be implemented :-

- | | | | |
|-----|-------------------|---|-----------|
| (a) | Award of work | - | 1 Week. |
| (b) | Execution of Work | - | 12 Months |

7. Comments of Finance Department on the subject with diary no. & date.

The Finance Department while scrutiny of the tender have observed vide their diary no.2893/Finance dated 08.12.2008 as under :-

1. Technical Evaluation Committee is required to evaluate the offers within the notified parameters as per NIT. M/s Surya Con Engineers had not furnished profit & loss account, balance sheet and average turn over (gross) of Rs.2 crore during the last three years, in compliance of condition No. 2(b) & (h) of NIT. Qualifying this firm on the basis of two years accounts is not regular in relation with the NIT conditions. The said firms is not L-I.
2. Further, on following up the clarification afforded at "X" on page 66/N, it has been noted that the description of items of work given in the award letter issued by DJB differs from the items of work in the instant case, to the extent that in DJB's case CCTV (100%), survey of the line with pan & tilted rotated camera in addition to other works as stated therein is required whereas in the case in hand CCTV is only 20% with no mention of rotated camera. As such comparison of rates of L-I with incomparable scope of work does not appear proper. It is not sufficient to award the work to L-I. The offer of L-I has to be ensured & certified for being just, fair & reasonable. Out of this, issue which comes to the fore, is why in the instant case, only 20% CCTV is required when in similar other cases DJB needs 100% CCTV after desilting. This needs to be clarified whether by operating CCTV @20% of the total work, department will be satisfied about desilting / clearance of the complete line in question along with the necessity or otherwise of the rehabilitation of the line, if required in future.

3. Department may ensure & certify that L-I M/s Capital Engineering Corporation has no relation with M/s Kaveri Infrastructure Pvt. Ltd. as advised by Vigilance Department at page-58-59/N & L-I fulfills eligibility criteria as stipulated in NIT.
4. The justification statement placed in the file shows justified rates calculated as 20.27% below the E/C while the noting portion at page 61/N & 62/N shows it as 20.07% below the E/C. The position may be reconciled for necessary correction.
5. The position of tendered rates by all the bidders with %age above / below EC may be brought on noting portion, which is not there in spite our observation No. 4(iv) dated 21.11.2008 at page 63/N.
6. Requisite funds may be got allotted for the proposed work.

Subject to compliance of what has been observed above, we may have no objection if the proposal i.e. award of work to L-I at their tendered amount of Rs.5,35,72,300/- i.e. 30.05% below the estimated cost is put up to the competent authority for consideration.

This issues with the approval of FA.

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

On the observations of the Finance Department, parawise clarifications are as under:-

1. The decision to qualify them on the basis of two years accounts w.r.t. profit / loss was taken unanimously by the members of the committee constituted under the Chairmanship of ACE(Civil), in order to have a wide competition, since the condition is co-related with other conditions of the NIT like similar works executed, solvency certificate and average turn over etc. However M/s Surya Con Engineers is not L-I.
2. Provision of 20% CCTV was made in the preliminary estimate stage on the basis of the similar works executed by Delhi Jal Board through the various agencies / contractors. The preliminary estimate is also duly concurred in by Finance Department before obtaining Administrative Approval & Expenditure Sanction from the competent authority. Normally 20% CCTV is considered sufficient as test checks are also carried out at site at various levels and it is always ensured that the line runs in the channels of the manholes after cleaning. However, as per observations of the Finance Department the matter was discussed with the representative of L-I contractor i.e. M/s Capital Engineering Corporation who voluntarily agreed to carry out 100%

CCTV using Pan and Tilt Camera at no extra cost. This they have confirmed this vide their letter dated 10.12.2008, which will form part of the agreement.

3. From the documents submitted by M/s Capital Engineering Corporation in respect of their eligibility for this tender no relationship between them and M/s Kaveri Infrastructure Pvt. Ltd. could be established. M/s Capital Engineering Corporation have submitted tender documents as a separate entity and fulfill all NIT conditions.
4. The justification checked by planning works out to 20.27% below the estimated cost. However, they have inadvertently mentioned the same as 20.07% below on noting pages-61 & 62. This may be read as 20.27% below the estimated cost.
5. The comparative statement of all the bidders has been brought on record on NP-69.
6. A sum of Rs.3.00 crore has been sought in RE-2008-09 and Rs.3.00 crore in BE-2009-10 as New Scheme, during the budget discussions and it has been agreed to by Finance (Budget).

9. Legal Implication of the subject / project.

Not applicable.

10. Details of previous Council Resolutions, existing Law of Parliament & Assembly on the Subject.

Item No. 4(A-21) dated 21.05.2008.

11. Comments of Law Department on the subject / project.

Not applicable.

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

Not applicable.

13. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.

It is certified that CVC guidelines have been followed while processing the case.

14. Recommendation

The case is placed before the Council for consideration, acceptance and award of work to M/s Capital Engineering Corporation (L-I) amounting to Rs.5,35,72,300/- which is 30.05% below the estimated cost of Rs.7,65,81,350/-. The department may take further action in anticipation of issue of minutes of Council meeting.

COUNCIL'S DECISION

Resolved by the Council to approve award of the work to M/s Capital Engineering Corporation amounting to Rs.5,35,72,300/-, which is 30.05% below the estimated cost of Rs.7,65,81,350/-.

Also resolved by the Council that the department may take further action in anticipation of confirmation of the minutes by the Council.

ITEM NO. 19 (B-19)**1. Name of the Work**

Sub:- Special repair of A.C. Plant and modernization of lifts in Palika Kendra and Palika Parking.

Sub Head:- Replacement and Up gradation of 4 No. passenger lifts at Palika Parking, Cannought Place, New Delhi.

2. Name of the Department:- Electricity Department**3. Brief History of the Schedule:-**

The existing 4 No. Passengers Lifts of OTIS make were installed in 1984 at Palika Parking and have outlived their prescribed useful life of 20 years. These lifts are lying defective/damaged since long and are beyond economical repairs.

During the inspection of Chairman and Secretary, NDMC, it was directed that all the passenger lifts be made operational at the earliest and Civil Engg. Department may ensure that there is no leakage/seepage of water in the lift shafts, machine rooms, pits to avoid damage to the lifts. The case was processed for sanction of the estimate for the replacement and up gradation of the lifts.

With reference to the observations of Finance Department and as directed by the Chairman, the site was inspected by the then C.E (C) along with C.E.(E) and other Engineers of Civil and Electrical Engineering Departments on 18.8.08. The water was found in lift pit and machine room of lift No. 1 whereas no water was found in the machine room of lift no. 2,3 and 4 and were found free from any leakage/ seepage of water. Remedial measures in r/o lift No.1 has been taken by the Civil Engineering Department to avoid surface/rainy water in lift pit and machine room in future.

The estimate amounting to Rs.67,09,000/- was prepared for the replacement of 4 no. passenger lifts.

4. Detailed proposal on the subject:-

The existing 4 no. passenger lifts installed at Palika Parking are to be replaced with upgraded technology lifts.

5. Financial Implementation of the proposal Schedule:-

Rs. 67,09,000/-

6. Implementation schedule with time line:-

Work will be executed in one and half year after sanction of estimate.

7. Comments of Finance Department:-

Finance Department have concurred in the estimate amounting to Rs.67,09,000/- vide their Dy.No. 2374/Finance/R-Elect dated. 29.9.08 subject to the following:-

- (i) Approval of the competent authority
- (ii) Availability of funds.
- (iii) The work would be done after adhering the codal provisions.
- (iv) The minutes of the joint inspection be also placed on record dated 11.8.08.
- (v) Action as approved by Chairman was required to be taken by the deptt. Inspection note containing recommendations of the inspection team may be prepared and submitted to the Chairman.

8. Comments of the department on the comments of the Finance department:-

- (i) Approval of the competent authority is being obtained.
- (ii) Funds are available.
- (iii) All the codal formalities shall be adhered.
- (iv) The minute of the joint inspection carried out by the Engineers of Civil & Electrical Departments is as under:-

Water was found in the lift pit and machine room of Lift No. 1. Regarding this, EE(Civil) informed that this is not sub soil water and has come from outside due to heavy rains. CE(C) directed EE(C) to get the needful done so that no outside water flows in the lift /machine room due to any reason what so ever. Officers of Civil Engineering Deptt. informed that leakage in lift No. 1 is due to rain water for which a toe wall is required to be constructed for stoppage of rain water. Thereafter Civil Department constructed a toe wall near the gate of lift no. 1 and assured that there will be no leakage in lift No.1 also. Inspection note has been seen by the Chairman on 17.10.08.

9. Legal implication of the subject:-

No legal implication is involved.

10. Details of previous Council's resolution existing Law of Parliament:-

Nil

11. Comments of Law Department on the Subject:-

No comments.

12. Comments of the Deptt. on the Comments of the Law Department:-

N.A.

13. Recommendation of Additional Chief Engineer (E-II):-

The estimate may be placed before the Council to accord administrative approval and expenditure sanction to the estimate amounting to rs. 67,09,000/- for the work of replacement and up gradation of 4 No. passenger lifts at Palika Parking, Connaught Place, New Delhi.

14. Certification by the depts. of Central Vigilance Commission (CVC guideline have been followed while processing the case:-

All the CVC guidelines shall be adhered.

15. Draft Resolution

Resolved by the Council that Administrative Approval and Expenditure Sanction is granted to the estimate amounting to Rs. 67,09,000/-for Replacement and Up gradation of 4 No. passenger lifts at Palika Parking, Connaught Place, New Delhi.

COUNCIL'S DECISION

Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to Rs.67,09,000/- for Replacement and upgradation of 4 No. passenger lifts at Palika Parking, Connaught Place, New Delhi.

ITEM NO. 20 (B-20)

(1) **Name of the work :** Installation of 2 x 990 KVA unitized substations in Palika Niwas, Lodhi Colony, New Delhi.

(2) **Name of the Department :** Electricity Department.

(3) **Brief History of the case :**

E.E.(M/S) has informed that the existing only substation in Lodhi Colony, Block-5 is provided with 2x1000 KVA transformers. These transformers are almost 100% loaded and the stand-by capacity has completely been eaten up over the period of time. There are requests for installation of Electric Substation to meet the continuous increasing load demand in the area. The proposed substation will be required for meeting the additional load demand of the area. The existing substation in Lodhi Colony, Block-5 is provided with 2x1000 KVA transformers. Presently, area is fed from Substation Aliganj No.1. There is sanctioned scheme under execution by E.E.(C-I) for augmentation of existing 1000 KVA transformer by 1500 KVA transformer in addition to above proposal as the load demand of the area is increasing continuously.

(4) **Detailed proposal on the Project :**

In this connection, it was decided to install 2 x 990 KVA unitized substations and same was approved by the then C.E.(E)II dated 26-5-2006. The site was inspected alongwith the officers of Architect Deptt. and a suitable site for the installation of 2 x 990 KVA unitized substations was finalized.

The feasibility has been worked out for providing HT feeds to the proposed unitized substations in Palika Niwas Lodhi Colony. E.E.(M/S) proposed that the existing HT feed between Electric Substation Aliganj No. 1 & Electric Substation Lodhi Colony may be augmented to 300 sq.mm/3C and laid through proposed unitized substations 1 & 2 at Palika Niwas and same was approved by A.C.E.(E)I dated 19-8-2008.

(5) **Financial implications :** Financial implications in the proposal is anticipated to be Rs.68,86,500/-. The expenditure will be charged to the budget Head: E-4-1, for which budget provision will be kept suitably in the B.E. 2009-10.

(6) **Implementation schedule:** Eight months.

(7) **Comments of the Finance Deptt. on the subject :**

Finance Deptt. vide Dy. No. 2618/Finance dated 24-10-08 has concurred in the estimate amounting to Rs. 68,86,500/- (Rupees Sixty eight lakhs eighty six thousand and five hundred only) for the work of Installation of 2 x 990 KVA unitized substations in Palika Niwas, Lodhi Colony, New Delhi. as per estimate prepared by 11 KV Planning division and recommended by A.C.E.(E)II subject to the following conditions :

1. Availability of funds.
2. Approval of the competent authority.
3. Correctness of information and data submitted by the department.
4. Codal provisions shall be adhered.
5. Certification that the lowest market rates have been taken into account in respect of items analyzed on market rates.

6. It may be certified that the proposed augmentation is necessary to meet the additional load requirement.

(8) **Comments of the Deptt. on comments of Finance Deptt.**

1. Funds shall be available. A provision of Rs. 66 lacs in B.E. 2009-10 under budget head E-4-1 is kept.
2. Approval of competent authority is being obtained.
3. The information and data submitted has been verified.
4. All codal provisions have been adhered.
5. Lowest market rate have been taken into account.
6. It is certified that proposed augmentation is necessary to meet the additional load requirement.

(9) **Legal implication of the Project** : No legal implication is involved.

(10) **Details of previous Council Resolution** : NIL

(11) **Comments of Law Deptt.** : No comments.

(12) **Comments of the Deptt. on the comments of Law Deptt.** : N.A.

(13) **Certification by the Deptt. that all Central Vigilance Commission (CVC) guidelines have been followed** :

It is certified that CVC guidelines have been followed while processing the case.

(14) **Recommendation** : The estimate amounting to Rs.68,86,500/-for Installation of 2 x 990 KVA unitized substations in Palika Niwas, Lodhi Colony, New Delhi may be placed before the Council to accord Administrative Approval and Expenditure Sanction.

(15) **Draft Resolution** : Resolved by the Council that Administrative Approval and Expenditure Sanction is granted to the estimate amounting to Rs.68,86,500/- for Installation of 2 x 990 KVA unitized substations in Palika Niwas, Lodhi Colony, New Delhi.

COUNCIL'S DECISION

Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to Rs.68,86,500/- for installation of 2x990 KVA unitized substations in Palika Niwas, Lodhi Colony, New Delhi.

ITEM NO. 21 (B-21)

(1) **Name of the work :** Replacement/Augmentation of transformer and LT panels in M/N division (Phase-II)

(2) **Name of the Department :** Electricity Department.

(3) **Brief History of the case :**

Replacement/augmentation of electrical system in NDMC area had not been done as required for the last around 8 to 10 or more years. Due to fast development & appreciable load growth in the area, the system was loaded beyond its full capacity. The equipment had become obsolete. The redundancy in the system had been considerably reduced. The necessity for augmentation has thus become inevitable as also brought out by the Expert Committee on its Report on "Power Supply Position in NDMC area" submitted by Sh. Y.P. Singh – Chairman, Electricity Consumer Grievances Redressal Forum for NDMC in November, 2005. The report was accepted. Accordingly the equipments at various Electric Substations are proposed to be replaced in five phases. Estimate for replacement of cables under Phase-I has already been issued and the same is under execution. The agenda in hand is for Phase-II. Under Phase-III & Phase-V, Estimates for Replacement of oil type transformers with dry type transformers have been prepared and are under process of approval. Draft Agendum for Replacement of oil filled transformers with dry type transformers in North of Rajpath & South of Rajpath (Phase-IV) is being placed separately before Council for approval.

The committee further recommended to address weak points by taking urgent actions not only for replacing of old/obsolete outlived cables/equipment but also for augmentation of transformers, feeders, switchgears and associated equipments to meet the increasing load demand and also provide flexibility in the system.

A number of transformers and cables as found overloaded were also advised to be replaced as a major exercise to relieve the system from overloading and leading to repeated interruptions/burning of cables etc. The job being voluminous, though started but could not take the pace it was required to due to lengthy procedures involved in sanctioned of estimates, award of work / purchase and inadequate manpower.

In view of above another committee was constituted by Secretary, NDMC vide office order No. 220/PS/Secretary/D/07 Dt. 23/07/2007 to prepare a road map for the revamping of electrical system in NDMC befitting to the projections upto year 2021 under the overall guidance and convenorship of Sh. Y.P. Singh, Chairman ECGRF.

Accordingly the constituted committee submitted its report in October, 2007 and preliminary estimate for revamping of electrical system of NDMC upto 11 KV amounting to Rs.336.09 crores.

(4) **Detailed proposal on the Project :**

In view of the above report, Replacement/Augmentation of transformers & LT panels in M/N division (Phase-II) were examined and it was decided to carry out the work of replacement in M/N division as per the list of 21 Electric Substations under Phase-II. 40 No. transformers to be dismantled are in good condition and giving satisfactory service. These transformers may remain idle and may not be reused despite being in serviceable good

condition. Deptt. has no option but to dismantle these transformers. The transformers to be replaced are given as under :

S.NO.	EQUIPMENT	QUANTITY
1.	Dry type Transformers 1600 KVA	37
2.	Dry type Transformers 1000 KVA	3
3.	LT Panel two tier 2500/2500 A	18
4.	LT Panel two tier 2500/800 A	19
5.	LT Panel two tier 1600/1600 A	2
6.	LT Panel two tier 1600/800 A	3
7.	LT Panel two tier 800/800 A	84

The detail capacity of transformers and panels at each substation is given in the **Annexure-A (See pages 94-95)**. As per Directive/Public Notice issued in public interest to ensure electric safety inside the residential/commercial bldg., it was desired to ensure shifting of existing oil type transformer from inside of bldg. to an open space or replacing the same with dry type transformer after securing adequate space. Chairman has given remarks that if it is a legal requirement we should comply within time frame, approved in principle. Accordingly all the oil type transformers have been proposed to be replaced with dry type transformers.

(5) **Financial implications** : Financial implications in the proposal is anticipated to be Rs. 17,49,37,148(Gross) and Rs.16,55,39,500 (net).

(6) **Implementation schedule**: Eighteen months.

(7) **Comments of the Finance Deptt. on the subject** :

Finance Deptt. vide Dy. No. 2613/Finance dated 11-11-08 has concurred in the estimate amounting to Rs. 17,49,37,148(Gross) and Rs.16,55,39,500 (net) for Replacement/ Augmentation of transformer and LT panels in M/N division subject to the following conditions :

1. Availability of funds.
2. Approval of the competent authority.
3. Correctness of information and data submitted by the department.
4. Codal provisions shall be adhered.
5. Certification that the lowest market rates have been taken into account in respect of items analyzed on market rates.
6. The deptt. has submitted at S.No.2 of page 23/N that none of the 40 nos. transformers are located inside the residential/commercial building , as such the proposal of the department is not covered under the Public notice issued by DERC. Department is requested to bring on record that the replacement/augmentation proposed in the estimate are necessarily required to be carried out in view of the additional load requirement.
7. The committee constituted on road map for revamping electrical system in NDMC has recommended at S.No.22 of page 28 that with the augmentation of substation capacity the additional requirement can be met and for sanction of further additional load some development charges can be taken from building occupants while sanctioning additional load.
8. In view of the fact that out of 40 transformers proposed to be replaced/augmented, 31 transformers have not served their useful life, the

department is advised to prepare a detailed feasibility report for utilization of these serviceable transformers keeping in view all the remedial recourses available.

9. Since 40 nos. transformers which are giving satisfactory service are proposed to be replaced; department is advised to bring all the facts of the case to the notice of the Council while seeking Administrative Approval and Expenditure Sanction. Besides indicating specific reason for replacement; it must be brought out in the agenda that Department would dismantle 40 transformers which are in good conditions and giving satisfactory service and these transformers would remain idle and cannot be reused despite being in serviceable good condition. Department must also certify that there has been no option but to dismantle these transformers.

(8) Comments of the Deptt. on comments of Finance Deptt.

1. Funds will be made available. A provision of Rs. 25 crore in B.E. for the replacement of old equipment vide B.Book page No. 173 head E-3 exists.
2. Approval of competent authority is being obtained.
3. The information and data submitted has been verified.
4. All codal provisions have been adhered.
5. Lowest market rate has been taken into account.
6. It is to bring on record that the replacement/ augmentation proposed in the estimate are necessarily required to be carried out in view of the addl. load requirement.
7. This does not pertain to the estimate under consideration.
8. 31 transformers which have not served their useful life shall be utilized in the day-to-day requirement of the system maintenance.
9. 40 nos. transformers are proposed to be replaced in Phase-II. These 31 transformers out of 40 transformers are in good condition and giving satisfactory service. These serviceable transformers shall be utilized for day-to-day maintenance. As per Directive/Public Notice issued by D.E.R.C. that Rule 64(2)(e)(iv) of the Indian Electricity Rules, 1956 (as amended in year 2000 vide notification GSR 468 dated 16-11-2000) mandates use of only dry type transformers inside all residential/ commercial buildings, department has no option but to dismantle and replace/augment these transformers.

(9) Legal implication of the Project : No legal implication is involved.

(10) Details of previous Council Resolution : NIL

(11) Comments of Law Deptt. : No comments.

(12) Comments of the Deptt. on the comments of Law Deptt. : No Comments.

(13) Certification by the Deptt. that all Central Vigilance Commission (CVC) guidelines have been followed :

It is certified that all CVC guidelines have been followed in processing the case.

(14) **Recommendation** : The estimate amounting to Rs.17,49,37,148 (Gross) and Rs.16,55,39,500 (net) for Replacement/ Augmentation of transformer and LT panels in M/N division (Phase-II) may be placed before the Council to accord Administrative Approval and Expenditure Sanction.

(15) **Draft Resolution** : Resolved by the Council that Administrative Approval and Expenditure Sanction is granted to the estimate amounting to Rs.17,49,37,148 (Gross) and Rs.16,55,39,500 (net) for Replacement / Augmentation of transformer and LT panels in M/N division (Phase-II).

COUNCIL'S DECISION

Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to Rs.17,49,37,148/- (Gross) and Rs.16,55,39,500/- (Net) for Replacement/Augmentation of transformer and LT panels in M/N Division (Phase-II).

Annexure 2 pages

Anmnexure end

ITEM NO. 22 (H-10)**1. Name of the subject/Project**

Framing of Recruitment Regulations for the posts of Statistical Officer and Senior Statistical Investigator Grade –I.

2. Name of the Department

Personnel Department.

3. Brief History of the subject/project:

- i) Section 43 (1) (c) of the NDMC Act, 1994 provides that the Council may make regulations in respect of the qualifications of candidates for appointment to Category 'A' and category 'B' posts included in the Schedule for appointment to such posts.
- ii) Section 43 (2) of the said Act further provides that no regulations referred to above shall be made except after consultations with the UPSC.
- iii) Section 387 (2) of the Act stipulates that no regulations made by the Council shall have effect until it has been approved by the Central Government and published in the official gazette.
- iv) The Statistical Unit under the Health Department was created in 1989-90 consisting of one post of Statistical Officer, one post of Senior Statistical Investigator Grade-I and one post of Statistical Assistant.
- v) The Recruitment Regulations for the post of Statistical Officer were approved by the then Committee vide Resolution No 27 dated 20-07-89 and that for the post of Senior Statistical Investigator Grade-I were approved by the Council vide Resolution No 3(XXV) & 3(XXXVII) dated 27-2-2000 & 26-2-2002 (**Annexure I & II**) (**See pages 99-100**).
- vi) The draft Recruitment Regulations were referred to UPSC for approval. The Commission has since conveyed its approval subject to certain modifications mainly relating to mode of filling up of posts, as under:

Name of post	Existing	Proposed	Feeder Grade for promotion
Statistical officer	Direct recruitment	Composite method (deputation plus promotion)	Senior Statistical Investigator Grade – I
Senior Statistical Investigator Grade-I	promotion failing which by direct recruitment	promotion failing which by deputation	Statistical Assistant

- vii) Copies of draft Recruitment Regulations for the posts of Statistical Officer and Senior Statistical Investigator Grade - I are annexed as **Annexure III & Annexure IV** (**See pages 101 - 104**) respectively.

- viii) The case was placed before the Council vide Agenda Item No. 09 (H-7) during its meeting on 15 Oct.'08 and was deferred due to model code of conduct on account of election to the Delhi Assembly.

4. Detailed proposal on the subject/project

The amendments proposed by the UPSC in the mode of promotion to the posts of Statistical Officer and Senior Statistical Investigator Grade – I may be accepted as it will enhance the promotional avenues of officials in the feeder cadre. After approval of the Recruitment Regulations by the Council the same will be sent to Ministry of Home Affairs and after obtaining their approval sent to the Govt. of NCT of Delhi for publication in the Official Gazette.

5. Financial implications of the proposed project/subject :

There is no additional financial implication as the matter relates to approval of Recruitment Regulations only.

6. Implementation schedule with timeliness for each stage including internal proceeding:

After approval of the Regulations by the Council the same will be sent to Ministry of Home Affairs, Govt. of India for approval within 15 days. After the receipt of approval of the Govt. of India they will be sent within a week to the Govt. of NCT of Delhi for publication in the Official Gazette. This exercise is likely to take 2 to 3 months.

7. Comments of the Finance Department on the subject

Finance department has conveyed its concurrence to the proposal.

8. Comments of the Department on comments of Finance Department

No Comments.

9. Legal implications of the subject/project

No legal implications.

10. Details of previous Council Resolutions, existing law of Parliament and Assembly on the subject

- (i) Resolution No 27 dated 20.07.89
- (ii) Resolution No 3(XXV) 27.02.2000
- (iii) Resolution No 3(XXXVII) 26.02.2002

11. Comments of the Law Deptt. on the subject/project

Under Section 43 (c) of the NDMC Act, Recruitment Regulations are to be made by the Council. If the Recruitment Regulations had not been approved by the Council or if approved by the Council & UPSC has made any variation, it has again to go to the

Council for approval and after such approval, it has to go to MHA for approval & then published in the official Gazette & placed before Parliament.

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

No comments.

13. Certification by the department that all the Central Vigilance Commission (CVC) guidelines have been followed while processing the case.

Not applicable.

14. Recommendation

It is recommended that the Council may approve the draft Recruitment Regulations in respect of post of Statistical Officer in the pay-scale of Rs.7,500-12,000/- (V CPC) and that of Senior Statistical Investigator Grade – I in the pay-scale of Rs.6,500-10,500/- (V CPC).

15 Draft Resolution

Resolved by the Council that Recruitment Regulations in respect of the post of Statistical Officer and Senior Statistical Investigator Grade – I as per **Annexure III** and **Annexure IV (See pages 101 - 104)** are approved. The Department may take follow up action for early notification of the same after following the prescribed procedure.

COUNCIL'S DECISION

Resolved by the Council to approve the Recruitment Regulations in respect of the post of Statistical Officer and Senior Statistical Investigator Grade – I as per Annexure-III and Annexure-IV of the agenda.

The Department may take follow up action for early notification of the same after following the prescribed procedure.

ANNEXURE

Draft Recruitment Regulations for the Post of Statistical Officer

S.No.		
1.	Name of Post	Statistical Officer
2.	No. of Post	*1 (one) * subject to variation depending upon workload
3.	Classification of post	Category-B
4.	Scale of pay	Rs. 7500-250-12000/- (to be revised as per VI CPC)
5.	Whether the selection or non –selection post	N.A.
6.	Age for direct Rectt.	N.A.
7.	Whether benefit of added yrs of service admissible	N.A.
8.	Educational and other Qualification for direct recruits	N.A.
9.	Whether age and educational qualification prescribed for direct recruits will apply in case of promotees	N.A.
10.	Period of probation	N.A.
11.	Method of Rectt. whether by direct or by promotion/ or deputation / transfer and of the vacancies to be filled by various method	Composite Method (Deputation plus Promotion)
12.	In case of rectt. by promotion deputation/transfer, grade from which promotion/ deputation transfer to be made.	<p><u>Deputation plus Promotion</u></p> <p>Officers under the Central/state Govts./ UTs :-</p> <p>(a) (i) Holding analogous post on regular basis in the parent cadre/Department; or</p> <p>(ii) With three years service in the grade rendered after appointment thereto on a regular basis in the scale of pay of Rs.6500-10500 or equivalent in the parent cadre/Department ; and</p> <p>(b) Possessing the following educational qualification and experience :-</p> <p>(i) Master Degree in Statistics or Economics or Commerce (with statistics) from a recognized University or equivalent ; and</p> <p>(ii) Possessing two years experience of statistical</p>

		<p>work involving collection, compilation and interpretation of statistical data.</p> <p>Note: The departmental Senior Statistical Investigator grade-I in the pay scale of Rs.6500-10500 with three years regular service in the grade shall also be considered along with outsiders. In case he/she is selected for appointment to the post, the same shall be deemed to have been filled by promotion.</p> <p>The departmental officers in the feeder category who are in the direct line of promotion will not be eligible for consideration for appointment on deputation; similarly deputationist shall not be eligible for consideration for appointment by promotion.</p> <p>(Period of deputation including period of deputation in another ex-cadre post held immediately preceding this appointment in the same or some other organization/department of the Central Govt. shall ordinarily not exceed three years. The maximum age limit for appointment by deputation shall be not exceeding 56 years as on the closing date of the receipt of applications).</p>
13.	If a DPC exists what is the composition	N.A.
14.	Circumstances in which U.P.S.C. to be consulted in making Recruitment	Consultation with UPSC necessary.

Annexure -IV**Recruitment Regulations for the Post of Senior Statistical Investigator Grade -I**

S.No.		
1.	Name of Post	Sr. Statistical Investigator Grade –I
2.	No. of Post	*1 (one) Subject to variation depending upon workload
3.	Classification of post	Category-B
4.	Scale of pay	Rs. 6500-200-10500/- (to be revised as per VI CPC)
5.	Whether the selection or non –selection post	Selection
6.	Age for direct Rectt.	N.A.
7.	Whether benefit of added yrs of service admissible	N.A.
8.	Educational and other Qualifications for direct recruits	N.A.
9.	Whether age prescribed for direct rectt. will apply in case of promotees	N.A.
10.	Period of probation	2 years for promotees
11.	Method of Rectt. whether by direct or by promotion/ or deputation / transfer. No. of vacancies to be filled by various method	Promotion failing which by deputation.
12.	In case of rectt. by promotion deputation/transfer, grade from which promotion/ deputation transfer to be made	<p><u>Promotion</u></p> <p>Statistical Assistant (Cat. C) in the pay scale of Rs. 5500-9000/- with three years regular service in the grade. Note: where juniors who have completed their qualifying/eligibility service are being considered for promotion, their seniors would also be considered provided they are not short or the requisite qualifying/eligibility service by more than half of such qualifying / eligibility service or two years, whichever is less, and have successfully completed their probation period for promotion to the next higher grade along with their juniors who have already completed such qualifying/ eligibility service.</p> <p><u>Deputation plus promotion</u></p> <p>Officers under the central/ state Govts. /UTs:- (a) (i) Holding analogous post on regular basis in the parent cadre / department; or i) with three years' service in the grade rendered after appointment thereto on a regular basis in the scale of pay of Rs. 5500-9000/- or equivalent in the parent cadre/ department; and</p>

		<p>(b) Possessing the following educational qualification and experience:-</p> <p>i) Master's degree in Statistics or Economics or Commerce (with Statistics) from a recognized University or equivalent ; and</p> <p>ii) Possessing two years experience of Statistical work involving collection, compilation and interpretation of statistical data.</p> <p>The departmental officers in the feeder category who are in the direct line of promotion will not be eligible for consideration for appointment on deputation, similarly deputationist shall not be eligible for consideration for appointment by promotion.</p> <p>(Period of deputation including period of deputation in another ex-cadre post held immediately preceeding this appointment in the same or some other organization/department of the Central govt. shall ordinarily not exceed three years. The maximum age limit for appointment by deputation shall be not exceeding 56 years as on the closing date of the receipt of applications).</p>
13.	If a DPC exists what is the composition	<p>Composition of category 'B' DPC (For considering promotion)</p> <ol style="list-style-type: none"> 1. Secretary, NDMC- Chairman. 2. Director (P), NDMC- Member 3. Medical Officer (Health), NDMC- Member 4. Director (Finance), NDMC- Member
14.	Circumstances in which U.P.S.C. to be consulted in making Rectt.	Consultation with UPSC necessary while appointing an officer on deputation.

ITEM NO. 23 (H-11)**1. Name of the subject:**

Up-gradation of the post of Bio-chemist as Specialist Bio-chemist, inclusion of the same in the Non-teaching specialist sub-cadre and amendment of Recruitment Regulations for the post.

2. Name of the department concerned:

Personnel Department

3. Brief history of the subject:

Recruitment Regulations for the post of Bio-chemist were framed by the Council vide its Resolution No. 3(xx) dated 26.5.2000. These regulations, after obtaining approval of UPSC and MHA, were notified in the official gazette of Government of Delhi, May 25- May 31, 2007. (**Annexure-I See pages 108 - 110**). The Medical Department has pointed out following discrepancies/ shortcomings in the notified RRs for the post of Bio-Chemist in the scale of Rs. 8000-13500/-:

- (i) The post has neither been included in GDMO nor in the Non- teaching specialist Sub Cadre and remains an isolated post.
- (ii) The lack of any career progression opportunities would result in frustration in the incumbent.
- (iii) Both medical and non-medical personnel have been made eligible for the post.
- (iv) The prescribed practical experience in a Bio-Chemical or pathological laboratory in a Medical College or Hospital would be available not to a MBBS doctor but only who has taken up MD in Bio-chemistry. However, the Specialist would be eligible for the pay scale of Rs. 10,000-15,200/- (V CPC) and not that of Rs. 8000-13500/-.
- (v) The case was placed before the Council vide Agenda Item No. 14 (H-8) during its meeting on 15 Oct.'08 and was deferred due to model code of conduct on account of election to the Delhi Assembly.

4. Detailed proposal on the subject:

Director (MS) has indicated that it would not be possible to find candidates with requisite educational qualifications and experience as per the notified RRs. He has proposed that the post be up-graded as Specialist Bio-chemist and included in the Non-teaching specialist sub-cadre. Accordingly, the following proposals are made:

- (i) The post of Bio-chemist is up-graded as Specialist Bio-Chemist from pay scale of Rs. 8,000-13,500/- to 10,000-15,200/- (V CPC) [PB-3 - Rs. 15,600-39100/- with Grade pay of Rs. 6600/- per month + NPA].
- (ii) The up-graded post of Specialist Bio-chemist is included in the Non-teaching Specialist Sub Cadre.
- (iii) The mode of recruitment is changed from Deputation failing by deputation to Direct Recruitment failing by deputation.

- (iv) The essential educational qualifications is raised to MD in Bio-chemistry.
- (v) The proposal for amendment of RRs, as per **Annexure-II (See pages 111 - 112)**, be referred to UPSC for approval.

5. Financial implications of the Proposed Subject:

Financial implications of up-gradation of the post from the scale of Rs, 8,000-13,500/- to Rs. 10,000-15,200/- would around Rs. 92,000/-per annum.

6. Implementation Schedule with Timeliness for each stage including Internal Processing:

After approval of the Council, the draft Recruitment Regulations will be sent to UPSC. On receipt of their approval, the same would be sent to Ministry of Home Affairs, Govt. of India for approval. In case UPSC and/or MHA make any changes in the draft Regulations, the same would again be placed before the Council for approval. Thereafter, the same will be sent to the Govt. of NCT of Delhi for publication in the Official Gazette. This whole exercise is likely to take about 6 months.

7. Comments of the Finance Department on the Subject:

The corresponding scale to Rs. 10,000-15,200/- (V CPC) in Sixth CPC is Rs. 15,600-39,100/- which falls in Pay Band 3. Suitable modifications may be made in the Agendum.

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

Necessary corrections incorporated in the Agendum.

9. Legal implication of the subject:

There are no legal implications of the proposal.

10. Details of previous Council Resolutions, existing Law of Parliament and Assembly on the Subject:

Resolution No.3 (xx) dt.26.5.2000.

11. Comments of the Law Department on the Subject:

Nil.

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

Not applicable.

13. Certification by the department that all the Central Vigilance Commission (CVC) guidelines have been followed while processing the case.

Not required

14. Recommendation:

The up-gradation of the post of Bio Chemist as Specialist Biochemist in the pay scale of Rs.10000-15200/- (V CPC) and draft Recruitment Regulations for the post may be approved.

15. Draft Resolution:

Resolved by the Council that the post of Bio Chemist be up-graded as Specialist Biochemist in the pay scale of Rs.10000-15200 (V CPC) [PB-3 - Rs. 15,600-39,100/- with Grade pay of Rs. 6600/- per month + NPA]. Further, the Recruitment Regulations of the post as per **Annexure II (See pages 111 -112)** are approved. The Department may take follow up action for early notification of the same after following the prescribed procedure.

COUNCIL'S DECISION

Resolved by the Council that the post of Bio Chemist be up-graded as Specialist Biochemist in the pay scale of Rs.10000-15200 (V CPC) [PB-3 - Rs.15,600-39,100/- with Grade pay of Rs.6600/- per month + NPA as per 6th CPC]. It was further resolved to approve the Recruitment Regulations of the post. The Department may take follow up action for early notification of the same, after following the prescribed procedure.

Annexure I

3 pages

Annexure ends

Annexure-II**Draft Recruitment Regulations for the post of Specialist Bio-chemist**

1.	Name of Post	Specialist Bio-chemist
2.	No. of Posts	*1 (One) * subject to variation depending upon workload
3.	Classification	Group 'A'
4.	Scale of pay	PB-3 - Rs. 15,600-39,100/- with Grade pay of Rs. 6600/- per month + NPA
5.	Whether selection or non- selection post	Not applicable
6.	Age limit for direct recruitment	Not exceeding 45 years. (Relaxable for Govt. Servant by 5 years. In accordance with instructions issued by the Central Govt. and relaxable by 5 years for SC/ST and 3 years for OBC candidates.
7.	Whether benefit of added years of service admissible under Rule 30 of the CCS (Pension) Rules, 1972	Not applicable
8.	Educational and other qualification required for direct recruitment	<p><u>Essential</u></p> <p>(i) A recognized medical qualification included in the First or Second Schedule or Part-II of the Third Schedule (other than licentiate qualifications) appended to the Indian Medical Council Act, 1956. Holders of educational qualifications included in Part-II of the Third Schedule should also fulfill the conditions stipulated in sub-section (3) of Section 13 of the Indian Medical Council Act, 1956.</p> <p>(ii) M.D. in Bio-chemistry (iii) Three years research or practical experience in a Bio-Chemical or Pathological Laboratory preferably of medical college or Hospital.</p> <p>Note 1 : Qualifications are relaxable at the discretion of the Union Public Service Commission, in case of candidates otherwise well qualified.</p> <p>Note 2 : The qualification (s) regarding experience is/are relaxable at the discretion of the Union Public Service Commission, in the case of candidates belonging to Scheduled Caste or Scheduled Tribe, if at any stage of selection, the Union Public Service Commission is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the vacancies reserved for them.</p>
9.	Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotion	Not applicable
10.	Period of probation, if any	Two years

11.	Method of recruitment whether by direct recruitment or by promotion or by deputation/absorption and percentage of the vacancies to be filled by various methods	By direct recruitment failing which by deputation (including short term contract)
12.	In case of recruitment by promotion/deputation/ absorption, grades from which promotion/deputation/ absorption to be made	<p>Deputation</p> <p>(1) Officers of the Central/State Governments/UTs/ Universities/ Research Institutes/ Public sector undertakings/ Statutory or Autonomous organizations</p> <p>(a) (i) Holding analogous posts on regular basis; or</p> <p>(b) Possessing the educational qualifications prescribed for direct recruitment under column 8 (period of deputation/contract including period of deputation/contract in another ex cadre post held immediately preceding this appointment in the same or some other organizations/department of the Central Govt. shall ordinarily not exceed 3 years. The maximum age limit for appointment by deputation (including short-term contract) shall be not exceeding 56 years as on the closing date of receipt of application.</p>
13.	If DPC exist, what is its composition	<p>Group 'A' DPC (for confirmation)</p> <p>1. Secretary, NDMC - Chairman</p> <p>2. F.A., NDMC - Member</p> <p>3. Director (MS), NDMC - Member</p>
14.	Circumstances in which UPSC is to be consulted in making recruitments	Consultation with the UPSC is necessary.

ITEM NO. 24 (H-12)**1. Name of the subject/project**

Increase in ceiling for grant of Non-functional Selection Grade (NFSG) to Ayurvedic and Homeopathic doctors in NDMC.

2. Name of the Department : Personnel Department**3. Brief history of the subject/project**

The fifth Central Pay Commission's recommendation regarding general parity of career progression amongst the Indian System of Medicine and Homeopathic (ISMH) physicians with General Duty Medical Officers (GDMO) was accepted by the Government of India, Ministry of Health & Family Welfare vide OM No. A-11019/2/97-ISM (E-1) dated 25.1.1999. The said recommendations were adopted by the Council vide Resolution No. 3(xxxvii) dated 28.8.2001 (**Annexure I, See pages 115 - 116**). The Resolution provided for grant of Non Functional Selection Grade (NFSG) (scale of Rs. 14,300-18,300/-) to 15% of Senior Duty Posts in the grade of Senior Medical Officer (Rs. 10,000-15,200/- and Chief Medical Officer (Rs. 12,000-16,500/-)

Department of AYUSH, Ministry of Health & Family Welfare, Government of India vide its recent OM No. A 11018/3/2004-E-I (AYUSH) dated 26th March 2008 (**Annexure II, See page 117**) has increased the percentage ceiling for grant of NFSG to ISMH physicians in terms of Department of Personnel & Training's OM No. 22/1/2000-CDR dated 6th June 2000 to 30% of senior duty posts with effect from 22.8.2001 and 100% with effect from 25.8.2006. The eligibility and other criteria for operating the NFSG are to be as per guidelines issued by DoP&T, as amended from time to time.

DoP&T's OM dated 6th June 2000 referred in the OM issued by the Ministry of Health & Family Welfare, specifically refer to the following conditions:

- (i) The officer shall first hold the post in the basic grade of Junior Administrative Grade(JAG) before he could be considered for appointment to NFSG;
- (ii) No officer shall be eligible for appointment to NFSG until he has entered the fourteenth year of service on the 1st January of the year calculated from the year following the year of examination on the basis of which the member was recruited; and
- (iii) Appointment to NFSG shall be made subject to suitability in terms of DoP&T's O.M. No.28038/1/88-Estt(D) dated 9.10.1989.

4. Detailed proposal on the subject/project

It is proposed to adopt the recommendations of the Government of India and to enhance the existing ceiling of 15% for grant of NFSG to Ayurvedic and Homeopathic doctors in NDMC to 30% w.e.f. 22.8.2001 and 100% w.e.f. 25.8.2006 as per OM issued by Ministry of Health & Family Welfare. Similar recommendations in respect of allopathic doctors have already been adopted by the Council.

5. Financial implication of the proposed project/subject

The financial implication of increase in ceiling for grant of NFSG to eligible Ayurvedic and Homeopathic doctors including payment of arrears would be about Rs. 6.50 lakhs.

6. Implementation schedule with timeliness for each stage including internal proceeding.

On adoption of the recommendations by the Council, meetings of the Screening Committees would be convened within a period of 3 months for giving the benefit to eligible Ayurvedic and homeopathic doctors.

7. Comments of the Finance Department on the subject

Finance Department has no objection to the proposal.

8. Comments of the department on comments of Finance Deptt.

No comments.

9. Legal Implications of the Subject

No legal implications. NDMC has already adopted similar recommendations in respect of Allopathic Doctors.

10. Details of previous Council Resolution, existing law of Parliament and Assembly on the subject

Resolution No. 3(xxxvii) dated 28.8.2001

11. Comments of the Law Deptt. on the subject

Sixth Pay Commission report is applicable from 1.1.06 and the proposal is under Vth Pay Commission from 25.8.06. The position from 1.1.06 may be indicated by the Department.

12. Comments of the Deptt. on comments of Law Deptt.

The proposal is based on Office Memorandum No. A 11018/3/2004-E-I (AYUSH) dated 26th March 2008 of Department of Ayush, Ministry of Health & Family Welfare, Govt. of India, which has allowed Non-Functional Selection Grade @ 30% of the senior duty posts w.e.f. 22.8.2001 and 100% w.e.f. 25.8.06. Specific instructions regarding changes, if any, in the Time Bound Promotion scheme for medical doctors, subsequent to acceptance of the report of the Sixth Central Pay Commission are yet to be issued by the Government of India. The same would be considered appropriately on receipt of orders from Govt. of India.

13. Recommendation

Recommended that existing ceiling of 15% for grant of NFSG to Ayurvedic and Homeopathic doctors in NDMC be enhanced to 30% w.e.f. 22.8.2001 and 100% w.e.f. 25.8.2006 as per instructions issued by Department of AYUSH, Ministry of Health & Family Welfare, Government of India.

14. Draft Resolution

Resolved that the existing ceiling of 15% for grant of NFSG to Ayurvedic and Homeopathic doctors in NDMC is enhanced to 30% of senior duty posts w.e.f. 22.8.2001 and 100% w.e.f. 25.8.2006 as per OM No. A 11018/3/2004-E-I (AYUSH) dated 26th March 2008 issued by Department of AYUSH, Ministry of Health & Family Welfare, Government of India. The Department should take urgent follow- up action for granting the benefit to eligible Ayurvedic and Homeopathic doctors.

COUNCIL'S DECISION

Resolved by the Council that the existing ceiling of 15% for grant of NFSG to the Ayurvedic and Homeopathic doctors in NDMC is enhanced to 30% of senior duty posts w.e.f. 22.8.2001 and 100% w.e.f. 25.8.2006 strictly; as per conditions of OM No. A 11018/3/2004-E-I (AYUSH) dated 26th March 2008 issued by the Department of AYUSH, Ministry of Health & Family Welfare, Government of India. The Department should take urgent follow- up action for granting the benefit to the eligible Ayurvedic and Homeopathic doctors.

Annexure 3 pages

Annexure ends

ITEM NO. 25 (G-3)**1. Name of the Subject/Project:**

Management of NDMC Surplus Power.

2. Name of the department/ departments concerned

Commercial & Power

3. Brief history of the subject/project

Vide item no. 19 (G-9) dated 19.12.07 Council approved an agency to manage bulk power supply allocated to NDMC. Accordingly an agreement was signed between NDMC and M/s PTC India for management of NDMC Surplus Power on 18th Jan. 2008, which is expiring on 22.01.09. NDMC being a deemed distribution licensee under the Electricity Act 2003, have to perform all the functions of a Discoms under the National Electricity policy 2005 and various regulations of DERC. One of the function is to manage the allocated power supply in best possible manner to take commercial and technical advantage in a dynamic energy market.

Sale of short term surplus power is also one of the requirements under the provision of the guidelines given by DERC. The management of the bulk power supply is a complex procedure and requires specialised skills of power trading utility.

4. Details proposal on the subject/project

The proposal for further extending the existing agreement signed between NDMC and PTC India on 18th Jan., 2008, for further period of 2 years i.e. from 23.1.2009 to 31.3.2011 is prepared for approval of Council with minor modifications in the existing agreement. The supplementary draft agreement finalised during a course of meeting is placed at **annexure-1 (See pages 120 - 132)**.

5. Financial implications of the proposed project/subject

The management of short term surplus power of NDMC by M/s PTC (India) has resulted in more efficient payment mechanism, competitive rates through a transparent process at no direct cost to NDMC as trading margin of 4 paisa per unit is being paid by the buyer to M/s PTC (India).

6. Implementation schedule with timeliness for each stage including internal processing.

The existing agreement shall stand extended w.e.f. 23rd Jan 2009 and shall remain operative till 31st March 2011, however, this agreement may be mutually extended on such terms & condition and for such period as both NDMC and PTC India may mutually agree beyond 31.03.2011.

7. Comments of the Finance Department on the subject

The views of Finance Department, through F.A. who attended the meeting to review the existing agreement and performance, have been taken on board.

8. Comments of the Department on comments of Finance Department

No Comments

9. Legal implication of the subject/project

No Comments

10. Details of previous Council Resolutions, existing law of Parliament and Assembly on the subject.

Appointment of an agency to manage bulk power supply allocated to NDMC was approved by the Council vide item no. 19 (G-9) dated 19.12.2007.

11. Comments of the Law Department on the subject/project

The views of Law Department, through the Advisor (Revenue) who attended the meeting to review the existing agreement and performance have been taken on board.

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

No Comments

13. Recommendations

The case is laid before the Council to extend the existing agreement up to 31 March 2011 as per the draft supplementary agreement.

COUNCIL'S DECISION

Resolved by the Council to approve the proposal to extend the existing agreement with M/s PTC (India) Ltd., to manage short term surplus power of NDMC, upto 31.03.2011 as per the draft supplementary agreement.

Annesxure 13 pages

Annexure end

ITEM NO. 26 (A-84)**1. Name of the Subject/Project**

Sub: Imp. to Yashwant Place Shopping Complex.

SH : Imp. to circulation space opposite lifts in office-cum-residential complex & providing parking space and traffic management in the complex.

2. Name of the Deptt./Deptt. Concerned.

Civil Engineering Department, NDMC.

3. Brief History:

The Yashwant Place Complex is a composite Complex and includes the following buildings :

- (i) Akbar Bhawan : This was constructed as a Hotel building and was on licence with ITDC. However, in the year 1986, it was occupied by the Ministry of External Affairs, C.DoT and ET &T. At present, the building is in the occupation of MEA except the portion which was earlier with ET&T and is occupied by M/s Gesture Hotel (P) Ltd.
 - (ii) Chanakya Cinema Building : this building is being re-developed by D.L.F.
 - (iii) Chanakya Bhawan : It is a ground plus eight storey office complex and is occupied by important Government offices.
 - (iv) Momo Market : This has been recently developed and has 30 stalls.
 - (v) Shopping Arcade : There are 134 shops and 07 stalls.
 - (vi) Office-cum-Residential Complex : This has 16 residential units at first to fourth floor and offices at fifth to seventh. The offices are occupied by CBI, Income Tax Deptt. and Authority of Advance Ruling. At ground floor is a Bank, Restaurants, 16 garages and 16 servant quarters.
2. All the above buildings are the property of the Council and are on monthly licence fee with occupiers. The Chanakya Cinema building is being redeveloped and will continue on license basis.
 3. This complex was developed some time in late sixty's and early seventy's. At that time number of vehicles used by the occupiers of the complex or the visitors to the Complex was negligible. As the number of vehicles in Delhi is increasing, there is acute shortage of parking spaces in and around this Complex and there is immediate need to increase parking spaces and regulation and management of traffic in this area. Besides there is an acute need to improve the pedestrian movement areas for improving the access to the complex and to improve the visitors' influence.
 4. The day to day maintenance of Akbar Bhawan is with the CPWD and major repairs with the NDMC. The building is likely to be vacated by the MEA in September, 2009 and its upgradation is likely to be taken up thereafter. Chanakya Cinema building is being developed by DLF and is likely to be completed by late 2010. Momo market has been recently upgraded. Improvement in Chanakya Bhawan has been taken up and has been cleared by the Council through its resolution as per item No. 7 (A-52) dated 17/9/08 Improvement of the Shopping Arcade is to be taken up in near future.

5. The current proposal is for the improvement and upgradation of the office-cum-residential complex. Some of the residential units are being misused. So are some of the servant quarter and garages. The misuse of servant quarters and garages is posing a circulation problem for the vehicles in the open area and full potential of the complex is not being exploited. No major upgradation work has been taken up in the Complex since its inception. In one of the meetings, it has been desired by the Chairman that this commercial complex may be upgraded. Accordingly, a team of NDMC officers inspected the site. Architect Deptt. issued drawings for the upgradation of the circulation space in the Office-cum-residential Complex of Yashwant Place and proposal has been drawn on the basis of drawings/specifications issued by the Architect Deptt.
6. The improvement and upgradation of the Yashwant Place Complex would involve:
 - (i) Providing adequate parking in the complex, if necessary by constructing underground /multi-storeyed parkings;
 - (ii) Improvement in the office-cum-residential units, if necessary by converting residential units for commercial purposes which may be office units, guest houses for the public sector undertakings, restaurants, banquet hall etc.
 - (iii) Demolish servant quarters and garages, thus, providing long overdue proper circulation of the vehicles and better traffic regulations inside or to and from the Complex.
 - (iv) Improvement and upgradation of shopping Arcade;

4. Detailed proposal on the subject/project:

- (a) In the first phase, the internal improvement work is proposed to be taken up. An estimate amounting to Rs. 1.30 crores has been framed for the work 'Imp. to circulation space opposite lifts in office-cum-residential complex and external area' on the basis of drawings/specifications issued by the Architect Deptt. Major items considered in the estimate are Katni Stone pre-polished flooring and in staircase, granite cladding on walls of the entrance and lift lobby and false ceiling of calcium silicate tile of size 600x600 mm at entrance of the lift lobby at all floors. Provision have also been kept for the following :
 - i) Replacement of internal water supply /rain water and sewer system for Rs. 20 lacs
 - ii) Internal electric work amounting to Rs. 13 lacs
 - iii) Lump sum provision for the fire fighting system of Rs.25 lacs
- (b) In the second phase, it is proposed that a new parking shall be developed to station vehicles of shopkeepers and shoppers. It is further proposed that the circulation area for the vehicles may also be improved to facilitate smooth entrance and exit of the vehicles. The details of this work shall be formulated in consultation with the expert/consultant & after framing detailed project report, the matter shall again be brought to Council for consideration.
- (c) The existing garages and servant quarters are also proposed to be demolished and the area so redeemed shall be used for the purpose of parking and circulation area as proposed above.

5. Financial implications of the proposed project:

A total financial implication of proposal in hand at 4(a) would be Rs. 1.30 crores. The amount had been worked out considering rates on the basis of DSR-07+ 5% contingencies and market rate for the items for which the rates are not available in the DSR.

There is a budget provision of Rs.15.0 lacs vide Item no. 350, page- 212 of the current year budget book, However, rest of the budget has been sought in the R.B.E. 2008-09 and B.E. 2009-10.

6. Implementation Scheme: 9 months after the date of award of work.

7. Comments of the Finance Department on the subject vide Dt:10.10.08

Comments of the Finance Department on the subject Dt:10.10.08

1. 'A' history report (PWD I) reflects that for the renovation of common areas i.e. lift lobby, staircases etc, an estimate amounting to Rs.15,81,000/- was prepared as per the drawings and specifications issued by Chief Architect. As further stated, the said estimate could not go through because of certain observations of Planning and Finance. No relevant file/record has been made available in this context. But it becomes necessary to examine the instant proposal, which is for Rs.1.30 crore i.e. about 8 times higher than the estimate referred to, in the context of earlier estimate. We therefore, ask the department to bring on record detailed reasons for the increase in the cost of the work as proposed. As the earlier estimate was also based on the drawings and specifications issued by Chief Architect, it would be in the fitness of things if the concurrence of Chief Architect as referred to at Point ni.4 or specifications being now proposed is obtained having regard to the norms laid down for office cum residential complexes.
2. License fee should be considered for increase in terms of provisions of NOTE below FR-45-B(II) and also having regard to policy if any approved by the council on this point in respect of all commercial complexes where improvement works are being carried out.
3. The department has stated that during meeting of up-gradation of commercial complexes, the proposed work was discussed but neither minutes of any meeting/inspections nor AIP of competent Authority for carrying out this particular work has been found on record. The department may add the same and clarify the position.
4. The project report and the items in the estimate provide for provisions of Katni stone prepolished in the lift lobby and entrance, glass mosaic tiles on stair cases, granite stone on walls at entrance, false ceiling of calcium silicate tiles, Floriana marble etc. The department may certify that the provisions in the estimate have been taken within the approved specifications of NDMC and wherever there is any deviation, the department may justify the same.
5. The department may clarify that all replaceable items taken in the estimate have served their prescribed lives.

6. Point (i) of Chapter 5 of CPWD maintenance manual provides that "No addition/ alteration shall be carried out to permanent public buildings without the concurrence of the Chief Architect/ Senior Architect in writing except for the amenities like provision of wash basin or sink etc". The department may ensure that such concurrence is obtained from Chief Architect department at the time of Detailed estimate for the work.
7. From the repairing point of view and also considering that there is no increase in revenue or assets as mentioned in Project report, the estimated expenditure appears to be high. The department may ensure and certify that proposed work is essentially required and there is no other alternative except the proposed one for economical repairs.
8. The department may certify that no permission from any agency/ DUACC is required for execution of the proposed work.
9. Certify that no expenditure on this work is recoverable from any other party.
10. A) It may be clarified whether there would be any need for rehabilitation of the licenses during the execution of work. If so, what action has been taken in this regard?
B) Is any consent from the licenses is required for execution of work, if so, the action taken and result thereof may be brought on record.
11. The department may ensure and clarify that the proposed work does not include any area allotted to any occupant and no individual benefit will be extended to any allottee by the way of execution of this work.
12. Availability of funds for execution of work.

Comments of the Finance Department on the subject Dt:17.11.08

A meeting was held in the chamber of FA on 21.11.08 with CE(C-II), when Additional FA and Dy. FA were also present to discuss the proposal of the department. Besides clarification on different issues CE(C-II) stated that the enhancement in the estimated amount is almost due to the specifications based on fresh drawings/ specifications issued by the Architect department and LS provisions for internal water supply, rain water pipes and sewer system etc. FD viewed that instant estimate amounting to Rs.1.30 crores approx is still on much higher side in comparison to initially processed estimate amounting to Rs 31 Lakh modified to Rs.13 Lakh earlier. Accordingly, the FD is of the view that the department in consultation with Architect Department re-examine the estimate and if there is no other alternative economical specification than the proposed one, place the case for consideration of Council.

Comments of the Finance Department on the subject Dt:26.11.08

Finance department has already tendered as views and the department may take action accordingly.

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

Comments of the EE (BM-II) on the subject Dt:27.10.08

1. A proposal for Imp. to circulation area opposite lifts in this building had been processed in the year 2001 on the basis of drawings/ specifications issued by the Architect Deptt. Initially, the proposal amounted to Rs.31 Lacs in which proposal for marble stone flooring in the circulation area and steps of staircase with granite stone border and granite stone cladding on the walls upto ceiling height had been considered as detailed on page-8/N of the previous file. The proposal was modified on the basis of new specifications issued by the Architect Deptt. In accordance with the observation of Finance Deptt. and the estimated cost came out to Rs.13 Lacs (approx) (Previous case file is placed below)

However, for one or the other reasons, the proposal could not be materialised and had been shelved by BM-II div. in the year 2006.

Now, the proposal in hand had been processed on the basis of fresh drawings/specifications issued by the Architect Deptt. for the upgradation of the complex instead of its improvement. The estimate which amounts to Rs.1.3 crore also includes the lump sum provision of Rs 20 Lacs for replacement of internal water supply, rain water pipes and sewer system. A provision of 15% has also been kept for fire fighting system in the building on the request for Fire officer, NDMC.

2. Necessary steps towards revision of license fee, if required, shall be taken up after the execution of the work.
3. The matter regarding upgradation of circulation space in office had been discussed in the routine meeting of commercial complexes in the Council room, which takes place under the Chairmanship of Chairperson, NDMC. This matter has been deliberated even in the last meeting that took place on 16.10.08, however, no minutes of the meeting have been issued for the same.
4. It is certified that provision in the estimates have been taken within the approved specifications of manual and as per specifications mentioned in the drawings issued by the Architect Deptt.
5. It is certified that no other alternative except the proposed one is available for economical repairs.
6. As already stated that the proposal has been mooted on the basis of the drawings/specifications issued by Architect Deptt. of NDMC. Moreover the scope of work considered in the proposal does not fall under the head of addition/ alternation in the building.
7. It is certified that the proposed work is essentially required and there is not other alternative except the proposed one for the economical repairs.
8. It is certified that no permission from any agency/ DUAC is required for execution of the proposed work.
9. It is certified that no expenditure on this work is recoverable from any other party.
10. (a) there will be no need to rehabilitate the licensee during the execution of the work
(b) The consent of the licensee is not required for execution of work.

11. It is certified that the proposed work does not include any area allotted to any occupant and no individual benefit will be extended to an allottee by the way of execution of this work.
12. At present, there is a budget provision of Rs 15 Lacs in the BE2008-09. The sufficient funds shall be sought in RE for 2008-09 and B.E.2009-10.

Comments of the EE (BM-II) on the subject Dt:19.11.08

It is clarified that this department still stand by the clarifications offered earlier. The proposal in hand has been framed on the basis of drawings/ specifications issued by Architect Deptt. The proposal as compared to the previous one which was amounting to Rs31 Lacs, now, amounts to Rs 68 Lacs (approx) some other provisions have been taken in the estimate which were not part of the previous proposal i.e.

- (i) Replacement of internal water supply/ rainwater and sewer system of Rs 20 lacs.
- (ii) Internal electric work amounting to Rs 13 Lacs.
- (iii) Lump sum provision for fire fighting system Rs 25 Lacs.

The total amount of Rs 1.3 crores also includes these provisions. If a comparison is drawn between the previous estimate and the present proposal, there is an enhancement from Rs 31 Lacs to Rs 68 Lacs only this has happened due to the fresh drawings/ specifications issued by the Architect deptt.

Accordingly, it is requested that the proposal may kindly be forwarded to Chairperson for granting permission to place the case for consideration of the council.

Comments of the EE (BM-II) on the subject Dt:28.11.08

It is clarified that this department still stand by the clarifications offered earlier. The proposal in hand has been framed on the basis of drawings/ specifications issued by Architect Deptt. The proposal as compared to the previous one which was amounting to Rs.31 Lacs, now, amounts to Rs.68 Lacs (approx) some other provisions have been taken in the estimate which were not part of the previous proposal i.e.

- (i) Replacement of internal water supply/ rain water and sewer system of Rs. 20 lacs.
- (ii) Internal electric work amounting to Rs. 13 Lacs.
- (iii) Lump sum provision for fire fighting system Rs. 25 Lacs.

The total amount of Rs. 1.3 crores also includes these provisions. If a comparison is drawn between the previous estimate and the present proposal, there is an enhancement from Rs. 31 Lacs to Rs. 68 Lacs only this has happened due to the fresh drawings/ specifications issued by the Architect deptt.

Accordingly, the case may kindly be forwarded to Chairperson for obtaining approval for the following.

- (i) Permission to place the case before council for consideration of according A/A & E/S for Rs 1.3 crores.
- (ii) Permission to frame detailed estimate and NIT prior to the approval of Council. However the tenders shall be invited only after formal approval of the Council.

9. **Legal implication of the project.** NIL
10. **Details of previous council Resolutions, existing law of parliament and assembly on the subject :** NIL
11. **Comments of the Law Department on the subject / project:**
L.A. has seen.
12. **Comments of the department on the comments of Law Deptt..**
Nil
13. **It is certified that all the CVC guidelines have been followed while processing the case.**
14. **Recommendation :**
The case is placed before the council for consideration & approval of the following proposals:
- (i) to appoint a Consultant for developing parking spaces in the Complex at ground level, underground and multi storey parking;
 - (ii) to appoint a Consultant to advise on vehicular movement and smooth flow of vehicles inside the Complex and to and from the Complex;
 - (iii) to demolish the servant quarters and garages for smooth flow of vehicular traffic in the Complex and to and from the Complex.
 - (iv) to accord administrative approval & expenditure sanction to Rs.1.30 crores (Rupees one crore thirty lacs) for the proposal of 'Improvement to circulation space opposite lifts in office-cum-residential complex'.

COUNCIL'S DECISION

Resolved by the Council to approve the following:

- (i) to appoint a Consultant for developing parking spaces in the Complex at ground level, underground and multi storey parking;
- (ii) to appoint a Consultant to advise on vehicular movement for smooth flow of vehicles inside the Complex as well as to and fro the Complex;
- (iii) to demolish the servant quarters and garages for smooth flow of vehicular traffic in side the Complex and as well as in the periphery of the Complex.
- (iv) Administrative approval and expenditure sanction amounting to Rs.1.30 crores for the proposal of 'Improvement to circulation space opposite lifts in office-cum-residential complex'.

ITEM NO. 27 (H-13)1. **Name of the Subject:**

Creation of posts for new Allopathic, Homeopathic and Ayurvedic Dispensaries proposed to be opened at Dharm Marg.

2. **Name of the Department concerned:**

Personnel Department

3. **Brief history of the subject:**

- (i) As per Section 11 (j) of NDMC Act, 1994, establishment and maintenance of hospitals, dispensaries & maternity and child welfare centres and carrying out of other measures necessary for public medical relief are obligatory functions of the Council. Further, public vaccination, inoculation and taking measures for preventing and checking the spread of dangerous diseases are also part of the obligation functions.
- (ii) Accordingly, the Council has set up number of hospitals/ dispensaries for providing medical facilities to the residents, especially those belonging to the lower economic strata of the society.
- (iii) Subsequent to closure of the existing allopathic dispensary at Malcha Marg, the Medical Department has proposed to open allopathic, homeopathic and ayurvedic dispensaries at the available space at Dharm Marg.

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

The Medical Department has proposed for creation of the following posts in the proposed allopathic, ayurvedic and homeopathic dispensaries:

No.	Sl.	Name of post	Allopathic	Ayurvedic	Homeopathic	TOTAL
1.		Doctor	2	1	1	4
2.		Pharmacist	2	2	1	5
3.		DEO	1	-	-	1
4.		ANM	1	1	-	2
5.		Dresser	1	-	-	1
6.		Nursing Orderly	1	1	1	3
7.		Safai Karamchari	1	1	1	3

- (ii) The Medical Department has indicated that at the Allopathic Dispensary earlier functioning at Malcha Marg one doctor was posted along with 2 pharmacists, one Jr. Clerk, one ANM, one Dresser, one peon and one Safai Karamchari. It has been further indicated that the post of Doctor was deleted/scrapped while the posts of other para-medical staff were adjusted against vacant posts.
- (iii) The Department has proposed for creation of 2 posts of doctors at Allopathic dispensary alongwith other paramedical staff. As the posts at Allopathic dispensary were not formally abolished, it is proposed that no fresh post for allopathic dispensary is created except one post of doctor and DEO. The other posts proposed for homeopathic and ayurvedic dispensaries be created. Further, only one new post of Safai Karamchari be created for all the three dispensaries.
- (iv) The Medical Department has further indicated that there are no approved norms/ yardsticks for staff at dispensaries, which are mainly need based. The present proposal is based on existing staff strength in other dispensaries.
- (v) As per Section 34 of the Act, the Chairperson is competent to create any category 'B', category 'C' or category 'D' post and for a period not exceeding six months any category 'A' post.

5. **Financial implications of the proposed subject:**

The estimated financial implications on creation of the above posts after implementation of report of the 6th CPC would be as under:

Sl. No.	Name of post	No. of posts	PAY SCALES		Financial implications
			V CPC	VI CPC	
1.	Doctor*	3	8000-13,500/-	Rs. 15600-39100/- + Grade pay Rs. 5400 + NPA	15.15 Lakhs
2.	Pharmacist	3	4500-7000/-	Rs. 5200-20200/- + Grade pay Rs. 2800	6.04 Lakhs
3.	DEO	1	4000-6000/-	Rs. 5200-20200/- + Grade pay Rs. 2400	1.78Lakhs
4.	ANM	1	4000-6000/-	Rs. 5200-20200/- + Grade pay Rs. 2400	1.78 Lakhs
5.	Nursing Orderly	3	2550-3200/-	Rs. 5200-20200/- + Grade pay Rs. 1800	3.85 Lakhs
					Rs. 28.60 Lakhs per annum

* one each in allopathic, homeopathic and ayurvedic stream

6. **Implementation Schedule with Timelines for each stage including Internal Processing:**

The follow up action for filling up of the posts for manning allopathic, homeopathic and ayurvedic dispensaries at Dharm Marg would be taken immediately on receipt of Council's approval.

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

Finance Department has concurred with the proposal for creation of posts for the dispensaries at Dharm Marg except the post of *Safai Karamchari*, in view of recommendations of the VI Central Pay Commission.

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

The department is in agreement with suggestion of the Finance department for creation of various posts except that of *Safai Karamchari*.

9. **Legal implications of the subject:**

This is an administrative matter.

10. **Details of previous Council Resolutions, existing Law of Parliament and Assembly on the subject:**

-

11. **Comments of Law Department on the subject:**

No comments.

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

Not applicable.

13. **Certification by the department that all the Central Vigilance Commission(CVC) guidelines have been followed while processing the case:**

Not applicable

14. **Recommendations:**

It is recommended that the proposal for creation of various posts for the proposed new allopathic, homeopathic and ayurvedic dispensaries at Dharm Marg as per details indicated at para 5 above may be approved.

15. **Draft Resolution:**

It is resolved that various posts, as per details indicated at para 5 above for the proposed new allopathic, homeopathic and ayurvedic dispensaries at Dharm Marg be created.

COUNCIL'S DECISION

It is resolved by the Council that the various posts, as per details indicated for the proposed new allopathic, homeopathic and ayurvedic dispensaries at Dharm Marg be created.

It was also resolved that Department shall take steps to ensure that hospital starts working w.e.f. 26.01.2009, alongwith a functional dental unit.

ITEM NO.28 (H-14)1. **Name of the Subject:**

Grant of regular promotion and/ or regularization of ad hoc promotion granted to eligible employees of Group 'A' and 'B' categories subsequent to enactment of NDMC, Act 1994 and prior to notification of Recruitment Rules for the respective posts.

2. **Name of the Department concerned:** Personnel Department3. **Brief history of the subject:**

(i) NDMC was governed by the Punjab Municipal Act, 1911 prior to enactment of the New Delhi Municipal Council Act, 1994. As per provisions of the said Act Recruitment Rules and appointments to various posts were being made as per competence of the Committee.

(ii) As per the byelaws framed under Section 31 of the then Punjab Municipal Act, 1911 the power of appointment was vested with the Committee, except in case of Class IV staff for which powers were to be exercised by the President (of the Committee).

(iii) Under Section 36 of the NDMC Act, 1994 the power of appointment of 'A', 'B' and 'C' category vest with the Chairperson and that of the category 'D' vest in the Secretary of the Council.

(iv) As per provisions of Section 43(1)(c) of the NDMC Act, the Council may make regulations with regard to the qualifications of the candidates and manner of selection for appointment to category 'A' and category 'B' posts in consultation with the UPSC.

(v) Section 387 of the Act provides that none of the regulations made under the Act shall have effect until approved by the Central Government and published in the official gazette.

(vi) After enactment of the NDMC Act, 1994, Recruitment Rules for number of category 'A' and 'B' posts were made with approval of UPSC and Central Government and the same have been notified, in most of the cases in May, 2008 only. There are still few category 'A' and 'B' posts for which RRs are under various stages of preparation.

(vii) It is pertinent to mention that the RRs for various posts made earlier by the Committee under the Punjab Act were not made in consultation with the UPSC or with approval of the Central Government, as the same was not required as per the then Act.

(viii) Under the present Act, promotion to various Group 'A' posts are to be made through UPSC as per RRs framed with approval of the UPSC. As RRs for number of Category 'A' and 'B' posts are still to be notified even after a lapse of 14 years after enactment of the N.D.M.C. Act, the promotions to these posts were either not made or were made on ad hoc basis. Number of employees retired in the meanwhile without getting their due promotion.

(ix) Supreme Court in a recent case has held that the notified Rules cannot be ignored until they are repealed. In the case regarding promotion to the post of Executive Engineer (Civil) - Ashok Johri & Anr. vs. UPSC & Ors., the High Court of Delhi has held that the vacancies pertaining to the period prior to notification of fresh RRs need to be filled as per the old RRs. As such, as per directions of the Courts, the old RRs would govern the recruitment till repeal of the same and/or notification of fresh RRs.

(x) In response to proposals sent to UPSC earlier for filling up the posts of SE(Elec.) and EE(Civil), UPSC has raised a query as to how the posts could be filled up by the Commission until the repeal of existing RRs or notification of UPSC approved RRs. The Commission has separately indicated that the case of regularization of ad hoc promotions made by NDMC will not be considered by the Commission. As such, the Commission has indicated its unwillingness to either convene DPC for filling up the posts pertaining to period prior to notification of fresh RRs or consider regularization of ad hoc promotion made earlier by the Council.

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

(i) In view of pronouncements of various Courts and the advice of the UPSC, the recruitment need to be made as per the existing RRs, till notification of fresh RRs has been made. Under the Punjab Municipal Act, 1911, power to make the appointments to Group 'A' and Group 'B' posts was exercised by the Committee. Under the New Delhi Municipal Council Act, 1994, the said executive powers is being exercised by the Chairperson and in exercise of the said power, adhoc promotion on the basis of existing RRs were being made by the Chairperson. Since the regular promotions have been badly delayed, it is proposed that the regular appointments to the various Category 'A' & 'B', posts as per the RRs applicable on the date of occurrence of the vacancies, may be made by the Chairperson.

(ii) The eligible serving as well as retired employees would be considered for regular promotion as per the extant rules.

(iii) The detailed procedure for the purpose would be decided by the Chairperson.

(iv) Council may agree to the proposal.

5. **Financial implications of the proposed subject:**

As promotions have already been given on ad hoc basis, there would be no financial implications.

6. **Implementation Schedule with Timelines for each stage including Internal Processing:**

On receipt of approval of the Council, cases of entitled serving officers including the retired officers would be considered for regular promotion.

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

Finance Department has no objection to the proposal. The Department is, however, of the view that the cases of retiring employees may also be considered in order to give finality to the proposed administrative action.

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

The department, in agreement with the views of Finance , would consider cases of all eligible employees including retired employees

9. **Legal implication of the subject:** This is an administrative matter.

10. **Details of previous Council Resolutions, existing Law of Parliament and Assembly on the subject:** Nil

11. **Comments of Law Department on the subject:** No comments.

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

Not applicable

13. **Certification by the department that all the Central Vigilance Commission(CVC) guidelines have been followed while processing the case:**

Not applicable

14. **Recommendations:**

It is recommended that regular promotion and/ or regularization of ad hoc promotion to various category 'A' and 'B' posts for the vacancies arisen before notification of revised Recruitment Rules under the NDMC Act, 1994 for the respective posts be made in the Council itself and all eligible serving and retired employees be considered for the same. The detailed procedural formalities thereof may be decided by the Chairman.

15. **Draft Resolution:**

Resolved that the regular promotion and/ or regularization of ad hoc promotion to various category 'A' and 'B' posts for the vacancies arisen before notification of revised Recruitment Rules under the NDMC Act, 1994 for the respective posts be made in the Council itself and all eligible serving and retired employees be considered for the same. The detailed procedural formalities thereof may be decided by the Chairman

COUNCIL'S DECISION

Resolved by the Council that action for regular promotion and/ or regularization of ad hoc promotion to various category 'A' and 'B' posts in respect of the vacancies arisen before the notification of revised Recruitment Rules under the NDMC Act, 1994 be taken in the Council itself and all eligible serving and retired employees be considered for the same. The detailed procedural formalities thereof may be decided by the Chairman.

ITEM NO. 29 (B-22)**1. Name of the work:**

Providing Light Fixture at New Delhi City Center Phase-II (Special Type).

2. Name of Department: Electricity Department.**3. Brief History of the case:**

An estimate/NIT of Rs.69,28,218/- for providing special type of electrical fitting at NDCC Phase-II was submitted by the Architect Consultant and got approved /technical sanctioned by CE(Civil). Sealed item rate limited tender were invited from manufacturer or their authorized dealer.

4. Detailed Proposal on the Subject:

The case was laid before the Council during its meeting held on 13/02/08 to award the work to M/s. G.P. Electricals Solutions with their quoted lowest rate of Rs.63,50,681/- and as per order of CE(C-II) / Project Leader the award letter was issued to M/s. G.P. Electricals Solutions on the same day i.e. on 13/02/08 to get the supply in time to avoid delay.

After one month copy of Council Reso. No. 18(B-49) dated 13/02/2008 received with the Council decision as under:

"Council vide its Reso. No. 18(B-49) dated 13/02/2008 accorded the administrative approval and expenditure sanction for the award of work of Providing Light Fixture (Special type) at NDCC Phase-II to M/s. G.P. Electricals Solutions at their lowest quoted rate amounting to Rs.63,50,681/- subject to the condition that department shall give a clear certificate on the views of Finance Department as contained in para 7.1 (b) after proper verification".

The views of Finance Department as contained in para 7.1 (b) is as under:-

i(b) The pattern of writing in tenders of M/s. G.P. Electricals Solutions and M/s. Thorn Lighting India Pvt. Ltd. seems to be similar. It appears that both the tenders have been filled in by the same person.

The comment of the department for above para is as under:-

i(b) For the pattern of writing in the tenders, no specialization is available with this office to identify the handwriting.

5. Financial Implications: NIL**6. Implementation Schedule:**

Time of completion of supply was thirty days from the 10th day after the day of supply order.

7. Comments of Finance Department:

The finance department has no comments and desired that the facts be laid before the Council.

8. Comments of the Department:

The comments of the department are as under :

Order stand issued to the firm on 13/02/08 i.e. dated when Council decided to award the work to the firm in question subject to certification as referred above in the light of urgency of material stress owing to fixation of target for completion of work.

9. Legal Implication :- NIL.**10. Details of previous Council Reso., Existing Law of Parliament and Assembly on the subject: 18(B-49) dated 13/02/2008****11. Comments of the Law Department:- No Legal issue involved.****12. Comments of the department on the Law Department :- NIL.****13. Certification by the Department that all CVC Guidelines have been followed while processing the case :-**

All CVC guidelines have been followed by the department.

14. Recommendation:-

The case is placed before the Council for considering the above fact that no specialization is available with the office to identify the handwriting. Further at this stage when order already stands placed and major part of supply having been received, operation of condition regarding verification may not be feasible and as such should be not insisted upon.

15. Draft Resolution :-

Resolved by the Council for considering above facts, at this stage when order already stands placed and all material have been received, operation of condition regarding verification vide Council Reso. No. 18(B-49) dated 13/02/2008 should be not insisted upon.

COUNCIL'S DECISION

Resolved by the Council to waive of the condition, as a very special case, advising that the Department should be cautious enough in future to avoid such happenings.

ITEM NO. 30 (C-34)**1. NAME OF THE SUBJECT**

Naming-renaming of road in NDMC area.

2. NAME OF THE DEPARTMENT

General Administration Department

3. BRIEF HISTORY OF THE SUBJECT**Following five requests for naming of Roundabouts/street /roads are under consideration of the Council.**

- i) Sh. Jai Parkash Aggarwal, Honble Member of Parliament (Rajya Sabha) had requested for naming of Taj Man Singh Chowk as Lala Onkar Nath Chowk. This request was received through M/o Home Affairs and was considered by the Council in its meeting held on 16/5/07. The Council vide resolution No.11(C-6) decided that the request may be rejected. M/o Home Affairs was informed accordingly vide letter No. D-606-607 dt. 18.7.2007 **(Annexure-I See pages 154 - 155)** The MHA, however, pointed out that rejection of the request on the basis of MHA guidelines dt. 27.9.1975 was not in order as the proposed chowk was un-named one. The issue was again examined in NDMC in view of the observation of MHA and it was clarified to the MHA that there was neither any past practice nor precedent regarding separate naming of roundabouts in NDMC area **(Annexure-II See page 156)** The decision taken by the Council has been considered by MOS (Home) and the MHA has conveyed the following observation vide D.O.letter No. 14035/6/2007/Delhi-I dt. 11.8.2008:

"The Hon'ble Minister has observed that the proposal was earlier rejected on the ground that the re-naming was not possible and when the proposal is received on the ground that the round about is not a named one, the same has been rejected on the ground of non-existence of any precedence. It has also been observed that the plea of precedents cannot override the existing instructions of MHA, which are supposed to be followed by the NDMC. It has further been directed that the issue needs re-examination, particularly, keeping in view the explanation of the term "etc". Provided in the guidelines, which appear to mean "other similar objects/structures". Accordingly, the round about should fall under the category of objects/structures. The Hon'ble Minister has directed that if any legal opinion in this regard is required, the same may also be obtained." **(Annexure –III See page 157)**

In nut-shell, MHA has requested NDMC to reconsider the request, treating the Taj Man Singh Chowk as un-named one.

- ii) Sh. Dinesh Dayal, S/o Late Sh. Maheshwar Dayal has requested for naming of an unnamed stretch of Road between Barakhamba Road to Babar Road (Between Flyover and Intercontinental Hotel in the name of his father Late Sh. Maheshwar Dayal, who had served N.D.M.C. as Jr.Vice President, Sr.Vice President and President N.D.M.C. S.E.(Roads) was requested to intimate whether the above mentioned road is still lying unnamed. CE(C-I) has informed that historically and as per established norms, the lanes adjoining the main roads have been named after the main road, hence the Lane adjoining Barakhamba Road, is known as

Barakhamba Lane and the lane adjoining Tolstoy Marg is known as Tolstoy Lane. Since the stretch of road under reference is connecting Barakhamba Road with Babar Road, so it can be treated as Extension of Babar Road. In our opinion it is not appropriate to name nearby lane of Babar Road as Maheshwar Dayal Lane. This request was also considered by the SNA in its meeting held on 15.10.2007 vide items No. 37 and NDMC was requested to consider the request and convey its' decision to SNA. A copy of the agenda considered by the SNA is at **(Annexure- IV See pages 158 - 160).**

- iii) Request from Sh. Satish Aggarwal, the father of Ms Preeti Aggarwal, who was a student of Mater Dei School and died in a mishap during school tour program to Vashnodevi, for naming of the street adjoining Mater Dei School leading to Patiala House Court up to Guru HarKishan Public School, as "Preeti Aggarwal Marg" This request has also been forwarded by the Principal of Mater Dei School as well as the Convener of Indian Council of Jurists. The request was sent to S.E.(R). He has not recommended, reiterating the same comments as in (ii) above. A copy of the request is at **(Annexure-V (See pages 161 - 165)**
- iv) Request from Sh. Satya Parkash Singh, General Secretary, All India Maha Sabha, Shree Krishana Bhawan, Sector IV Vaishali, Ghaziabad U.P. regarding naming of any famous Road, Hospital, University or Sports complex/ Stadium in Delhi in the name of Late Sh. Chanderjeet Yadav. A copy of the request has been forwarded to NDMC by Dy.Secy.(SNA). In this connection it is submitted that in a similar request regarding naming of some bigger institutions/building in the name of Mahatma Gandhi, we have already informed the GNCT of Delhi that no suitable un- named big Institution is available with NDMC area, which may be named after late Shri Chanderjeet Yadav. Neither any suitable unnamed road is available in NDMC area for this purpose. A copy of request is at **(Annexure-VI See pages 166 - 170)**
- v) Request from Dineshnandini Ramkrishna Dalmia Foundation, Dalmia House, 3 Sikandra Road, New Delhi for naming of a road in the name of Padma Bhushan Dr.Smt. Dineshnandini Dalmia a well known poet and writer. The request was forwarded to S.E.(Roads) for suggesting some road which may be considered to be named after Padam Bhusan Dr. Smt. Dineshnandini Dalmia. S.E.(Roads) intimated that no unnamed suitable road was available for this purpose. Subsequently, the foundation informed that Mayor, Municipal Corporation of Delhi had passed a resolution on 13.10.2008 for naming of the Chowk at the crossing of Tilak Marg, Mathura Road, Sikandra Road and Bahadurashah Zafar Marg as Dineshnandini Dalmia Chowk. The Foundation has requested that a lane, presently known as College Lane, leading down from the Chowk may be named as Dinesh Nandini Dalmia Chowk, as per NDMC record, this lane is unnamed. It appears that this lane has acquired it's present name with the passage of time because of its proximity to Lady Irwin College . The matter was referred to Roads Divn. for Comments. C.E.(C-I) has recommended naming of College Lane as Dineshnandini Dalmia Lane. The length/width of the lane is as follows:
- | | |
|---------|--------------|
| Length: | 1618 Meters |
| Width: | 16.20 meters |
| R.O.W. | 17.50 meter |

A copy of the request dt.5 Nov. 2008 alongwith a copy of resolution dt. 13.10.2008 passed by the Mayor MCD is at (**Annexure_VII See pages 171 - 175**).

4. DETAILED PROPOSAL ON THE SUBJECT

The Rule position regarding naming/renaming of streets, installation of Stutues, Memorials etc. in Delhi/New Delhi is as follows:

i) Section 231(i) (a) of the NDMC Act, 1994 deals with naming and numbering of streets. The section provides as follows:

“The Chairman may with the sanction of the Council determine the name/number by which any street or public place vested in the Council shall be known.”

ii) Renaming of the Streets is to be governed by the guidelines issued by the Ministry of Home Affairs vide their letter No. 13022/34/74/Delhi dated 27.9.1975 (**Annexure VIII See page 176**). The guidelines stipulate that the names of existing streets/roads should not be changed and only new streets/roads may be named after eminent personalities.

iii) State Names Authority, Govt. of NCT of Delhi has also issued guidelines for naming/numbering of Roads, Streets etc. According to the guidelines circulated by the Deptt. of Urban Development Govt. of NCT of Delhi vide Circular No. 12/40.2003/SNA/UD/4006-34 dated 19.6.2004:

- (a) Request for naming a park, street, road, colony etc. should come from a group of person such as Association, Manch etc. and not from any single person; such a request will be considered by the concerned Land owing Agency and the Dy. Commissioner (Revenue). The D.C. shall frum the views after assessing public opinion in the area to take a view on the application. On the basis of the comments of D.C. (Revenue), the proposal will be examined by the Sub-Committee of SNA and only such of the proposals will be considered by the SNA and only such of the proposal will be considered by the SNA which are recommended by the Sub-Committee.
- (b) Once a road has been named after the particular dignitary then a fresh proposal for renaming should not be sent to the State Names Authority.
- (c) The Names of the existing streets should not be changed.
- (d) Names which are a part of the history may not be altered.

iv) The Council has adopted the following criteria for naming/ renaming of the roads/streets vide Reso. No.VIII(C-31) dt. 13.10.2006. (**Annexure IX See pages 177 - 183**)

- (a) Representation for naming should be from a group of person such as Association Manch etc. Any proposal for naming has to be for any unnamed road/street. Any decision taken by the Council for naming is to be communicated to the SNA Govt. of NCT of Delhi for approval. The cases of rejection by the Council may be communicated directly to the concerned organization.
- (b) For renaming, the guidelines of MHA vide letter No. 130022/34/74/Delhi dated 27.9.1975 are to be strictly adhered to. Any renaming can be considered by the Council only when there are directions from the Govt. of India The Deptt. shall communicate to the applicant directly as per guidelines of GOI

- (c) Renaming can only be an exception. Recommendations in this regard can be given by the Council and any contrary decision of the Govt. of India shall be brought to the notice of the Council.

The Council may consider the proposal/requests regarding naming of roads in the light of the above guidelines.

5. FINANCIAL IMPLICATIONS

There are no financial implications.

6. IMPLEMENTATION SCHEDULE WITH TIMELINESS FOR EACH STAGE INCLUDING INTERNAL PROCESSING

Not applicable

7. COMMENTS OF THE FINANCE DEPARTMENT

'No Comments' recorded by Finance Department vide their Dy. No. 1820/PAFA/D/2008 dated 10.10.2008.

8. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF FINANCE DEPARTMENT

Require no comment.

9. LEGAL IMPLICATION OF THE SUBJECT

No legal implications are involved in the matter.

10. DETAILS OF PREVIOUS COUNCIL RESOLUTIONS, EXISTING LAW OF PARLIAMENT & ASSEMBLY ON THE SUBJECT.

- (I) Reso. No.11 (C-6) dated 16.5.2007 **(Annexure-X See pages 184 - 187)**
 (II) Reso. No. VIII(C-31) dt. 13.10.2006 **(Annexure-IX See pages 177 - 183)**

11. COMMENTS OF THE LAW DEPARTMENT

The issue regarding naming of Taj Man Singh Chowk as Lala Onkar Nath Chowk was referred to the Legal Advisor NDMC in terms of suggestions/observations of MHA . The Legal Advisor has Pointed out that in NDMC area, there are large number of roundabouts which have not been named, and it is not on record as to when the crossing near Hotel Taj Man Singh was named as "Taj Man Singh Chowk". L.A has mentioned that the existing crossing is a junction of six roads, i.e. Shahjahan Road, Humayun Rd, P.R.Lane, P.R.Road, Aurangzeb Rd., Motilal Nehru Marg and Mansingh Road and the Hotel at Man Singh Road has been constructed by NDMC and is on licence with Taj Group. Since, this is the only building at the Crossing, it is probably known as Taj Man Singh Crossing.

The Legal Department has further mentioned that it is not known as to whether various roundabouts in NDMC area have been named and as to whether,

Taj Man Singh Chowk, is the name given by NDMC. It has also been mentioned that Central Govt. can issue direction to the Council. The Law Deptt has, therefore advised that matter may be put up to the Council with complete facts along with the correspondence on the subject from MHA".

12. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF THE LAW DEPARTMENT

No record is available with the GA Department to indicate that the name of "Taj Man Singh Chowk" has been approved by NDMC. It appears that with the passage of time, this Chowk has acquired this name itself because of the location of Taj Man Singh Hotel, near the Chowk which is the only landmark building, near the Chowk. Same is the case with College Lane because of its adjoining the Leady Irwin College.

13. RECOMMENDATIONS

Regarding the requests (ii) to (iv), the same may not be agreed to as acceptance of such requests is likely to result in a flood-gate for re-naming of roads in NDMC area. Regarding naming of Taj Man Singh Chowk as Lala Onkar Nath Chowk, it is pointed out that there is neither any past practice nor precedent regarding separate naming of roundabouts in NDMC area. In fact, a similar request received from the office of Chief Minister of Delhi for naming of one of the roundabouts in NDMC area as Armenia/Yerevan park and another request received from M/o External Affairs, Govt. of India for naming of one of the roundabouts at Shanti Path after the name of Mr. Henri Dunant were not agreed to by the Council. Regarding request at Sl. No. (v) for naming of College Lane as Dinesh Nandini Dalmia Lane, the Council may consider in view of MCD's resolution and recommendation made by C.E.(Civil)

14. DRAFT RESOLUTION

Resolved by the Council that the requests at Sr. No.II to IV of para 4 for naming re-naming road/streets proposed to be named cannot be agreed to, keeping in view the guidelines of MHA and the policy framed by the Council in this regard, However, decision for naming of Chowk presently known as Taj Man Singh Chowk and College road as Dinesh Nandini Marg is placed before the Council for appropriate decision.

COUNCIL'S DECISION

Resolved by the Council that the requests at Sr. No.II to IV of para 4 of the agenda for naming/ re-naming of roads/streets cannot be agreed to, keeping in view the guidelines of MHA and the policy framed by the Council in this regard. Regarding naming of Chowk presently known as Taj Man Singh Chowk, as Lala Onkar Nath Chowk, the Council reconsidered the issue keeping in view the observations of the M/o Home Affairs, vide their letter No. 14035/6/2007-Delhi-I dated 11.8.2008 and reiterated its earlier decision taken in its meeting held on 16.05.2007 vide Regulation No. 11(C-6) rejecting the request keeping in view the fact that NDMC was not in favour of separate naming of roundabouts in NDMC area.

Regarding the request at Sr. No. V of para 4 of the agenda, the Council recommended that the lane presently known as 'College Lane', which is infact an unnamed lane as per NDMC records, be named as 'Dinesh Nandini Dalmia Lane' keeping in view the fact that MCD had recommended naming of the adjoining chowk at the crossing of Tilak Marg, Mathura Road, Sikandra Road and Bahadurashah Zafar Marg as 'Dineshnandini Dalmia Chowk'.

ANNEXURE 34 PAGES

ANEXURE END

ITEM NO. 31 (B-23)

- (1) **Name of the work :** Replacement of oil filled transformers with dry type transformers in North of Rajpath & South of Rajpath (Phase-IV)
- (2) **Name of the Department :** Electricity Department.
- (3) **Brief History of the case :**

Replacement/augmentation of electrical system in NDMC area had not been done as required for the last around 8 to 10 or more years. Due to fast development & appreciable load growth in the area, the system was loaded beyond its full capacity. The equipment had become obsolete. The redundancy in the system had been considerably reduced. The necessity for augmentation has thus become inevitable as also brought out by the Expert Committee on its Report on "Power Supply Position in NDMC area" submitted by Sh. Y.P. Singh – Chairman, Electricity Consumer Grievances Redressal Forum for NDMC in November, 2005. The report was accepted. Accordingly the equipments at various Electric Substations are proposed to be replaced in different phases. Estimate for replacement of cables under Phase-I has already been issued and the same is under execution. Draft Agendum for Replacement/Augmentation of transformer and LT panels in M/N division (Phase-II) is being placed separately before Council for approval. Under Phase-III, an estimate for Replacement of oil type transformer with dry type transformer in Maintenance South division has been prepared and in the process of approval. The case in hand is covered under Phase-IV.

The committee further recommended to address weak points by taking urgent actions not only for replacing of old/obsolete outlived cables/equipment but also for augmentation of transformers, feeders, switchgears and associated equipments to meet the increasing load demand and also provide flexibility in the system.

A number of transformers and cables as found overloaded were also advised to be replaced as a major exercise to relieve the system from overloading and leading to repeated interruptions/burning of cables etc. The job being voluminous, though started but could not take the pace it was required to due to lengthy procedures involved in sanctioned of estimates, award of work / purchase and inadequate manpower.

In view of above another committee was constituted by Secretary, NDMC vide office order No. 220/PS/Secretary/D/07 Dt. 23/07/2007 to prepare a road map for the revamping of electrical system in NDMC befitting to the projections upto year 2021 under the overall guidance and convenorship of Sh. Y.P. Singh, Chairman ECGRF. Accordingly the constituted committee submitted its report in October, 2007 and preliminary estimate for revamping of electrical system of NDMC upto 11 KV amounting to Rs.336.09 crores.

- (4) **Detailed proposal on the Project :**

During the course of meeting held in the chamber of Sh. K. Venugopal, Member, DERC on 15-2-08 when Chairman, C.E.(E), Sh. Y.P. Singh, Advisor (Power), Sh. R.N. Mathur, Consultant (Power), Director (Comm.) and S.O. to Chairman were present, Member DERC clarified that in all such cases where Electric Substation are being maintained by NDMC at its own cost, the replacement of oil type transformers with dry type transformers is the responsibility of NDMC and they should do it at their own cost on high priority basis.

The case was processed regarding the sharing of cost in multi storied buildings in which the Electric Substations were installed on sharing basis i.e. 50:50. Sh. R.N. Mathur, Advisor (Elect.) has considered the case and opined that the clarification given by member, DERC is quite explicit and clear. After this clarification and the earlier directions, there is hardly any scope for reconsideration. The type of sub-stations quoted above are in no way different from the substations established by the NDMC on its licensed area in independent buildings for metering the load of the consumes in the area. Whenever any augmentation/improvements or any other work is done in these substations or the distribution system, it is always done at the cost of the distribution agency (i.e. NDMC) even though the augmentation is always necessary due to the increase of load of the consumers of that area. The cost of such augmentation is never charged to the consumers as it is the responsibility of the distribution agency and the same is built-in in the tariff structure.

Chairman, vide his orders dated 28-4-08 has agreed with the above view and has desired to take up on Top Priority.

In view of the above report, Replacement of oil filled transformers with dry type transformers in North of Rajpath & South of Rajpath (Phase-IV) were examined and it was decided to carry out the work of replacement in both divisions as per the list of 19 Electric Substations under Phase-IV. 51 No. transformers to be dismantled are in good condition and giving satisfactory service. These transformers may remain idle and may not be reused despite being in serviceable good condition. Deptt. has no option but to dismantle these transformers. The transformers to be replaced are given as under :

S.NO.	EQUIPMENT	QUANTITY
1.	Transformers 1000 KVA	51
2.	LT Panel two tier 1600/1600 A	4
3.	LT Panel two tier 1600/800 A	2
4.	LT Panel two tier 800/800 A	6

The detailed capacity of transformers and panels at each substation is given in the **Annexure-A (See page 192)**. As per Directives/Public Notice issued in public interest to ensure electric safety inside the residential/commercial bldg., it was desired to ensure shifting of existing oil type transformer from inside of bldg. to an open space or replacing the same with dry type transformer after securing adequate space. Chairman has given remarks that if it is a legal requirement we should comply within time frame and approved in principle. Accordingly all the oil type transformers have been proposed to be replaced with dry type transformers. The replacement work is proposed to be completed within eighteen months.

(5) **Financial implications** : Financial implications in the proposal is anticipated to be Rs.11,09,36,000/-(G) & Rs.10,64,70,000/-(N).

(6) **Implementation schedule**: Eighteen months.

(7) **Comments of the Finance Deptt. on the subject** :

Finance Deptt. vide Dy. No. 2614/Finance dated 11-11-08 has concurred in the estimate amounting to Rs. 11,09,36,000/-(G) & Rs.10,64,70,000/-(N) for Replacement of oil filled transformers with dry type transformers in North of Rajpath & South of Rajpath (Phase-IV) subject to the following conditions :

1. Availability of funds.
2. Approval of the competent authority.
3. Correctness of information and data submitted by the department.
4. Codal provisions shall be adhered.
5. Certification that the lowest market rates have been taken into account in respect of items analyzed on market rates.
6. In view of the fact that out of 51 transformers proposed to be replaced, 39 transformers have not served their useful life the department is advised to prepare a detailed feasibility report for utilization of these serviceable transformers keeping in view all the remedial recourses available.
7. It may be certified that thorough site inspection has been done before preparing of the estimate and there is no possibility of shifting existing oil filled transformers to an open space.
8. 40 nos. transformers are proposed to be replaced in phase-II in addition to 51 oil type transformers proposed in this estimate. These 91 transformers are in good condition and giving satisfactory service. All fact including reasons relating to replacement/dismantling of these serviceable transformers must be brought into notice of council for taking a decision in the matter. It must be clearly mentioned that these transformers though in good serviceable condition would remain idle and cannot be put to reuse. Department must also certify that there has been no option but to dismantle and replace these transformers.

(8) Comments of the Deptt. on comments of Finance Deptt.

1. Funds will be made available by keeping suitable provision in B.E. 2009-10.
2. Approval of Competent Authority is being obtained.
3. The information and data submitted have been verified.
4. All codal provisions have been adhered.
5. Lowest market rate has been taken into account.
6. These serviceable transformers shall be utilized for day-to-day maintenance.
7. Certified that thorough site inspection has been done before preparing of the estimate and there is no possibility of shifting existing oil filled transformers to an open space.
8. 40 nos. transformers are proposed to be replaced in phase-II in addition to 51 oil type transformers proposed in this estimate out of which total 70 Nos. transformers (Phase-II & Phase-IV) have not served their useful life. These transformers are in good condition and giving satisfactory service. These serviceable transformers shall be utilized for day-to-day maintenance. As per Directives/public notice issued by D.E.R.C. that Rule 64(2)(e)(iv) of the Indian Electricity Rules, 1956 (as amended in year 2000 vide notification GSR 468 dated 16-11-2000) mandates use of only dry type transformers inside all residential/commercial buildings, department has no option but to dismantle and replace these transformers.

(9) Legal implication of the Project : No legal implication is involved.

(10) Details of previous Council Resolution : N.A.

(11) Comments of Law Deptt. : No comments.

(12) Comments of the Deptt. on the comments of Law Deptt. : No comments.

(13) Certification by the Deptt. that all Central Vigilance Commission (CVC) guidelines have been followed :

It is certified that all CVC guidelines have been followed.

(14) Recommendation : The estimate amounting to Rs. 11,09,36,000/-(Gross) and Rs.10,64,70,000/-(net) for Replacement of oil filled transformers with dry type transformers in North of Rajpath & South of Rajpath (Phase-IV) may be placed before the Council to accord Administrative Approval and Expenditure Sanction.

(15) Draft Resolution : Resolved by the Council that Administrative Approval and Expenditure Sanction is granted to the estimate amounting to Rs. 11,09,36,000/-(Gross) and Rs.10,64,70,000/-(net) for Replacement of oil filled transformers with dry type transformers in North of Rajpath & South of Rajpath (Phase-IV).

COUNCIL'S DECISION

Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to Rs.11,09,36,000/- (gross) and Rs.10,64,70,000/- (Net) for Replacement of oil filled transformers with dry type transformers in North of Rajpath & South of Rajpath (Phase-IV).

ANNEXURE - A**Detail capacity of transformer & panels to be replaced (Phase-IV)**

S. No.	Name of Electric Substation	Transformers to be replaced with dry type	L.T. I/C +C 1600+1600A	L.T. I/C + O/G 1600+800A	L.T. O/G+O/G 800+800 A
	North of Rajpath				
1	New Delhi House, 27 Barakhamba Road	2x1000 KVA	1	1	3
2	Arunachal Bhawan 19, Barakhamba road	3x1000 KVA	-	-	-
3	Gopal Dass Building	4x1000 KVA	-	-	-
4	DCM Building 16, Barakhamba	3x1000 KVA	-	-	-
5	Amba deep, 14, K.G. Marg	3x1000 KVA	-	-	-
6	Mohan Dev Building 13, Tolstoy Marg	2x1000 KVA	-	-	-
7	Prakash Deep Building 7, Tolstoy Marg	2x1000 KVA	-	-	-
8	15,17, Tolstoy Marg	3x1000 KVA	-	-	-
9	Merchantile House, 15 KG Marg	3x1000 KVA	-	-	-
10	British Council, 17, K G Marg	2x1000 KVA	-	-	-
11	Ansal Bhawan 16, K.G. Marg	3x1000 KVA	2	1	3
12	Antriksha Bhawan, 22, K.G. Marg	3x1000 KVA	-	-	-
13	Neelgiri Appartment, 9, Bara khamba Road	2x1000 KVA	-	-	-
14	Jeewan Bharti (Mega Centre)	5x1000 KVA	-	-	-
15	DLF Centre	4x1000 KVA	-	-	-
	SOUTH OF RAJPATH				
16	Nehru Memorial	2x1000 KVA	-	-	-
17	Belgium Embassy	2x1000 KVA	-	-	-
18	Ward Block	2x1000 KVA	-	-	-
19	Tamil Nadu House	1x1000 KVA	-	-	-

ITEM NO. 32 (D-5)

1. Name of the Subject: Customization of e-financial Software.

2. Name of the department: Accounts Department.

3. Brief History of the Subject/Project:

- i. An MOU was signed by NDMC on 08-12-2005 with eGovernments Foundation, a not for profit organization for providing the application level technical and functional inputs to the deployment of the full suite of eGovernment's modules relating to Municipal function wherein it was broadly agreed that eGovernments Foundation will provide NDMC, free of charge, the use of software Products created by them for eGovernance in local bodies.
- ii. This MOU was followed by the signing of a detailed agreement to facilitate (i) Product licensing and (ii) customization and implementation of e-financial module in the first instance on 18-04-2006. The timelines for customization and deployment of software was 10 months from the date of start. The work was started in 1st week of May 2006 and was to be completed by the end of Feb.2007. The cost of customization w.r.t. manpower requirement was assessed as Rs34.48 Lac plus Service Tax including capacity building Programme.(i.e. Rs21.86 lacs for customization and Rs. 12.62 lacs for capacity building).
- iii. Software being got developed for NDMC is much beyond the e-fin software originally offered by eGovernments Foundation and has unique features such as passing of Contingent bills, Inter Unit Transfers, Contractors' bills and payment to contractors through Electronic mode besides normal features of e-financial software i.e. capturing the financial data and generating the financial statements and MIS reports. Out of these passing of contingent bills and Inter unit transfers has already been implemented successfully and modules relating to contractors' bills and payment to contractors through electronic mode are under final stage of testing and will be implemented soon. Besides this e-financial software is acting as a core module and has integrated with legacy softwares.
- iv. The freezing of System Requirement Specification for these modules was a critical and tedious work, therefore, a Core Group of 21 officers from Accounts and Finance Deptt. was constituted. After the requirement for each module of the software were finalized after deliberations in the core group the same were got approved from the Sub-Group wherein chairman had nominated Dir.(Project), Dir. (Accounts) and Dir. (IT) and frozen. As the System Requirement Specifications (SRS) was considered the back bone of the software it was felt necessary that utmost care should be taken in freezing the same to ensure its successful implementation. This being a time consuming process resulted into time overrun.

4&5. Detailed Proposal and Financial implications.

Now the timelines for the development and deployment have been frozen at July 2008 and eGov has agreed to complete rest of the work in this field free of cost. For the overrun period from March 2007 to July 2008 a sum of Rs 46,28,997/- + service tax is computed as payable at the man-month rates mentioned in the original agreement. After the completion of the deployment work the project would enter into production/maintenance support phase for which eGov has proposed to charge at the following rates:-

Period	Amount (monthly)	Service Tax	Total (monthly)
From the date of start of support phase to March 2009.	Rs.80,000	Rs.9,888	Rs.89,888
Apr.2009 to Mar. 2010	Rs.60,000	Rs.7,416	Rs.67,416
Apr.2010 to Mar. 2011	Rs.50,000	Rs.6,180	Rs.56,180

The capacity building component had to be abandoned because M/s. IPE engaged by eGovernments Foundation for the purpose could not pull on after submitting Training Need Analysis (TNA) Report and the training work had to be done by NDMC Project Team. As such eGovernments Foundation was paid only Rs. 2,33,500/- + Service Tax i.e. 50% of the bill raised by them for this component for the period May 2006 to July 2006. e-Governments Foundation will now schedule training session for Key Personnel who need to be trained in the application and distribution of the user manual and training material (Soft copies of the same would be provided by eGov.).

So far NDMC has paid a sum of Rs.26,94,668/- in terms of the above agreement for the period 8th May 2006 to 28th Feb 2007 including the capacity building component mentioned above.

6. Implementation Schedule: The Timelines for development and deployment have already been frozen at July2008 and the production/support phase will start from the date the deployment work is completed by the software developers.

7. Comments of the Finance Deptt: Not applicable.

8. Comments of the Department on the comments of Finance Deptt: NA

9. Legal implication of the subject/project: Nil

10. Details of previous Council Resolutions, existing law of parliament and Assembly on the subject: Not applicable.

11. LA's Opinion on the subject:

L.A. has seen the case and observed that the case needs to be noted to the Council as the amount already paid in terms of original agreement and the amount payable for the extension period is going to exceed Rs. 50 lacs.

12. Comments of the Department on the comments of Law Deptt: The case is being noted to the Council for approval of the proposal for extension of time and entering into production/support phase.

13. Certification by the department that all CVC guidelines have been followed while processing the case:

In view of the original agreement and provision therein for extension- Not Applicable.

14. Recommendations of the Department :

The case is noted to the Council for approval of the following:-

- Extension of time for the work awarded to eGovernments Foundation for customization of the e-financial software according to requirement of NDMC from March 2007 to July 2008.
- Administrative approval and Expenditure Sanction for Rs.46,28,997/- plus Service tax applicable for the extension period mentioned above payable to eGovernments Foundation.
- Scrapping of capacity building component of the work awarded to eGovernments Foundation as eGovernments Foundation will now train only key personnel and distribute User manual and training material through NDMC Project Team.
- Restrict the payment for the Capacity Building component to Rs.2,33,500/- + Taxes already paid to eGovernments Foundation for the work done by their sub-contractor, IPE.
- Engaging eGovernments Foundation for production and maintenance support to the e-financial software developed by them for three years at the rates mentioned in para4 above.

15. Draft Resolution:

Resolved by the Council that recommendations of the department as contained in para 14 above are accepted.

COUNCIL'S DECISION

Resolved by the Council that recommendations of the department as contained in para 14 of the agenda are accepted.

ITEM NO. 33 (A-85)

1. **Name of the Sub.** : Strengthening of Water Supply System in NDMC Area.
- Sub Head** : Construction of Water Boosting Station at Panchsheel Marg-Sardar Patel Marg Crossing.
4. **Name of the Deptt.** : Civil Engineering, Public Health Circle, Water Supply Division.
3. **Brief History of the Subject**

NDMC is responsible for supplying potable drinking water in its jurisdiction to all its consumers. Water is received in bulk from Delhi Jal Board and is further distributed through the network of approximately 450 k.mtrs. of main and distribution lines. As per study conducted by M/s Tata Consulting Engineers, the demand of water for NDMC Area is 225 MLD whereas DJB is supplying an average quantity of about 115 MLD based on monthly meter readings. NDMC is generating about 10 MLD of water from its own 130 tubewells and thus there is a shortfall of about 100 MLD of water.

NDMC has constructed 23 Water Boosting Stations in its area and water drawn from DJB and generated through tubewells is collected in underground reservoirs and further boosted. Further, two more water boosting stations viz. I-Avenue and Nauroji Nagar have been constructed recently. However, presently, entire Chanakya Puri Area including I.B. Complex, all Embassies and Govt. Guests Houses are supplied water from Palam Reservoir of DJB through 27" dia (675mm) feeder main. The Chanakya Puri Area is having lot of variation in ground levels and Dhaula Kuan and Jesus & Merry College side are at a higher level of about 7-8 metres. The water supply, as such, does not reach this area. Consequent upon this, NDMC has installed an online 100 H.P. booster pump at Sardar Patel Marg - Panchsheel Marg on this 27" dia line for increasing the water pressure. This booster pump exists there for the last about 30 years, however, DJB objected to this online booster pump and the matter was brought to the notice of Hon'ble Chief Minister by CEO, DJB. Though the Hon'ble Chief Minister was apprised of the position of online pump which was 2 km away from Palam Reservoir of DJB and the same runs for limited 2 hours in each shift by throttling the sluice valve, however, it was finally desired by the Hon'ble Chief Minister that some alternative arrangement may be made instead of putting an online booster pump.

Accordingly, proposal was earlier made to construct a water boosting station at Panchsheel Marg-Sardar Patel Marg Crossing for a capacity of 15 lac ltrs. and an estimate amounting to Rs. 2,80,32,900/- was approved by the Council vide item No. 2(A-06) dt. 19.12.2007 for this scheme. Since the proposed underground tank fell in R.O.W. of Panchsheel Marg, another suitable site was selected for construction of an underground tank in the park at Sardar Patel Marg in front of Himachal Bhawan. Since the site for construction of underground tank is a big park and keeping in view that DJB may increase the quantity of water in future and the work of interconnection of reservoirs may also be carried out for which A/A & E/S has been accorded by the Council separately, it has been decided to increase the capacity of the UGR from 15 lac ltrs. to 30 lac ltrs. Consequent upon this, necessity of obtaining revised A/A & E/S cropped up for which this revised estimate amounting to Rs. 8,04,66,500/-, concurred by the Finance, is being placed before the Council separately.

Based on detailed estimate approved by the competent authority for Rs 4,57,30,000/- tenders have been invited.

4. Detailed Proposal of the Subject :

The proposal is to construct an underground tank of 30 lac ltr.capacity and boosting station in a park at Sardar Patel Marg. The scheme, besides this, comprises of provision for installation of pumps, laying of incoming and outgoing pipelines through open cut and cover method/trenchless technology, installation of 5 Nos. pumps and motors of 100 H.P. capacity alongwith other electrical installations, electrification of the pump house etc. as per site requirement. The water drawn from Palam Reservoir and other sources after interconnections of reservoirs will be collected in this reservoir and further boosted after generation of sufficient water pressure.

Based on the technical sanction estimate, item rate tenders were invited through e-Tendering system for an estimated cost of Rs. 4,43,95,796/- and opened on 05.12.08. After wide publicity through newspapers and website, two tenderers viz. – (i) Gunniting India and (ii) Tirupati Cement Products tendered their rates and the lowest tendered rate received is of M/s Tirupati Cement Products at 5.53% below the estimated cost. The justification of rates works out to 10.26% above the estimated cost of Rs. 4,43,95,796/-. Since the rates tendered by the lowest tenderer are less than the justified rates, the same have been recommended for acceptance by the competent authority i.e. the Council.

5. Final Implications of the Proposed Subject :

As per the rates tendered by the L-1 i.e. M/s Tirupati Cement Products Ltd., an amount of Rs.4,19,40,773/- is likely to be incurred for execution of the scheme. Besides this, the work of laying of cables, restoration of road cuts and landscaping of area so as to make the top of the underground tank and pump house green will be carried out separately. A provision of Rs. 100.00 lacs has been made in the revised budget proposal during 2008-09 and Rs. 300.00 lacs in the budget proposals for the year 2009-10 for this scheme.

6. Implementation Schedule with Timeliness for each stage including Internal Processing :

The time schedule of the scheme is given hereunder :--

a)	Acceptance of Tenders	-	Dec. 2008 .
b)	Start of Work	-	January, 2009
c)	Completion of work	-	September, 2009
			(With time of completion As 9 Months).

7. Comments of the Finance Department on the Subject :

The Finance Department has observed as under:-

"In the instant case, the estimated cost put to tender is Rs.4,43,95,796/-. As such, the publicity to NIT should have been given for three weeks instead of 16 days as shown by the department in checklist point No.6. Approval of competent authority for resorting to short notice tender does not find place on record. The publicity time of 14 days for the work of this magnitude has been given in CPWD Manual 2007. The said Manual is yet to be got adopted under approval of competent authority.

Subject to above observation, we have no objection to department's proposal for award of work to L-1, M/s Tirupati Cement Products at their tendered amount of

Rs.4,19,40,773/- (Rs. Four crore nineteen lakh forty thousand seven hundred seventy three only), i.e.5.53% below the estimated cost of Rs.4,43,95,796/- and against justified rate of 10.26% above EC provided that i) due cognizance is taken in respect of FD's observations including NOC from L & DO before taking up the work, conveyed while concurring revised AA & ES amounting to Rs.8,04,66,500/- ii) the offer of L-1 is fair and reasonable having regard to trend of rates/LAR for similar nature of work iii) Both the bidders fulfill the eligibility criteria as stipulated in NIT about past experience iv) availability of funds for execution of works and revised A/A & E/S is obtained, the tendered cost being in excess of permissible limit of 10% A/A & E/S.

This issues with the prior approval of F.A.”

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

The comments of the Finance Department are clarified as under :-

The publicity time as given in the tender is as per provisions of section 16.5 of CPWD Manual 2007 which stipulates 14 days in the case of works with estimated cost put to tender more than Rs.2 crores.

As regards other points, it is clarified that i) the observations of Finance Department while concurring in revised A/A & E/S amounting to Rs.8,04,66,500/- will be taken care of. The piece of land is in possession of NDMC and L & DO will be requested for NOC, if required ii) such works are generally carried out near to the justified rates. However, in the instant case the justification works out to 10.26% above the estimated cost whereas the L-1 has tendered 5.53% below the estimated cost of Rs.4,43,95,796/- iii) both bidders fulfill the eligibility criteria as stipulated in the NIT iv) a provision of Rs.100 lacs exists in RE for 2008-09 and 300 lacs in BE for 2009-10, as discussed with Finance Department. Revised A/A & E/S for Rs. 8,04,66,500/- is being obtained separately.

9. Legal Implication of the Subject :

Not applicable

10. Details of Previous Council Resolutions, Existing Law of Parliament and Assembly on the Subject :

A/A & E/S amounting to Rs. 2,80,32,900/- accorded vide Council Reso. No. 2(A-06) dated 19.12.07

11. Comments of the Law Department on the Subject :

Not applicable

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

Not applicable

13. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.

It is certified that all the CVC guidelines have been followed.

14. Recommendations :

The case is placed before the Council for consideration and acceptance of rates of the L-1, M/s Tirupati Cement Products for an amount of Rs.4,19,40,773/- which works out to 5.53% below the estimated cost of Rs.4,43,95,796/-. The work is proposed to be taken up in hand at the earliest without seeking NOC from L & DO.

Approval to proceed further in the matter in anticipation of confirmation of minutes of meeting be also accorded by the Council.

COUNCIL'S DECISION

Resolved by the Council to award the work to M/s Tirupati Cement Products at a cost of Rs.4,19,40,773/-, which works out to 5.53% below the estimated cost of Rs.4,43,95,796/-.

It was further resolved that the work may be taken up at the earliest without waiting for NOC from L&DO and the department may proceed further in the matter in anticipation of confirmation of the minutes by the Council.

ITEM NO. 34 (N-3)**1. Name of the Subject/Project:**

Handing over possession of land measuring 2135 sq.mt. out of the land presently used by NDMC for park at Bangla Sahib Gurudwara to DMRC for Airport Express Link of Delhi MRTS project, Phase-II on temporary basis.

2. Name of the Department/Departments concerned:

Horticulture Department

3. Brief History of the Projects:

L&DO vide their letter no. L-II-1(1792)08/299 DATED 27 May, 2008 has allotted 2135 sq.mts. of land at Bangla Sahib Gurdwara on licence basis to DMRC for construction of depot & facilitate construction of Air Port Express Link of DMRTS Project as per allotment letter at **Annexure-I (See pages 203 - 206)**.

Subsequently, the Land & Development Office, Govt. of India vide its letter dated no. L-II-I(1792)/07/673 dated 1.12.2008 has now requested NDMC to hand over the said land to them so that they can handover this land to DMRC.

As per the letter dated 27.5.2008, the said land has been allotted for constructing Depot & for facilitating construction of Airport Express link of DMRTS Project Phase-II. The said land would be utilized by DMRC up to June, 2010 on the terms & conditions mentioned in letter dt. 27.5.08. The land in question is presently a part of Gurudwara Bangla Sahib park maintained by NDMC. Possession of the same is to be handed over to L&DO in view of their letter.

4. Detailed proposal on the subject/project :

As above

5. Financial implications of the proposed project/subject

There will be no financial implication on account of the temporary transfer of this land to DMRC.

6. Implementation schedule with timelines for each stage including internal Processing.

Not applicable.

7. Comments of the Finance Department on the subject with diary No. & Date.

Not applicable.

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

Not applicable.

9. Legal implication of the subject/project. Nil.

10. Details of previous Council Resolutions, existing law of Parliament and Assembly on the Subject.

Not applicable.

11. Comments of the Law Department on the subject/project.

Not applicable.

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

Not applicable.

13. Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.

14. Recommendation

L&DO has allotted the land temporarily to DMRC for MRTS Phase-II vide their letter dated 27.5.2008 and has asked NDMC to handover possession of 2135 sq.mt. land to them so that they can handover the same to DMRC. NDMC is to handover the land to L&DO after receipt of proper site plan from L&DO.

Note: In a similar case the Council has accorded permission to DMRC to work on NDMC Land for Section from Chelmsford Club to Udyog Bhawan (BC-23) on Central Secretariat – Badarpur Corridor of Delhi MRTS. Item no. 30(A-27) dated 18.07.2007 (the proposal of Civil Engineering Department)

15. Draft Resolution

Resolved by the Council that the Horticulture department should hand over possession of 2135 sq.mt. land, a part of Bangla Sahib Gurudwara Park, to DMRC for temporary requirement to their MRTS project, in view of allotment order from L&DO, Govt. of India, on receipt of site plan from L&DO.

COUNCIL'S DECISION

Resolved by the Council to approve the proposal for handing over possession of 2135 sq. mt. of land available with the Horticulture Department of NDMC, a part of Bangla Sahib Gurudwara Park, to DMRC for temporary requirement for their MRTS project, in view of allotment order from L&DO, Govt. of India, on receipt of site plan from L&DO.

Annexure 4 pages

Annexure ends

ITEM NO. 35 (A-86)**1. Name of the Subject/Project**

Sub: Improvement to Palika Bhawan.

SH : Imp. to Palika Bhawan such as P/F floor tiles, repair of existing damaged grit washed on outer surface and external surface.

2. Name of the Deptt./Deptt. Concerned.

Civil Engineering Department, NDMC.

3. Brief History:

During the course of inspection of Palika Bhawan Commercial Complex by Chairman, along with other officers of NDMC on 25.3.08, it was found that the general condition of the complex is not satisfactory. The flute type grit wash on the outer surface of the complex had been found peeling off at various places. The flooring in the complex was also found in shabby condition and required immediate replacement. It was also noticed that the Rain Water & soil pipes etc in the shafts have also outlived their life. It was desired that the whole of complex may be upgraded in consultation with Chief Architect.

The proposal for PE had been laid before the Council and was approved vide Reso. No. 7 (A-52) dated 17.9.08. After completion of codal formalities, tenders have been invited on 27.11.08 and in response three tenders have been received, out of which M/s R.K. Jain & Co. is the lowest contractor with their rates as 2.06% above the estimated cost with the tendered amount of Rs.1,63,81,120/-, against the justified rate of 5.12% above the estimated cost as checked by Planning Division. The quoted rate of the lowest tenderer is 2.90% below the justified rates.

4. Detailed proposal on the subject/project:

An estimate amounting to Rs.1,72,75,500/- had been framed on the basis of Guidelines/ drawings issued by Architect Department vide their note dtd. 13.6.08. After the accordance of administrative approval and expenditure sanction for Rs.1,72,75,500/- by the Council vide Reso. No. 6(A-52) dtd. 17.9.08, tender have been invited after completion of codal formalities.

5. Financial implications of the proposed project:

A total financial implications of proposal in hand would be Rs. 163,81,120/- on the basis of the rates quoted by the lowest contractor @ 2.06% above the estimated cost of Rs.1,60,50,275/-

There is a budget provision of Rs. 5.0 lacs vide Sr.No. 348.6, page- 212 of the current year budget book, However, rest of the budget will be sought in the R.B.E.

6. Implementation Scheme:

8 months after award of work.

7. Comments of the Finance Department on the subject:

Point No. 6 of the checklist placed on record states publicity time of tender as three weeks for the works having cost exceeding Rs. 50 lakh. In the instant case, the estimated cost put to tender is Rs.1,60,50,275/-. As such, the publicity to NIT should have been given for three weeks instead of 15 days as shown by the department in checklist. Approval of competent authority for resorting to short notice tender does not find place on record. The publicity time of 10 days for the work of this magnitude has been given in CPWD Manual 2007. The said Manual is yet to be got adopted under approval of competent authority.

Subject to above observation, we have no objection to department's proposal for award of work to L-1, M/s R.K. Jain & Co. at their tendered amount of Rs.1,63,81,120/- (Rs. One crore sixty three lakh eighty one thousand one hundred twenty only), i.e., 2.06% above the estimated cost of Rs.1,60,50,275/- and against justified rate of 5.12% above EC provided the department ensures I) the offer of L-1 is fair and reasonable having regard to trend of rates/LAR for similar nature of work ii) resourcefulness of L-1, since no part experience was required as per approved NIT iii) availability of funds for execution of work.

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

The points raised by Finance department had been clarified as under:-

The time period for the publicity has been adopted as laid down in the CPWD Manual 2007 which has also been agreed by the Finance Deptt. in its observations. Manual 2007 is being utilised for all practical purposes in the Civil Engg. Deptt. Further, it is clarified that the rates of L-1 are fair and reasonable and no trends of rates/LAR for the similar nature of work is available. Resourcefulness of L-1, who is working in NDMC, is satisfactory and sufficient funds have been sought in R.B.E. 2008-09 and B.E. 2009-10.

9. Legal implication of the project.

NIL

10. Details of previous council Resolutions, existing law of parliament and assembly on the subject

Administrative approval and expenditure sanction of Rs.1,72,75,500/- vide Reso. No. 7(A-52) has been resolved.

11. Comments of the Law Department on the subject / project:

Nil

12. Comments of the department on the comments of Law Deptt..

NIL

13. Recommendation :

The case is placed before the council for acceptance of the lowest tendered, i.e, M/s R.K. Jain & Co. @ 2.06% above the estimates cost and tendered amount of Rs.1,63,81,120/- (Rupees one crore sixty three lacs eighty one thousand one hundred twenty only) which is 2.90% below the justified rates as checked by Planning Division.

COUNCIL'S DECISION

Resolved by the Council to accord A/A/ & E/S for Rs.1,63,81,210/- for the work of Improvement to Palika Bhawan to the lowest tender, i.e. M/s R.K. Jain & Co. @ 2.06% above the estimated cost and 2.90% below the justified rates, as checked by the Planning Division.

ITEM NO. 36 (B-24)

1. NAME OF WORK: Purchase of 10,000 nos. Single Phase & 5,000 nos. Three Phase Micro Processor Based Electronic Energy Meter of Class-I Accuracy.

2. DEPARTMENT: Electricity Department

3. BRIEF HISTORY

Central Electricity Authority has issued notification dated 17/03/06 wherein it is made mandatory that all inter face meters, consumers meters and accounting meters shall be of static type.

Accordingly Council vide Res. No. 3 (G - 08) dated 5/11/07 accorded administrative approval and Expenditure sanction to the Preliminary estimate amount into Rs. 3,84,57,100/ for procurement of 15000 static energy meter (10000 single phase and 5000 Nos. three phase).

4. DETAILED PROPOSAL ON THE SUBJECT:

Sealed tenders were invited for the purchase of 10000 Nos. single phase and 5000 three phase Micro Processor Based Electronic Energy Meters of Class-1 Accuracy by giving due publicity and notice to the tenders. In response to the tender enquiry, offers from following eight firms were received: -

1. M/s L & T Ltd.
2. M/s Avon Meters Pvt. Ltd.
3. M/s Genus Power Infrastructure Limited
4. M/s Indo Asian
5. M/s Landis Gyr LTD
6. M/s Actaris Industries (India) Pvt Ltd.
7. M/s Secure Meters Limited
8. M/s Elsters.

First cover containing the techno-commercial offers of all the participating firms were opened on the due date i.e. 23.4.08.

On the scrutiny of techno-commercial offers, all the firms except M/s Indo Asian, met the eligibility conditions of the NIT.

As per the conditions of tender, all participating firms have also submitted three samples of meters along with tender documents out of which, two sample meters are required to be tested at ERTL/NPL/NABL, Accredited Lab.

The case was placed before the Technical Evaluation Sub-committee on 03.7.08 and it was agreed that efforts be made to get the sample meters tested preferably from NDPL's Lab which is a NABL Accredited Lab for early testing of samples and in case NDPL expresses inability, the same be got done from ERTL's lab in Delhi.

M/s NDPL had not responded to our request for taking up meter testing and the matter was taken up with M/s ERTL Delhi for testing of sample meters.

The test reports were obtained from M/s ERTL and again placed before the Technical Evaluation Sub-committee on 24.10.2008 the sample meters of the following firm were found as the requirement of NIT.

1. M/s L & T Limited For Three Phase Energy Meters
2. M/s Genus For single phase & three phase Energy meters
3. M/s L & G For single phase Energy Meters
4. M/s Secure Meters For single phase Energy Meters
5. M/s Elster For three phase Energy Meters
6. M/s Avon For Single Phase Energy Meters

The price bids of above mentioned firms were opened on 28.11.2008 at 12.00 Noon.

The comparative statement was prepared & it was observed. that M/s Avon Meters Pvt. Ltd. have emerged the Lowest tenderer in respect of single phase energy meters and M/s L & T Ltd. have emerged the lowest tenderer in respect of three phase energy meters:-

A. M/s Avon Meters Pvt. Ltd emerged as lowest tenderer for Single Phase Energy Meters. There price structure is as under:-

Basic Price (FOR)	Rs. 891.00
Excise Duty @ 14.42%	Inclusive
CST @ 3% against Form-C	inclusive
Total Unit Price	Rs.891.00
Total Amount for 10000 Nos.	Rs.89,10,000.00

M/s L & T Limited emerged as lowest tenderer for Three Phase Energy Meters price structure is as under:-

Basic Price Ex works	Rs. 2,210.00
Excise Duty @ 14.42%	Rs.318.68
CST @ 2% against Form-C	Rs.50.57
F & I	Rs.36.00
Total Unit Price	Rs.2615.25
Total Amount for 5000 Nos.	Rs.1,30,76,250.00

The offer of M/s Avon Meters Pvt. Ltd. in respect of Single Phase Energy Meters is 25.88% below the estimated cost (up dated with the current taxes and duties)) put to NIT based on the budgetary offer obtained from M/s L & T Limited on 29.5.07 and 19 % below the justified rates worked out on the basis of supply order placed on M/s L & T Ltd by NDPL.

The offer of M/s L & T Limited in respect of three phase energy meters is 46.33 %

below the estimated cost (up dated with the current taxes and duties) put to NIT based on the budgetary offer obtained from M/s L & T Limited on 29.5.07 and 36.23 % & 26.84 % below the justified rates worked out on the basis of supply order placed on M/s L & T Ltd. by M/s UPCL & M/s Tata Power respectively.

5. FINANCIAL IMPLICATIONS: -

Rs. 21986250/-

6. IMPLEMENTATION SCHEDULE WITH TIME LINE: -

For Single Phase Meters – Delivery of 5000 meters in first two months and thereafter @ 2500 per month. Total completion in four months.
For three Phase Meters - Delivery Within two months

7. COMMENTS OF FINANCE DEPARTMENT:-

Finance Department vide dairy no. FA-2983 dated 12/12/08 has concurred in the proposal to place supply order of 10000 nos. single phase and 5000 nos. three phase micro processor based Electronic Energy meter on M/s Avon Meters Pvt. Ltd. at their Total quoted amount of Rs. 8910000/- & M/s L&T Ltd. at their quoted amount of Rs. 13076250/- subject to following:

- 1.) Approval of the competent Authority
- 2.) Availability of Fund
- 3.) Department must insure and certify that all guidelines issued by CVC and codal requirements have been adhered to
- 4.) Copy of award letter may be sent to CVC as per their guidelines besides posting in NDMC's web.
- 5.) Tender were open on 23/04/08 and validity has been got extended up to 31/12/08 whereas instruction of CVC are that the validity period and extension should be rare and in the exceptional situation.
- 6.) Since the rates have been compared with last accepted rates of M/s NDPL and M/s Tata Power, department must ensure and certify that the specification of our meters are equivalent and not less than the specification of the meters purchase by M/s NDPL and M/s Tata Power.

8. COMMENTS OF DEPARTMENT ON THE COMMENTS OF FINANCE DEPARTMENT:

- 1.) Approval of council is being obtained.
- 2.) Funds are available under budget head E-11, Purchase of Stores, wherein a provision of Rs. 100 Crores exists during the current financial year.
- 3.) All the guidelines issued by CVC and codal requirements has been adhered to.
- 4.) Copy of award letter would be sent to CVC and displayed on N.D.M.C.'s web.
- 5.) The advice of the finance is noted.

6.) The specifications of our meters under purchase in our case are equivalent and not less than the specification of the meters purchased by M/s N.D.P.L. and M/s Tata Power.

9. LEGAL IMPLICATIONS: -NIL

10. COMMENTS OF LAW DEPARTMENT: - There is no law point in the proposal.

11. COMMENTS OF DEPARTMENT ON COMMENTS OF LAW DEPARTMENT: -NIL

12. CERTIFIED THAT ALL THE CVC GUIDELINE ON THE SUBJECT HAVE BEEN FOLLOWED WHILE PROCESSING THE CASE

13. RECOMMENDATIONS: -

Department recommends to place supply order for 10000 nos. single phase micro processor based Electronic Energy meter on lowest firm M/s Avon Meters Pvt. Ltd. at their Total quoted amount of Rs.89,10,000/- and 5000 nos. three phase micro processor based Electronic Energy meter on lowest firm M/s L&T Ltd. at their quoted amount of Rs.1,30,76,250/- at the terms and Condition of NIT. Since the validity of offer of the firms is expiring on 31.12.08, approval may also be accorded to place orders in anticipation of the approval of confirmation of the minute of the meeting.

14. DRAFT RESOLUTION : -

Resolved by the Council that approval is accorded to place supply order for 10000 nos. single phase micro processor based Electronic Energy meter on lowest firm M/s Avon Meters Pvt. Ltd. at their Total quoted amount of Rs.89,10,000/- and 5000 nos. three phase micro processor based Electronic Energy meter on lowest firm M/s L&T Ltd. at their quoted amount of Rs.1,30,76,250/- at the terms and Condition of NIT. Since the validity of offer of the firms is expiring on 31.12.08, approval is also accorded to place orders in anticipation of the approval of confirmation of the minute of the meeting.

COUNCIL'S DECISION

Resolved by the Council to accord approval to place supply order for 10,000 nos. single phase micro processor based Electronic Energy Meters on the lowest quoting firm viz. M/s Avon Meters Pvt. Ltd. At their total quoted amount of Rs.89,10,000/- and 5,000 nos. three phase micro processor based Electronic Energy Meters on the lowest quoting firm viz. M/s L&T Ltd. at their quoted amount of Rs.1,30,76,250/- at the terms and conditions of NIT.

It was further resolved that Department may initiate action to place supply orders in anticipation of confirmation of the minutes by the Council, as the validity of the offer of the firms was expiring on 31.12.08.

ITEM NO. 37 (E-10)**1. Name of the Subject / Project.**

Administrative Approval and expenditure sanction of Rs.110 Lakhs for purchase of 4 Nos. of Basic Life Support Ambulances for CPH, PMH & Palika Kendra Dispensary.

2. Name of the Department/ Departments concerned.

Health, (Medical Sector)

3. Brief History of the Subject/ Project.

At present simple transport vehicles viz Maruti Omni and Maruti Gypsy are being used as Ambulances at Palika Maternity Hospital, Charak Palika Hospital and Palika Kendra. But these basic life support ambulances do not meet the guidelines of an ambulance laid down by Govt. of NCT. These ambulances are used to transport the seriously ill patients requiring Tertiary Level Care at Hospitals like AIIMS, SJH & RML as NDMC Hospitals are not equipped for Tertiary Level Care.

4. Detailed proposal on the subject/ project.

Charak Palika Hospital and Palika Maternity Hospital are district level hospitals having facilities for a secondary level of medical care. All those patients requiring specialized and tertiary level medical care in cardiology, neurology, traumatology, neonatology and other specialties have to be referred to specialized hospitals like AIIMS, SJH, etc for proper management. The referral and transport of these patients requires the services of ambulances fitted with all Basic Life Support Equipments as per the guidelines and recommendations of the Govt. of NCT Delhi to ensure their safety during transportation. It is not possible to provide these amenities in ordinary vehicles in use these days. Thus there is a need to purchase new Basic Life Support ambulances as per prescribed specifications to provide satisfactory ambulance services. These ambulances will be procured in collaboration with transport department by floating tenders.

SPECIFICATIONS FOR AMBULANCE

The ambulances should be designed for handling critical care emergencies and should have following features:-

I. FABRICATION

- Should have Seamless Hygienic and easy to clean pre-painted FRP Interiors, scratch proof, heavy duty, aesthetically matching flooring.
- It should have integrated and conveniently placed storage space.
- Should have retractable/folding doctor's and attendant seats with upholstery matching with interiors.
- Should have gas-delivering panel with facility for replacing cylinders from outside.
- Should have soft internal lighting with ceiling fitted high intensity patient procedure light.
- Conveniently located storage for drugs, devices etc.
- Should have integrated mounts for critical care equipment like Ventilator, Defibrillator, Monitor etc.
- Air conditioning should be with long life cooling coil and double blower with heating provision.
- Should have three layers insulation in the patient cabin.
- Should have integrated foot operated facility for water for drinking and washing besides wash basin, soap, tissue dispensing facility.
- Option of inverter, cool/warm box, music system etc. should be quote separately.

- Customized external design with choice of color and logo should be printed outside the ambulance.

II. PATIENT HANDLING SYSTEMS

- Automatic, light weight, aluminum alloy loading stretcher cum trolley.
- Folding wheelchair stretcher
- Vacuum Mattress
- Scoop stretcher
- Vacuum splint kit
- Head immobilizer
- Vacuum mattress with 12 hand grips and 3 immobilization straps. Should be X-ray transparent.
- KED extrication device for immobilization of spinal region and should be x-ray transparent.
- Anti shock trousers, made up of PVC laminated nylon and should be supplied with pressure gauges, inflating pump and carrying bag.
- Spine Board.

III. EMERGENCY EQUIPMENTS

- Suction pump electrically/ 12 V DC operated and should work on rechargeable battery. Should have built in wall mount with press button facility for attachment and detachment. CE/FDA approved.
- Mouth to Mouth Respirator for infection control
- Resuscitation bag for Adult and Children in one unit
- Transport Ventilator: Should facilitate ventilation, oxygen delivery and suction. Should have built in oxygen cylinder. Invasive / Non-invasive ventilation in control/Assist Control mode should be available for Neonates to Adults. Should have facility of built-in alarms and oxy/air mix. Should also have built in rechargeable battery for at least two years of operation.
- Defibrillator – Bi-Phasic defibrillator/monitor with two channel color screen and energy selection upto 360 joules with built-in automated external defibrillator.

IV. PATIENT MONITORING SYSTEM

- Vital Sign Monitor with colour display (atleast 10") for monitoring ECG, SpO₂, NIBP, temp, Respiration & Etco₂. Should display at least 8 waveforms at a time and should have battery back up of 2 hours. It should be upgradable to Multi-Gas monitoring & printer.

V. GENERAL

- The supplier should have its own facility for fabrication and also at least 5 years of experience in marketing and maintenance of Life saving equipment like ventilators, monitors and defibrillators.
- The supplier should have provision of after sales support for fabrication and equipment at major locations in India.
- Also the company supplying ambulances should have fabricated & supplied at least 50-100 ambulances in last three years and have been offering satisfactory after sales support to the customers. The turnover of the company should be at least 6-8 crores (average) in the last three years.
- The Ambulance Vehicle for fabrication & fitting of equipments will be procured by the supplier in the name of N.D.M.C. It will be sole responsibility of supplier to get the vehicle registered as an "Ambulance".

- The firm should have experience of supplying fabricated ambulance with installation of equipments for the other Govt. Hospital and they should produce certificate of satisfaction from the competent authority of the hospital.
- The maintenance of the Ambulance (fabrication & A/C.) including all the equipments will be the sole responsibility of the supplier.
- The Vehicle should have LED Display board in front & back side of the vehicle displaying the word "AMBULANCE" in Red color. The display board in front side should be the mirror image of the word "AMBULANCE".

VI. SPECIFICATIONS OF BASE VEHICLE

- Vehicle should be 4 cylinders DI, Turbo charged with inter cooler, Bharat stage II/III compliant.
- The wheel base should be at least 3050mm – 3350 mm.
- The displacement should be in the range of 2500-3500 cc.
- The body frame should be monocoque type.
- Vehicle should have disc brakes at front and drum brake at rear.

5. Financial implication of the proposed project/subject

Rs.110 Lakhs

6. Implementation schedule with time limit for each stage including internal processing.

The procurement of ambulances fitted with basic life support equipments will be through call of tenders in collaboration with the transport department. The approximate time period will be 6 months.

7. Comments of the Finance Department on the subjects.

We have no objection to the Department's proposal seeking A/A & E/S for procurement of four nos. Basic Life Support Ambulances at an estimated cost of Rs. 110 Lac + taxes, subject to:-

1. Approval of the Competent Authority.
2. Bringing on record detailed justification for procurement of each of the four ambulances.
3. Bringing on record the use of existing ambulance vehicles that they would be put to after procurement of new ambulances.
4. Certifying that no additional manpower viz. Medical Officers, Para Medical Staff, Driver etc. would be required to be sanctioned and all the vehicles shall be operated and managed by the existing staff.
5. Placing on record an authentic copy of norms and specifications as prescribed by GNCTD for ambulances.
6. Placing on record an authentic copy of plan write up and RE 2008 – 09/BE – 2009 – 10 seeking plan funds for procurement of proposed ambulances.
7. Exploring other possible services (other than envisaged now) that may be rendered for the health care general public and the employees of NDMC with the use of old as well as new ambulances so as attain optimum utilization thereof and avoid idle positioning.

We also suggest the Department to consider having a fixed 3 – 4 digit telephone number for ambulance services which will give an easy access to this service by the public at large.

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

The Finance has concurred in the department proposal for procurement of 4 Basic Life Support Ambulances @ estimated cost of Rs.110 Lacs + Taxes on page 4/N subject to following clarification:

1. Approval of the Competent Authority shall be taken before the procurement of 4 nos. of Basic Life Support Ambulances. Accordingly the proposal has been put up before the council for administrative approval and expenditure sanction.
2. There are 4 old ambulances in NDMC. Two ambulances are at Charak Palika Hospital, one ambulance at Palika Maternity Hospital and one ambulance at Palika Kendra. But these old vehicles being used as ambulances at the above mentioned places do not meet the latest requirements and guidelines of the NCT Govt. of Delhi for registration of these vehicles as basic life support ambulances. The old vehicles do not meet the parameters in respect of (a) the dimension of the vehicle (b) the basic equipment system required for Basic Life Support Ambulances. So there is a need to replace these existing ambulances with the new ambulances which meet the latest requisite guidelines of NCT of Govt. of Delhi to be registered as BLS ambulances (Basic Life Support Ambulances).
 - (A) The newly acquired vehicles shall be used for transporting critically ill patients from NDMC hospitals (which are secondary level care hospitals) to tertiary level care hospitals like AIIMS, SJH, RML hospital etc. for specialized care as and when required because of non availability of required facilities in NDMC hospitals. One ambulance shall be stationed at the Head Quarters Palika Kendra to cater to the needs of the patients attending various NDMC dispensaries Palika Kendra and other unforeseen situations like mass disaster management.
 - (B) These ambulances shall also be used in case of disasters like terrorist activities, stampedes, earth quacks, fire etc. These can also be used as reinforcement in any part of Delhi in case of Disasters.
 - (C) Charak Palika Hospital is on priority list of Red alert in case of any air crash disasters at the airport because of its proximately to the airport. So in case of any requirement at airports, in case of any emergencies, these ambulances shall be of great help.
 - (D) NDMC provides medical cover during various activities in its area like celebration during national events and visits of various foreign dignitaries etc.
3. The old vehicles are nearly 10 yrs old but still can be used for transport of medical personnel, medical equipment, drugs etc. form the medical stores to hospital and dispensaries. The CMS transports these items to all its 35 dispensaries every month.

4. No additional manpower viz medical officers, para medical staff, driver etc. would be required and all the vehicle shall be operated and managed by existing staff only.
5. Authentic copy of the norms and specification as prescribed by GNCTD for ambulance is attached along with. These specifications have been taken from the website of health Delhi Govt. nic. in.
6. The newly acquired ambulances should only be used for following purposes:
 - (a) Transporting critically ill patients from NDMC hospital/Palika Kendra to higher centers like AIIMS, SJH, RML etc.
 - (b) As preparedness for disaster management in NDMC area and also in the state of Delhi where ever there is a sudden demand and where the expected response time is very short.
 - (c) To provide at site medical cover during various national events and large public gatherings.

These vehicles (ambulances) shall under ordinary circumstances will not be used for transporting patients from hospitals to their residences or vice versa but in case of dire emergencies the services of vehicles for this purpose would be considered on merit. Normally these types of services are provided by CAT ambulances.

The Finance department during discussions advised the department that the old vehicles (ambulances) should be used for transporting patient from city bus service stands to hospital and vice versa. It would be considered in consultation with the competent authority as it would be a commercial activity which would raise many legal questions and fixing up of optimal fare etc. There might be a necessity to get these vehicles re-registered with transport department with a changed use.

9. Legal implications of the subject

Nil

10. Details of previous Council Resolution, existing law of parliament and Assembly on the subject.

Nil

11. Comments of the Law Department on the subject/project

Nil

12. Comments of the Department on the comments of the law Department.

N.A

13. Recommendations.

- (a) Administrative approval and expenditure sanction of preliminary estimate of Rs. 110 Lakhs (Rupees One Hundred Ten Lakhs only) inclusive of taxes for the fabrication and procurement of 4 Nos. of Basic Life Support Ambulance for CPH, PMH & Palika Kendra Dispensary.
- (b) Approval for floating tenders etc. in anticipation of confirmation of minutes.

13. Draft Resolution

Resolved by the Council that the administrative approval and expenditure sanction of preliminary estimate of Rs. 110 Lakhs (Rupees One Hundred Ten Lakhs only) for the purchase of 4 Nos. Basic Life Support Ambulances for CPH, PMH & Palika Kendra Dispensary through call of tender is accorded.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction for Rs.110 Lacs for the purchase of 4 Nos. of Basic Life Support Ambulances. The Council also resolved that these Ambulances should match the latest specification/guidelines prescribed by the Govt. of NCT of Delhi for such type of Ambulances.

ITEM NO. 38 (S-2)**1. Name of the subject / project :**

Approval of the New Delhi Municipal Council (Imposition of Fine on Municipal Employees) Regulations, 2006.

2. Name of the Department :

Vigilance Department.

3. Brief History of the subject / project :

Section 39 of the NDMC Act, 1994 deals with "Punishment for municipal officers and other employees". The second proviso to sub-section (1) of that section provides that the Council may, by regulation, provide that municipal employees belonging to such classes or categories as may be specified in the regulations shall also be liable to be fined by such authority as may be specified therein. The Council in its ordinary meeting held on 13.10.2006 vide Resolution No. 6(S-4) approved the New Delhi Municipal Council (Imposition of Fine on Municipal Employees) Regulations, 2006, a copy of which is at **Annexure-I (See pages 223 - 227)**. These regulations were sent to the Ministry of Home Affairs, Govt. of India on 4.12.2006 for approval as required under section 387 (2) of the NDMC Act, 1994. In their last letter, the Ministry of Home Affairs have requested the Council to reconsider the matter. A copy of their letter No.14011/152/2006-Delhi-II dated 28th/29th May, 2008 is at **Annexure –II (See pages 228 - 229)**.

4. Detailed proposal on the subject/project:

(1) The main theme for the suggestion of the Ministry of Home Affairs for reconsideration of the entire matter seems to be that there is perhaps no particular need to have a separate set of regulations for imposition of fine on municipal employees, particularly belonging to the Groups 'C' and 'D' who constitute the lowest level of municipal employees, especially when any misconduct on the part of a municipal employees can be dealt with under the existing relevant disciplinary regulations. Moreover, the imposition of any fine on such employees is going to hit them very hard.

(2) It may be pointed out that there is a similar provision in the Delhi Municipal Corporation Act, 1957 and the Corporation has made the Delhi Municipal Corporation Employees (Imposition of Fine) Regulations, 1959, a copy of which is at **Annexure-III (See pages 230 - 232)**.

(3) In the light of the observations of the Ministry of Home Affairs it is proposed that we may not make, for the time being, any regulations under the second proviso to sub-section (1) of section 39 of the NDMC Act, 1994.

5. Financial implications of the proposed project / subject:

No financial implications are involved.

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

If the Council approves that there is no necessity for having separate regulations under the second proviso to section 39(1) of the NDMC Act, 1994, the Central Government shall be informed suitably after the confirmation of the minutes of the Council.

7. Comments of the Finance Department on the subject:

Not applicable.

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

Not applicable.

9. Legal implications of the subject/Project

Not applicable.

10. Details of previous Council Resolution, existing law of Parliament and Assembly on the subject:

As indicated in paras 3 and 4 above.

11. Comments of the Law Department on the subject:

This has concurrence of Law Department.

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

Not applicable.

13. Recommendations:

It is recommended that the Ministry of Home Affairs may be informed with reference to their letter No.14011/152/2006-Delhi-II dated 28th/29th May, 2008 [**Annexure –II**] that the matter has been reconsidered and it has been decided that there is, for the time being, no need to make any regulations for imposition of fine on municipal employees under the second proviso to sub-section (1) of section 39 of the NDMC Act, 1994.

14. Draft Resolution:

Resolved by the Council that the Ministry of Home Affairs may be informed that on reconsideration it has been decided that no regulations under the second proviso to sub-section (1) of section 39 of the NDMC Act, 1994 need be framed for the time being.

COUNCIL'S DECISION

Resolved by the Council that the proposal be dropped.

Annexure 10 pages

Annexure ends

ITEM NO. 39 (C-35)**CONTRACTS/SCHEMES INVOLVING AN EXPENDITURE OF RS. 1 LAC BUT NOT EXCEEDING RS. 50 LACS.**

Section 143 (D) of NDMC Act, 1994 provides that every contract involving an expenditure of Rs.1 lac but not exceeding Rs.50 lacs under clause 143 (c) shall be reported to the Council. In pursuance of these provisions, a list of contracts entered/executed in November 2008, have been prepared.

A list of the contracts entered into for the various schemes is accordingly laid before the Council for information. **(See page 234 - 242).**

COUNCIL'S DECISION

Information noted.

Annexure 9 pages

Annexure end

ITEM NO. 40 (C-36)

ACTION TAKEN REPORT ON THE STATUS OF ONGOING SCHEMES/WORKS APPROVED BY THE COUNCIL.

In the Council Meeting held on 28.8.1998, it was decided that the status of execution of all ongoing schemes/works approved by the Council indicating the value of work, date of award/start of work, stipulated date of completion & the present position thereof be placed before the Council for information.

The said report on the status of the ongoing schemes/works upto October, 2008 had already been included in the Agenda for the Council Meeting on 19.11.2008.

A report on the status of execution of the ongoing schemes/works awarded upto November, 2008 is placed before the Council for information. **(See pages 244 - 272)**.

COUNCIL'S DECISION

Information noted.

Annexure 244 – 270

Annexure ends

ITEM NO. 41 (C-37)**1. Name of the subject/project**

Reconstitution of New Delhi Municipal Council.

2. Name of the department/departments concerned

Council Secretariat.

3. Brief history of the subject/project

In relation to the New Delhi Municipal Council, which was constituted through the New Delhi Municipal Council Ordinance, 1994 and replaced by the New Delhi Municipal Council Act, 1994, certain exceptions and modifications under the proviso of the Article-243ZB of the Constitution were made. These were notified vide Notification dated 24.05.1994 [**copy enclosed see page 276**]. These exceptions and modifications were effected for Article-243R, 243T, 243U and 243V of the Constitution.

The composition of the Council, after these exceptions and modifications is contained in section-4 of the NDMC Act, 1994. Section-4 (1)(b) of the Act provides that Central Govt. shall nominate three members of the Legislative Assembly of Delhi, representing the constituencies which comprises wholly or partially the area consisting of New Delhi Municipal Council.

4. Detailed proposal on the subject/project

Prior to recent delimitation of the New Delhi Assembly Constituencies, there were three members of the Legislative Assembly, namely, from the Minto Road Constituency, Gole-Market Constituency and Sarojini Nagar Constituency. After the delimitation and in recent election, New Delhi Assembly Constituency and Delhi Cantt. Assembly Constituency form part of area consisting of the Council and as such instead of three members of the Legislative Council of Delhi, representing the New Delhi Municipal Council, henceforth, two members of the Legislative Assembly, will form part of the area falling in New Delhi Municipal Council. This may need an amendment in Article-243R, 243T of Constitution and section-4(1)(b) and section-4(3) of the NDMC Act, 1994.

With the Notification for their newly constituted Legislative Assembly, an amendment in the Notification dated 27.12.2005 of constitution of the New Delhi Municipal Council may be necessary by retaining name of Smt. Sheila Dikshit, deleting the names of Smt. Tajdar Babar and Shri Ashok Ahuja, and including the name of Shri Karan Singh Tanwar, as member of the Council.

5. Financial implications of the proposed project/subject

Nil

6. Implementation schedule with timelines for each stage including internal processing.

Not applicable.

7. **Comments of the Finance Department on the subject with diary no. & date**
Not applicable.
8. **Comments of the Department on comments of Finance Department.**
Not applicable.
9. **Legal implication of the subject/project**
The matter is put up in accordance with the advice of L.A.
10. **Details of previous Council Resolutions, existing law of Parliament and Assembly on the subject**
As stated in para 3 & 4 above.
11. **Comments of the Law department on the subject/project**
The matter can be placed before the Council for information and other guidance, if any./
12. **Comments of the Department on the comments of Law Department.**
The matter is put up in accordance with the advice of L.A.
13. **Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.**
Not applicable.
14. **Recommendation.**
Ministry of Home Affairs, Govt. of India, New Delhi has been apprised of the position for taking appropriate action vide Letter No. F.25(1)/CS/145/2008/D-395 dated 17.12.2008. A copy of the letter is annexed as **Annexure 'A'** (See page 275 – 276) for kind information of the Council.
15. **Draft Resolution**
Information noted.

COUNCIL'S DECISION

Information noted.

COUNCIL SECRETARIAT
NEW DELHI MUNICIPAL COUNCIL
PALIKA KENDRA : NEW DELHI

No. F.25(1)/CS/145/2008/D-395

Dated: 16 /12/2008.

The Director (U.T.)
Ministry of Home Affairs,
(Govt. of India),
North Block,
New Delhi

Sub: Demarcation of Assembly constituencies in NDMC area, reconstitution of New Delhi Municipal Council.

Sir,

In relation to the New Delhi Municipal Council, which was constituted through the New Delhi Municipal Council Ordinance, 1994 and replaced by the New Delhi Municipal Council Act, 1994, certain exceptions and modifications under the proviso of the Article-243ZB of the Constitution were made. These were notified vide Notification dated 24.05.1994 [copy enclosed]. These exceptions and modifications were effected for Article-243R, 243T, 243U and 243V of the Constitution.

2. The composition of the Council, after these exceptions and modifications is contained in section-4 of the NDMC Act, 1994. Section-4 (1)(b) of the Act provides that Central Govt. shall nominate three members of the Legislative Assembly of Delhi, representing the constituencies which comprises wholly or partially the area consisting of New Delhi Municipal Council.

3. Prior to delimitation, there were three members of the Legislative Assembly, namely, from the Minto Road Constituency, Gole-Market Constituency and Sarojini Nagar Constituency. After the delimitation and in recent election, New Delhi Assembly Constituency and Delhi Cantt. Assembly Constituency form part of area consisting of the Council and as such instead of three members of the Legislative Council of Delhi, representing the New Delhi Municipal Council, henceforth, two members of the Legislative Assembly, will form part of the area falling in New Delhi Municipal Council. This may need an amendment in Article-243R, 243T of Constitution and section-4(1)(b) and section-4(3) of the NDMC Act, 1994.

4. With the Notification for their newly constituted Legislative Assembly, an amendment in the Notification dated 27.12.2005 of constitution of the New Delhi Municipal Council may be necessary by retaining name of Smt. Sheila Dikshit deleting the name of Smt. Tajdar Babar and Shri Ashok Ahuja, and including name of Shri Karan Singh Tanwar as member of the Council.

Yours faithfully,

Sd/-
(Vikram Dev Dutt)
Secretary

Encl. As above.

Annexure one page

The Council also noted the concern of the members regarding poor quality of road construction by the DMRC while handing over of roads to the NDMC after completing the Metro construction work in different parts of New Delhi area. The Council resolved that Civil. Engg. Department may take up with DMRC so that the quality of the roads can be got to the laid down norms. The department may get such roads checked from CRRRI and the observations of CRRRI may be placed before the Council for its consideration in the next meeting.

The Council also expressed its concern over the inadequate garbage lifting efforts by the private concessionaire and resolved that the Health Department shall convey these concerns to the concessionaire, clarifying that the Council will take a serious view of such lapses, if improvement is not visible within a fortnight.

In the end, a two minutes silence was observed by the Council, in memory of the recent victims of terrorist attack, which took place in Mumbai on 26.11.2008 and also on the sad demise of our ex-Chairperson, Sh. Dharam Dutt.

(VIKRAM DEV DUTT)
SECRETARY

(PARIMAL RAI)
CHAIRPERSON