

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

**COUNCIL'S MEETING NO. 05/2012-13 DATED 25.07.2012 AT 11-00 A.M.**

**Arrangement of business**

ITEM NO.	SUBJECT	PAGE	ANNEXURE
01 (C-12)	Confirmation and signing of the minutes of the Council's Meeting No. 04/2012-13 held on 25.06.2012.	2	3 – 8
02 (A-20)	Construction of the random stone masonry boundary wall on both the side of Shankar Road from Ganga Ram Hospital to Talkatora Stadium Round about (Deposit work). (Revised Admn. Approval and Expdr. Sanction)	9 – 11	
03 (B-09)	Purchase of HT 11KV, 350 MVA single bus bar VCB Switchgear panels (Indoor Type). (Award of work to L-1)	12 – 17	18 – 72
04 (U-02)	Deployment of Security Guards at Navyug Schools, Water Reservoirs & Community Centers – Contract Group 'J'. (Admn. Approval and Expdr. Sanction)	73 – 74	
05 (D-01)	Re-appropriation of Funds in Budget Estimates 2012-13.	75 – 76	77 – 81
06 (O-02)	Audit Comments on Financial Statements for the year ended March, 2010. (For information of the Council)	82 – 84	Separate Booklet enclosed.
07 (G-01)	DERC tariff order for Retail Electricity Supply in NDMC area with effect from 01.07.2012.	85 – 87	88 – 93
08 (L-01)	Determination of licence fee for the period 11.10.2011 to 10.10.2012 on mutually agreed terms on One year extension of Collaboration Agreement and license of Taj Man Singh Hotel with the Indian Hotels Co. Ltd. from 11.10.2011 to 10.10.2012.	94 – 98	99 - 110
09 (H-03)	Appointment of Ms. Varsha Tiwary, IA&AS:1994 as Chief Auditor, New Delhi Municipal Council.	111 – 112	
10 (A-21)	Strengthening of Water Supply System in NDMC area.(Const. of U/G tank with water boosting arrangement at Kali Bari Marg near Water Supply Control Room. (For approval of Extra quantity statement)	113 – 115	

11 (C-13)	Contracts/Schemes involving an expenditure of Rs.1 Lac but not exceeding Rs.100 lacs. (For information of the Council)	116	117 – 126
12 (C-14)	Action Taken Report on the status of ongoing schemes/works approved by the Council. (For information of the Council)	127	128 – 177

**ITEM NO. 01 (C-12)**

Confirmation and signing of the minutes of the Council's Meeting No. 04/2012-13 held on 25.06.2012. **(See pages 3 - 8 )**.

**COUNCIL'S DECISION**

Minutes confirmed.

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

**MINUTES OF THE COUNCIL'S MEETING NO. 04/2012-13 HELD ON 25.06.2012, AT 11-00 A.M.**  
**IN THE COUNCIL ROOM, PALIKA KENDRA, NEW DELHI.**

<b>MEETING NO.</b>	<b>:</b>	<b>04/2012-13</b>
<b>DATE</b>	<b>:</b>	<b>25.06.2012</b>
<b>TIME</b>	<b>:</b>	<b>11-00 A.M.</b>
<b>PLACE</b>	<b>:</b>	<b>PALIKA KENDRA, NEW DELHI.</b>

**PRESENT :**

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

<b>ITEM NO.</b>	<b>SUBJECT</b>	<b>DECISION</b>
01 (C-08)	Confirmation and signing of the minutes of the Council's Meeting No. 03/2012-13 held on 25.05.2012.	Minutes confirmed.
02 (A-16)	Amendments/ modifications in respect of CPWD Works Manual 2010.	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.
03 (A-17)	Pavement improvement programme during 2011-12. Sub Head: Improvement to footpath	Resolved by the Council to accord Revised Administrative Approval and Expenditure Sanction for `1,10,76,000 /- for the work of

	at Janpath Road from Maulana Azad Road to Claridge Hotel Round about and Rajesh Pilot Marg.	<p>"Improvement to footpath at Janpath Road from Maulana Azad Road to Claridge Hotel Round about and Rajesh Pilot Marg".</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-07)	Providing HT shunt capacitor in 11 KV E/S/S at Hanuman Road, Scindia house, School lane, Race course and National archives.	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.
05 (B-08)	Replacement of 33KV SF6 Panel board with 33KV GIS DBB panel board at 33KV ESS School Lane.	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".
06 (N-01)	Annual Estimate for Maintenance of CPWD Colony Parks for the year 2012-13.	<p>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.</p> <p>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.</p>

		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.
07 (N-02)	Annual Estimate for Maintenance of Parks & Garden for the year 2012-13.	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.
08 (O-01)	Audit Comments on Financial Statements converted to Double entry on accrual basis for the year ended March, 2009.	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.
09 (C-09)	Annual Administrative Report for the year 2011-12.	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.
10 (H-02)	Notification of the New Delhi Municipal Council (Conditions of Service of Municipal Officers) Regulations, 2010.	Deferred by the Council in view of additional information, sought by the members.
11 (J-01)	Hiring of 5 Nos. Cranes for the year 2012- 2015.	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.
12 (J-02)	Hiring of 5 Nos. Raid Van for the year 2012-2015.	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.
13 (A-18)	Redevelopment of Connaught Place – Way Forward.	<p>The Council carefully considered the proposal and after detailed discussion resolved by majority, that :</p> <ul style="list-style-type: none"> <li>a) The period of contract with Engineers India Limited be extended till 31 December, 2012.</li> <li>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.</li> <li>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.</li> <li>d) The items indicated in para 4 amounting to `13,215.00 lacs be dropped from the original scope of work.</li> <li>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</li> </ul>

		<p>components of projects by 31 December 2012.</p> <p>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.</p>
14 (A-19)	Brief details of Additional Quantity Statement regarding S/R of roads in NDMC area. Sub Head : Riding Quality Improvement Programme (Phase-II) placed before the Council on 25.05.2012 vide Item No. 02(A-13).	<p>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).</p> <p>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.</p>
15 (C-10)	Contracts/Schemes involving an expenditure of Rs.1 Lac but not exceeding Rs.100 lacs.	Information noted.
16(C-11)	Action Taken Report on the status of ongoing schemes/works approved by the Council.	Information noted.
	<b>OTHER ISSUES</b>	
	Question raised by Smt. Tajdar Babar, Vice Chairperson regarding NDMC commercial properties / shops / Units under dispute of surrender, vacation, pending recovery of dues, transfers etc.	Interim Reply placed as <b>Annexure –I.</b>
	Question raised by Sh. Karan Singh Tanwar, MLA & Member, NDMC regarding development works in the constituency of the Member, which	Reply placed as <b>Annexure –II.</b>



	falls under the jurisdiction of NDMC.	
	Question raised by Sh. Karan Singh Tanwar, MLA & Member, NDMC regarding inspection of his constituency by the Secretary / Chairperson, NDMC and for taking steps to remove various issues.	Reply placed as <b>Annexure – II.</b>

ANNEXURE 2 PAGES

ANNEXURE ENDS

**ITEM NO. 02 (A-20)****1. Name of subject / Project:**

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

**2. Name of the Department:**

Civil Engineering Department, Road-V Division

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

- a) Secretary (E&T), Govt. of Delhi the discussion held in the meeting attended by Secretary, NDMC, MD, DSHDC, Chief Engineers, IFCD and NDMC On 02 Jan,09, apprised the Hon'ble Chief Minister, Delhi of the status of construction of boundary wall in the Central Ridge for protraction of notified forests.
- b) In view of the forthcoming Commonwealth Games 2010 and also for prevention of dumping of malba it was decided by the Hon'ble Chief Minister, that the construction / reconstruction of the boundary walls of uniform design / cross section and elevation in the ridge be undertaken in the Central Ridge.
- c) The random stone masonry boundary wall shall have the height of seven feet from the ground level as per the architectural design provided by the Chief Engineer, NDMC.
- d) It was further decided that NDMC shall be responsible for construction of the stone Masonry boundary wall on both side of Shankar Road from Ganga Ram Hospital to Talkatora Stadium Roundabouts. The work is to be executed by NDMC as deposit work.
- e) Accordingly preliminary estimate for ₹2,11,12,000/- was approved by Council vide Resolution No.16(A-26) dated 18 Feb.'09. The Forest Deptt. has sanctioned ₹2.11 crores for execution of work vide letter No.F.11(106)/PA/CF/ 08/Part/SR/1389-90 dated 17.07.2007. During execution of the work, some additional work was required to be done by executing addl. Quantity, extra item for which approval in principle has accorded by the Chairperson, NDMC for ₹59.45 lacs from the existing agency on the same terms and conditions of the contract on the existing rates for additional

quantities alongwith extra item on market rate vide Chairperson, NDMC order dated 30.03.2010. The Forest Deptt. has also released the payment amounting to ` 59.45 lacs in addl. work vide No.F.33(DCF(S)/sTore/09-10/1161-69 dated 18.06.2010. The work was physcially completed n 17.07.2010 with the total cost of `3,13,37,800/- which includes addl. Work addl. Quantities, extra item and departmental charges and payment of 10-C clasue of the agreement.

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

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

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

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

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

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

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

Finance has concurred the proposal which is as under:-

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

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

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

This is a deposit work and funds received from forest department. After approval of the Preliminary Estimate of the work amounting to `2,11,12,000/- by the council, the funds of `2,11,12,000/- has been released by the forest department vide letter No. F.11(106)/PA/CF/08/Part/SR/1389-90 dt. 17.07.2007. Copy placed at Flag-'A' and for additional work an amount of `59.45 lacs was again released vide No. F.33(DCF(S)/s Tore/09-10/1161-69 dt. 18.06.2010. The total amount received from the forest department is `2,70,45,000/-. The balance amount i.e. (total work amount `3,13,37,800/- minus already received `2,70,45,000/- balance amount of `42,92,800/-) to be taken from forest department. The case was discussed by the forest department and they were agreed to release of balance fund after final outcome of the completion of aforesaid work. A letter has been sent to forest department on 18.06.12 for release of additional fund of `42,2,800/- for payment to the agency as well as on other overheads.

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

Reply has been seen by the Finance Department.

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

NA.

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

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

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

N.A

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

No Legal issue is involved.

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

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

**15. Recommendation:**

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

- (i) Revised Administrative Approval and Expenditure sanctioned of `3,13,37,800/- for the work Construction of the random stone masonry boundary wall on both the said of Shankar Road from Ganga Ram Hospital to Talkatora Stadium round about (Deposited work).
- (ii) Further action in the matter be taken in anticipation of confirmation of minutes of the Council.

**16. Draft Resolution :**

- (i) Revised Administrative Approval and Expenditure sanctioned of `3,13,37,800/- for the work Construction of the random stone masonry boundary wall on both the said of Shankar Road from Ganga Ram Hospital to Talkatora Stadium round about (Deposited work).
- (ii) Further action in the matter be taken in anticipation of confirmation of minutes of the Council.

**COUNCIL'S DECISION**

The Council carefully considered the proposal and resolved to refer back the item with the direction that the concerned Department may in the first instance get the consent of the Forest Department in writing about their willingness to pay the additional amount spent by the Department in completing the work. Once the letter confirming Forest Department's willingness to pay the amount is received, the matter may again be brought to the Council for a decision.

**ITEM NO. 03 (B-09)**

1. **Name of Subject/Project:** Purchase of HT 11KV, 350 MVA single bus bar VCB Switchgear panels (Indoor Type).
2. **Name of the Department** : ELECTRICITY DEPARTMENT
3. **Brief History of the subject/Project:** A case for the procurement of 149 Nos. of HT 11KV, 350 MVA single bus bar VCB Switchgear panels (Indoor Type) was processed against the sanctioned estimates duly approved by council / Chairman/CE(E-II) as per **ANNEXURE "A"** (See pages 18 – 55).
4. **Detailed Proposal of the Subject/Project:** Tenders were invited in three cover system through e-procurement system from the manufacturers for the purchase of 149 Nos. of HT 11KV, 350 MVA single bus bar VCB Switchgear panels (Indoor Type) by giving due publicity to the NIT as per the codal provisions. In response to the Tender Enquiry, offers of the following Two firms were received on due date of opening 09.01.2012 on e-portal system.
  1. M/s. Biecco Lawrie Limited
  2. M/s. Megawin Switchgear-P- Ltd

The offers of the above firms were scrutinized and subsequently examined by the planning division, both the firms were found eligible as per NIT requirement.

With the approval of CE(E-II), the price bids of the both eligible firms were opened on 22.03.12. The Position of each tendering firm is as under:

Description	M/s. Biecco Lawrie Limited (Rs.)	M/s. Megawin Switchgear-P- Ltd (Rs.)	Estimated Cost (Rs.)



1. HT 11KV 350 MVA single bus bar VCB Switchgear Panels (Indoor Type) having 400 Amps capacity as per the details given below:-			
(a) Incomer Panel CTR-400-200/5A Qty:-9 Nos.	<u>QR- 23,62,500.00</u> CR- 27,11,954.25	<u>QR- 22,50,900.00</u> CR- 25,81,897.55	<u>QR- 25,74,000.00</u> CR- 30,24,604.44
(b) Outgoing Panel CTR-400-200/5A Qty:-61 Nos.	<u>QR- 1,45,30,200.00</u> CR- 1,67,13,346.81	<u>QR- 1,25,96,500.00</u> CR- 1,45,07,318.29	<u>QR- 1,46,40,000.00</u> CR- 1,72,02,878.40
(c) Coupler 400 Amp Qty:- 2 Nos.	<u>QR- 3,83,600.00</u> CR- 4,43,573.02	<u>QR- 4,31,800.00</u> CR- 4,96,800.91	<u>QR- 3,72,000.00</u> CR- 4,37,122.32
2. HT 11KV 350 MVA single bus bar VCB Switchgear Panels (Indoor Type) having 630 Amps capacity as per the details given below:-			
(a) Incomer Panel CTR-600-300/5A Qty:-13 Nos.	<u>QR- 34,32,000.00</u> CR- 39,39,205.92	<u>QR- 32,51,300.00</u> CR- 37,29,407.58	<u>QR- 38,61,000.00</u> CR- 45,36,906.66
(b) Outgoing Panel CTR-600-300/5A Qty:-35 Nos.	<u>QR- 83,89,500.00</u> CR- 96,48,690.87	<u>QR- 72,27,500.00</u> CR- 83,23,871.15	<u>QR- 92,75,000.00</u> CR- 1,08,98,681.50
(c) Coupler 630 Amp Qty:-5 Nos.	<u>QR- 9,59,000.00</u> CR- 11,08,932.54	<u>QR- 10,79,500.00</u> CR- 12,42,002.27	<u>QR- 12,45,000.00</u> CR- 12,45,000.00
3. HT 11KV 350 MVA single bus bar VCB Switchgear Panels (Indoor Type) having 800 Amps capacity as per the details given below:-			
(a) Incomer Panel CTR-800-			

400/5A Qty:-4 Nos.			
(b) Outgoing Panel CTR-800-400/5A Qty:-12 Nos.	QR- <u>10,56,000.00</u> CR- 12,12,063.36	QR- <u>10,00,400.00</u> CR- 11,47,510.02	QR- <u>12,00,000.00</u> CR- 14,22,072.00
(c) Coupler 800 Amp Qty:-2 Nos.	QR- <u>28,76,400.00</u> CR- 33,08,122.58	QR- <u>24,78,000.00</u> CR- 28,53,898.68	QR- <u>33,60,000.00</u> CR- 39,48,201.60
4. HT 11KV 350 MVA single bus bar VCB Switchgear Panels (Indoor Type) having 1250 Amps capacity as per the details given below:-	QR- <u>3,83,600.00</u> CR- 4,43,573.02	QR- <u>4,31,800.00</u> CR- 4,96,800.91	QR- <u>3,90,000.00</u> CR- 4,58,273.40
(a) Incomer Panel CTR-1000-500/5A Qty:-4 Nos.			
(b) Coupler 1250 Amp Qty:-2 Nos.	QR- <u>10,78,400.00</u> CR- 12,37,264.70	QR- <u>10,72,000.00</u> CR- 12,28,064.32	QR- <u>18,24,580.00</u> CR- 18,24,580.00
	QR- <u>3,98,000.00</u> CR- 4,59,773.88	QR- <u>4,31,800.00</u> CR- 4,96,800.91	QR- <u>6,54,614.00</u> CR- 6,54,614.00
	<b>Overall Computed cost</b> <b>=Rs.4,12,26,500.95</b>	<b>Overall Computed cost</b> <b>=Rs.3,71,04,372.59</b>	<b>Overall Computed cost</b> <b>=Rs.4,56,52,934.00</b>
		<b>L-1</b>	

It is to put that as per provision in the NIT at CP-39, Schedule of Quality:-

The Evaluation shall be considered on the basis of overall item wise lowest for Item No. 1(a+b+c), Item No.2 (a+b+c) and Item No.3 (a+b+c) and Item No.4 (a+b) and the L-1 position amongst all tendering firms will be based on the total L-1 computed cost inclusive of all taxes, duties and other charges.

In accordance with the provision of the above conditions, in some items the rate of overall L-2 firm were lower than the rates of L-1 firm for the same items but since the panel of one make of panel are not compatible & can not be coupled with the other make panel ,so the overall rates were computed for consideration.

Accordingly M/s. Megawin Switchgear-P- Ltd emerged as the first lowest tendering firm with their Ex-works rates `2,50,100.00 {for item Nos.1(a), 2(a) & 3(a)}, `2,06,500.00 {for item Nos.1(b), 2(b) & 3(b)}, `2,15,900.00 {for item Nos.1(c), 2(c), 3(c) & 4(b)} & `2,68,000.00{for item No.4(a)} with ED @ 10.3% Extra (or as applicable) + CST @ 2% against form 'C' + Freight & Insurance `5,500.00 Each thus making computed cost to `25,81,897.55, `1,45,07,318.29, `4,96,800.91, `37,29,407.58, `83,23,871.15, `12,42,002.27, `11,47,510.02, `28,53,898.68, `4,96,800.91, `12,28,064.32 & `4,96,800.91 for item Nos. 1(a), 1(b), 1(c), 2(a), 2(b), 2(c), 3(a), 3(b), 3(c), 4(a) & 4(c) respectively. The overall computed cost for the purchase of HT VCB panel is `3,71,04,372.59.

Justification statement based on the current market rate taken from M/s. Electroteknica Switchgears Pvt. Ltd. has been prepared, tabulated as under:

Description	As per the offer of L-I firm M/s. Megawin Switchgear P-Limited (Ex works rate) (Rs.)	Rates based on the lowest current market rate taken from M/s. Electroteknica Switchgears Pvt. Ltd. (Ex-works rate) (Rs.)	Remarks
1. HT 11KV, 350MVA Single Busbar VCB Switchgear panels (Indoor Type) having <b>400 Amps</b> capacity as per the details given below :			The overall rate of L-I firm, M/s. Megawin Switchgear P-Limited is <b>11.36% below</b> than the current market rate taken from M/s.Electroteknica Switchgears Pvt. Ltd.
a)Incomer Panel CTR 400-200/5A	2,50,100.00	2,75,000.00	
b)Outgoing Panel CTR 400-200/5A	2,06,500.00	2,60,000.00	
c)Coupler 400 Amp	2,15,900.00	2,22,000.00	

<b>Total</b>	<b>6,72,500.00</b>	<b>7,57,000.00</b>	
2. HT 11KV, 350MVA Single Busbar VCB Switchgear panels (Indoor Type) having <b>630 Amps</b> capacity as per the details given below :			
a)Incomer Panel CTR 600-300/5A	2,50,100.00	2,75,000.00	
b)Outgoing Panel CTR 600-300/5A	2,06,500.00	2,60,000.00	
c)Coupler 630 Amp	2,15,900.00	2,20,000.00	
<b>Total</b>	<b>6,72,500.00</b>	<b>7,55,000.00</b>	
3. HT 11KV, 350MVA Single Busbar VCB Switchgear panels (Indoor Type) having <b>800 Amps</b> capacity as per the details given below :			
a)Incomer Panel CTR 800-400/5A	2,50,100.00	2,80,000.00	
b)Outgoing Panel CTR 800-400/5A	2,06,500.00	2,65,000.00	
c)Coupler 800 Amp	2,15,900.00	2,25,000.00	
<b>Total</b>	<b>6,72,500.00</b>	<b>7,70,000.00</b>	
4. HT 11KV, 350MVA Single Busbar VCB Switchgear panels (Indoor Type) having <b>1250 Amps</b> capacity as per the details given below :			
a)Incomer Panel CTR 1000-500/5A	2,68,000.00	2,95,000.00	
b)Coupler 1250 Amp	2,15,900.00	2,45,000.00	
<b>Total</b>	<b>4,83,900.00</b>	<b>5,40,000.00</b>	
<b>Overall rate</b>	<b>25,01,400.00</b>	<b>28,22,000.00</b>	

The rate of lowest tendering firm, M/s. Megawin Switchgear-P- Ltd. are lowest, competitive, reasonable and hence justified.

The case was examined by the Planning and subsequently concurred by Finance vide Dy. No. 1364/Finance/R-Electric dated 15.06.2012.

**5. Financial Implications of the proposed subject/Project:** `3,71,04,372.59 (Three Crore Seventyone lakh Four thousand Three hundred and Seventy Two rupees and Fifty nine paise only), inclusive of taxes & duties etc.

**6. Implementation Schedule with timeline for each stage including processing:**

1. The drawing shall be submitted within 15 days from the date of issue of Supply Order.
2. The material shall be supplied within **Six months** from the date of issue of approval of drawings.
3. Commencing with 49Nos. within two months from the date of issue of approval of drawings and completion @ 25Nos. per month thereafter and completion in six months from the date of issue of approval of drawings.

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

1. Copy of the Council Resolution may be added with the case.
2. In the checklist the Deptt. has mentioned the approval date as 21.11.2011 instead of 21.12.2011 which may be rectified. Further the check list needs to be signed by AAO as well as Sr.AO(E). Col.No.6 & 7 of checklist may also fill up.
3. Numbering of pages is not properly done in the tender file (Part-II) as after P-No.599, it is marked as 510 which needs correction.
4. On the financial bid downloaded for the e-portal website the names of the firms are hand written. The Deptt. may asked to certified that correct name has been mentioned against the bid of the concerned firm.
5. In the NIT file page No. 39/C needs to be signed by CE(E-II).

6. The validity of the firm has already been expired as per the NIT condition i.e. 120 days from the date of opening of tender documents. This may be got extended from the concerned firm i.e. M/s. Megawin Switchgear P. Ltd., first, before processing the case further.
7. Relevant Head of Account may be mentioned in which expenditure will be book.
8. Necessary certificate as per para 20.2.2 of CPWD Manual may be accorded on Comparative Statement.
9. Technical Evaluation Sheets may be prepared and placed in the file.

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

1. Copies of the resolutions have been added and placed in the file.
2. Needful done.
3. Proper page numbering & corrections have been made/ furnished.
4. The names of the firms written by hand are correctly mentioned against the bid of the concerned firms.
5. CE(E)II has signed the page No.39/C of NIT.
6. validity has already been taken from the firm upto 30/6/2012 & the same is placed at CP-653 in the file.
7. The head of Account is Electric other items under chart of A/C code No.4301030, Function code 07, Field code 220 in the budget book Volume No.1 at page No.179.
8. Necessary certificate as per para 20.2.2 of CPWD manual has been pasted on the comparative statement at CP-623.
9. Technical Evaluation Sheet is already placed at CP-593 in the file.

#### **9. Final view of the Finance Department:**

Keeping in view, the reply of the department and the facts that quoted rates of the firm are below than the estimated cost as well as that of justified cost as worked out by the department, Finance has concurred in the proposal vide Dy. No. 1364/Finance/R-Electric dated 15.06.2012, of the department to award the supply order to the L-I tendering firm M/s. Megawin Switchgear-P- Ltd at their quoted rates `3,71,04,372.59 which is 18.73%

below the estimated cost for supply of "HT 11KV, 350 MVA single bus bar VCB Switchgear panels (Indoor Type) ", after obtaining the approval from the competent authority. However, the deptt may ensure that the justification prepared are within the last approved rates (LAR) in the recent past.

**Clarification of the Department:-**

It is clarified that rates of L-1 firm are within the last approved rates (LAR) in the recent past, by considering the total cost on the basis of overall item wise lowest for various items as per NIT (**ANNEXURE 'A1' See pages 56 - 58** ).

10. **Legal Implication of the Subject/Project:** No legal point is involved.
11. **Details of previous Council Resolution, existing law of Parliament and Assembly on the Subject:** Placed at **ANNEXURE "B" (See pages 59 – 72)** .
12. **Comments of department on comments of the Law Department:** Nil
13. **Final view of the Law Department:** Has no Legal issue
14. **Certification by the Department:**

All Central Vigilance Commission (CVC) guidelines have been followed while processing the case.

15. **Recommendations of the Department:** The case may be placed before the Council for the purchase of 149 Nos. of HT 11KV, 350 MVA single bus bar VCB Switchgear panels (Indoor Type) from the eligible lowest tendering firm, M/s. Megawin Switchgear-P- Ltd at their quoted cost of **₹.3,71,04,372.59** including Excise duty @ 10.3% (or as applicable) + CST @ 2% against form 'C' and freight, insurance, cartage as per their offer on the terms ,conditions and specification of NIT. Since the material requirement is of urgent nature, approval may also be accorded to place Supply Order on the firm in anticipation of the confirmation of the minutes of the Council meeting.

- 16. Draft Resolution:** Resolved by the Council that the approval is accorded for the purchase of 149 Nos. of HT 11KV, 350 MVA single bus bar VCB Switchgear panels (Indoor Type) from the eligible lowest tendering firm, M/s. Megawin Switchgear-P- Ltd at their quoted cost amounting to **`3,71,04,372.59** including Excise duty @ 10.3% (or as applicable) + CST @ 2% against form 'C' and freight, insurance, cartage as per their offer on the terms conditions and specifications of NIT. Approval is also accorded to place Supply Order on the firm in anticipation of the confirmation of the minutes of the Council meeting.

#### **COUNCIL'S DECISION**

Resolved by the Council to accord approval for purchase of 149 Nos. of HT 11KV, 350 MVA single bus bar VCB Switchgear panels (Indoor Type) from the eligible lowest tendering firm, M/s. Megawin Switchgear Pvt. Ltd at their quoted cost amounting to **`3,71,04,372.59** including Excise duty @ 10.3% (or as applicable) + CST @ 2% against form 'C' and freight, insurance, cartage as per their offer on the terms conditions and specifications of NIT.

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.



ANNEXURE 'A'

S. No.	Estimate No.	Qty.	User Division	A/A & E/S
1.	E-41/2008/EEP (Deposit work)	02	C-IV	By ACE(E)II, at CP-10 in the estimate file. Sanctioned amount= `1,00,69,000/-
2.	E-44/2009/EEP (Deposit work)	31	C-IV	By CE(E)II, at CP-16-17 in the estimate file. Sanctioned amount= `10,00,74,500/-
3.	E-57/2009/EEP	1	C-I	By Council vide item No.12(B-07) dt.16.06.2010, at CP-23-24 in the estimate file. Sanctioned amount= `2,46,03,000/-
4.	E-07/2010/EEP	3	C-IV	By Council vide Reso. No.05(B-16) dt.18.08.2010, at CP-29-30 in the estimate file. Sanctioned amount= `1,86,26,000/-
5.	C-1914/E-36/2010/EEP	2	C-II	By CE(E)II, at CP-35-36 in the estimate file. Sanctioned amount= `26,50,500/- [`8,18,000/- (Chargeable to NDMC) `18,32,500/- (Chargeable to Consumer)]
6.	C-1988/E-39/2010/EEP	6	C-II	By CE(E)II, at CP-43-44 in the estimate file. Sanctioned amount= `97,81,500/- [`31,83,000/- (Chargeable to NDMC) + `65,98,500/- (Chargeable to Consumer)]
7.	C-1968/E-40/2010/EEP	1	C-I	By CE(E)II, at CP-51-52 in the estimate file. Sanctioned amount= `15,09,000/- [`3,54,000/- (Chargeable to NDMC)

				`11,55,500/- (Chargeable to Consumer)]
8.	C-1912/E-41/2010/EEP	1	C-IV	By CE(E)II, at CP-58-59 in the estimate file. Sanctioned amount= `37,14,500/- [`10,90,000/- (Chargeable to NDMC) `26,24,500/- (Chargeable to Consumer)]
9.	E-43/2010/EEP (Deposit work)	4	C-I	By CE(E)II, at CP-68-69 in the estimate file. Sanctioned amount= `1,34,87,000/- [`37,77,500/- (Chargeable to NDMC) `97,09,500/- (Chargeable to Consumer)]
10.	E-03/2011/EEP (Deposit work)	2	C-II	By CE(E)II, at CP-79-80 in the estimate file. Sanctioned amount= `68,74,000/-
11.	E-1908+4/2011/EEP (Deposit work)	1	C-II	By CE(E)II, at CP-87-88 in the estimate file. Sanctioned amount= `25,77,000/- [`5,85,500/- (Chargeable to NDMC) `19,91,500/- (Chargeable to Consumer)]
12.	C-1882/E-05/2011 (Deposit work)	7	C-IV	By CE(E)II, at CP-97-98 in the estimate file. Sanctioned amount= `75,99,000/- [`25,90,000/- (Chargeable to NDMC) `50,09,000/- (Chargeable to Consumer)]
13.	E-794+6/2011/EEP	5	C-II	By CE(E)II, at CP-106-107 in the estimate file. Sanctioned amount= `1,06,96,000/- [`33,10,000/- (Chargeable to NDMC) `73,86,000/- (Chargeable to Consumer)]

				Consumer)]
14.	C-1126/E-27/2010/EEP	7	C-II	By CE(E)II, at CP-117-118 in the estimate file. Sanctioned amount= `78,39,000/- [`27,35,000/- (Chargeable to NDMC) `51,04,000/- (Chargeable to Consumer)]
15.	E-33/2010/EEP (Deposit work)	5	C-I	By CE(E)II, at CP-127-128 in the estimate file. Sanctioned amount= `63,29,500/-
16.	E-31/2009/EEP (Deposit work)	6	C-I	By CE(E)II, at CP-139-140 in the estimate file. Sanctioned amount= `1,80,37,000/-
17.	E-35/2009/EEP	11	C-II	By Council vide Reso. No.11(B-28) dt.24.02.2010, at CP-149-114 in the estimate file. Sanctioned amount= `2,28,14,000/- (Electrical + Civil Work)
18.	E-47/2009/EEP	2	M/S	By CE(E)II, at CP-156-157 in the estimate file. Sanctioned amount= `99,69,000/-
19.	E-48/2009/EEP	7	C-I	By Council vide Reso. No.04(B-21) dt.27.10.2010, at CP-163-164 in the estimate file. Sanctioned amount= `2,70,58,500/- (Electrical + Civil Work)
20.	C-1880/E-51/2009/EEP (Deposit work)	2	C-I	By CE(E)II, at CP-172-173 in the estimate file. Sanctioned amount= `50,68,412/- [`16,99,596/- (Chargeable to NDMC) `33,68,816/- (Chargeable to Consumer)]
21.	E-01/2010/EEP	2	C-I	By Chairman vide Item No.19(B-vii) dt.11.06.2010, at CP-179-180 in the

				estimate file. Sanctioned amount= `55,70,500/-
22.	E-04/2010/EEP	2	M/S	By CE(E)II, at CP-187-188 in the estimate file. Sanctioned amount= `25,32,000/- [`8,78,000/- (Chargeable to NDMC) `16,54,000/- (Chargeable to Consumer)]
23.	E-06/2010/EEP	1	C-IV	By CE(E)II, at CP-194-195 in the estimate file. Sanctioned amount= `43,79,000/-
24.	C-1881/E-14/2010/EEP (Deposit work)	2	C-I	By CE(E)II, at CP-201-202 in the estimate file. Sanctioned amount= `46,53,500/- [`15,20,000/- (Chargeable to NDMC) `31,33,500/- (Chargeable to Consumer)]
25.	E-16/2010/EEP	2	C-IV	By Council vide Reso. No.04(B-13) dt.21.07.2010, at CP-209-210 in the estimate file. Sanctioned amount= `1,06,63,500/-
26.	E-17/2010/EEP (Deposit work)	2	C-I	By CE(E)II, at CP-219-220 in the estimate file. Sanctioned amount= `1,23,94,000/- [`41,33,000/- (Chargeable to NDMC) `82,61,000/- (Chargeable to Consumer)]
27.	C-2041/E-18/2010/EEP	7	C-IV	By CE(E)II, at CP-228-229 in the estimate file. Sanctioned amount= `58,12,500/- [`20,42,500/- (Chargeable to NDMC) `37,70,000/- (Chargeable to Consumer)]
28.	E-20/2010/EEP	5	C-I	By Council vide Reso. No.29(A-96)

				dt.30.09.2009, at CP-235-236 in the estimate file. Sanctioned amount= `10,16,00,000/-
29.	E-23/2010/EEP	5	C-II	By CE(E)II, at CP-245-246 in the estimate file. Sanctioned amount= `45,14,500/- [`15,76,500/- (Chargeable to NDMC) `29,38,000/- (Chargeable to Consumer)]
30.	E-29/2010/EEP	15	C-II	By Council vide Item No.02(B-01) dt.28.04.2011, at CP-253-254 in the estimate file. Sanctioned amount= `1,45,85,000/-(G) & `1,45,02,500/-(N)
Total		149 H.T. Panels		

ANNEXUREES

51 pages















































































































Annexure ends



**ITEM NO. 04 (U-02)****1. Name of the Subject/Project**

Deployment of Security Guards at Navyug Schools, Water Reservoirs & Community Centers – Contract Group 'J'.

**2. Name of the department/department concerned.**

Security Department.

**3. Brief history of the subject/project**

The request for providing Security Guards was received from the following departments:

- i) Navyug School Education Society - 72 Guards at 12 locations.
- ii) Water Reservoirs 20 Guards at 05 locations
- iii) Community Centers 08 Guards at 02 locations.

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

The total requirement for the above works out to 100 Security Guards, 03 Supervisors and 01 Chief Supervisor. The total estimated cost for said deployment works out to `1,51,38,300.00. Since the total requirement and expenditure involved were substantial the same was discussed with the then Secretary and after discussion all above requirements were clubbed together as a separate Contract Group 'J'.

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

` 15138300.00 (one crore fifty one lakh thirty eight thousand three hundred only) per annum as per rates applicable in February 2012.

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

Two years from the date of deployment i.e. within 10 days after issue of award letter.

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

Finance has concurred in the proposal of the department vide diary No.855/Finance dated 17.04.2012 with advise to charge the RWAs for deployment of Security Personnel in the Community Centres.

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

As per advise of Finance Department, user department i.e. Welfare Department has already been informed.

**9. Final views of Finance Department.**

As above.

**10. Legal Implication of the subject/project.**

Not applicable.

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

Nil.

**12. Comments of the Law Department.**

We may approve this as a separate Contract Group 'J' subject to 'manpower audit' by CA.

**13. Comments of the Department on the comments of Law Department.**

As suggested by LA, the CA has been intimated for manpower Audit.

**14. Final view of Law Department**

As above.

**15. Certification 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.

**16. Recommendation**

- a) Form a new Contract Group 'J' at an estimated cost of `1,51,38,300/- per annum (as per rates applicable in February 2012) for deployment of Security Guards at Navyug Schools, Water Reservoirs & Community Centers.
- b) Float Tender on the pattern of Group E, F & G, in anticipation of approval of Annual Estimate for this Group by the competent authority. This is being proposed to complete the tender formulation and to save time. Further; the tender will be awarded & contract will be signed only after the approval of Annual Estimate by the Council.

**COUNCIL'S DECISION**

Resolved by the Council to approve formation of a new Contract Group 'J' at an estimated cost of `1,51,38,300/- per annum (as per rates applicable in February 2012) for deployment of Security Guards at Navyug Schools, Water Reservoirs & Community Centers.

Further, resolved by the Council that the concerned department, in consultation with Director (Edn.), will examine and assess the need for security guards in all the remaining schools of NDMC and then float tender including additional requirements, if any, on the pattern of Group E, F & G.

It was also resolved by the Council that before awarding the tender work, the department should take prior sanction of the competent authority.

**ITEM NO. 05 (D-01)****1. Name of the Subject/Project**

Re-appropriation of Funds in Budget Estimates 2012-13.

**2. Name of the Department/departments concerned**

Finance (Budget) Department

**3. Brief history of the Subject/Project**

Regulation 8 of the NDMC (Budget Estimates) Regulations, 2010, notified in Delhi Gazette on 23.11.2010, prescribes for re-appropriation of budget allocation as under:

“If at any time during the year, it becomes necessary to increase or reduce Budget Estimates of the current year under one function to another function or from one major head to another major head within the same function, or from one minor head to another minor head within the same major head, and the expenditure for the same cannot wait adoption of Revised Estimates by the Council on the recommendations of the Financial Advisor, the Chairperson, in anticipation of the approval of the Council, may authorize such alteration and place before the Council within one month from the end of the quarter, a report of such alteration and give effect to any order that may be passed by the Council in relation thereto.....”

Further, Section 56 of the NDMC Act,1994, prescribes that the Council may from time to time , during the year, transfer the amount or portion of the amount of the budget grant under any head to any other head.

Sub-section (2) of Section 56 further stipulates that every increase in a budget grant and every additional budget grant made in any year under sub-section (1) shall be deemed to be included in the budget estimates finally adopted for that year.

**4. Detailed proposal on the Subject/Project**

In pursuance of directions as contained in Section 56 of the NDMC Act,1994 & Regulation 8 of the NDMC (Budget Estimates) Regulations, 2010, a report of the re-appropriations in Budget Estimates 2012-13 authorized during 1<sup>st</sup> Quarter of 2012-13 as per details enclosed at **Annexure-I (See pages 77 – 81)** is placed before the Council for information and approval.

5. **Financial implication of the proposed Project/Subject**

No financial implication is involved.

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

Not applicable

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

Not applicable

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

Not applicable

9. **Final views of Finance Department**

Not applicable

10. **Legal Implication of the Subject/Project**

Not Applicable

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

Council vide its Reso. No. 05(D-03) dated 28.03.2012 approved re-appropriation of funds authorized up to 31.03.2012.

12. **Comments of the Law Department on the Subject/Project.**

Not applicable

13. **Comments of the Department on the comments of Law Department**

Not applicable

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

Not applicable

**15. Recommendation**

Re-appropriation in Budget Estimates 2012-13 authorized during 1<sup>st</sup> Quarter of 2012-13 as detailed in **Annexure-I (See pages 77 – 81)** be approved by the Council in terms of Section 56 of the NDMC Act,1994, & Regulation 8 of the NDMC (Budget Estimates) Regulations, 2010.

**16. Draft Resolution**

Resolved that the Re-appropriations in Budget Estimates 2012-13 authorized during 1<sup>st</sup> Quarter of 2012-13 as detailed in **Annexure-I (See pages 77 – 81)** are approved in terms of Section 56 of the NDMC Act,1994, & Regulation 8 of the NDMC (Budget Estimates) Regulations, 2010.

**COUNCIL'S DECISION**

Resolved by the Council that the Re-appropriations in Budget Estimates 2012-13 authorized during 1<sup>st</sup> Quarter of 2012-13 as detailed in Annexure-I of the preamble are approved in terms of Section 56 of the NDMC Act, 1994, & Regulation 8 of the NDMC (Budget Estimates) Regulations, 2010.

**ANNEXURE-I****Re-appropriation of funds in Budget Estimates 2012-13 during 1<sup>st</sup> Quarter vide RAO****No. 1 to 3****Statement-IX— Detailed Statement of Expenditure**

( In Thousands)

	<b>CoA</b>	<b>Field Code/ Deptt.</b>	<b>Particulars</b>	<b>B.E. 2012-13</b>	<b>B.E. 2012-13 after Re-Appro.</b>	<b>Amount Re-Appro .</b>	<b>Remarks / Reasons for Re-Appro.</b>	<b>RAO No./Sanction order No. &amp; Date</b>
From	03.210.20.09	313 ABAS A/cs	LTC	5000	4800	-200	Due to requirement of funds	<b>RAO-1</b> Budget/ 165/ SA-I / Fin(B) Dated 07.05.12
To	52.210.20.09	116 Sew. (P) Civil	LTC	Nil	200	200		
From	02.220.21.01	319 Gen. Admn.	Postage & Stamps (Including Revenue Stamps)	700	450	-250	Due to requirement of funds	<b>RAO-1</b> Budget/ 165/ SA-I / Fin(B) Dated 07.05.12
To	52.220.52.00	116 Sew. (P) Civil	Professional & Other Fees	500	750	250		
From	02.240.70.00	311 Secy. A/cs Accounts	Bank Charges	50	45	-5	Due to requirement of funds	<b>RAO-1</b> Budget/ 165/ SA-I / Fin(B) Dated 07.05.12
To	02.240.70.00	312 F&I Accounts	Bank Charges	Nil	5	5		
From	02.220.80.02	319 Genl. Admn.	Other Administrative Expenses	3200	2900	-300	Due to requirement of funds	<b>RAO-1</b> Budget/ 165/ SA-I / Fin(B) Dated 07.05.12
To	02.220.20.02	319 Genl. Admn.	News Papers	Nil	300	300		
From	02.220.12.01	319 Genl. Admn.	Telephone / Fax	5500	5000	-500	Due to requirement of funds	<b>RAO-1</b> Budget/ 165/ SA-I / Fin(B) Dated 07.05.12
To	02.230.59.00	319 Genl. Admn.	Repair & Maintenance-others	Nil	500	500		
From	02.412.20.07	313 ABAS (A/C)	MLA Fund New Delhi Constituency	51692	51417	-275	Due to requirement of	<b>RAO-2</b> Budget/ 205/ SA-I /

		Deptt.)					funds for making final payment, which couldnot be made during FY 2011-12	Fin(B) Dated 04.06.12
To	02.412.20.07	108 Civil Road Div. V	MLA Fund New Delhi Constituency	NIL	275	275		

	CoA	Field Code/ Deptt.	Particulars	B.E. 2012-13	B.E. 2012-13 after Re-Appro.	Amount Re-Appro .	Remarks / Reasons for Re-Appro.	RAO No./Sanction order No. & Date
From	21.230.50.00	107 CR-IV	Repair & Maintenance Infrastructure Assets	25778	21457	-4321	Due to transfer of work %M/O Shri Hanuma n Mandir Vatika, BKS Marg from CR-IV to C R-V division	<b>RAO-2</b> Budget/ 205/ SA-I / Fin(B) Dated 04.06.12
To	21.230.50.00	108 CR-V	Repair & Maintenance Infrastructure Assets	18649	22970	4321		

From	81.230.59.00	205 Elect Maint. North Divn.	Repair and Maintenance . Others	21700	20700	-1000	Due to requirement of funds for payment/ adjustment of LTC claims	<b>RAO-2</b> Budget/ 205/ SA-I / Fin(B) Dated 04.06.12
To	81.210.20.09	205 Elect Maint. North Divn.	LTC	NIL	1000	1000		

From	81.410.80.26	210 Elect. 11 KV. Plg.	Service Connection Elect.	200000	88700	- 111300	Due to allocation of works of P/F Service Connections as per DERC guidelines to various division.	<b>RAO-2</b> Budget/ 205/ SA-I / Fin(B) Dated 04.06.12
To	81.410.80.26	211 Elect. Const. Div. I	Service Connection Elect.	NIL	6800	6800		
To	81.410.80.26	212 Elect. Const. Div.II	Service Connection Elect.	NIL	100000	100000		
To	81.410.80.26	214 Elect. Const.	Service Connection Elect.	NIL	4500	4500		



		Div. IV						
From	81.470.10.02	210 Elect. 11 KV. Plg.	Deposit Works Electrical	120000	65500	- 54500	Due to allocation of deposit works to various Elect. Division	<b>RAO-2</b> Budget/ 205/ SA-I / Fin(B) Dated 04.06.12
To	81.470.10.02	211 Elect. Const. Div. I	Deposit Works Electrical	NIL	23000	23000		
To	81.470.10.02	212 Elect. Const. Div.II	Deposit Works Electrical	NIL	18000	18000		
To	81.470.10.02	214 Elect. Const. Div. IV	Deposit Works Electrical	NIL	12700	12700		
To	81.470.10.02	207 Elect. Maint. South Div.	Deposit Works Electrical	NIL	800	800		

	CoA	Field Code/ Deptt.	Particulars	B.E. 2012-13	B.E. 2012-13 after Re- Appro.	Amou nt Re- Appro .	Remarks / Reasons for Re- Appro.	RAO No./Sanctio n order No. & Date
From	03.210.20.09	313 ABAS (A/C Deptt.)	LTC	4800*	4600	-200	Due to requirem ent of funds for payment/ adjustme nt of LTC claims	<b>RAO-3</b> Budget/ 236/ SA-I / Fin(B) Dated 19.06.12
To	21.210.20.09	125 Civil (RIP) Divn.	LTC	100	300	200		

From	81.230.59.00	219 Elect Maint. Feeder Divn	Electricity: Repair & Maintenance-- Others	5000	4700	-300	Due to requirem ent of funds for payment/ adjustme nt of LTC claims	<b>RAO-3</b> Budget/ 236/ SA-I / Fin(B) Dated 19.06.12
To	81.210.20.09	219 Elect Maint. Feeder Divn	LTC	50	350	300		

<b>Total</b>				<b>462719</b>	<b>462719</b>			
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\* Already Re-appropriated in RAO-1 Dated 07.05.2012

Statement-X. Details of Capital Expenditure/Capital works in progress

	CoA	Scheme No. /Sub Scheme No.	Field Code/ Deptt.	Particulars	B.E. 2012-13	B.E. 2012-13 after Re-Appro.	Amount Re-appro.	Remarks/ Reasons for Re-Appro.	RAO No. Sanction order No. & Date
From	06.412.40.00	26	111 CC-III Civil	Construction of Type-I Staff Housing at Bapu Dham	150000	149400	-600	Addl. Requirement of funds due to Revised A/A & E/S	<b>RAO-1</b> Budget/ 165/ SA-I / Fin(B) Dated 07.05.12
To	53.410.80.14	6.2	111 CC-III Civil	Fire Fighting Arrangements in NDMC Building-Disaster Preparedness in NDMC Schools	600	1200	600		

From	02.412.40.00	23	202 EBM-II Elect.	Addition/Alteration of Electrical installations in Existing Municipal Buildings	40000	12562	-27438	Due to transfer of work from EBM-II to C-III (Elect.)	<b>RAO-1</b> Budget/ 165/ SA-I / Fin(B) Dated 07.05.12
To	02.412.40.00	23	213 ECE-III Elect.	Addition/Alteration of Electrical installations in Existing Municipal Buildings	Nil	27438	27438		

	CoA	Scheme No. /Sub Scheme No.	Field Code/ Deptt.	Particulars	B.E. 2012-13	B.E. 2012-13 after Re-Appro.	Amount Re-appro.	Remarks/ Reasons for Re-Appro.	RAO No. Sanction order No. & Date
From	56.412.40.00	20	101 CBM-I Divn.	Improvement to Stadia. Improvement to Shivaji Stadium:	150000	140000	-10000	Fresh Allocation of work to R-V Division	<b>RAO-3</b> Budget/ 236/ SA-I / Fin(B) Dated 19.06.12
To	56.412.40.00	20.1 (New Scheme)	108 R-V Divn.	Improvement to Shivaji Stadium: Restoration of road and footpath at Jain Mandir Road and SBS Marg.	Nil	10000	10000		

From	61.412.40.00	36.2	307 Director (Hort.)	Replacement of old Pipe Lines and Replacement of Hydrants. (Hort.)	2000	200	-1800	Due to addl. Requirement of funds for Purchase of Vehicles	<b>RAO-3</b> Budget/ 236/ SA-I / Fin(B) Dated 19.06.12
To	61.410.50.11	3.2	307 Director (Hort.)	Purchase of Vehicles including Water	2000	3800	1800		

				Tanker for Spraying Water on Road Berms					
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From	58.412.40.00	25	105 CIVIL ROAD DIVN-II	Upgradation and Improvement of Environment of Khan Market at Middle Lane Between 2 Blocks	20000	11700	-8300	Due to addl. Requirement of funds for unpaid liabilities of RE-2011-12	<b>RAO-3</b> Budget/ 236/ SA-I / Fin(B) Dated 19.06.12
To	21.412.40.00	21.14	105 CIVIL ROAD DIVN-II	Improvement to Footpath of Roads Under CR-II Division	1500	6800	5300		
To	62.412.40.00	1.4	105 CIVIL ROAD DIVN-II	Development of Playing Fields in NDMC area under CR-II Division	700	3700	3000		

<b>Total</b>					<b>366800</b>	<b>366800</b>			
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**ITEM NO.06 (O—02)****1. Name of the subject/project**

Audit Comments on Financial Statements for the year ended March, 2010.

**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, 2010 were received in the office of the Chief Auditor for examination in February, 2012. These were audited and report sent to Financial Advisor in May, 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, 2010 prepared on Accrual Basis are submitted for information of the Council.

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

Audit comments on the Financial Statements for the year ended March, 2010 are **enclosed as a separate booklet**. The highlights are detailed below:

- i) In absence of complete physical verification of assets, there were material discrepancies in the number of fixed assets.
- ii) In most of the cases the assets pertaining to the period prior to 2004-05, had been valued 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 2009-10.
- iii) 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.
- iv) A huge amount of `939.63 crore has been shown as provision for Bad and Doubtful Debts without any supporting documents and appropriate disclosures in Accounts.

- v) Depreciation was short charged by `1.69 crore resulting in overstatement of both New Delhi Municipal Fund and Fixed Assets.
- vi) Capital-Works-in-Progress was not reflected correctly as certain completed works were still depicted as ongoing.
- vii) Cash and bank balance increased from `89.30 crore in 2008-09 to `202.00 crore in 2009-10, however these balances need reconciliation.
- viii) Contingent Liabilities have neither been assessed nor any provision made.
- ix) Budget figures have not been disclosed in the accounts submitted for audit.
- x) Adverse balances have been noticed under liabilities and assets.
- xi) There are instances of misclassifications both under income and expenditure Codes of Accounts.
- xii) Instances of incorrect booking of Function Code under the head wise booking of income/ expenditure were also observed.

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, 2010 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 five Agenda Items have been laid in the Council on Audit Comments on the Financial Statement/Double Entry Accounts. The detail of previous Council Resolutions 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
5.	Item No.08(0-01) dated 25.06.2012	Audit Comments on Financial Statements (Double Entry) for the year ended March, 2009

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, 2010 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, 2010 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 on accrual basis for the year ended March, 2010 reported by the Chief Auditor is noted. The Department is advised to carry out the necessary rectification in the Accounts for the subsequent years.

**COUNCIL'S DECISION**

Information noted by the Council and it was advised to carry out the necessary rectification in the Accounts for the subsequent years.

**ITEM NO. 07 (G-01)****1. Name of the Subject/Project:**

DERC tariff order for Retail Electricity Supply in NDMC area with effect from 01.07.2012

**2. Name of the Department/ Departments concerned**

Power Department

**3 Brief history of the subject/project**

- (i) New Delhi Municipal Council is entrusted with the distribution of electricity in the New Delhi area as per Sections 195 to 201 of the New Delhi Municipal Council Act, 1994. As per Section 200 of the NDMC Act, 1994, NDMC levies charges for the electricity supplied subject to the provision of any law for the time being in force. The relevant laws on this subject are the Delhi Electricity Reforms Act, 2000 and The Electricity Act, 2003.
- (ii) After the enactment of the Electricity Act, 2003, NDMC was declared a deemed licensee for its area under Section 14 of the Act, apart from other licensee operators in Delhi. As per Section 45(5) of Electricity Act, 2003, the charges fixed by the distribution licensees shall be in accordance with the provisions of the Act and Regulation made in this behalf by the concerned State Commission, viz. DERC.
- (iii) The Delhi Electricity Regulatory Commission (DERC) was constituted in March 1999. The Commission, under provision of the Electricity Act, 2003 and Delhi Electricity Reforms Act, 2000 is authorised to prescribe terms and conditions for determining licensees revenues and to decide tariff as per procedure and principles under Section 28 of the Delhi Electricity Reforms Act, 2000.
- (iv) As per Section 174 of the Electricity Act, 2003 and Section 63 of the Delhi Electricity Reforms Act, 2000, the provisions of these Acts shall have over riding effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force.



- (v) The Council vide its Resolution No. 07(G-03) dated 23.08.2001 adopted the revised electricity tariff prescribed by DERC effective from 1<sup>st</sup> June, 2001 with the stipulation that in case of any adjustment later by the Commission, the tariff applicable to consumers in NDMC area will also be amended accordingly.
- (vi) The Council vide its Resolution No. 14(F-10) dated 31.03.2008 adopted the revised electricity tariff order issued by DERC on 07.03.2008 determining the retail tariff for supply of electricity with effect 01.04.2008. The Council vide its Resolution No. 07(G-03) dated 21.08.2009, and 09(G-03) the revised electricity tariff effective from July, 2009 & September 2011 respectively.
- (vii) The existing electricity retail tariff (s) in NDMC area is quite less as compared to the tariff being paid by the consumers of other private DISCOMs.

#### 4. Detailed proposal on the subject

- (i) NDMC had filed petitions before DERC for approval of True-up for FY 2010-11, Annual Performance Review for FY 2011-12 & Multi Year Tariff (MYT) for FY 2013-15 (Petition No 9/2012), which were admitted by the Commission vide orders dated 22.02.2012.
- (ii) The ARR petition filed by NDMC was brought in the public domain through advertisement in newspapers, uploaded on website of NDMC. The Commission held public hearings in this regard on 26.04.2012 to 28.04.2012 and 30.04.2012. No stakeholder, however, raised any issue on the petition filed by NDMC.
- (iii) The Commission has passed order on True-up for FY 2010-11, Annual Performance Review for FY 2011-12 & Multi Year Tariff (MYT) for FY 2013-15 on 26.06.2012 which is to be implemented w.e.f. 01.07.2012. A copy of the tariff order for the financial year 2012-13 is enclosed as **Annexure I (See pages 88 - 90)**.

#### 5. Financial implications of the proposed project/subject

The revised tariff determined by the Commission will be effective from 1<sup>st</sup> July 2012. On the basis of existing Tariff, Revenue projected to be billed for FY 2012-13 is `737.08 crore. With the implementation of revised tariff order w.e.f. 01.07.2012 the revenue realisation would be to the tune of `847.20 crore, against revenue requirement of `968.66 crore, therefore, leaving a revenue gap of `121.46 crore.

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

The revised tariff is to be made effective from 01.07.2012 and would be collected from the consumers from the next billing cycle(s). A public notice in this regard was issued in the newspapers on 30.06.2012 (**Annexure II See pages 91 – 93**).

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

As the Revised Tariff Order is based upon the order of DERC dated 26.6.2012 and is a regulatory requirement, we concur.

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

Nil.

**9. Legal implication of the subject/project**

Nil.

**10. Comments of the Law Department on the subject**

No comments.

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

Nil.

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

- (a) Delhi Electricity Reforms Act, 2000
- (b) Electricity Act, 2003
- (c) DERC (terms and conditions for determination of wheeling tariff and Retail Supply tariff) Regulation, 2007
- (d) Council's Resolution No. 3(i) dated 17.07.2001

- (e) Council's Resolution No. 14(G-10) dated 31.03.2008
- (f) Council's Resolution No. 07(G-03) dated 21.08.2009
- (g) Council's Resolution No. 09(G-03) dated 13.09.2011

### **13. Recommendations**

The revised Tariff Order/Schedule approved by DERC for NDMC consumers is mandated to be implemented from 1<sup>st</sup> July, 2012. This is placed before the Council for information. It is further recommended that the department may be allowed to implement orders of DERC from time to time with the approval of the Chairperson.

### **14. Draft Resolution**

Intimation of implementation of Revised Tariff Order/Schedule as approved by DERC for NDMC consumers w.e.f. 01.07.2012 is noted. It was further decided that the Department may implement orders of DERC from time to time as these orders have a binding effect on the Council.

### **COUNCIL'S DECISION**

Intimation of implementation of Revised Tariff Order/Schedule as approved by DERC for NDMC consumers w.e.f. 01.07.2012 is noted by the Council.

It was further resolved by the Council that the Department may implement orders of DERC from time to time with the approval of the Chairperson.

**ANNEXURES 6 PAGES**











ANNEXURE ENDS

**ITEM NO. 08 (L-01)****1. Name of the Subject :-**

Determination of licence fee for the period 11.10.2011 to 10.10.2012 on mutually agreed terms on One year extension of Collaboration Agreement and license of Taj Man Singh Hotel with the Indian Hotels Co. Ltd. from 11.10.2011 to 10.10.2012.

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

Estate-I Department.

**3. Brief History of the Subject :-**

3.1. A proposal to consider extension of the Collaboration Agreement between NDMC and M/s. Indian Hotels Co. Ltd. in respect of Hotel Taj Mansingh from 11.10.2011 was considered by the Council as an Item No.02 [L-03] in its meeting held on 7.10.2011. **[Annexue-'A' See pages 99 - 105].** The Council resolved as under :-

- (i) *to accord sanction for extension of existing collaboration project and lease deed for one year upto 10.10.2012, subject to the condition that the Indian Hotel Corporation [IHC] shall agree to pay license fee as per mutually agreed terms and conditions retrospectively w.e.f. 11.10.2011 ;*
- (ii) *to accord sanction for further review and actions in accordance with the decision of Ministry of Urban Development, the legal advice the Committee's recommendations and Consultant's reports.*

*The Council also directed that the Department should workout the timelines for completing the above exercise and the Council be informed of the progress.*

*It was also resolved by the Council that further action may be taken by the department in anticipation of confirmation of the minutes by the Council. **[Annexure-'B' See page 106]***

3.2. The Council Resolution was in two parts :-

- (i) the Council accorded sanction for extension of existing collaboration project and lease deed for one year upto 10.10.2012, subject to the condition that the Indian Hotel Corporation shall agree to pay license fee as per mutually agreed terms and conditions retrospectively from 11.10.2011 ; and
- (ii) accorded sanction for further review and actions in accordance with the decision of the Ministry of Urban Development, the legal advice, the Committee's recommendations and Consultant's reports ;

3.3. Initially, ITDC was asked to carry out the consultancy assignment but after they conveyed their inability, RFP document was floated amongst the empanelled PPP consultants of Govt. of India. IDFC was the successful bidder but the company soon backed out citing conflict of interests. The RFP was then floated again among the remaining ten empanelled PPP Consultants and this time the work was awarded to M/s. Ernst and Young Private Ltd. The prefeasibility report has been submitted and approved by Competent Authority. The final report is awaited.

3.4. Meanwhile, Ministry of Urban Development, in a meeting dated 14<sup>th</sup> November, 2011 has stated that NDMC should strive to get as close to the market rent as possible even if it has to negotiate with M/s. IHC Ltd. MoUD has already noted the steps taken by the Council towards granting one year extension to IHC and appointing a Transaction Consultant and have given the final direction that the Council may take further appropriate steps.

- 3.5. It is clear from the above that as the recommendation of the Consultant have not been received so far the only option available to the NDMC is to implement the 1<sup>st</sup> part of the Resolution to collect to licence fee for a period of one year on mutually agreed terms and conditions from 11.10.2011. There are two options - to continue with the present structure of licence fee or to increase it on mutually agreed terms. In pursuance of these directions from the Council, representatives of M/s. IHC were invited to discuss the mutually agreed licence fee for a term of one year from 11.10.2011 to 10.10.2012. M/s. IHC has made an offer of 17.25% of the gross turnover with a minimum of Rs.21 crore, whichever is higher. The representatives of M/s. IHC were asked to confirm their offer and they have confirmed the offer vide letter dated 16.07.2012, a copy of which is annexed at [**Annexure-'C' See pages 107 - 108**].
- 3.6. To arrive at the mutually agreed terms for one year, the only information available to the NDMC is the report of the Committee (Comprising Financial Advisor, Legal Advisor and Director (Estate-I) constituted by the Chairperson, NDMC in 2010 to examine IHC's request for extension. The Committee had also recommended a licence fee of 17.25% of the gross turnover with a minimum of Rs.21 crore for a period of ten years but no further action was taken on this report. **(Para 4.5, 4.6 and 4.7 of Annexure A)**.
- 3.7. The report of the Consultant is still awaited. MoUD has also indicated its view as per Para-3.4 above. Since the Collaboration Agreement has been extended only for one year, the only information available with the NDMC at present is the recommendation of the aforesaid report wherein the LF was proposed at 17.25% of the gross turnover or Rs.21 crore as the minimum licence fee, whichever is higher.
- 3.8. Prior to 11.10.2011, M/s. IHC as per the Collaboration Agreement M/s IHC were required to pay 10.5% of the gross turnover or Rs.96 lac as the minimum LF, whichever is higher.

The proposal, if approved by the Council would increase the percentage of LF from 10.5% to 17.25%, which is an increase of 6.75% of turnover or 64% as compared to the LF being paid by M/s. IHC upto 11.10.2011.

- 3.9. The gross turnover of the LF being paid in the last 12 years from 2000 to 2012 is at **Annexure-“D” See page 109.**
- 3.10. There has been a substantial increase in the gross turnover and corresponding increase in the LF. The turnover and the LF have gone up in the last 12 years by about 2.7 times i.e. 270%. For the current financial year 2012-13, M/s. IHC has estimated their turnover provisionally at Rs.205.61 crores. With the increase in percentage of LF from 10.5% to 17.25% and increase in turnover the LF would be above Rs.35 crores i.e. an increase in LF by about Rs.15 crores as compared to the LF being paid for the year 2011-12 on the basis of 10.5% of the turnover. This increase takes into consideration, the increase in the turnover and increase in the percentage from 10.5% to 17.25%.

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

- 4.1 IHC have continued to make regular payments since 11.10.2011@ 10.5% of GTO (**Annexure E See page 110**) and undertake to make the balance payments within a week of getting Council's approval.
- 4.2 As per audited accounts for the year 2011-12, the gross turn over is Rs.200.17 Cr. IHC has provisionally estimated gross turn over for 2012-13 at Rs.205.61 Cr. Licence fee for the period 11.10.2011 to 31.3.2012 will be based on the audited accounts of 2011-12 and that for 1.4.2012 to 10.10.2012 on estimated gross turn over of Rs.205.61 Cr. Difference if any for the period 1.4.2012 to 10.10.2012 will be collected after the accounts for 2012-13 get

audited. The rate of licence fee is proposed at 17.25% of GTO for the above period of 11.10.11 to 10.10.12.

- 4.3 The consultant would need some time to come up with a detailed report after conducting market study and analysis. Therefore, IHC's offer as stated in their letter dated 16.7.2012 is placed before the Council for consideration and decision.

**5. Financial implication of the proposed Subject:**

- 5.1 The proposed increase in licence fee will result in revenue of around Rs. 34.5 crores (based on 2011-12 GTO) from this unit during the one year extension from 11.10.11 to 10.10.12. This amount is likely to increase further to Rs. 35 Cr. (approx.) because projected GTO for 2012-13 is Rs. 205.61 Cr.

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

NIL

**7. Comments of the Finance Department on the subject with diary number and date:**

Financial Advisor has seen and concurred vide diary No. 1092/PS/FA/12 dt. 18.7.2012

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

NIL

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

NIL

**10. Details of previous Council Resolutions on the subject:**

As mentioned in para 3 above.

**11. Comments of the Law Deptt on the Subject:**

Vide Diary No. 44/PS/LA/12 dt. 19.7.2012 Legal Advisor has commented that "It has no legal issue. This is to comply with the directions of the Council."

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

NIL

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

Not applicable as extension has been granted for a limited period of 1 year and is in accordance with provisions of the licence deed and collaboration agreement signed in 1976.

**14. Council Resolution :-**

Considering the fact that at present only the Committee's Report, which formed part of the Resolution dated 07.10.2011 is available, it is recommended that additional revenue may be collected on the basis of the recommendation of the Committee's Report. The matter shall be further placed before the Council for consideration, after receipt of report of Consultant.

**COUNCIL'S DECISION**

After considering the facts and circumstances of the case, it was resolved by the Council, by majority, that the Council may charge from the Licensee, M/S IHC Ltd License Fee @ of 17.25% of the Gross Turnover or `21 Crores a year for the period from 11.10.2011 to 10.10.2012., whichever is higher.

The Council further directed that the final report of the Consultant appointed to recommend further course of action be brought before the Council at the earliest.

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.



Annexures 12 pages

99 -110























Annexure ends

**ITEM NO. 09 (H-03)****1. Name of the Subject/Project**

Appointment of Ms. Varsha Tiwary, IA&AS:1994 as Chief Auditor, New Delhi Municipal Council

**2. Name of the department/departments concerned**

Personnel Department

**3. Brief history of the subject/project**

Under Section-33 (1) & (2) of NDMC Act, 1994, the Council shall appoint a suitable person as a Chief Auditor of the Council with the previous approval of the Administrator (Lt. Governor) of Delhi. The post of Chief Auditor had fallen vacant on repatriation of Sh. K.K. Srivastava to his parent cadre on 14.06.2011.

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

As per provisions of Recruitment Rules, the post of Chief Auditor in the pre-revised scale of Rs. 18400-22400/- carried to PB4 Grade pay Rs. 10,000/- in 6<sup>th</sup> CPC Scale of pay has to be filled up on deputation from the officers of Organized Audit & Accounts Services. Accordingly, names of suitable officers were sought from the concerned Cadre Controlling Authorities. On the basis of experience, service record and assessment of the ACR dossiers, the Administrator (Lt. Governor) Delhi found Ms. Varsha Tiwary, IA&AS:1994 suitable for appointment to the post of Chief Auditor.

**5. Financial implications of the proposed project/subject**

There are no financial implications. The Officer will draw her salary against the vacant post of Chief Auditor.

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

After concurrence of Council, further action shall be taken.

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

The appointment against a vacant post.

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

Not applicable

**9. Legal implications of the subject/project**

Nil

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

Resolution No. 03 (V) dated 19.08.1996

Resolution No. 03 (VII) (H-3) dated 23.04.2003

Resolution No. 08 (H-02) dated 22.07.2009

**11. Final view of Law Department [wherever necessary].**

The appointment is as per provision of Section 33(1) & (2) of the NDMC Act, 1994.

**12. Certificate that all Central Vigilance Commission's guidelines have been followed while processing the case.**

Not applicable

**13. Recommendation**

The case is laid before the Council to approve appointment of Ms. Varsha Tiwary, IA&AS (1994) as Chief Auditor, NDMC as per provision Section 33(1) & (2) of the NDMC Act, 1994 and payment of salary and allowances to her as per terms and conditions of deputation, with effect from the date of her joining in NDMC.

**COUNCIL'S DECISION**

Resolved by the Council to approve appointment of Ms. Varsha Tiwary, IA&AS (1994) as Chief Auditor, NDMC as per provision Section 33(1) & (2) of the NDMC Act, 1994 and payment of salary and allowances to her as per terms and conditions of deputation, with effect from the date of her joining in NDMC.



**ITEM NO. 10 (A-21)**

1.	<b>Name of the subject/ Project.</b>	<b>Strengthening of Water Supply System in NDMC area.(Const. of U/G tank with water boosting arrangement at Kali Bari Marg near Water Supply Control Room.</b>
2.	<b>Name of the Department/ Departments concerned.</b>	Civil Engineering, Public Health circle, Water supply Division.
3.	<b>Brief history of the Project.</b>	<p>The A/A &amp; E/S was accorded by the Council for an amount of ₹ .5,21,00,000/- vide resolution No 4(A-50) dt. 21.11.2007 for the above noted subject. The work was awarded to M/s Tirupati Cement Products for a Tendered Amount of ₹.2,81,27,371/- as a <b>Composite Tender</b> with scheduled date of start &amp; completion as 01.04.2009 &amp; 31.03.2010 respectively. The work has physically been completed on 15.10.2010.</p> <p>The scheme was prepared for improvement of the water supply to the local residents &amp; accordingly, a plot near water supply control room was finalized to construct the under ground tank. However, due to objections raised by CPWD &amp; construction of boundary wall by them, the alternate site was selected in Sector II DIZ area. Further, due to non availability of NOC, the site was again shifted to Block 74-77 at Kali Bari Marg. Finally, it was decided that the tank should be constructed at block 74-77, Kali Bari Marg.</p>
4.	<b>Detailed proposal on the subject/project.</b>	<p>Some Extra, Additional &amp; Substituted Items were cropped up, for which Approval in Principle was accorded from the competent authority time-to-time. The details of Approval in Principal accorded from the competent authorities are us under:-</p> <ol style="list-style-type: none"> <li>1) <b><u>AIP Noting Page-1 to 3</u></b>:- Approval in principal has accorded from ACE ( C ) for ₹ 86,000.00 on dated 30.07.2004 to meet out extra/ additional quantity for diversion of C.I line.</li> <li>2) <b><u>AIP Noting Page 4 to 6</u></b>:- Approval in principal has accorded from Chairman NDMC for ₹16,79,800.00 &amp; ₹5,38,900.00</li> </ol>



		<p>on dated 04.12.09 to meet out AQS &amp; SIS respectively on A/C of Change in design &amp; depth of the proposed U/G tank.</p> <p><b>3) AIP Noting Page 8 to 13 :-</b> Approval in principal has accorded from Chairman NDMC on dated 19-04-2010 for EIS &amp; additional items amounting to ₹1.95 Crore &amp; ₹ 49.00 lacs respectively on A/C of change of location resulting change in pipe line structures etc.</p> <p>Accordingly, after completion of work, the Extra &amp; Additional quantities statements were prepared for approval of competent authorities as detailed below:</p> <p><b><u>Extra, Additional &amp; substitute items are as under:-</u></b></p> <p>i) Additional quantity statement No.1, Amounting to ₹ 18,791/- <b>Approved by EE(W/S).</b></p> <p>ii) Extra quantity statement No. 1, amounting to ₹15,793/- <b>Approved by EE(W/S).</b></p> <p>iii) Additional quantity statement No. 2, amounting to ₹ 49,950/- <b>Approved by SE(PH)</b></p> <p>iv) Extra quantity statement No. 2, amounting to ₹40,128.44/- <b>Approved by SE(PH)</b></p> <p>v) Additional quantity statement No. 3, amounting to ₹79,434/- <b>Approved by CE(WSS)</b></p> <p>vi) Extra quantity statement No. 3, amounting to ₹83,234/- <b>Approved by CE(WSS)</b></p> <p>vii) Additional quantity statement No. 4, amounting to ₹.76,11,922/- <b>Approved by Chairperson.</b></p> <p>viii) Extra quantity statement No. 4, amounting to ₹ 2,40,54,512/- <b>To Be Approved- Under the competency of Council.</b></p>
5.	<b>Financial implications of the proposal.</b>	The work has physically been completed on 15.10.2010. Revised T.S.is approved for amounting to ₹5,30,00,335/-. The overall expenditure is within the A/A & E/S accorded by the Council, for an

		amount of ₹5,21,00,000/- (i.e. within the deviation limit of 10% of A/A & E/S that works out to be ₹5,73,10,000/-)
6.	<b>Implementation schedule with time limits for such stage Including internal processing.</b>	-NA-
7.	<b>Comments of the Finance Department on the subject.</b>	<b>Comments on 05.05.2012 vide no R-1035/ P- 39/N-.</b> The department is advised that whenever any kind of deviation in items/quantities crop up during execution of work, AIP of competent authority should be taken properly assessing the requirements. However, in this case in view of clarifications/position brought out from NP-30 to 38/N, the department may process the proposed AQS-IV and EIS-IV as checked by Planning for consideration & approval of competent authority
8.	<b>Comments of the Department on the comments of the Finance Department.</b>	It is normally taken care that AIP should be obtained on & when the requirement arises. In most of the cases, the same has already been obtained. However, more care should be taken.
9.	<b>Final view of Finance Department.</b>	The Items concurred in by Finance and to be approved by Chairperson/ Council
10.	<b>Legal implication of the subject/ project.</b>	No legal matter.
11.	<b>Details of previous council Resolutions, existing law of parliament and assembly on the subject.</b>	The A/A & E/S was accorded by the Council for an amount of ₹ 5,21,00,000/- vide resolution No 4(A-50) dt. 21.11.2007  -Nil-
12.	<b>Comments of the Department on the comments of law Department.</b>	N.A
13.	<b>Final view of law Department (wherever necessar).</b>	N.A
14.	<b>Certificate that all Central</b>	Certified that all CVC guidelines, have been followed while

	<b>Vigilance Commission (CVC) guideline have been followed while processing the case.</b>	processing the case.
<b>15.</b>	<b>Recommendation.</b>	Recommended to accord approval of Extra quantity statement No. 4, amounting to ₹ 2,40,54,512/-
<b>16.</b>	<b>Draft resolution.</b>	

**COUNCIL'S DECISION**

Resolved by the Council to accord approval of Extra quantity statement No. 4, amounting to ₹ .2,40,54,512/- for the work of construction of underground tank with water boosting arrangement at Kali Bari Marg near Water Supply Control Room.

**ITEM NO. 11 (C-13)**

**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 June, 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 117 - 126 pages).**

**COUNCIL'S DECISION**

Information noted.

Annexure 117 – 126



















Annexure ends

**ITEM NO. 12 (C-14)**

**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 May, 2012, had already been included in the Agenda for the Council Meeting held on 25.06.2012.

A report on the status of execution of the ongoing schemes/works awarded upto June, 2012, is placed before the Council for information. **(See pages 128 - 177 )**.

**COUNCIL'S DECISION**

Information noted.

**(D.S. PANDIT)**  
**SECRETARY**

**(ARCHNA ARORA)**  
**CHAIRPERSON /PRESIDING OFFICER**





Annexure 125 – 174













































































































Annexure ends