

NEW DELHI MUNICIPAL COUNCIL
PALIKA KENDRA : NEW DELHI.

COUNCIL'S MEETING NO. 04/2012-13 DATED 25.06.2012 AT 11-00 A.M.

Arrangement of business

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ITEM NO. 01 (C-08)

Confirmation and signing of the minutes of the Council's Meeting No. 03/2012-13 held on 25.05.2012. **(See pages 3 - 7)**.

COUNCIL'S DECISION

Minutes confirmed.

NEW DELHI MUNICIPAL COUNCIL
PALIKA KENDRA : NEW DELHI

MINUTES OF THE COUNCIL'S MEETING NO. 03/2012-13 HELD ON 25.05.2012, AT 4-00 P.M. IN THE COUNCIL ROOM, PALIKA KENDRA, NEW DELHI.

MEETING NO.	:	03/2012-13
DATE	:	25.05.2012
TIME	:	4-00 P.M.
PLACE	:	PALIKA KENDRA, NEW DELHI.

PRESENT :

1. Ms. Archana Arora - Chairperson / Presiding Officer
2. Smt. Tajdar Babar - Vice Chairperson
3. Sh. Karan Singh Tanwar- Member
4. Sh. Ashok Ahuja - Member
5. Sh. Dharampal - Member
6. Sh. D.S. Pandit - Secretary

ITEM NO.	SUBJECT	DECISION
01 (C – 04)	Confirmation and signing of the minutes of the Council's Meeting No. 01/2012-13 held on 26.04.2012 adjourned and against held on 01.05.2012.	Minutes confirmed.
17 (C – 07)	Confirmation and signing of the minutes of the Council's Special Meeting No. 02/2012-13 held on 22.05.2012.	Minutes confirmed.
02 (A – 13)	S/R of roads in NDMC area. Sub Head : Riding Quality Improvement Programme	Deferred by the Council with the direction that the department should come up with a detailed report on the expenditure incurred explaining Additional

	(Phase-II).	Quantity Statement, for consideration of the Council, in its next meeting.
03 (A – 14)	Additional & alteration in Type-IV flats at Sarojini Vihar.	<p>Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to `1,09,84,235/- for addition & alteration in 24 Type-IV flats at Sarojini Vihar.</p> <p>It was also resolved by the Council that further action in the matter be taken by the department in anticipation of confirmation of the Minutes by the Council.</p>
04 (B – 05)	New proposed HT feeds for various 66/11 KV, 33/11 KV and 11 KV Electric Substations from proposed 33 KV Electric Substation Keventer Dairy, New Delhi.	<p>Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to `5,92,55,500/- for proposed HT feeds for various 66/11 KV, 33/11 KV and 11 KV Electric Substations from proposed 33 KV Electric Substation Keventer Dairy, New Delhi.</p> <p>It was also resolved by the Council that further action in the matter be taken by the department in anticipation of confirmation of the Minutes by the Council.</p>
05 (B – 06)	SITC of 11 KV, 3 Phase operated 5.04 MVAR capacitor bank in combination of two unit (2.016 MVAR and 3.024 MVAR) for various 33/11 KV E/S/S	<p>Resolved by the Council to accord revised administrative approval and expenditure sanction to the estimate amounting to `6,30,06,000/- for the work of "SITC of 11 KV, 3 Phase operated 5.04 MVAR capacitor bank in combination of two unit (2.016 MVAR and 3.024 MVAR) for various 33/11 KV E/S/S", in place of `273 Lacs sanctioned earlier Vide Council Resolution No. 06(B-19) dated 15/09/2010.</p>

06 (U – 01)	Rejection and Recall of tenders for Security and Traffic Services/Arrangements at NDMC Premises under Group Contract 'C', 'D' & 'H'.	<p>Resolved by the Council to reject the tenders of Group C, D & H and forfeit the whole amount of Earnest Money deposited by M/s Sarvesh Security Services (P) Ltd. besides restricting the firm from participating in the retendering process for Group C, D & H.</p> <p>Further the Council also resolved to extend the terms and conditions of the existing contracts for Group C, D & H, till finalization of new contracts.</p> <p>The Council was of the view that the Work Order should have been issued after 'Performance Guarantee' was executed by the L-1 firm.</p> <p>The Council further resolved that the department may revisit the pre-qualifying conditions to enable only those firms that can provide the level and quality of security services that the department needs, to submit financial bids.</p>
07 (C – 05)	Contracts/Schemes involving an expenditure of Rs.1 Lac but not exceeding Rs.100 lacs.	Information noted.
08 (C – 06)	Action Taken Report on the status of ongoing schemes/works approved by the Council.	Information noted.
09 (S – 01)	Major penalty proceedings initiated against Sh. S.C. Ahuja, DEO(G)	<p>The details of the case were explained to the Council by Director (Vigilance). After considering the facts of the case, as brought out in the agenda circulated and gravity of charges, the Council unanimously decided to impose penalty of 5% cut in pension for a period of 5 years on Sh. S.C. Ahuja, DEO (G) (Retd.).</p> <p>It was also resolved by the Council that further</p>

		action in the matter be taken by the department in anticipation of confirmation of the Minutes by the Council.
10 (S – 02)	Major penalty proceedings initiated against Sh. A.R. Dhawan, A.E. (C) (Retd.) (31, Main Market, Lodhi Colony)	<p>The details of the case were explained to the Council by Director (Vigilance). After considering the facts of the case, as brought out in the agenda circulated and gravity of charges, the Council unanimously decided to impose penalty of 5% cut in pension for a period of 3 years on Sh. A.R. Dhawan, A.E. (Civil) (Retd.).</p> <p>It was also resolved by the Council that further action in the matter be taken by the department in anticipation of confirmation of the Minutes by the Council.</p>
11 (S – 03)	Major penalty proceedings against Sh. A.R. Dhawan, A.E. (C) (Retd.) (17, Jor Bagh)	<p>The details of the case were explained to the Council by Director (Vigilance). After considering the facts of the case, as brought out in the agenda circulated and gravity of charges, the Council unanimously decided to impose penalty of 5% cut in pension for a period of 3 years on Sh. A.R. Dhawan, A.E. (Civil) (Retd.).</p> <p>It was also resolved by the Council that further action in the matter be taken by the department in anticipation of confirmation of the Minutes by the Council.</p>
12 (S – 04)	Major penalty proceedings against Sh. A.R. Dhawan, A.E. (C) (Retd.) (16, Barakhamba Road)	<p>The details of the case were explained to the Council by Director (Vigilance). After considering the facts of the case, as brought out in the agenda circulated and gravity of charges, the Council unanimously decided to impose penalty of 5% cut in pension for a period of 3 years on Sh. A.R. Dhawan, A.E. (Civil) (Retd.).</p> <p>It was also resolved by the Council that further action in the matter be taken by the department in anticipation of confirmation of the Minutes by</p>

		the Council.
13 (S – 05)	Major penalty proceedings initiated against Dr. R.Pal, CMO(Malaria) (Retd.) the then CMO (License), NDMC	<p>The details of the case were explained to the Council by Director (Vigilance). After considering the facts of the case, as brought out in the agenda circulated and gravity of charges, the Council, by majority, decided to impose penalty of 5% cut in pension for a period of 5 years on Dr. R. Pal, CMO (Malaria) (Retd.).</p> <p>It was also resolved by the Council that the Vigilance Department may take further action for seeking concurrence of UPSC, if required, in anticipation of confirmation of the Minutes by the Council.</p>
14 (S – 06)	Major penalty proceedings initiated against Dr. G.S. Thind, Dy. M.O.H. (Retd.)	<p>The details of the case were explained to the Council by Director (Vigilance). After considering the facts of the case, as brought out in the agenda circulated and gravity of charges, the Council, by majority, decided to impose penalty of 5% cut in pension for a period of 5 years on Dr. G.S. Thind, Dy. M.O.H. (Retd.).</p> <p>It was also resolved by the Council that the Vigilance Department may take further action for seeking concurrence of UPSC, if required, in anticipation of confirmation of the Minutes by the Council.</p>
15 (S – 07)	Major penalty proceedings initiated against Sh. Ramesh Kumar, Sr. Assistant (Enforcement) the then licensing clerk (Retd.).	<p>The details of the case were explained to the Council by Director (Vigilance). After considering the facts of the case, as brought out in the agenda circulated and gravity of charges, the Council, by majority, decided to impose penalty of 5% cut in pension for a period of 5 years on Sh. Ramesh Kumar, Sr. Assistant (Enforcement) (Retd.).</p> <p>Since the official is a co-charged officer, involved with other charged officers of Group 'A', it was also resolved by the Council that the Vigilance</p>

		Department may take further action for seeking concurrence of UPSC, if required, in anticipation of confirmation of the Minutes by the Council.
16 (A – 15)	S/R of roads in NDMC area. SH: Resurfacing of B.K. Dutt Colony, Aliganj Colony, Lodhi Colony, Jor Bagh Colony Road and other colony service roads in Sub-Division-III area.	<p>Statement of CE(C-I), regarding typographical error in para 14 (a) & 15 of the agenda circulated, was taken on record.</p> <p>The Council further resolved to accord of Administrative Approval and Expenditure Sanction for `4,43,98,000/- for the work of S/R of roads in NDMC area. SH: Resurfacing of B.K. Dutt Colony, Aliganj Colony, Lodhi Colony, Jor Bagh Colony Road and other colony service roads in Sub-Division-III area.</p> <p>It was also resolved by the Council that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.</p>
	Other Issue	
	Resolution moved by Shri Karan Singh Tanwar, Member, NDMC U/s 23 of NDMC Act, 1994 Regarding regularisation of services of Doctors, Data Entry Operators, Teachers, Engineers, Beldars, Malis, Helpers and Other employees of class-I to Class IV by giving them one time relaxation in various requirements of recruitment rules for their respective posts.	The Council directed that a report on the issue be placed before the Council, after getting necessary inputs from the concerned department.

Sd/-

Sd/-

(D.S. PANDIT)
SECRETARY

(ARCHNA ARORA)
PRESIDING OFFICER

ITEM NO. 02 (A-16)**1) Name of the subject/ Project**

Amendments/ modifications in respect of CPWD Works Manual 2010.

2) Name of Department

Civil Engineering Deptt.

3) Brief History of subject/ Project.

i) The CPWD Works Manual 2010 was adopted by NDMC Vide Item No. 05 (A-29) on dated 14.01.2011 thereafter Sixteen number amendments/ modifications upto 31.03.11 in respect of CPWD Works Manual-2010 were adopted by NDMC and information noted by the Council Vide Reso. No. 06(A-06) dt. 18.05.2011.

ii)

iii) In Item No. 05(A-29) dated 14.01.2011, following were resolved by the Council:-

a) Continuation of adoption of CPWD Works Manual 2010 with all its amendments/ modifications issued from time to time in NDMC w.e.f. the date as applicable to CPWD except financial and administrative powers to be exercised under NDMC Act 1994, in supersession of Council Resolution no. 24(A-27) dated 22.05.2009.

b) To continue to adopt the CPWD works Manual 2010 as & when its revisions/ amendments are carried out by CPWD.

c) All amendments/ Modifications issued by CPWD from time to time to be circulated through Planning Deptt. after the approval of the Competent Authority and be placed before the Council in April every year for information.

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

iv) In context to para 3 (ii) c, CPWD issued nineteen correction slips w.e.f 01.04.2011 to 31.03.2012 regarding various amendments/ modifications made in CPWD works manual 2010. The information of these amendments/ modifications were circulated for implementation by Planning Deptt. of Civil Engineering. Deptt. after obtaining the approval from competent authority vide office order no. D/499/EE(P-II) /dated 10.08.2011, D-537/DD(P-II) dated 16.12.2011, D/03/EE(P-II)/ dated 04.01.2012 & D-10/EE(R-II)/ dated 16.02.2012 respectively.

4) Detailed proposal of the subject/project:

Amendments/ modifications in respect of CPWD Works Manual 2010.

5) Financial Implications of the proposed subject/Project.

There are no financial implications by adopting amendments/ modifications in respect to CPWD works manual 2010.

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

This to be effective from the date CPWD has adopted the amendments/ modifications made in CPWD Works Manual 2010.

7) Comments of the Finance Deptt. of the subject.

The Finance has given their comments vide diary no.1076/Finance/R-Civil dated 07.05.12 which are as under:-

"In view of the Council's decision vide dated 14.01.2011 and information brought on record, FD has no objection to place the agenda before the Council for information of all the 19 nos. amendments/modifications upto 31/03.12. The Department is advised to mention in agendum the reference of OM's and their subject, adopted except involving financial and administrative powers."

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

As advised by the Finance Department reference of the OMs and their subject has been mentioned in agenda except involving financial and administrative powers in **Annexure 'A'** (See pages 11 - 13).

9) Final views of the Finance Department.

No objection has already been given by finance.

10) Legal implications of the subject/ Project:

It has no legal issue.

11) Details of previous Council Resolutions, existing Law of Parliament and Assembly on the subject.

Amendments/ modifications in respect of CPWD works manual 2010 was adopted vide Reso. No. 06(A-06) dated 18.05.2011.

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

N.A.

13) Final view of law Department (wherever necessary)

It has no legal issue.

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

All CVC guidelines have been followed.

15) Recommendations

The case is placed before the Council for information that:

- (i) CPWD works manual 2010 had already been adopted & its informations were circulated to various deptt. of NDMC such as Civil Engg. Department, Electric Deptt. Finance Deptt. Horticulture etc.
- (ii) All amendments/ modifications i.e. Nineteen number w.e.f. 01.04.11 to 31.03.12 had also been adopted except involving Financial & Administrative Powers.
- (iii) Further action in the matter be taken in anticipation of confirmation of the minutes by the Council.

16) DRAFT RESOLUTION :

Resolved by the Council to accord:-

- (i) CPWD works manual 2010 had already been adopted & its informations were circulated to various deptt. of NDMC such as Civil Engg. Deptt. Electric Deptt. Finance Deptt. Horticulture etc.
- (ii) All amendments/ modifications i.e. Nineteen number w.e.f. 01.04.11 to 31.03.12 had also been adopted except involving Financial & Administrative Powers.
- (iii) It was also resolved that further action may be taken by the Department in anticipation of confirmation of the minutes by the Council.

COUNCIL'S DECISION

The Council noted the information contained in the Agenda and resolved to authorise the concerned departments to take such further action as may be necessary in anticipation of the confirmation of the minutes by the Council.

Annexure 'A'

Sub: Modification/amendments made in CPWD Works Manual 2010 w.e.f. 01.04.2011 to 31.03.2012

Details of the Office Orders issued are as under:-

S.No	Reference of the Memorandum	Description of memorandum	Circular issued vide ref. no. for implementation of the memorandum in NDMC
1	OM No.DG/MAN/235 dt. 07.04.11	Inclusion of items in the list of specialized works/items	S.No. 1-7 have been circulated vide O.O.No. D/499/EE(PII) dated 11.08.2011
2	OM No.DG/MAN/236 dt. 06.05.11	Change in nodal officer to maintain data bank for specialized works/items	
3	OM No.DG/MAN/237 dt. 30.05.11	Levy of Departmental Charges/Consultancy by CPWD for vetting of estimates received from various departments	
4	OM No.DG/MAN/238 dt. 05.07.11	Delegation of powers for engagement of private Architects/Consultants by CPWD	
5	OM No.DG/MAN/224C dt. 19.07.11	Dispensing with the system of uploading the scanned documents against cost of	

		Bid Document, e-Tender Processing Fee and Earnest Money Deposit	
6	OM No.DG/MAN/239 dt.19.07.11	Inclusion of "construction of Vertical Green Wall" in the list of specialized works/items	
7	OM No.DG/MAN/237 A dt. 20.07.11	Withdrawal of O.M. No.MAN/237 dated 30.05.11	
8	OM No.DG/MAN/240 dt. 05.08.11	Timely processing of tenders in the O/o Chief Engineer	S.No. 8-12 have been circulated vide O.O.No .D/537/EE(PII) dated 16.12.2011
9	OM No.DG/MAN/228 B dt. 06.09.11	Modification of provision regarding Advisory Committee for Class-III (Hort.) category and authority to report and review 'Performance Report' of contractors for Revalidation/Fresh Enlistment	
10	OM No.11/5/2011/S&D dt. 22.09.11	Revision / updation of CPWD Maintenance Manual	
11	OM No.DG/MAN/228C dt. 18.10.11	Posting of Details of Enlistment/Revalidation of Enlistment of All CPWD enlisted contractor in each Category & Class and having valid. Enlistment on CPWD Website (Main/Regional) and its weekly updating by every Designated Enlistment Authority.	

12	OM No.DG/MAN/241 dt. 19.10.11	Introduction of concurrent list for the specialized/jobs for civil, electrical and horticulture.	
13	OM No.DG/MAN/241 A dt. 14.12.11	Introduction of new Annexure III, concurrent list for the specialized items/jobs for civil, electrical and horticulture issued vide OM No.MAN/241.	S.No. 13-15 have been circulated vide O.O.No. D/03/EE(PII) dated 04.012012
14	OM No.DG/MAN/242 dt. 20.12.11	Modification in Financial powers of CPWD officers for specialized works in para 16.5 (10) in CPWD Works Manual 2010.	
15	OM No.DG/MAN/243 dt. 20.12.11	Addition of Cost Index in the Estimated Cost put to tender.	
16	OM No.DG/MAN/192 D dt. 04.01.12	Modification in Rules for annual Pre-qualification of Contractors in CPWD under E & M category.	S.No. 16-19 have been circulated vide O.O.No. D/10/EE(PII) dated 06.02.2012
17	OM No.DG/MAN/192 E dt. 04.01.12	Rules for Annual Pre-qualifications of contractors in CPWD for specialized E & M works.	
18	OM No.DG/MAN/192 E dt. 04.01.2012	Modification in Rules for annual Pre-qualification of Contractors in CPWD under E & M category.	
19	OM No.DG/MAN/244 dt. 18.01.12	Publication of CPWD Works Manual 2012	

Sd/-
(Er. T.R. MEENA)
Supdtg. Engineer (Plg.)

ITEM NO. 03 (A-17)**1. Name of the subject/project**

Subject/Project.: Pavement improvement programme during 2011-12.

Sub Head: Improvement to footpath at Janpath Road from Maulana Azad Road to Claridge Hotel Round about and Rajesh Pilot Marg.

2. Name of the Department/departments concerned

Civil Engineering Department, Road-II Division

3. Brief history of the subject/project

- a) The A/A & E/S for the above said work was approved by Council vide Item No. 11 (A-15) dated 22.5.2009 is amounting to `52,66,500/-. The detail estimate amounting to `51,17,600/- had been technically sanctioned by CE(C-I) on 18.8.2009.
- b) The tender for the above said work were invited after completing codal formalities but could not be finalized and Chairman, NDMC has approved for recall of the tender.
- c) The estimate was processed with C.C. Kerb Stone and C.C. Slab but in the meantime CPWD has improved the footpath in their Jurisdiction at Janpath with Red Sand Kerb Stone and White Sand Stone Slab.
- d) In view of this, it is appropriate to improve the balance stretch of NDMC with the same specification as already used by CPWD and as such estimate has been modified with Red Sand Kerb Stone and Red and White Stone Slab at Janpath.

4. Detailed proposal on the subject / project**a) Janpath Road from Maulana Azad Road to Claridge Hotel**

1. Sunk or moulded red sand stone.
2. 40mm thick sand stone.
3. 40mm thick machine cut red/white sand stone.
4. Plain red sand stone.
5. Bollards to prevent the parking on footpath.
6. Table top with interlocking pavers and cobble stone in front of each entry of bungalow.
7. Provision to keep maintain the drainage system.

b) Rajesh Pilot Marg (Claridge Round About to Prithvi Raj Road Crossing

1. Cement Concrete Kerb Stone.
2. Channel alongwith road side kerb stone, cement concrete slab size 400x300x35mm.
3. Precast CC slabs of size 400x400x50mm.
4. Bollards to prevent the parking on footpath
5. Table top with interlocking pavers and cobble stone in front of each entry of bungalow.
6. Provision to keep maintain the drainage system.

5. Financial implications of the proposed project/subject

The financial implications of the proposal works out to `1,10,76,000/-

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

The schedule with time line for each stage including internal processing work is as under: -

One month for Approval of Detailed Estimate

One month for Approval of NIT

One & Half Month for Award of work

Completion of work has been taken for Six Months.

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

Finance Department vide diary No. 1163/Finance/R-Civil dated 16.5.2012 has concurred the Preliminary Estimate for `1,10,76,000/- and they have mentioned that *"As the AIP obtained from Chairperson for Revised Estimate & clarification now given by the department including that the proposed footpaths have outlived life span, FD has no objection to the Revised PE amounting to `1,10,76,000/- (Rupees One Crore Ten Lac Seventy Six Thousand only) duly checked by Planning against the proposed HOA; 21-412-40-0-21-02. The department is advised to ensure sufficiency of funds as only `5.00 Lacs are available in the budget and further may also place DPR as per revised estimation since DPR on record pertains to previous estimate"*.

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

- (i) It will be ensure that necessary fund is available in budget book 2012-13 vide scheme No. ST-X-311/Scheme No. 21.2 under H.O.A. is G.1.3.(N/P)- 4124002 for

`5,00,000/- in B.E.-2012-13. Further fund will be re-appropriated or demanded in R.E.-2012-13 and B.E.-2013-14. D.P.R. as per revised estimation is enclosed.

9. Legal Implication of the subject/proposal

No Legal Issue.

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

P.E. for the work amounting to `52,66,500/- has been accorded by Council vide Item No. 11(A-15) dated 22.5.2009.

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

No Comments

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

No Legal Comments

13. Certificate by the Department that while processing the case, all guidelines of the CPWD Manual have been followed.

Certified that all guidelines of CVC has been followed.

14. Recommendations

The case is placed before the council for consideration and

- (a) Accord of Revised Administrative Approval and Expenditure Sanction for `1,10,76,000/- for the work of "Sub: - Pavement improvement programme during 2011-12. Sub Head: Improvement to footpath at Janpath Road from Maulana Azad Road to Claridge Hotel Round about and Rajesh Pilot Marg.
- (b) To initiate further action in anticipation of confirmation of minutes of the Council Meeting.

15. Draft Resolution

Resolved by the Council that the proposal to accord of Revised Administrative Approval and Expenditure Sanction for `1,10,76,000 /- for the work of "Sub: - Pavement improvement programme during 2011-12. Sub Head: Improvement to footpath at Janpath Road from Maulana Azad Road to Claridge Hotel Round about and Rajesh Pilot Marg and to initiate further action in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

Resolved by the Council to accord Revised Administrative Approval and Expenditure Sanction for `1,10,76,000 /- for the work of "Improvement to footpath at Janpath Road from Maulana Azad Road to Claridge Hotel Round about and Rajesh Pilot Marg".

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

ITEM NO. 04 (B-07)

1.	Name of the Subject/Project	- Providing HT shunt capacitor in 11 KV E/S/S at Hanuman Road, Scindia house, School lane, Race course and National archives.
2.	Name of the department/departments concerned	- Electricity Department
3.	Brief History of the subject/Project	<p>- Chairman vide order dated 26/11/2010 accorded Administrative Approval & Expenditure Sanction to the estimate amounting to ` 97,19,180 for the work of "Providing HT shunt capacitor in 11 KV E/S/S at Hanuman Road, Scindia house, School lane, Race course and National archives".</p> <p>Before taking up the work for execution as per the sanctioned estimate some changes were considered necessary in view of the prevailing statutory guidelines and requirements suggested by the user division which were not envisaged in the original sanctioned estimate. As per the sanctioned estimate the capacitor banks are with fixed type manual mode of switching, whereas the statutory requirement mandates that the capacitor bank for installation in sub stations above 5MVA capacity should be with automatic power factor corrector mechanism (APFC). Based on above, the sanctioned estimate has been revised to be in compliance with the guidelines issued by The Government of India vide gazette notification dated 20/08/2010 of Central Electricity Authority (CEA) (ANNEXURE-A See pages 21 - 23).</p>
4.	Detailed proposal on the subject/project	- The revised estimate takes into account the material and labour required for providing automatic power factor corrector mechanism as per the guidelines/gazette notification issued by The Government of India vide gazette notification dated 20/08/2010 of Central Electricity Authority and as per actual site conditions in various Electric Sub

		<p>Stations. The system now proposed in the revised estimate is for outdoor application as the equipments envisaged cannot be accommodated within the available space inside the sub stations.</p> <p>The capacitors are proposed for installation in the following sub stations as was proposed in the original estimate and as detailed below: -</p> <table border="1"> <thead> <tr> <th>S.No.</th> <th>Name of ESS</th> <th>Voltage Level of ESS</th> <th>Proposed Shunt Capacitor Bank of 5.04 MVAR</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Hanuman Road</td> <td>33/11 KV</td> <td>1</td> </tr> <tr> <td>2.</td> <td>Scindia House</td> <td>33/11 KV</td> <td>1</td> </tr> <tr> <td>3.</td> <td>School lane</td> <td>66/11 KV</td> <td>1</td> </tr> <tr> <td>4.</td> <td>Race course</td> <td>33/11 KV</td> <td>1</td> </tr> <tr> <td>5.</td> <td>National archives</td> <td>33/11 KV</td> <td>1</td> </tr> </tbody> </table>	S.No.	Name of ESS	Voltage Level of ESS	Proposed Shunt Capacitor Bank of 5.04 MVAR	1.	Hanuman Road	33/11 KV	1	2.	Scindia House	33/11 KV	1	3.	School lane	66/11 KV	1	4.	Race course	33/11 KV	1	5.	National archives	33/11 KV	1
S.No.	Name of ESS	Voltage Level of ESS	Proposed Shunt Capacitor Bank of 5.04 MVAR																							
1.	Hanuman Road	33/11 KV	1																							
2.	Scindia House	33/11 KV	1																							
3.	School lane	66/11 KV	1																							
4.	Race course	33/11 KV	1																							
5.	National archives	33/11 KV	1																							
5.	Financial implications of the proposed project/subject	- ` 1,93,78,300/- (Rupees One Crore Ninety Three Lacs Seventy Eight Thousand Three Hundred Only)																								
6.	Implementation schedule with timeliness to reach stage including internal processing.	- Eight months after the award of the work.																								
7.	Comments of the Finance department on the subject	- Finance has observed as under: "We have no objection to the proposal of the department to seek the fresh approval of competent authority to the estimate amounting to ` 1,93,78,300/- (Rupees One Crore Ninety Three Lacs Seventy Eight Thousand Three Hundred Only) Providing HT shunt capacitor in 11 KV E/S/S at Hanuman Road, Scindia house, School lane, Race course and National archives. However, while seeking the approval of competent authority, department may bring on record the detail reasons/circumstances under which the work could not be started against already sanctioned estimate and due justification for increase in the cost of estimate																								

		may also be explained.”
8.	Comments of the Department on comments of Finance Department	- With reference to the observations of finance, it is clarified that the work could not be started against already sanctioned estimate as the same was not in compliance with the statutory guidelines issued by Central Electricity Authority vide gazette notification dated 20/08/2010, wherein it is stipulated that capacitor shall be of automatic switched type for sub stations of 5 MVA and higher capacity. Further the cost of revised estimate is based on the current market price of various items included in the work and is supported by budgetary offers from leading firms in the trade.
9.	Final views of Finance department	- NIL
10.	Legal implication of subject/project	- NIL
11.	Details of previous Council resolutions existing law of Parliament and Assembly on the subject	- NIL
12.	Comments of the Department on the comments of Law department	- NIL
13.	Final view of Law Department wherever necessary	- “Has no legal issue”
14.	Certificate that all Central Vigilance Commission’s guidelines have been followed while processing the case.	- It is certified that all CVC guidelines have been followed while processing the case.
15.	Recommendation	- It is recommended to accord Administrative Approval and Expenditure Sanction to the revised estimate for the work of

		<p>"Providing HT shunt capacitor in 11 KV E/S/S at Hanuman Road, Scindia house, School lane, Race course and National archives" amounting to ` 1,93,78,300/- (Rupees One Crore Ninety Three Lacs Seventy Eight Thousand Three Hundred Only) in place of ` 97,19,180 sanctioned earlier by Chairman vide order dated 26/11/2010.</p>
16.	Draft Resolution	<p>- Resolved by the council to accord Administrative Approval and Expenditure Sanction to the revised estimate for the work of "Providing HT shunt capacitor in 11 KV E/S/S at Hanuman Road, Scindia house, School lane, Race course and National archives" amounting to ` 1,93,78,300/- (Rupees One Crore Ninety Three Lacs Seventy Eight Thousand Three Hundred Only) in place of ` 97,19,180 sanctioned earlier by Chairman vide order dated 26/11/2010.</p>

COUNCIL'S DECISION

Resolved by the council to accord Administrative Approval and Expenditure Sanction to the revised estimate amounting to `1,93,78,300/- for the work of "Providing HT shunt capacitor in 11 KV E/S/S at Hanuman Road, Scindia House, School Lane, Race Course and National Archives.

ANNEXURE 'A'


भारत का राजपत्र
The Gazette of India

असाधारण
 EXTRAORDINARY
 भाग III—खण्ड 4
 PART III—Section 4
 प्राधिकार से प्रकाशित
 PUBLISHED BY AUTHORITY

सं. 211]

नई दिल्ली, शुक्रवार, अगस्त 20, 2010/श्रावण 29, 1932

No. 211]

NEW DELHI, FRIDAY, AUGUST 20, 2010/SHRAVANA 29, 1932

CENTRAL ELECTRICITY AUTHORITY
NOTIFICATION

New Delhi, the 20th August, 2010

No. CEA/TETD/MP/R/01/2010.—In exercise of the powers conferred by sub-section (2) of Section 177 of the Electricity Act, 2003, the Central Electricity Authority hereby makes the following regulations namely :—

1. Short Title and Commencement.—(1) These regulations may be called the Central Electricity Authority (Technical Standards for Construction of Electrical Plants and Electric Lines) Regulations, 2010.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions.—(1) In these regulations, unless the context otherwise requires,—

(a) "Act" means the Electricity Act, 2003;

(b) "Authority" means the Central Electricity Authority established under sub-section (2) of Section 70 of the Act;

(c) "Base Load Operation" means operation at maximum continuous rating (MCR) or its high fraction;

(d) "Basic Insulation Level (BIL)" means reference voltage level expressed in peak (crest) voltage with standard 1.2/50 μ s lightning impulse wave. Apparatus should be capable of withstanding test wave of basic insulation level or higher;

(e) "Black Start" means the start up of a generating unit or gas turbine or internal combustion (IC) engine based generating set without use of external power following grid failure;

(f) "Boiler Maximum Continuous Rating (BMCR)" means the maximum steam output, the steam generator (boiler) can deliver continuously at rated parameters;

- (2) **Voltage transformers (VTs)**
- (a) Voltage transformers shall conform to relevant IS.
 - (b) The number of secondary cores (protection/metering), accuracy class and burden shall be as per the requirements of the protection system.
 - (c) Voltage transformers shall be of electromagnetic type.
 - (d) The voltage transformers shall be oil filled or cast resin type for outdoor use. The indoor voltage transformers shall normally be cast resin type.
 - (e) The neutral point of star connected secondary windings of voltage transformers shall be earthed. Multiple earthing of voltage transformers shall be avoided under any circumstances.
 - (f) The accuracy class for metering core shall be equal to or better than the accuracy class of the meter specified in the Central Electricity Authority (Installation and Operation of Meters) Regulations, 2006.
64. **Control Room-** (1) Control room shall be provided to house the control and relay panels and all other indoor equipment, and measuring and recording instruments required for control and operation of the sub-station.
- (2) Adequate space shall be provided for the operation and maintenance staff.
 - (3) Provision of space for future expansion shall also be kept.
65. **Earthing Arrangement-** (1) Earthing shall be provided for:
- (a) Safety of personnel;
 - (b) Preventing and minimizing damage to the equipment as a result of flow of heavy fault currents;
 - (c) Improving reliability of power supply.
- (2) Earthing shall be carried out in accordance with relevant IS and Central Electricity Authority (Measures relating to Safety and Electricity Supply) Regulations as and when these are notified by the Authority.
 - (3) The step and touch potentials shall be within safe limits.
66. **Reactive Power Compensation-** (1) Shunt capacitors shall be connected on secondary side of 33/11 kV, 33/22 kV or 22/11kV transformers.

- (2) Capacitors and the residual voltage transformer shall be as per relevant IS.
- (3) The capacitors shall be of automatic switched type for sub-stations of 5 MVA and higher capacity.
- (4) Where un-switched (fixed) capacitors are provided, the rating shall be chosen so as to prevent over compensation during off peak periods.
- (5) Each capacitor unit shall be provided with a built-in discharge resistor of adequate rating to discharge the residual voltage as per relevant IS.
- (6) The capacitors shall be fixed firmly to the supporting structure to make them immovable.
- (7) The capacitors shall be earthed appropriately to avoid accidental leakage of charge.
- (8) Where the sub-station is feeding loads which have high harmonic levels, suitable harmonic filters shall be installed.
- (9) In cases of sub-stations loaded with highly fluctuating loads like arc furnaces etc., flickers and voltage regulation problems shall be overcome by installation of static var compensators (SVCs).
- 67. Cables-** (1) Power and control cables of adequate current carrying capacity and voltage rating shall be provided.
- (2) Power cables shall be cross linked poly ethylene (XLPE) insulated, poly vinyl chloride (PVC) sheathed type conforming to relevant IS. Cables shall be flame retardant low smoke (FRLS) type. Cables shall be de-rated for the site's ambient and ground temperature, grouping and soil resistivity as per IS. Proper attention shall be given to ventilation/heat dissipation aspects particularly in case of HV cables.
- (3) The control cables shall be of copper and conform to relevant IS.
- (4) Cables shall not be laid directly on the trench floor.
- (5) The cables shall be segregated by running in separate trenches or on separate racks, with the highest voltage class cables laid at the highest racks/tiers.
- (6) The cable trenches shall be properly sloped so as to drain freely any water which may enter.

ITEM NO. 05 (B-08)**1. Name of Subject / Project:-**

Replacement of 33KV SF6 Panel board with 33KV GIS DBB panel board at 33KV ESS School Lane.

2. Name of the Department/Department concerned:-

ELECTRICITY DEPARTMENT

3. Brief History of the Subject/Project:-

The existing 33KV, SF₆ type 9 panels (Kirloskar make) boards were installed in the year 1991 at ESS School lane. The manufacturer has now upgrade the design of their panel and stopped manufacturing of this type/model of SF₆ DBB Panels. Spare parts of these obsolete models are also not available with the manufacturing firm and as such the department is in difficulty in managing the spare part which ultimately affect the repair work and in restoration of power supply. These Panels also have served 21 years in lieu of useful prescribed life of 25 years. Besides above, presently frequent fault at this ESS in the switchgear panel have been recorded which causes interruption of power supply in the sensitive area of NDMC. Due to disruption in operation, these panels are un-reliable. It is therefore felt that these panels should be replaced with latest GIS panel which is almost maintenance free panel. Keeping in view of above difficulties, M/S PGCIL has installed GIS Panel in NDMC system and NDMC of its own also installed the same GIS panel for maintaining the uniformity in the system.

4. Detailed Proposal on the Subject/Project:-

In order to improve the reliability of power supply in adjoining area by providing latest technology based equipment which is almost maintenance free and strengthen power supply network in NDMC area.

In the proposed estimate, two No. additional panels i.e. two Nos. Bus – Section have been considered to utilize the panel board independently being a double bus bar panel board.

The proposed 33KV GIS DBB board is having provision to terminate 2x3cx400sqmm, XLPE cable in single unit comprising of 15 panels with its C&R Board at ESS School Lane. Accordingly, PE has been framed based on approved rate/SIR/Market rates.

5. Financial Implications of the proposed Project/Subject:-

₹749.76 Lacs including 3% contingencies. The expenditure shall be charged to the Budget Head Chart of A/C 81/490/90/12 and field code 209 for which a budget provision of ₹10 Lacs has been kept in BE 2012-13 and balance amount shall be kept in RE 2012-13.

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

The scheme will be executed within 24 months & shall be executed through call of tender and partially by department.

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

The finance Deptt. has concurred the estimate vide diary No. 772/Finance/R-Elect. Dt. 03.04.12 subject to the entry of dismantled panels may be made in the dismantled register and the re-utilization of the same be ensured in future in other 33KV ESS i.e. Dalhousie Road, Scindia House and National Archives where same make panels are installed.

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

At present, 33KV, 9 panel SF6 DBB Board of Kirloskar make is installed at ESS School Lane. Out of these 9 Panels, there have been faults in 5 Panels and are not reliable. The remaining 4 Panels shall be utilized at other 33KV ESS at Dalhousie Road, Scindia House and National Archives where same make of panels are installed. Further, 02 more additional Panels are required at ESS School Lane, one for feeding the proposed 33KV ESS at Janpath Lane and the other as an inter-connector between 220KV ESS at Harish Chander Mathur Lane and 66KV ESS School. The replacement of 9 Panels of Kirloskar make switchboard is proposed to be done with 15 Panel GIS switchgear which is practically maintenance free and compact in size.

9. Final views of Finance Department:-

The finance Deptt. has concurred the estimate vide diary No. 981/Finance/R-Elect. Dt. 19.04.12.subject to the proposal may also be shown to the Advisor (Power), in order to ensure that the same is in order, before processing the case further for seeking approval of competent authority.

Comments of the department: - The proposal has been shown to Advisor (Power) and he has considered the proposal of 15 GIS panels including 2 Nos. bus section to be in order.

10. Legal implications of the Subject/Project: -

Nil

11. Details of Previous Council Resolution, existing law of Parliament and Assembly on the subject:-

Nil

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

Nil

13. Final view of Law Deptt [wherever necessary]:-

Has no legal issue.

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

All CVC guidelines shall be adhered at the time of award of work for implementing the scheme.

15. Recommendation:-

As per final view of Finance Department the case has been shown to Advisor (Power) and same has been considered in order.

The estimate amounting to `749.76 Lacs for Replacement of 33KV SF6 Panel board with 33KV GIS DBB 15 panel board with provision of termination of double cable of 3CX400sqmm, XLPE with its C&R Panel at 33KV ESS School Lane may be placed before the Council to accord Administrative Approval and Expenditure Sanction.

16. Draft Resolution:-

Resolved by the Council that Administrative Approval & Expenditure Sanction is granted to the estimate amounting to `749.76 Lacs for Replacement of 33KV SF6 Panel board with 33KV GIS DBB 15 panel board with provision of termination of double cable of 3CX400sqmm, XLPE with its C&R Panel at 33KV ESS School Lane.

COUNCIL'S DECISION

Resolved by the Council that Administrative Approval & Expenditure Sanction is granted to the estimate amounting to `749.76 Lacs for "Replacement of 33KV SF6 Panel Board with 33KV GIS DBB 15 panel board with provision of termination of double cable of 3CX400sqmm, XLPE with its C&R Panel at 33KV ESS School Lane".

ITEM NO. 06 (N - 01)**1. NAME OF THE SUBJECT/PROJECT**

Annual Estimate for Maintenance of CPWD Colony Parks for the year 2012-13.

2. NAME OF THE DEPARTMENT/DEPARTMENTS CONCERNED.

Horticulture Department, NDMC

3. BRIEF HISTORY OF THE SUBJECT/ PROJECT AND JUSTIFICATION

The CPWD Colony Parks were transferred to NDMC w.e.f. 01.04.2007 on 'as is where is' basis and the Horticulture Department started basic maintenance works to ensure that public residing in these colonies is not inconvenienced. Total 981 parks or 35 colonies including lawns of Shanti Path having the approximate area of 254 Acres excluding open green area of the colonies. **(list annexed at Annexure I See page 30)** Accordingly a proposal was placed before the council for granting funds for maintenance of these colony parks which the Council approved providing of funds and approval of management plan in its meeting 14.11.2007 vide item no. 16 (N-3). The Council suggested that maintenance works be continued. It has become a continues process since then.

4. DETAILED PROPOSAL ON THE PROJECT/SUBJECT

A Preliminary Estimate has been prepared by the department for meeting the annual maintenance requirements of CPWD Colony parks during 2012-13 for 981 CPWD Colony Parks or 35 Colonies including lawns of Shanti Path having the approximate area of 254 Acres excluding open green area of the colonies. The estimate is prepared for 240 Acres based on CPWD Norms and the past experience of Horticulture Department in the maintenance works. The main provision is for engagement of Casual labour in the proposed expenditure as the Horticulture Department does not have malis for maintaining these CPWD Parks by the NDMC. The estimate contain the provision for payment of electricity, transfer entries for store items, Yamuna sand, good earth, cow dung manure & organic / inorganic, seeds, bulbs. And special maintenance of Shanti Path, North Avenue renovation of lawn, purchase of estimated T&Ps, Equipments and machinery for maintenance of greens, power shakti tiller, the green house and roll call shelters.

The estimate is for ` 4.5 Crores (` Four Crores and Fifty Lacs)

5. FINANCIAL IMPLICATIONS OF THE PROPOSED/ PROJECT/ SUBJECT

₹ 4.5 Crores (₹ Four Crores and Fifty Lacs)

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

Routine maintenance works to be done annually as per requirement.

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT

As the department has assured that then norms will be placed for approval within three months and the proposed estimated amount of Rs. 450 lac is the minimum essential requirement, FD has no objection for placing the proposed estimate for consideration and approval of Council so that to execute day to day maintenance works smoothly. However, the department is advised to expedite the process of preparation of norms so that the same could be got approved within the undertaken time frame & future estimation could made on approved norms and also to bring the following information along with justification while placing the case before the Council:

1. The department may correct/modify the abstract of estimate as per funds amounting to ₹ 450 lac sought now as detailed as P-31/N and place on record duly signed by officers of the department.
2. While according approval of deployment of man-power for maintenance of CPWD Colony Parks, the Council vide resolution No. 16(N-3) dated 19/07/07 has also directed that the norms and man power have been agreed to, initially for two years and to be reviewed thereafter. The department may bring on record the status of review of the same.
3. As the council has accorded approval only for deployment of malies and sweepers in the above stated resolution, the proposal in the estimate for 2 Nos. drivers and 6 nos. data entry operator may please be clarified/justified by the department.
4. As the fund ear-marked in the current year budget book for the work have been stated ₹ 2 crore, the position with regard to the availability of funds may also be brought on record.

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

An estimate has been prepared amounting to Rs. 450 Lacs which has been concurred by the Finance Department subject to the observation at page 32/N, which are clarified as under:-

1. As suggested by Finance Department the estimate is now modified to ` 450/- lacs and the same is placed in the file.
2. As regards to review the man-power it is stated that a sub-committee has already been constituted for review of the norms of man-power & other inputs. This sub-committee had submitted an interim report which was discussed in the chamber of F.A. Therefore, the norms of man-power and other inputs will be finalized within 2-3 months to place before the council for approval.
3. As regards the provision of Driver and Data Entry operators it is clarified that in the year 2007 when the man-power was sanctioned for Horticulture department the component of Data Entry Operator was not taken as at that time computer was used occasionally in the offices. Now every work is to be done on the computer for which a computer knowing staff is required. Further, there is no staff provided in the sub-division. Therefore, for smooth function of sub-division the provision of Data Entry Operator is taken in the estimate. Further the provision of driver, it is stated that from the year 2007 to till date the number of vehicles was increase in Horticulture department for maintenance of CPWD Colony parks. In comparison to that no driver were provided. Therefore, to meet the shortage of driver the provision in kept in estimate. It is also pertinent to mention here that we have not taken the provision of sweeper in the estimate which was sanctioned by the council. Therefore, that Data Entry Operators and drivers are sought from the saving of provision against the sweeper. Total number of man-power will not exceed.
4. As regard the availability of funds it is stated that a budget provision of ` 2 Crore is available in the budget book and the additional funds will be sought in the R.E. of 2012-13 please.

In view of above Chairperson NDMC is to be requested kindly to accord A/A & E/S amounting to Rs. 450 Lacs, so that the same may be placed before the council. It is assured that all codal formalities will be adopted while according the work/supply.

9. Final View of the Finance Department

Finance Deptt. has seen with No further comments.

10. LEGAL IMPLICATION OF THE SUBJECT/PROJECT.

There is no legal implication in this case.

11. DETAIL OF PREVIOUS COUNCIL RESOLUTIONS, EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THE SUBJECT.

Estimate for the year 2011-12 as sanctioned by the Council vide item. no. 05 (N-02) dated 13.09.2011.

12. COMMENT OF THE LAW DEPARTMENT ON THE SUBJECT /PROJECT

No legal issue involved such as no comments.

13. COMMENT OF THE DEPARTMENT ON THE COMMENTS OF LAW DEPARTMENT.

No comments.

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

It is certified that all CVC guidelines will be followed while processing the case.

15. RECOMMENDATIONS:

Recommended for according Administrative approval and expenditure sanction to estimate amounting to ` 4.5 Crores (^ Four Crores Fifty lacs only) for the work Maintenance of CPWD Colony Parks during 2012-13.

16. DRAFT RESOLUTION

Resolved by the Council that Administrative approval and expenditure sanction is accorded to estimate amounting to ` 4.5 Crores (^ Four Crores Fifty Lacs only) for the work Maintenance of CPWD Colony Parks during 2012-13.

COUNCIL'S DECISION

Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to ` 4.5 Crores for the work Maintenance of CPWD Colony Parks during 2012-13 subject to the condition that the department would ensure qualitative improvement of the parks.

The Council further desired that the Secretary and the Financial Advisor may examine the reasons for significant increase in the outlay for this work during the current Financial Year as compared to the amount sanctioned for similar work last year.

The Council also directed the Horticulture Department to quickly finalise, in the next three months, norms for maintenance of parks in consultation with Finance Department.

List of CPWD Colonies Parks handed over to NDMC (**Annexure I**)

SI.No.	Colonies/Areas	No. of Parks	Area in Acres
1.	DIZ Sector-I-III	73	23.67
2.	Diz, Mandir Marg	12	7.90
3.	DIZ Sector-IV	40	10.56
4.	Karam Yogi Park	1	1.74
5.	Model Park, DIZ-S-IV	1	2.29
6.	Community Centre DIZ Sector-I	1	0.56
7.	Enquiry Office DIZ Area sector-I	1	0.51
8.	Tilak Lane		
	1. Central Oval Park	1	
	2. M.S. Flat Park	1	
	3. Tilak Park	3	2.10
9.	M.S. Apartment KG Marg	4	3.50
10.	Asia House	1	0.44
11.	Bapa Nagar	9	3.26
12.	Kaka Nagar	14	7.48
13.	Bharati Nagar	23	5.57
14.	Ravindra Nagar	16	4.24
15.	Pandara Roads	4	4.23
16.	Shahjahan Road	6	2.00
17.	Triangular Park, Lodi Garden	1	0.90
18.	Pandara Park	2	4.19
19.	Pandara Road	3	0.38
20.	MS Flats Shahjahan Road	3	0.28
21.	Lodi colony	16	12.27
22.	Aliganj	4	1.23
23.	Laxmi Bai Nagar	65	14.09
24.	East Kidwai Nagar	58	8.99
25.	West Kidwai Nagar	7	1.83
26.	Sarojini Nagar	331	34.33
27.	Moti Bagh-I	90	18.08
28.	Chanakyapuri	10	8.23
29.	Netaji Nagar	110	24.48
30.	Nauroji Nagar	29	2.91

31.	Along North Avenue	20	4.40
32.	Along South Avenue	13	4.52
33.	Lawns of Shanti Path	8	35
	Total	981	254.16

ITEM NO. 07 (N - 02)**1. NAME OF THE SUBJECT/PROJECT**

Annual Estimate for Maintenance of Parks & Garden for the year 2012-13.

2. NAME OF THE DEPARTMENT/DEPARTMENTS CONCERNED.

Horticulture Department, NDMC

3. BRIEF HISTORY OF THE SUBJECT/ PROJECT

NDMC maintains public greens of approximately 1100 acre area within its jurisdiction which comprise of Gardens, Colony Parks, Roadside Trees, Roundabouts, School greens, Greens of NDMC offices, markets and residential complexes, open green spaces etc. Being the capital of the country, it is necessary to properly maintain the greens in the best of shape. The provision of necessary/relevant items and activities is therefore made in this proposal as per budget.

4. DETAILED PROPOSAL ON THE PROJECT/SUBJECT

A Preliminary Estimate amounting to ` 440 Lac has been prepared by the department for meeting the annual maintenance requirements of various parks, gardens and other green areas. The said estimate includes provision of payment of unfiltered water charges to CPWD, purchase of sundries, compost, inorganic & organic manure, fertilizers, earthen as well as RCC pots, payments to casual labourers, pipes for watering, purchase of planting materials as per seasonal requirement for trees, shrubs, annual etc., polythene bags, Cow dung manure, purchase of PVC pipe, insecticides, pesticides, repair of Tool & Plants, purchase of fuel for machinery, hiring of tempos, JCB and water tankers and adjustment of electric/water charges raised by the commercial Department of NDMC.

Finance Deptt. agreed for ` 440 Lac (` Four Crore and Forty Lac Only)

5. FINANCIAL IMPLICATIONS OF THE PROPOSED/ PROJECT/ SUBJECT

` 440 Lac (` Four Crore and Forty Lac Only)

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

Not applicable being works of regular and emergent nature taken up for annual maintenance of greens during the year 2012-13.

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT

As the department has assured that the norms will be placed for approval within three months and the proposed estimated amount of ` 440 Lac is the minimum essential requirement based on actual expenditure of previous year plus 10% enhancement, "we have no objection of placing the Annual Estimate for Parks And Gardens for 2012-13 amounting to ` 440 Lac for consideration and approval of Council in order to execute day-to-day maintenance works smoothly."

However, the department is advised to expedite the process of preparation of norms so that the same could be got approved within the undertaken time frame and future estimation could be made on approved norms and before placing the case for approval of council, the department may correct/modify the abstract of estimate as per funds amounting to ` 440 Lac sought now & place on record duly signed by officers of the department.

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

In pursuance to advice of Fin. Deptt. it is to submit that a team of officers has already been constituted and assigned the work for preparing the norms considering the magnitude and frequency of the activities to be carried out in NDMC area. The interim report has also been received which is to be reviewed and modified keeping in consideration the norms of CPWD. It is assured that within next 2-3 month this will be finalized. Secondly, the abstract of the estimate has also been modified according to availability of funds i.e. ` 440 Lac.

9. Final Comments of Finance Deptt. on comments of Horticulture deptt.

Finance Deptt has concurred the proposal to place before the council.

10. LEGAL IMPLICATION OF THE SUBJECT/PROJECT.

There is no legal implication in this case.

11. DETAIL OF PREVIOUS COUNCIL RESOLUTIONS, EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THE SUBJECT.

Estimate for the year 2011-12 as sanctioned by the Council vide item. no. 02 (N-01) dated 24.08.2011.

12. COMMENT OF THE LAW DEPARTMENT ON THE SUBJECT /PROJECT

As no legal issue involved, no comments offered by Law department.

13. COMMENT OF THE DEPARTMENT ON THE COMMENTS OF LAW DEPARTMENT.

No comments.

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

It is certified that all CVC guidelines will be followed while processing the case.

15. RECOMMENDATIONS:

Recommended for according Administrative approval and expenditure sanction to estimate amounting to ` 440 Lac (` Four Crore Forty Lac only) for the work Maintenance of Parks & Gardens during 2012-13.

16. DRAFT RESOLUTION

Resolved by the Council that Administrative approval and expenditure sanction is accorded to estimate amounting to ` 440 Lac (` Four Crore Forty Lac only) for the work Maintenance of Parks & Gardens during 2012-13

COUNCIL'S DECISION

Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to `440 Lac for the work Maintenance of Parks & Gardens during 2012-13 with the condition that the department would ensure qualitative improvement to the parks and gardens, especially the Nehru Park and Lodhi Garden.

ITEM NO. 08 (O-01)**1. Name of the subject/project**

Audit Comments on Financial Statements converted to Double entry on accrual basis for the year ended March, 2009.

2. Name of the Department/Departments Concerned

Office of the Chief Auditor

3. Brief history of the subject/project

As per Council Resolution No.3(xii) dated 24.04.2002, NDMC decided to switch over to Accrual Based Double Entry System of accounting with effect from the year 2004-05. Accrual Based Financial Statements for the year ended March, 2009 were received in the office of the Chief Auditor for examination in April, 2011. These were audited and report sent to Financial Advisor in February, 2012 for replies/comments as per provisions laid down under Section 59 of NDMC Act, 1994. The said section also envisages that Chief Auditor shall report to the Chairperson any material impropriety or irregularities observed, in the accounts of the Council. As contemplated in the Act, audit comments on Financial Statements for the year ended March, 2009 prepared on Accrual Basis are submitted for information of the Council

4. Detailed proposal on the subject/project

Audit comments on the Financial Statements converted to Double entry on accrual basis for the year ended March, 2009 are **enclosed as a separate booklet**. The highlights are detailed below:

- i) Balance Sheet for the year 2008-09 has been prepared by converting the accounts already prepared in G-4 format prescribed under Punjab Municipal Act based on single entry system of Accounts and not from the vouchers as envisaged in National Municipal Accounts Manual.
- ii) In absence of complete physical verification of assets, there were material discrepancies in numbers of fixed assets.
- iii) In most of the cases for the assets pertaining to the period prior to 2004-05, the value has been taken at a nominal value of Re.1 for each asset in contravention of accounting principles. No valuation has been done for any of these assets (i.e. acquired prior to 01.04.2004 and identified afterwards) in the year 2008-09.
- iv) Age-wise analysis of outstanding arrears of revenue due against the revenue earning departments was not done by the Accounts

Department. Resultantly, authenticity of sundry debtors reflected in the Balance Sheet could not be vouched for.

- v) A huge amount of Rs.1046.43 crore has been shown as provision for Bad and Doubtful Debts without any supporting documents and appropriate disclosures in Accounts.
- vi) Depreciation was less charged by Rs.5.89 crore resulting in overstatement of both New Delhi Municipal Fund and Fixed Assets.
- vii) Capital Works in progress were not reflected correctly as certain works though completed were still depicted as ongoing.
- viii) Cash and bank balance decreased from Rs.91.74 crore in 2007-08 to Rs.89.30 crore in 2008-09.
- ix) Contingent Liabilities have neither been assessed nor any provision made.

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**

Not applicable, since Draft Agenda Item incorporates Comments on the Financial Statements for the year ended March, 2009 prepared on Accrual Basis as part of Statutory Audit Function, envisaged in NDMC Act, 1994

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 laws of Parliament and Assembly on the subject**

Till date four Agenda Items have been laid in the Council on Audit Comments on the Financial Statement/Double Entry Accounts. The detail of previous Council Resolution is as under:

S. No.	Resolution Number and Date	Particulars
1.	Item No.09(01) dated 28.04.08	Audit Comments on Financial Statements (Double Entry) for the year ended March, 2005
2.	Item No.07(D-07) dated 21.01.09	Audit Comments on Financial Statements (Double Entry) for the year ended March, 2006
3.	Item No.11(0-03) dated 15.01.2010	Audit Comments on Financial Statements (Double Entry) for the year ended March, 2007
4.	Item No.12(0-04) dated 15.01.2010	Audit Comments on Financial Statements (Double Entry) for the year ended March, 2008

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

Not applicable, since Draft Agenda Item incorporates Comments on the Financial Statements for the year ended March, 2009 prepared on Accrual Basis as part of Statutory Audit Function envisaged in NDMC Act, 1994

12. **Comments of the Department on 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**

Not applicable

14. **Recommendation**

The Audit Comments on the Financial Statements for the year ended March, 2009 prepared on Accrual Basis may be presented to the Council

15. **Draft Resolution**

Resolved by the Council that information regarding Audit comments on the Financial Statements converted to Double entry on accrual basis for the year ended March, 2009 reported by the Chief Auditor is noted. The Department is

advised to carry out the necessary improvements in the Accounts for the subsequent years.

COUNCIL'S DECISION

Information noted. The Council further authorised Chairperson to take such further action as may be necessary on the points raised in the Audit Report in consultation with a reputed Chartered Accountancy Firm.

ITEM NO. 09 (C-09)**1. Name of the subject/Project**

Annual Administrative Report for the year 2011-12

2. Name of the department/departments concerned

Council Secretariat Department

3. Brief history of the subject/project:

As per Section 410 of NDMC Act, 1994 a detailed report of the Municipal Govt. of New Delhi is required to be sent to the Central Government :

“Annual Administration Report-

(1) As soon as may be after the first day of April in every year and not later than such date as may be fixed by the Central Government in this behalf, the Council shall submit to that Government a detailed report of the Municipal Government of New Delhi during the preceding year in such form as that Government may direct.

(2) The Chairperson shall prepare such report and the Council shall consider it and forward the same to the Central Government with its resolution thereon, if any.

As the Central Govt. has not prescribed any format for the AAR, or the content, the Annual Administrative Report used to be sent in the form of a letter alongwith inputs provided by the different departments without any formatting. Since 2007-08, the report is compiled in the format approved by the Chairman, NDMC.

4. Detailed proposal on the subject/project

The Annual Administrative Report for 2011-12 has been prepared and enclosed as a **separate booklet**, keeping in view the specific requirements of Section 410 of the NDMC Act. The proposed report contains the achievements of 2011-12 and projections for 2012-13 alongwith photographs of important projects/events. The report contains XXXI chapters and is of 128 pages **(Separate Booklet enclosed)**.

5. Financial implications of the proposed project/subject:

Nil

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

N.A.

7. Comments of the Finance Department on the subject:

Finance Department has seen the report vide Dy.No.832/PS/FA/D/12 dated 29.05.2012.

8. Comments of the department on comments of Finance Department

Not Applicable.

9. Final views of Finance Department

Not Applicable.

10. Legal implications of the subject/project

Not Applicable

11. Detail of previous Council Resolutions, existing law of Parliament and Assembly on the subject:

Annual Administrative Report of NDMC for the preceding year i.e. 2010-11 was approved by the Council vide Reso. No.17 (C-01) dated 20.04.2011.

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

Amendments suggested by Law Deptt. have been made.

13. Final view of Law Department [wherever necessary]

Not Applicable.

14. Central Vigilance Commission guidelines :

Not applicable.

15. Recommendation:

As per the requirement of Section 410(2) of the Act, the said report is placed for consideration of the Council and approval for forwarding the same to the Central Govt.

16. Draft Resolution :

Resolved by the Council that the Annual Administrative Report for the year 2011-12 is approved and the same may be forwarded to the Central Govt.

COUNCIL'S DECISION

Resolved by the Council that the Annual Administrative Report for the year 2011-12 is approved and the same may be forwarded to the Central Govt.

ITEM NO. 10 (H-02)**1. NAME OF THE SUBJECT:-**

Notification of the New Delhi Municipal Council (Conditions of Service of Municipal Officers) Regulations, 2010.

2. NAME OF THE DEPARTMENT:-

Personnel Department.

3. BRIEF HISTORY OF THE SUBJECT:-

- (1) The then Chief Commissioner, Delhi, vide his notification No. F.3(64)41-LSG dated 6th August, 1941 approved the revised bye-laws under Section 31 of the Punjab Municipal Act, 1911 (Punjab Act 3 of 1911) to regulate the business of the Committee. These bye-laws contained inter-alia provisions relating to Z(i) Appointment, punishment and retirement of officials and servants of the Committee and (ii) Duties of Heads of Departments, Officers and servants of the Committee.
- (2) Clause (a) of Sub-Section (2) of Section 416 of the N.D.M.C. Act, 1994 provides inter-alia that any appointment, notification, order, scheme, rule, bye-law, etc. issued or made under the said Punjab Municipal Act, 1911 and in force immediately before the establishment of the Council, shall, in so far as it is not inconsistent with the provisions of the N.D.M.C. Act continue in force and be deemed to have been made or issued under the provisions of the N.D.M.C. Act, unless and until it is superseded by any appointment, notification, order, scheme, rule, bye-laws, etc. made or issued under the said provisions.
- (3) **Recommendations of Estimate Committee:** In the year, 2004-05, Estimate Committee of the Lok Sabha had taken up the affairs of New Delhi Municipal Council for scrutiny. The Committee observed that even after 12 years of coming into force of N.D.M.C. Act, 1994 rules, regulations and bye-laws under the N.D.M.C. Act, 1994 have not been framed and directed that these rules, regulations and bye-laws should be framed in a time bound manner.

- (4) **H.R. Goel Committee** - Accordingly, Sh. H.R. Goel who had earlier worked as Director in MHA was appointed as a Consultant to draft the regulations and the bye-laws to be framed by the Council. On the recommendation of Sh. H.R. Goel the Council in its meeting held on 17.10. 2007 approved the Conditions of Service of Municipal Officers Regulations, 2007 which are as under:

“Resolved by the Council that the New Delhi Municipal Council (Conditions of Service of Municipal Officers) Regulations, 2007 is approved and the same be sent to the Central Government for approval in anticipation of the confirmation of the minutes and after receipt of such approval they be sent to the Government of NCT of Delhi for publication in the Official Gazette”.

As proposed these were approved by the Council to be forwarded to MHA for approval. (**Annexure – I See pages 46 -55**) and were submitted to the MHA for approval.

- (5) (a) The MHA after obtaining comments from the MCD, DoPT and in consultation with Ministry of Law approved these regulations vide letter dated 28.5.2010 with modifications and are at **Annexure – II See pages 56 - 59**. These are to be notified.
- (b) A clarifications was sought from the MHA regarding the applicability of these regulations to the employees appointed under the PM Act, 1911. **Annexure – III See page 60**.
- (c) The MHA has clarified that all those employees appointed under the PM Act, by virtue of Section – 416(2) of the Act are deemed to have been appointed under the N.D.M.C. Act, 1994. **Annexure – IV See page 61**.
- (d) Copy of Council Resolution dated 17.6.2009 for categorization of post A, B, C & D on the pattern of the Central Government. **Annexure – V See pages 62 - 65**.
- (e) Regulations are applicable to all employees, whether appointed under PM Act of 1911 or N.D.M.C. Act or 1994.

4. DETAILED PROPOSAL ON THE SUBJECT:-

(a) Legal Provisions:

As per Section 43 of the Act, the Council may make regulations to provide for one or more matters covered by Clause (a) to (e) of sub-section-1 of Section – 43 of the Act. The relevant clause are re-produced as under:

Section 43(1) The Council may make regulations to provide for any one or more of the following matters, namely:-

- (a) the tenure of office, salaries and allowances, provident funds, pensions, gratuities, leave of absence and other conditions of service of officers and other employees appointed under this Chapter;
- (b) the powers, duties and functions of Secretary;
- (c) the qualifications of candidates for appointment to posts specified in section 33 and to posts dealt with in the Schedule of posts referred to in sub-section (1) of section 34 and the manner of selection for appointments to such posts;
- (d) the procedure to be followed in imposing any penalty under sub-section (1) of section 39, suspension pending departmental inquires before the imposition of such penalty and the authority by whom such suspension may be ordered; the officer or authority to whom an appeal shall lie under sub-section (4) of that section;
- (e) any other matter which is incidental to, or necessary for, the purpose of regulating the appointment and conditions of service of persons appointed to services and posts under the Council and any other matter for which in the opinion of the council provisions should be made by regulations.

2. **Section – 2 (43)** defines the term "regulation" means a regulation made by the Council under this Act by notification in the Official Gazette;

3. **Section 387(2)** - as per Section – 387(2) of the Act, no regulation made by the Council shall have effect until it has been approved by the Central Government and published in the Official Gazette. The 'Official Gazette' has been defined U/s. 2(31) of the Act to mean t 'Official Gazette' of the National Capital Territory

of Delhi. As per Section 389 of the Act, these regulations are to be placed before both Houses of Parliament.

4. **Section – 18(b) and 18(d)** - provide that entire executive power vests in the Chairperson and subject to any regulations that may be made in this behalf:-

- (i) he shall dispose of all questions relating to the service of the municipal officers and other municipal employees and their pay, privileges, allowances and other conditions of service; and
- (ii) be the disciplinary authority in relation to all municipal officers and other municipal employees;

5. Section 34(4) of the Act provides for the meaning of Category 'A', Category 'B', Category 'C', and Category 'D' posts. Category 'A', Category 'B', Category 'C' posts means and post, which having regard to the scale of pay or emoluments would be a Group 'A', Group 'B' or Group 'C' posts in the Central Government and Category 'D' post shall mean a post which is not a Category 'A', Category 'B', Category 'C' posts.

6. As per Section 42 of the Act, direct recruitment to Category 'B' and Category 'C' posts has to be made through DSSSB.

7. A combined reading of Sections – 43, 2(43), 387(2), 2(31), 389 and Section 18 is that in respect of all matters relating to pay, allowances, privileges, service conditions and disciplinary proceedings, the Council shall make regulations to be approved by the Central Government and notified by the Government of NCT of Delhi in its 'Official Gazette' and placed before both Houses of Parliament and the Chairperson exercising executive powers shall dispose of all questions relating to the service conditions, pay and allowances, privileges and other conditions of service as per the regulations framed in this behalf.

8. **Bharat Bhushan Committee:**

During the period when these regulations were awaiting approval of the MHA, the **Supreme Court in N.D.M.C. Vs. R.L. Gautam directed to rationalize the pay structure of N.D.M.C. employees.** The sixth Pay Commission recommendations were also received at the same time. A Committee was set up in August, 2008 by the Chairperson to rationalize the pay structure, keeping in

view of the recommendations of the Sixth Pay Commission. The Committee, was known as **Bharat Bhushan Committee**.

The Committee submitted its report on **30.04.2009**. The Committee examined scale available in other organization also the provision of the N.D.M.C. Act and concluded that in view of Section – 34, 36 and 43 recommendations of the Sixth Pay Commission for the Central Government Employees and order dated 09.04.2009 as noted by the Council in item No.20(H-01) dated 17.6.2009 of the Central Government's classification of these scale of pay in Group 'A', Group 'B', Group 'C' and Group 'D' employees, the Council has no option but to implement the pay scales of the Central Government employees for the employees of the Council.

9. The relevant portion of the Bharat Bhushan Committee is as under:

5.5.6 The combined reading of provisions of section 34, 36, 42 and 43 of the NDMC Act, 1994, the Central Civil Services [Revised Pay] Rules, 2008 and the Notification dated 9th April 2009 regarding classification of posts leave no scope for the Council to have any other classification/categorization and scale of pay for its officers and employees except the categorization/classifications and scale of pay as per Central Civil Services [Revised Pay] Rules, 2008.

5.5.7 The NDMC Act, 1994 is a Central Legislation and the legislature in its wisdom has legislated that Central Govt. shall have control over the Council and officer and employees of the Council shall be appointed in A, B, C or D category of posts, which would have its scales and emoluments similar to Group A, B, C or D posts in Central Govt. This ensures that Council should not appoint officers and employees in inferior or superior scales and would maintain parity in the scales of pay with the Central Govt. employees and Municipal Corporation of Delhi. The scales of pay in Delhi Cantonment Board, DDA, Delhi Jal Board and Government of NCT of Delhi are also the same.

5.5.8 While framing regulations under Section 43(1)(a), the Council has already resolved that all its employees would be governed by the rules and regulations applicable to an employee of Central Govt. These include FR, SR, Conduct Rules and Pay Rules.

10. The report of the Bharat Bhushan Committee was placed before the Council on 15/22.7.2009. **The Council without going into the recommendations of the Bharat Bhushan Committee resolved as under:**

Resolved by the Council that those employees who have been left out of the benefit of Shiv Shankaran Scale, may also be given the benefit of the Shiv Shankaran Scale, in view of the directions given by Hon'ble Supreme Court of India in SLP (Civil) No.(s) 13301/2005 & Batch.

It was further resolved by the Council that the present report of the Bharat Bhushan Committee may be referred back to the same Committee for giving its further recommendations within two weeks from the receipt of report of the Pay Revision Committee constituted for the Delhi Transco Ltd.

11. The Bharat Bhushan Committee had specifically mentioned about the regulation framed by the Council U/s. 43(1)(a) of the Act regarding conditions of service of municipal employees as is clear from Para 5.5.6 of the Committee's Report. While passing the Resolution on 15/22.7.2009, it appears the Council did not go through the report of **the Bharat Bhushan Committee which had specifically brought on record the Council's earlier decision dated 17.10.2007 and framing of the regulation of conditions of service of municipal employees in 2007 itself.** As per Section 18 of the N.D.M.C. Act, the Chairperson while exercising executive power has to follow the regulations framed U/s. 43(1)(a) of the Act. The regulations framed by the Council in 2007 have been approved by the Central Government U/s. 387(2) and are awaiting notification in Official Gazette.
12. It appears that while framing Conditions of Service of Municipal Officer Regulations of 2007, the Council was aware of the Section 34(4) of the Act and was bound to follow Fifth Pay Commission recommendation for its employees. Since after passing of the Resolution dated 15/22.07.2009 the Central Government has approved the regulations made by the Council on 2007 wherein in Resolution dated 17.10.2007 it was resolved as under:

"Resolved by the Council that the New Delhi Municipal Council (Conditions of Service of Municipal Officers) Regulations, 2007 is approved and the same be sent to the Central Government for approval in anticipation of the confirmation of the minutes and after

receipt of such approval they be sent to the Government of NCT of Delhi for publication in the Official Gazette”.

The Central Government has issued reminder through letter No. F.25(1)/CMC/9/2010/D-543 dated 22.11.2010 and subsequent reminders dated 11.3.2011 and 16.5.2011, for early notification of the Regulations.

13. In the regulation framed by the Council and approved by the Central Government covers the following items:

- (i) Fundamental Rules and Supplementary Rules (including Travelling Allowance Rules);
- (ii) The Central Civil Services (Leave) Rules, 1972
- (iii) The Central Civil Services (Pension) Rules, 1972
- (iv) The Central Civil Services (Commutation of Pension) Rules 1981;
- (v) The payment of Arrears of Pension (Nomination) Rules, 1983;
- (vi) The General Provident Fund (Central Rules) 1960;
- (vii) The Central Civil Services (Conduct) Rules, 1964
- (viii) The Central Civil Services (Classification, Control and Appeal) Rules, 1965;
- (ix) The Central Civil Services (Leave Travel Concessions) Rules, 1988;
- (x) The Central Civil Services (Revised Pay) Rules, 2008;
- (xi) The Central Civil Services (Temporary Service) Rules, 1965;

14. **Status of Group 'D' Employees.**

The Central Government while accepting the recommendations of the Sixth Pay Commission had resolved that the work being performed by Group 'D' employees be out-sourced and all those who already have necessary qualifications be given Category 'C' post. It appears, it may be difficult for the Council to accept this recommendations of the Sixth pay Commission and Group 'D' has to continue in N.D.M.C. If all the posts are to be converted into Category 'C' post, only a person who has qualification of 10th pass would qualify for service and all the recruitments will have to be made through the DSSSB which is time taking process. Since the power of recruitment in Group 'C' would be the DSSSB, it may be difficult for the Council to have even muster roll employees or daily wagers or contract employees on its roll as they would have

to be appointed against Category 'C'; posts and Council doesn't have power of such appointments, they will have to be appointed by the DSSSB. The N.D.M.C. may not be in a position to out source the entire services as suggested by the Sixth Pay Commission. As such, the cadre of Category 'D' post may have to be maintained and they may be in minus one scale as recommended by the Sixth Pay Commission.

15. Since the Council has already framed the regulations in 2007 and these regulations have been approved by the Central Government as per provision of Section 387(2) of the N.D.M.C. Act these have to be notified. This is to bring to the notice of the Council before notification 387(2).

5. FINANCIAL IMPLICATIONS OF THE PROPOSED SUBJECT:-

Pay will be protected of all employees what they are getting as on date.

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

The Council vide Reso. No. 27 (C-34) & 28(C-35) dated 17.10.2007 has already approved New Delhi Municipal Council (Conditions of Service of Municipal Officers) Regulations, 2007 as per Sub Section 2 of Section 387, it was sent to Central Government for approval. The Central Government i.e. MHA vide letter dated 15.4.2009 circulated the said Regulation to the following Department/Ministry for comments:

- (i) The Secretary, Department of Legal Affairs, Ministry of Law & Justice;
- (ii) The Secretary, Legislative Department, Ministry of Law & Justice;
- (iii) The Secretary, Department of Personnel & Training; and
- (iv) Chief Secretary, Govt. of NCT of Delhi

After obtaining comments/approval from the aforesaid Ministries/Departments the Central Government vide letter dated 28.5.2010 conveyed the approval of New Delhi Municipal Council (Conditions of Service of Municipal Officers) Regulations, 2010 for publication in the official gazette of NCT of Delhi.

After receipt of approval from the Central Govt. a doubt has arisen whether the addition of the "expression" "appointed to the New Delhi Municipal Council under Chapter VI of the Act" in the definition would not exclude a municipal officer/employee who had been appointed to the then New Delhi Municipal

Committee prior to the coming into force of the New Delhi Municipal Council Act, 1994.

Before the notification is sent for publication in the Official Gazette a DO letter dated 25.6.2010 was sent to Central Government for clarification of this point. The Central Govt. i.e. Ministry of Home Affairs vide letter dated 8th September, 2010 clarified that in terms of Clause (a) of Sub Section (2) of Section 416 of the N.D.M.C. Act, 1994, the Municipal Officers and employees appointed prior to coming into force of the New Delhi Municipal Council Act, 1994 shall be deemed to have been appointed under Chapter VI of the New Delhi Municipal Council Act, 1994.

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT:-

There are no financial cost as such at this stage and there are **"no comments"** from the Finance Department point of view.

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

No comments in view of the above observation of Finance Department.

9. LEGAL IMPLICATIONS OF THE SUBJECT/PROJECT.

Nil

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

The Regulations have been made by the Council in 2007. Council passed a Resolution in 2009. MHA has approved Regulation framed by Council in 2010 and are awaiting Notification.

11. COMMENTS OF THE LAW DEPARTMENT ON THE SUBJECT:-

These regulation made by the Council stands approved by the Central Govt. and are awaiting Notification in the Official Gazette. These regulation are as per provision of N.D.M.C. Act.

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

No comments on the observation of Law Department.

13. RECOMMENDATIONS & RESOLUTION:

In view of the Council's Resolution dated 15/22.7.2009 as referred to in Para – 10 above, prior to sending the regulation made by the Council on 17.10.2007 and approved by the MHA vide their letter dated 28.5.2010 for notification. These are placed before the Council for information.

COUNCIL'S DECISION

Deferred by the Council in view of additional information, sought by the members.

Annexure 20 pages

Annexure ends

ITEM NO. 11 (J-01)

1. **NAME OF THE SUBJECT/PROJECT** : **Hiring of 5 Nos. Cranes for the year 2012- 2015.**

2. **NAME OF DEPARTMENT** : Enforcement Department

3. **BRIEF HISTORY OF THE SUBJECT / PROJECT :**

The Main Obligatory function of the enforcement Department is to remove encroachment from NDMC Area. To facilitate and execution of this function the Department requires the help of Cranes Continuously.

4. **DETAILED PROPOSAL ON THE SUBJECT / PROJECT:**

- i) To Facilitate the function of encroachment removal, the Department hires every year 5 Nos. Cranes. This year Department proposed for hiring of 5 Nos. Cranes for three years with the idea to keep the rates stable in spite of increase in rates of fuel by giving the security for three years to prospective bidders to get hire their vehicles. Therefore Department submitted the proposal for hiring of 5 Nos. Cranes for 2012-2015. AA & E/S accorded amounting to Rs. 1,20,00,000/- (Rs. One Crore Twenty Lacs only) for hiring 5 Nos. CRANES in NDMC area for the year 2012-2015 vide Item No. 04(J-01) dated 28.03.2012.
- ii). The tenders were invited through e-procurement portal and opened on 08.05.2012. The details of which are as follows:-

Name Firm	Estimate Cost	Rate Per Day Per CRANE	Tendered Amount for 5 CRANES for the period of 3 years.
Surjit Singh Marwah	1,20,00,000/-	Rs. 2219/-	Rs. 1,21,49,025/-
Sh. Satish Kumar Sehrawat	1,20,00,000/-	Financial Bid Not opened due to non submission of documents as per NIT as scrutinized by the tender opening committee.	

- iii). The case is regarding acceptance of the tender. This is the first call of tender. M/s. Surjit Singh Marwah is the singly qualified tenderer with quoted rate @ 1.24% above the estimated cost. The same are found justified and reasonable on the basis of analysis of rates and justification thereof prepared in comparison to the rates accepted by the R-IV division of Civil Engineering Deptt. and also found the rates quoted by Sh. Surjit Singh Marwah @ Rs. 2219/- per day per CRANE are 17.62% below the rates accepted by other division i.e. R-IV division. Further it may also be seen that the rates quoted by the contractor are valid for three years and the same shall be remained constant for further Three years, even if the rates of fuel would increased during these three years. The tendered amount works out to Rs. 1,21,49,025/- (Rs. One Crore Twenty One Lacs forty Nine Thousand and Twenty Five Only).

5. FINANCIAL IMPLICATION OF THE PROPOSED PROJECT/SUBJECT:

There is a financial implication of **One Crore Twenty One Lacs Forty Nine Thousand and Twenty Five only** calculated on the basis of rates Quoted by singly qualified Contractor Sh. Surjit Singh Marwah per day per CRANE for the three Years.

Further it is to mention that the sufficient budget proportionate to the requirement in the year 2012-13 exist vide chart of account 14.230.40.02 amounting to Rs. 80 lacs at page no. 188 of current year budget book for the year 2012-13. The period of completion of instant work is three years and for the further two years the budget will be acquired by the Deptt. during the respective years.

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

The case is laid before the Council for acceptance of the offer of Sh. Surjit Singh Marwah for Hiring 5 Nos. CRANES for the year 2012-2015 @ Rs. 2219/- per day per CRANE. As soon as the offer shall be accepted the work shall be Awarded and started .

7. COMMENTS OF THE FINANCE DEPARTMENT :-

Finance Department concurred the proposal of the Department vide Dairy No. 1313 Dated 12.06.2012 subject to the following:-

- i) Deptt. may ensure that all information, data and computations are correct.
- ii) It may be ensured that Contractor fulfills all the terms and conditions of NIT while making the payment.

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

Para wise replies to the comments of the Finance Department are submitted as under:-

- i) It is ensured that all information, data and computations are correct.
- iii) It ensured to get fulfilled all the terms and conditions of NIT by the contractor while making the payment.

9. LEGAL IMPLICATION OF THE SUBJECT/PROJECT: - NA

10. DETAILS OF PREVIOUS COUNCIL RESO. EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THE SUBJECT:- NA

11. COMMENTS OF LAW DEPARTMENT ON THE SUBJECT:- NO COMMENTS

12. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF THE LAW DEPARTMENT:- N/A

13. FINAL VIEW OF THE LAW DEPARTMENT : NA

14. CERTIFICATE THAT ALL CENTRAL VIGILANCE COMMISSIONS GUIDELINES HAVE BEEN FOLLOWED WHILE PROCESSING THE CASE

It is certified that all the guidelines of Central Vigilance Commissions have been followed while processing the case.

15. RECOMMENDATIONS:-

The case is laid before the council for acceptance of single qualified Contractor Sh. Surjit Singh Marwah @ Rs. 2219/- per day per CRANE with total tendered amount amounting to Rs. 1,21,49,025/- (Rs. One Crore Twenty One Lacs forty Nine Thousand and Twenty Five Only) for hiring of 5 Nos. Cranes for the year 2012-2015.

16. DRAFT RESOLUTION

It is resolved that offer of singly qualified Contractor of Sh. Surjit Singh Marwah @ Rs. 2219/- per day per CRANE with total tendered amount (for three years) amounting to Rs. 1,21,49,025/- (Rs. One Crore Twenty One Lacs forty Nine Thousand and Twenty Five Only) for hiring of 5 Nos. Cranes for the year 2012-2015 has been accepted.

COUNCIL'S DECISION

The Council carefully considered the proposal and resolved to advise the concerned department to invite fresh bids for the services of hiring cranes as only single bidder was found to have qualified in the tendering process.

The Council further resolved to suggest to the Department to examine the tender documents of Delhi Police if any which it uses to invite bids from contractors for this work.

ITEM NO. 12 (J-02)

1. NAME OF THE SUBJECT/PROJECT : Hiring of 5 Nos. Raid Van for the year 2012-2015.

2. NAME OF DEPARTMENT : Enforcement Department

3. BRIEF HISTORY OF THE SUBJECT / PROJECT:

The Main Obligatory function of the Enforcement Department is to remove Encroachment from NDMC Area. To facilitate and execution of this function the Department requires the help of Raid Vans and Cranes Continuously.

4. DETAILED PROPOSAL ON THE SUBJECT / PROJECT:

- i) To Facilitate the function of encroachment removal, the Department hires every year 5 Nos. Raid vans. This year Department proposed for hiring of 5 Nos. Raid Vans for three years with the idea to keep the rates stable in spite of increase in rates of fuel by giving the security for three years to prospective bidders to get hire their vehicles. Therefore Department submitted the proposal for hiring of 5 Nos. Raid Vans for 2012-2015. AA & E/S accorded amounting to Rs. 1,20,00,000/- (Rs. One Crore Twenty Lacs only) for hiring 5 Nos. RAID VANS in NDMC area for the year 2012-2015 vide Item No. 04(J-01) dated 28.03.2012.
- ii) The tenders were invited through e-procurement portal and opened on 08.05.2012. The details of which are as follows:-

NAME OF FIRM	E/Cost	Rate Per Day Per Raid Van	Tendered Amount for 5 Raid Vans for the period of 3 years.
Surjit Singh Marwah	Rs.1,20,00,000/-	Rs. 2050/-	Rs. 1,12,23,750/-
Sh. Satish Kumar Sehrawat	Rs.1,20,00,000/-	Financial bid not opened due to non submission of documents as per NIT as scrutinized by the tender opening	

		committee.
Sh. Mohinder Construction Co.	Rs.1,20,00,000/-	Financial bid not opened due to non submission of EMD physically in the tender box.
Aggarwal Water Supplier	Rs.1,20,00,000/-	Financial bid not opened due to non submission of EMD physically in the tender box.

- iii) The case is regarding acceptance of the tender. This is the first call of tender. M/s. Surjit Singh Marwah is the singly qualified tenderer with quoted rate @ 6.47% below the estimated cost. The same are found justified and reasonable on the basis of analysis of rates and justification thereof prepared in comparison to the rates accepted by R-IV division of Civil Engineering Deptt. and also found that the rates quoted by Sh. Surjit Singh Marwah @ Rs. 2050/- per day per RAID VAN are 12.34% below the rates accepted by other division i.e. R-IV division. Further it may also be seen that the rates quoted by the contractor are valid for three years and the same shall be remained constant for further Three years even if the rates of fuel would increased during these three years. The tendered amount works out to Rs. 1,12,23,750/- (Rs. One Crore Twelve Lacs Twenty Three Thousand Seven Hundred and Fifty Only).

5. FINANCIAL IMPLICATION OF THE PROPOSED PROJECT / SUBJECT:

There is a financial implication of **Rs. 1,12,23,750/- (Rs. One Crore Twelve Lacs Twenty Three Thousand Seven Hundred and Fifty Only)**. calculated on the basis of rates Quoted by singly qualified Contractor Sh. Surjit Singh Marwah per day per RAID VAN for three Years. Further it is to mention that the sufficient budget proportionate to the requirement during the year 2012-13 exists vide chart of account 14.230.40.02 amounting to Rs. 80 lacs at page no. 188 of current year budget book for the year 2012-13. The period of completion of instant work is three years and for the further two years the budget will be acquired by the Deptt. during the respective years.

6. IMPLEMENTATION SCHEDULE WITH TIMELINESS FOR EACH STAGE INCLUDING INTERNAL PREECESSING:-

The case is laid before the Council for acceptance of the offer of Sh. Surjit Singh Marwah for Hiring 5 Nos. RAID VANS for the year 2012-2015 @ (three years) Rs. 2050/- per day per RAID VAN As soon as the offer shall be accepted the work shall be Awarded and started accordingly.

7. COMMENTS OF THE FINANCE :

Finance Department concurred the proposal of the Department vide Dairy No. 1312 Dated 07.06.2012 subject to the following:-

- i) Deptt. may ensure that all information, data and computations are correct.
- iv) It may be ensured that necessary security deposit be obtained and quality of service is ensured during the contract period.

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

Para wise replies to the comments of the Finance Department are submitted as under:-

- 1. It is ensured that all information data and computations are correct.
- 2. It is ensured that necessary security deposit shall be obtained and quality of service will be ensured during the contract period.

9. LEGAL IMPLICATION OF THE SUBJECT/PROJECT: - NA

10. DETAILS OF PREVIOUS COUNCIL RESO. EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THE SUBJECT:- NA.

11. COMMENTS OF LAW DEPARTMENT ON THE SUBJECT:- NO COMMENTS

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

13. FINAL VIEW OF THE LAW DEPARTMENT : NA

14. CERTIFICATE THAT ALL CENTRAL VIGILANCE COMMISSIONS GUIDELINES HAVE BEEN FOLLOWED WHILE PROCESSING THE CASE

It is certified that all the guidelines of Central Vigilance Commissions have been followed while processing the case.

15. RECOMMENDATIONS:-

The case is laid before the council for acceptance of singly qualified Contractor Sh. Surjit Singh Marwah @ Rs. 2050/- per day per RAID VAN with total tendered amount amounting to **Rs. 1,12,23,750/- (Rs. One Crore Twelve Lacs Twenty Three Thousand Seven Hundred and Fifty Only)**. for hiring of 5 Nos. Raid Vans for the year 2012-2015.

16. DRAFT RESOLUTION

It is resolved that offer of single qualified Contractor Sh. Surjit Singh Marwah @ Rs. 2050/- per day per RAID VAN with total tendered amount (for three years) amounting to **Rs. 1,12,23,750/- (Rs. One Crore Twelve Lacs Twenty Three Thousand Seven Hundred and Fifty Only)** for hiring of 5 Nos.Raid Vans for the year 2012-2015 has been accepted.

COUNCIL'S DECISION

The Council carefully considered the proposal and resolved to advise the concerned department to invite fresh bids for the services of hiring raid vans as only single bidder was found to have qualified in the tendering process.

ITEM NO. 13 (A-18)**1. Name of the Subject/ Project**

Sub:- Redevelopment of Connaught Place – Way Forward.

2. Name of the Department

Civil Engineering Department, C.P. Project Team.

3. Brief History of the Subject/ Project

- a. A proposal of re-development of Connaught Place, as per the detailed Project Report for `671 crores was approved by the Council on 21.11.2007. However, as per Item No.28(A-18), the Council re-considered the re-development of Connaught Place and amendment to Consultancy Agreement as a Turnkey Consultants and resolved in its meeting of 28.04.2008 as under :-

Resolved by the Council to approve the following :-

- i. To enter into turnkey consultancy agreement with M/s. Engineers India Limited for work relating to Redevelopment of Connaught Place as well as Administrative Approval and Expenditure sanction of Project Report for ` 615.20 crores to be funded under JNNURM/Govt. of Delhi/Local Body.
- ii. To authorize Chairman, NDMC to nominate an officer to sign Turnkey Consultancy Agreement on behalf of NDMC.
- iii. Closure of earlier agreement and transfer of all documents/works to M/s. EIL on "as is where is basis" by NDMC.
- iv. Reimbursement of fee to M/s. Engineers India Ltd. for preparation of Detailed Project Report for funding under JNNURM. The amount will be limited to reimbursement by MoUD under JNNURM guidelines for preparation of Detailed Project Report.
- v. An advance payment of ` 50 crores i.e. roughly 10% of ` 550 crores to be deposited in "EIL-CP Project account" for taking the works on turnkey basis by EIL after sanction of funds under JNNURM/ MoUD/ GNCTD/ NDMC.

- vi. Formation of Project Co-ordination Committee to monitor the progress of the project and give decisions/approval during execution.
- b. The scope of the work for the Turnkey execution for redevelopment of Connaught Place and its precincts design, engineering, construction and commissioning of works for re-development of the Connaught Place was contained in **Annexure-“A” (See page 79)** of the agreement as under :-

Scope of work for Turnkey Execution of works for Redevelopment of Connaught Place and its precincts New Delhi Design, Engineering, construction and commissioning of works for redevelopment of Connaught Place.

List Tender Packages		Cost (` in Lac)
Package No.	Packages Description	Estimate[lacs] including PMC charges + service tax and contingencies
Work Order-1	Façade Restoration-C Block as a Sample Block	220.00
Package-1	Service Tunnel/Ducts, Roads Middle Circle, Sewage/Drainage and water supply, Fire fighting, irrigation system and rain water harvesting, overall electrical system with gen. illumination and street lighting	14115.00
Package-2	Construction of subways[8 Nos] including roads outer circle construction of roads outer circle	4568.26
Package-3	Escalators – Existing subways, New subways	8000.00
Package-4	Landscapping, Horticulture work, pavements, planters, signages and street	1792.00

	furniture	
Package-5	CCTV/PA System	1672.00
Package-6	Façade Restoration other blocks	
Package-6A	Inner circle and radials	1800.00
Package-6B	Outer circle and radials	5733.00
Package-7	Construction of UG parking and road work in Inner circle incl. surface dev. Pavements, planters & pedestrian area flooring [Inner Circle and Radials], improvement of pedestrian area inner circle	20530.00
Package-8	District cooling system – Centralized Air-conditioning – BOT Model	5575.00
Package-9	Outer circle-Outer periphery6 [Improvement of pedestrian area on outer side of outer circle including improvement of subways, [Civil & Electrical works]	3092.68
		67097.94

c). The Council, however, approved the proposal only for ` 61522 lacs and did not approve Package No.8 of ` 5575 lacs. The administrative approval was therefore limited to ` 61522 lacs

d) The break-up of `61522.94 Lac in the different packages as approved above was as under :-

As per Turnkey Consultancy Agreement

Pack age No.	Package Description	Sub-Head	Sub-Head Cost(` in Lac)	Estimate [i/c consultan c-y fee](` in Lac)
	Work order-1: Façade Restoration C Block as a sample		220	220

1.	Service tunnel/ducts, Roads, Middle Circle, sewage/drainage & water supply, fire fighting, irrigation system & rain water harvesting, overall electrical system with gen. illumination and street lighting	Roads Electrical System Utility Duct/Service tunnel in Middle circle, feeder ducts and fire exits/ transformer niches Fire fighting system Communication system	1256 4680 6921 949 200	14115
2.	Construction of subways[8 nos] including roads outer circle construction of roads outer circle	New 8 No. subways, roads outer circle	4568.26	4568.26
3.	Escalators-Existing subways, new subways	Escalators	8000	8000
4	Landscapping, Horticulture work pavements, planters, signages and street furniture	a. Surface Development b. DMRC Vomitories c. Art Objects d. Horticulture e. Signages	672 560 112 336 112	1792
5.	CCTV/PA System	CCTV/PA System-Service Corridor CCTV/PA System-UG parking	1000 672	1672
6.	Façade Restoration other blocks			
6A	Inner Circle and Radials	Inner Circle and Radials	1800	1800
6B	Outer Circle and Radials	Outer Circle and Radials	5733	5733

7.	Construction of UG Parking and Road works in Inner Circle incl. surface dev. Pavements, planters & pedestrian area flooring Pedestrian area flooring[Inner Circle & Radials] improvement of pedestrian area on outer side of outer circle including improvement of subways [Civil & Electrical works]	a. Surface Development	6604	20530
		b. Maint. Managmnt.Sys . software	168	
		c. Middle Circle Road	900	
		d. Misc.	1100	
		e. UG Parking	11199	
		f. Retrofitting	560	
8.	District Cooling System[on BOT Model]	g. District Cooling System	5575 (on BOT basis)	
9.	Outer Circle-Outer periphery[improvement of pedestrian area on outer side of outer circle including improvement of subways [Civil & Electrical works]	Improvement of existing subways	1202.5	3092.68
		Surface development	1890.18	
				61522.94

- e). The EIL Further reviewed these packages and re-grouped packages for carrying out the works. The same is placed at **Annexure-"B" See pages 80 -81**.

4. Detailed Proposal

- a) As can be seen from the above, the following items are not being pursued immediately and have been either dropped or deferred.
- | | | | |
|-------|---|---|------------|
| (i) | DMRC Vomitories | - | 560 lacs |
| (ii) | Horticulture | - | 224 lacs |
| (iii) | CCTV/PA System in
Underground parkings | - | 672 lacs |
| (iv) | Underground parking | - | 11199 lacs |
| (iv) | Retro fittings | - | 560 lacs |
-

` 13215 lacs

b). Against the re-grouped items of `47702 Lac which were taken up for execution, the EIL has awarded the contracts for `43899 Lac excluding PMC charges of EIL. In certain items there is a savings while in others there are increases from the revised packages estimated by EIL. The sub-head package awarded value and increased or decreased in their estimated as DPR are given in

Annexure-“B” (See pages 80 – 81)

c). EIL informed that as against the administrative approval of `61522 lacs by the Council, items worth `13215 lacs have been either dropped or deferred. They have further informed that against the estimate of `47702 lacs, the awarded value of the work is `43899 lacs i.e. with the saving of ` 3802.84 lac. The PMC charges of EIL shall be as per the contract condition. This has been achieved by having a savings to the extent of `.11360.84 lacs while increases are `.7558 lacs. The result is that against the administrative approval of ` 61522 lacs, the EIL had re-grouped packages at `47702 lacs and have awarded the work after making savings of `.11360.84 lacs. Efforts are also being made to further reduce the expenditure and incur additional expenditure, if any on items which were not originally included in the existing awards. EIL has already been approved by the Council as Turnkey Consultants and they are being advised to make savings as far as possible and reduce the items wherever they are not immediately necessary and ensure that the project is closed before 31st December, 2012 with the regrouped

packages of `477.02 crores. Accordingly, the four new proposed subways at Yusufzai Market, Estate Entry Road, Chelmsford Road, P-block SBS Marg and the proposed underground water storage tank of 27 lacs litre capacity at Shivaji Stadium and few new mouths proposed at existing subways are also being reviewed and deferred. There will be saving in reduction in numbers of escalators also.

There will be extra expenditure for installations of VCB HT & LT panels and RMU - LT main compatible with NDMC system involving financial implication of ` 7.7 crores.

- d). It is further placed on record that so far NDMC has made payments of `25000 Lacs while the EIL has informed that they have made expenditure of `23074 Lacs till May 2012.
- e). The time for completion of the project is proposed to be extended upto 31.12.2012. Although there is a delay in completion of the work by EIL, but at this stage there is no option, except to continue with the EIL. If the contract with EIL is terminated the new agency cannot be appointed on nomination basis and there may be legal issues as EIL and the contractors may go to the court. The appointment of new agency will take time which in turn will appoint the contractors for execution of balance work. This process may take considerable time and the Connaught Place cannot be left in this position for long. Any delay will lead to inconvenience to users and public criticism. Therefore, it is proposed to extend the period of contract with EIL as 'Trunkey Consultant' upto 31.12.2012.

5. Financial Implication of the proposed project/ subject

EIL informed the work awarded of amounting ` 438.998 crore till date after considering the savings in various works. The detailed information submitted by the EIL is enclosed at **Annexure 'B' (See pages 80 – 81)**.

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

The balance works to be completed by 31st December 2012 as informed by the EIL.

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

The timelines may be adhered to by close supervision of the work to further avoid any cost escalation and extension of time.

8. Comments of the Department on comments of Finance Department

This issue is being regularly informed to EIL.

9. Legal implications of the subject/ project

There is no legal issue.

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

Resolution No. 12 (A-52) of dated 21.11.2007

Resolution No. 28 (A-18) of dated 28.04.2008

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

It has no legal issue.

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.

CVC guidelines adhered.

14. Recommendations:-

The proposal is placed before the Council for information and approval of:

- (a) The items of ` 13215 lac as per details in para 4(b) above to drop, for which the work has not been awarded by EIL.
- (b) The reduce scope of work by deleting the four new proposed subways at Yusufzai Market, Estate Entry Road, Chelmsford Road, P-block SBS Marg, and few new mouths proposed at existing subways and the proposed underground water storage tank of 27 lacs litre capacity at Shivaji Stadium.
- (c) The installations of VCB HT & LT panels and RMU - LT main compatible with NDMC system as suggested by Elect. Deptt. and having financial implication of ` 7.7 crore which is within permissible variation.
- (d) The efforts to make further reduced the expenditure and incur additional expenditure, if any on items which were not originally included in the existing contracts and
- (e) The revised administrative estimate for the amount of ` . 477.02 crore for the work executed through EIL and to extend the agreement with EIL upto 31st Dec.2012.

COUNCIL'S DECISION

The Council carefully considered the proposal and after detailed discussion resolved by majority, that :

- a) The period of contract with Engineers India Limited be extended till 31 December, 2012.
- b) Approval is accorded to the revised estimate of `477.02 crores (as per Annexure 'B' attached with the proposal) for the work being executed through EIL.
- c) Approval is accorded to installation of VCB HT and LT panels and RMU-LT Main compatible with NDMC system as additional work amounting to `7.7 Crores as this expenditure falls within permissible limits of variation as per CPWD manual.
- d) The items indicated in para 4 amounting to `13,215.00 lacs be dropped from the original scope of work.
- e) The Chief Secretary of Government of NCT of Delhi be requested to seek a meeting with the Secretary, Government of India, Ministry of Petroleum for its intervention in successful completion of all components of projects by 31 December 2012.
- f) The Department be authorised to take further necessary action in pursuance of these decisions without waiting for confirmation of the minutes by the Council.

COPY OF ANNEXURE A OF THE CONTRACT

Scope of work for Turnkey Execution of works for Redevelopment of Connaught Place and its precincts New Delhi Design, Engineering, construction and commissioning of works for redevelopment of Connaught Place.

List Packages	Tender	Cost (` in Lac)
Package No.	Packages Description	Estimate[lacs] including PMC charges + service tax and contingencies
Work Order-1	Façade Restoration-C Block as a Sample Block	220.00
Package-1	Service Tunnel/Ducts, Roads Middle Circle, Sewage/Drainage and water supply, Fire fighting, irrigation system and rain water harvesting, overall electrical system with gen. illumination and street lighting	14115.00
Package-2	Construction of subways[8 Nos] including roads outer circle construction of roads outer circle	4568.26
Package-3	Escalators – Existing subways, New subways	8000.00
Package-4	Landscapping, Horticulture work, pavements, planters, signages and street furniture	1792.00
Package-5	CCTV/PA System	1672.00
Package-6	Façade Restoration other blocks	
Package-6A	Inner circle and radials	1800.00
Package-6B	Outer circle and radials	5733.00
Package-7	Construction of UG parking and road work in Inner circle incl. surface dev. Pavements, planters & pedestrian area flooring [Inner Circle and Radials], improvement of pedestrian area inner circle	20530.00
Package-8	District cooling system – Centralized Air-	5575.00

	conditioning – BOT Model	
Package-9	Outer circle-Outer periphery6 [Improvement of pedestrian area on outer side of outer circle including improvement of subways, [Civil & Electrical works]	3092.68
		67097.94

Annexure B 2 pages

Annexure ends

ITEM NO. 14 (A-19)**BRIEF DETAILS OF ADDITIONAL QUANTITY STATEMENT NO.1**

1. Name of the subject/project
Sub S/R of roads in NDMC area.
SH Quality Improvement Programme (Phase-II).
2. Name of the Department/Departments concerned
Civil Engineering Department, RIP Division.
3. Preliminary Estimate was accorded A/A & E/S amounting to Rs. 43,48,16,000/- by the Council vide item No. 24(A-15) dated 28.04.2008.
4. Preliminary Estimate was based on DSR 2007 + 15% for drainage improvement + 3% Contingencies framed for **40 roads** with tentative items i.e. tack coat, 50mm DBM, 40mm BC and 2.5mm thick thermoplastic paint. Road Lane Length – 164.10 Km (for DBM and BC each).
 (a) Out of 40 roads considered in Preliminary Estimate, 6 road resurfaced against Phase-I and 3 roads deferred for next phase on recommendation of CRR. Proportionate amount in Preliminary Estimate Rs. 9.85 Crore for road lane length 37.1 Km. (For DBM & BC Each)
5. The work carried out into two parts as below as per CRR recommendations dated 15.04.2008:-
 (i) Riding Quality Improvement Programme (Phase-II) amounting to Rs 12,05,035,424/- (estimated cost put to tender) for road lane length/ No. of road = 86.2 KM / 22 Roads (for BC / SMA / Mastic) and 6.84 Km / 2

roads only (for DBM). Proportionate amount in PE Rs. 22.84 crore for road lane length 86.2 Km (for DBM and BC Each).

- (ii) Riding Quality Improvement Programme (Phase-II) Cold Mix Technology amounting to Rs. 6,77,71,685/- (estimated cost put to tender) for road lane length / no of roads. Micro surfacing = 40.8 Km / 9 roads. Proportionate amount in Preliminary Estimate Rs. 10.79 Crore for road lane length 40.8 Km/9 roads (for DBM and BC Each).

6. Tender for work at 5(i) above awarded on 26.12.2008 amounting to Rs. 15,91,89,192/- i.e. 32.07% above the estimated cost. Total executed amount Rs. 19,79,15,830.00 against proportionate Preliminary Estimate amount of Rs. 22.84 crore.

7.	S. No.	Description	Value in this tender	Value in PE
	(i)	Road lane length	86.2 KM	164.10 Km
	(ii)	Surface Area	301700 Sq.m	574547 Sqm
	(iii)	No. of Roads	22	40

8. Actual executed work on :-

Road lane length = **144.50 KM (DBM = 42.4 Km, BC/SMA/Mastic = 102.10 Km)**

Surface Area = **505750 Sqm**

No. of Roads = **28**

9. Tendered Amount Rs. 159189192/-

10. Total Expenditure incurred Rs. 197915830/- (Within PE **Rs. 22.84 cr.**)

11. Financial Implication of **Additional Quantity I : Rs. 5,67,80,011/-**

12. Recovery on account of difference in cost of Bitumen Rs. 18053373/- (Net) has already been made.

13. During the execution of work additional quantities has been executed in item of works after obtaining the approval in principle as under:-

A. On the recommendation of CRRI for profile correction **additional layer of 50mm DBM** was laid as proposed on the roads considered in scope of work.

Name of Road	AIP accorded on
i. Amrita Shergil Marg	04.03.2009
ii. Jai Singh Road	04.03.2009
iii. Shahjahan Road	04.03.2009
iv. Simon Boliver Marg	23.04.2009
v. Lodhi Road	23.04.2009
vi. Najaf Khan Road	24.12.2009

B. On the recommendation of CRRI, the following additional roads were taken up which are due for resurfacing and provided with treatment as under :-

(a). 50mm DBM + 40mm BC treatment.

Name of Road	AIP accorded on
i. Dharam Marg	22.07.2009
ii. Saheed Sudhir Sabarwal Marg	22.07.2009
iii. Mandir Lane	22.07.2009
iv. New Barakhamba lane	22.07.2009
v. Aurbindo Marg (Y – 4 crossing to Safderjung Flyover)	16.11.2009
vi. Tuglak Road	16.11.2009

(b). 40mm SMA treatment.

Name of Road	AIP accorded on
---------------------	------------------------

- | | | |
|------|---------------------------------------|------------|
| i. | Shankar Road | 23.04.2009 |
| ii. | F Point Circus (PM House Round about) | 23.04.2009 |
| (c). | 40mm BC treatment. | |

Name of Road

AIP accorded on

- | | | |
|----|---------------------------|------------|
| i. | Shaheed Sudhir Tyagi Marg | 22.07.2009 |
|----|---------------------------|------------|

COUNCIL'S DECISION

The Council carefully considered the proposal and resolved to accord approval to the additional quantity statement No. 1 amounting to Rs.5,67,80,011/- for the work of Riding Quality Improvement Program (Phase-II).

The Council further resolved to direct all concerned departments to strictly adhere to the provisions of CPWD manual and avoid instances where proposals for approval of revised estimates are required to be brought before the Competent Authority.

ANNEXURE 85 TO 95

ANNEXURE ENDS

ITEM NO. 15 (C-10)**CONTRACTS/SCHEMES INVOLVING AN EXPENDITURE OF RS. 1 LAC BUT NOT EXCEEDING RS. 100 LACS.**

Section 143 (d) of NDMC Act, 1994 provides that every contract involving an expenditure of Rs.1 lac but not exceeding Rs.100 lacs under clause 143 (c) shall be reported to the Council. In pursuance of these provisions, a list of contracts entered/executed upto May, 2012, have been prepared.

A list of the contracts, entered into for the various schemes, is accordingly laid before the Council for information. **(See pages 97 - 106).**

COUNCIL'S DECISION

Information noted.

ANNEXURE 97 – 106

ANEXURE ENDS

ITEM NO. 16 (C-11)

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 April, 2012, had already been included in the Agenda for the Council Meeting held on 25.05.2012.

A report on the status of execution of the ongoing schemes/works awarded upto May, 2012, is placed before the Council for information.
(See pages 108 - 159).

COUNCIL'S DECISION

Information noted.

(D.S. PANDIT)

(SHEILA DIKSHIT)

SECRETARY

PRESIDING OFFICER

ANNEXURE 108 – 159

ANEXURE ENDS