

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

**ARRANGEMENT OF BUSINESS AS PER REGULATION 14 (1) OF PROCEDURE AND  
CONDUCT OF BUSINESS REGULATIONS, 1997.**

<b>14(1)</b>	<b>Business</b>	<b>Pages</b>
a	Confirmation and signing of the minutes of the Council's Meeting No. 02/2007-08 dated 16.05.2007 and Council's Special Meeting No.03/2007-08 dated 31.05.2007.	2 – 10
b	Question asked by Members of the Council.	11
c	Business from the Chairperson.	11 - 134
d	Reports of Committees	Nil
e	Notice of Resolution given by the Members under the provisions of Section 23.	100 - 101

- a) **Confirmation and signing at such meeting by the presiding officer thereof of the minutes of the last ordinary meeting or meetings or and of the minutes of any special meeting since the last ordinary meeting.**

**ITEM NO. 01 (C-9)**

Confirmation and signing of the minutes of the Council's Meeting No. 02/2007-08 dated 16.05.2007 and Council's Special Meeting No.03/2007-08 dated 31.05.2007 **(See pages 2 - 5).**

**COUNCIL'S DECISION**

Minutes Confirmed.

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

**MINUTES OF THE COUNCIL'S MEETING NO. 02/2007-08  
HELD ON 16.05.2007 AT 3-00 PM.**

<b>MEETING NO.</b>	<b>:</b>	<b>02/2007-08</b>
<b>DATED</b>	<b>:</b>	<b>16.05.2007</b>
<b>TIME</b>	<b>:</b>	<b>3.00 P.M.</b>
<b>PLACE</b>	<b>:</b>	<b>PALIKA KENDRA, NEW DELHI.</b>

**PRESENT:**

- 1. Sh. Parimal Rai : Chairperson**
2. Smt. Tajdar Babar : Vice Chairperson
3. Sh. Ashok Ahuja : Member
4. Sh. Mukesh Bhatt : Member
5. Ms. Sima Gulati : Member
6. Sh. Mansur Ali Sayed : Secretary/CVO, N.D.M.C.

**I. Business as per regulation 14 (1) of Procedure and Conduct of Business Regulations, 1997.**

- a) Confirmation and signing at such meeting by the presiding officer thereof of the minutes of the last ordinary meeting or meetings or and of the minutes of any special meeting since the last ordinary meeting.**

As desired by the Council in its meeting dated 18.04.2007, in respect of Item No.7 (A-3), certificate is issued by Sh. Rakesh Sharma SE (R-I) that the ongoing work of DMRC from Central Secretariat to Badarpur corridor will not affect the improvement of footpath at Maulana Azad Road.

The above minutes were confirmed in the Council's Meeting No.02/2007-08 held on 16.05.2007.

**b) Questions:-**

No question u/s 28 of the NDMC Act 1994 was placed in the meeting.

**c) Business from the Chairperson :-**

ITEM NO.	SUBJECT	DECISION
1 (C-4)	Confirmation and signing of the minutes of the last Special Meeting No.01/2007-08 dated 18.4.2007.	As desired by the Council in its meeting dated 18.04.2007, in respect of Item No.7 (A-3), certificate is issued by Sh. Rakesh Sharma SE (R-I) that the ongoing work of DMRC from Central Secretariat to Badarpur corridor will not affect the improvement of footpath at Maulana Azad Road.  The above minutes were confirmed in the Council's Meeting No.02/2007-08 held on 16.05.2007.
2 (B-2)	Replacement of 33 KV Yugo-Entergo make switch gear board installed at Electric Sub-stations Nirman Bhawan, Electric Lane(HC Mathur Lane) & Bapu Dham.	Resolved by the Council that administrative approval and expenditure sanction to the estimate amounting to Rs.11.40 Crores is accorded for replacement of old Yugo-Entergo make 33 KV MOCB type switchgear panels at Electric Sub-stations Harish Chander Mathur Lane, Nirman Bhawan and Bapu Dham.  Further resolved by the Council that switchgear panels to be replaced by new GIS panels at HC Mathur Lane and ESS, Nirman Bhawan be properly stored for their further re-installation. Department to also ensure proper storage of all new equipments.
3 (B-3)	Construction of 220 KV Electric Sub-Station at Harish Chander Mathur Lane and Trauma Centre(AIIMS) SH: Surrendering the land back to L&DO and AIIMS.	Resolved by the Council that the land at Harish Chander Mathur Lane and at Trauma Centre(AIIMS) allotted for construction of 220 KV Electric Sub-Station be surrendered to L&DO & AIIMS Authority respectively.  Further resolved by the Council that L&DO may be requested to refund the cost of land amounting to Rs.20,63,130/- (Ground rent paid up to 3.8.07 Rs.3,52,240/- @ Rs.50,320/- per month) may be written off and DLT may be requested to pay the amount incurred for construction of boundary wall Rs.5,74,711/- and amount towards relocation of JJ Cluster as per actual.  Further resolved by the Council that CVO will inquire into the matter of non-implementing the decision of the Council's Resolution No.4(B-5) dated 28.6.2005 regarding action to be taken against the erring officer/officers.

4 (B-4)	Supply, Installation, Testing and Commissioning of HT & LT CT operated Micro Processor Based Trivector Electronic Meters of class 0.5 accuracy.	Resolved by the Council that the order for supply, installation, testing and commissioning of HT & LT, CT operated Micro Processor based Trivector Electronic Energy Meters be placed on M/s. Secure Meters Pvt. Ltd. at their negotiated rate of Rs.66,87,009/- on the terms and conditions and specifications of NIT and other acceptable terms and conditions communicated to the firm.
5 (A-5)	Technical maintenance of sewer in NDMC area. SH: Operation and maintenance of sewer, cleaning suction machines at Sewerage Control Room, Sarojini Nagar, New Delhi	Resolved by the Council that the tender of M/s. KAM AVIDA Enviro Engineers Pvt. Ltd. is approved and accepted @ 18.25% below the estimated cost of Rs.15,28,944/-, the tendered amount being Rs.12,94,920/-.  Council further directed the department to ensure the quality of the work during execution.
6 (A-6)	Construction of Rain Harvesting pits in area of R-V Division at Shivaji Stadium, Bhai Veer Singh Marg, Minto Bridge, Chelmsford Road, Gole Dak Khana, Bangla Sahib Road and R.K.A. Marg	Resolved by the Council that revised administrative approval and expenditure sanction of Rs.56,11,600/- to the revised Preliminary Estimate is accorded for the work of construction of Rain Harvesting pits in area of R-V Division at Shivaji Stadium, Bhai Veer Singh Marg, Minto Bridge, Chelmsford Road, Gole Dak Khana, Bangla Sahib Road and R.K. Ashram Marg.
7 (A-7)	Improvement of Kaka Nagar Barat Ghar	Resolved by the Council that the offer of L-1 i.e. M/s. India Guniting Corporation with tendered amount of Rs.1,25,61,487/- i.e. 33.64% above the estimated cost of Rs.93,99,277/- is accepted for improvement to Kaka Nagar Barat Ghar.  Further resolved by the Council that the revised administrative approval and expenditure sanction for an amount of Rs.1,25,61,487 is accorded for this work.  Council further directed the department that the work must be completed in all respects by 19.11.2007.
8 (B-5)	Providing Fire Prevention and Fire Safety measures in various NDMC buildings. SH: Providing and installation of Automatic Fire Protection System at Shaheed Bhagat Singh Place, DIZ Area, Gole Market, New Delhi.	Resolved by the Council that the lowest tender of M/s. Jaspin Jacob Wire Drawing Pvt. Ltd. @ 22.67% above the estimated cost for a total tendered value of Rs.1,33,17,414/- is accepted.  Further resolved by the Council that the revised administrative approval and expenditure sanction for an amount of Rs. 1.40 Crore is accorded.
9 (B-6)	Purchase of LT ACB Panels in Two tier system	Council noted the information and regularized the action taken by the department with the prior approval and expenditure sanction of the Chairperson, NDMC to place the supply order on M/s. Controlwel Switchgears at their quoted cost of Rs.65,25,956/- (inclusive of all taxes) on terms and conditions of NIT.

10 (C-5)	Annual Administrative Report for the year 2006-07	Council accepted the Annual Administrative Report for the year 2006-07. It was decided by the Council to incorporate the report about Mid-Day Meal Scheme in the Annual Administrative Report.
11 (C-6)	Naming-Renaming of Roads, Chowks etc. in NDMC area	Resolved by the Council that the requests for naming/renaming of roads/street received by NDMC from different manchs/ organizations be rejected except the request mentioned at Sl. No. (ii) for which a letter be sent to the concerned authority with the request to suggest the name of some other un-named road/street/chowk, that can be considered to be named after Late Shri Fakhruddin Ali Ahmed.
12 (C-7)	Action Taken Report on status of ongoing schemes/works approved by the Council	Information noted by the Council.  Further resolved by the Council that the work of Construction of Gymnasium & Social Welfare Centre at Kaka Nagar must be completed by 14 <sup>th</sup> November 2007.
13 (C-8)	Contracts /Schemes involving an expenditure of Rs.1 Lac but not exceeding Rs.50 Lacs.	Information noted by the Council.
14 (W-1)	Public Private Partnership(PPS) project for Development of an Integrated Waste Treatment Complex at Okhla Compost Plant site- finalisation of Concession agreement.	Council approved the draft concession agreement.
15 (B-7)	Providing Electric Connection to JJ Clusters in NDMC area SH: Providing, Fixing, Laying, testing and commissioning of Sub-mains, junction box and cut out for releasing Electric connections to JJ Clusters in NDMC area.	Resolved by the Council that the negotiated offer of M/s. Goel Electric Works amounting to Rs.60,56,325/- which is 2.33% above the justified amount of Rs.59,18,390/- is accepted for the work of providing Electric connection to JJ Clusters in NDMC area on temporary basis.  Further resolved by the Council that the work order be issued in anticipation of confirmation of minutes.  Further resolved by the Council that the work must be completed by June 2007.
16 (A-8)	Redevelopment of Connaught Place : Traffic Circulation Plan in Connaught Place.	Item has been deferred. To be considered in a separate meeting.

**ITEM NO. 02 (C-10)**

Confirmation and signing of the minutes of the Council's Special Meeting No.03/2007-08 dated 31.05.2007 (See pages 7 - 10 ).

**COUNCIL'S DECISION**

Minutes Confirmed and the decision on agenda item no. 4 (K-1) may be read as follows:

lkfj"kn~ }kjk lkkfjr fd;k x;k fd vè;{k} ubZ fnYyh uxjikfydk lkfj"kn~ dh Lohd'fr ls lkfj"kn~ esa dk;Zjr@lsok&fuorRr deZpkfj;ksa ,oa muds vkfjrkksa dks futh vLirkyksa ls fpdfRlk lqfo/k dk ykHk fnukad

1-6-2007 ls 31-5-2008 rd lkzklr djus ds fy;s dk;kZsÜkj Lohd'fr lkznku dh tkrh gS rFkk fuEu fyf[kr dk vuqeksnu fd;k tkrk gS %&

- (1) dsUnzh; LokLF; lsok ;kstuk ds vUrxZr fu/kZfjr ewY;ksa lkj ân; laca/h jksxksa dk ,oa tksM+ksa dk lkzR;kjksi.k eSDl gSYFkdsj ls lacaf/r nsodh nsodh vLirky] lkdsr] Uksks,Mk] lkhreiqjk ,oa lkViM+xat vLirkyksa esa mipkj dh lqfo/k lkzklr djuk A
- (2) dsUnzh; LokLF; lsok ;kstuk ds vUrxZr uoEcj&2006 ls lkwoZ fu/kZfjr ewY;ksa lkj lksFkkykth] jsfM;ksykth ds mipkj dh lqfo/k lkzklr djuk A (eSDl gSYFk dsj uks,Mk] lkViM+xat ,oa lkhreiqjk)
- (3) dsUnzh; LokLF; lsok ;kstuk ds vUrxZr uoEcj]2006 ls lkwoZ +++\$5» nj ds vk/kj lkj eSfMdy ,oa lftZdy dh mipkj lqfo/k uks,Mk] lkViM+xat ,oa lkhreiqjk esa fLFkr eSDl gSYFkdsj ds vLirkyksa ls lkzklr djuk rFkk dsUnzh; LokLF; lsok ;kstuk ds vUrxZr tks chekfj;kWa lwphc¼ ugha gS mu chekfj;ksa esa mijksDr vLirkyksa dks vLirkyksa dh njksa esa 35 lkzfr'kr dh dVksRrh dj mipkj dh lqfo/k lkzklr djuk ,oa lkwoZ esa fd;s x;s mipkj lkj blh vk/kj lkj yfEcr ekeyksa ds fcyksa dk Hkqxrku djuk A
- (4) eSDl lqij&Lif'fyVht vLirky] lkdsr ,oa vkbZ-„M MsUVy dsj vLirky] lkap'khy ekxZ] ubZ fnYyh esa vLirky }kjk fu/kZfjr ewY; lwph esa 35 lkzfr'kr dh NwV lkzklr dj mipkj dh lqfo/k lkzklr djuk A ;g lqfo/k dsoy vikrdkyhu lkjffLFkr;ksa esa gh miyC/ gksxh rFkk dksbZ Hkh dkLeSfVd mipkj lqfo/k miyC/ ugha djkbZ tk;sxh A

- (5) mijksDr ds vuqlkj fo'ks" k n{krk lkzkIr vLirkyksa ls Hkh lqfo/k lkzkIr dh tk;s A

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

**MINUTES OF THE COUNCIL'S SPECIAL MEETING NO. 03/2007-08  
HELD ON 31.05.2007 AT 3-00 PM.**

<b>MEETING NO.</b>	<b>:</b>	<b>03/2007-08</b>
<b>DATED</b>	<b>:</b>	<b>31.05.2007</b>
<b>TIME</b>	<b>:</b>	<b>3.00 P.M.</b>
<b>PLACE</b>	<b>:</b>	<b>PALIKA KENDRA, NEW DELHI.</b>

**PRESENT:**

- |           |                        |          |                    |
|-----------|------------------------|----------|--------------------|
| <b>1.</b> | <b>Sh. Parimal Rai</b> | <b>:</b> | <b>Chairperson</b> |
| 2.        | Sh. Ashok Ahuja        | :        | Member             |
| 3.        | Sh. Mukesh Bhatt       | :        | Member             |
| 4.        | Ms. Sima Gulati        | :        | Member             |
| 5.        | Sh. Keshav Chandra     | :        | Secretary, NDMC    |

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**The Meeting was adjourned for want of quorum.**



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

**MINUTES OF THE COUNCIL'S SPECIAL MEETING NO. 03/2007-08 HELD ON  
31.05.2007 AT 3-00 P.M. ADJOURNED AND AGAIN HELD AT 3-30 PM.**

<b>MEETING NO.</b>	<b>:</b>	<b>03/2007-08</b>
<b>DATED</b>	<b>:</b>	<b>31.05.2007</b>
<b>TIME</b>	<b>:</b>	<b>3.30 P.M.</b>
<b>PLACE</b>	<b>:</b>	<b>PALIKA KENDRA, NEW DELHI.</b>

**PRESENT:**

- 1. Sh. Parimal Rai : Chairperson**
2. Sh. Ashok Ahuja : Member
3. Sh. Mukesh Bhatt : Member
4. Ms. Sima Gulati : Member
5. Sh. Keshav Chandra : Secretary, N.D.M.C.

<b>ITEM NO.</b>	<b>SUBJECT</b>	<b>DECISION</b>
1(A-9)	Redevelopment of Connaught Place : Traffic Circulation Plan in Connaught Place	<p>The Council have noted that it is a case of prohibition / regulation to entry / exit from / to outer circle to radial road no.3 (Panchkuian Radial), 5 (Minto Radial) &amp; 7 (Barakhamba Radial) covered by section 207 (2) of NDMC Act, 1994. The Council further noticed that it is not a closure of the road and such not covered by Section 203 (2) of the Act.</p> <p>However, Council resolved that to make the position clear a Public Notice be issued regarding prohibition/regulation of use of entry/exit from/to inner circle of Connaught Place to/from Outer Circle on short term basis. The Public Notice be issued to explain above position for information of general public. Prohibition/regulation of use of radial No.3,5 &amp; 7 will remain in force till the time final Circulation Plan approved by DUAC is implemented and work of overall Redevelopment Plan of Connaught Place is completed on ground.</p>

2(A-10)	Streetscaping of NDMC Roads. SH:- Redevelopment of Hanuman Mandir Plaza, BKS Marg	<p>Council approved the scheme in principle.</p> <p>Further, a Committee has been formed comprising of Smt. Sima Gulati, Member, Sh. Mukesh Bhat, Member, Secretary &amp; E-in-C for holding discussions with the Trustees/members of Hanuman Mandir Trust for implementation of project on sharing basis.</p>
3(G-1)	Recovery of electricity and water charges from Masjid Bengali Market against Bill No. 1027-178-1017056	Deferred. Matter be referred to Finance Deptt. for their comments.
4(K-1)	Palika Medical Health Scheme for the benefit of NDMC employees, retired employees and their dependents implemented on the lines of Central Government Health Scheme	<p>lkff"kn~ }kjk lkkfjr fd;k x;k fd vè;{k] ubZ fnYyh uxjikfydk lkff"kn~ dh Lohd'fr ls lkff"kn~ esa dk;Zjr@lsok&amp;fuo`Rr deZpkfj;ksa ,oa muds vkfjrkksa dks futh vLirkyksa ls fpdfRlk lqfo/k dk ykHk lkzklr djus ds fy;s dk;kZsÜkj Lohd'fr lknku dh tkrh gS rFkk fuEu fyf[kr dk vuqeksnu fd;k tkrk gS %&amp;</p> <p>(1) dsUnzh; LokLF; lsok ;kstuk ds vUrxZr fu/kZfjr ewY;ksa lkj ân; laca/h jksxksa dk ,oa tksM+ksa dk lkzR;kjksi.k eSDl gSYFkdsj ls lacafr nsodh nsok vLirky] lkdsr] Uks,Mk] lkhreiqjk ,oa lkViM+xat vLirkyksa esa mipkj dh lqfo/k lkzklr djuk A</p> <p>(2) dsUnzh; LokLF; lsok ;kstuk ds vUrxZr uoEj&amp;2006 ls lkwoZ fu/kZfjr ewY;ksa lkj lkSFkkykth] jsfM;ksykth ds mipkj dh lqfo/k lkzklr djuk A (eSDl gSYFk dsj uks,Mk] lkViM+xat ,oa lkhreiqjk)</p> <p>(3) dsUnzh; LokLF; lsok ;kstuk ds vUrxZr uoEj]2006 ls lkwoZ \$5 lkzfr'kr ds vk/kj lkj eSfMdy ,oa lftZdy dh mipkj lqfo/k uks,Mk] lkViM+xat ,oa lkhreiqjk esa fLFkr eSDl gSYFkdsj ds vLirkyksa ls lkzklr djuk rFkk dsUnzh; LokLF; lsok ;kstuk ds vUrxZr tks chekfj;kWa lwphc¼ ugha gS mu chekfj;ksa esa</p>

		<p>mijksDr vLirkyksa dks vLirkyksa dh njksa esa 35 lkzfr'kr dh dVksrh dj mipkj dh lqfo/k lkzklr djuk ,oa lkwoZ esa fd;s x;s mipkj lkj blh vk/kj lkj yfEcr ekeyksa ds fcyksa dk Hkqxrku djuk A</p> <p>(4) eSDl lqij&amp;Lif'fyVht vLirky] lkdsr ,oa vkbZ-,M MsUVy ds;j vLirky] lkap'khy ekxZ] ubZ fnYyh esa vLirky }kjk fu/kZfjr ewY; hwph esa 35 lkzfr'kr dh NwV lkzklr dj mipkj dh lqfo/k lkzklr djuk A ;g lqfo/k dsoy vkikrdkyhu lkfflFkfr;ksa esa gh miyC/ gksxh rFkk dksbZ Hkh dkLeSfVd mipkj lqfo/k miyC/ ugha djkbZ tk;sxh A</p> <p>(5) mijksDr ds vuqlkj fo'ks"k n{krk lkzklr vLirkyksa ls Hkh lqfo/k lkzklr dh tk;s A</p>
5(A-11)	Strengthening of water supply system in NDMC area. Sub Head : Construction of underground tank and pump house alongwith boosting arrangement at Nauroji Nagar.	Resolved by the Council that administrative approval and expenditure sanction to the estimate amounting to Rs.72,91,400/- is accorded for the work strengthening of water supply system in NDMC area. Sub Head: Construction of underground tank and pump house alongwith boosting arrangement at Nauroji nagar.
Discussion Note	Release of electric connections to individual Jhuggie Dewellers in the JJ Clusters existing in NDMC area, on temporary basis.	It was decided that the proposed scheme be implemented initially for the JJ Cluster near NSCI Club on experimental basis and if the scheme found successful, it can be implemented to other JJ Clusters in NDMC area also.

b) **Questions:-**  
No question.

c) **Business from the Chairperson (PAGES 11 – 131)**

d) **Reports of the Committee: Nil.**

e) **Notice of resolutions given by the members under the provision to Section 23 of NDMC Act, 1994,**

A Resolution was moved by Smt. Tajdar Babar, Vice Chairperson, Ms. Sima Gulati, and Sh. Mukesh Bhatt, Members, regarding transfer the maintenance and upkeep of Rajpath Lawns to NDMC and also to urge the Central Govt. to provide financial assistance to NDMC (See pages 100 – 101).

**c) Business from the Chairperson**

ITEM NO.	SUBJECT	PAGE	ANNEXURE
1(C-9)	Confirmation and signing of the minutes of the Council's Meeting No. 02/2007-08 dated 16.05.2007,	1	2 – 5
2 (C-10)	Confirmation and signing of the minutes of the Council's Special Meeting No.03/2007-08 dated 31.05.2007.	6	7 - 10
3 (A-12)	Sub: Improvement to Palika Kendra. SH : Improvement & renovation work on 3 <sup>rd</sup> , 2 <sup>nd</sup> , 1 <sup>st</sup> & Mezzanine & Ground Floor.	12 – 15	
4 (A-13)	Rehabilitation of old sewers in NDMC area. SH: Desilting and Rehabilitation of part of trunk sewer at Khushak Nallah near Brig. Hoshiar Singh Road.	16 – 18	
5 (A-14)	S/R of roads in NDMC area during 2006-07. SH:- Providing and laying Mastic asphaltic wearing course at Kaka Nagar Colony service Roads.	19 – 20	
6 (O-1)	Audit Comments on Monthly Accounts for the period April 2006 to June 2006.	21 – 22	Report on separate booklet
7 (O-2)	Report of the Standing Committee on Audit in NDMC.	23 – 25	Report on separate booklet
8 (C-11)	The New Delhi Municipal Council (Amendment) Bill 2004.	26 – 28	29 – 33
9 (C-12)	Action Taken Report on the status of ongoing schemes/works approved by the Council.	34	35 – 77
10(C-13)	Contracts/Schemes involving an expenditure of Rs. 1 Lac but not exceeding Rs. 50 Lacs.	78	79 – 99
11(C-14)	A Resolution was moved by Smt. Tajdar Babar, Vice Chairperson, Ms. Sima Gulati, and Sh. Mukesh Bhatt, Members, regarding transfer the maintenance and upkeep of Rajpath Lawns to NDMC and also to urge the Central Govt. to provide financial assistance to NDMC.	100 -101	
12 (C-15)	Confirmation and signing of Minutes of Council Meeting dated 14.6.2007 held through circulation of agenda.	102	103
13 (A-15)	Construction of QCC lab, water supply service centre and type IV flats at Jor Bagh, New Delhi. (Revised Preliminary Estimate)	104 – 105	
14 (B-8)	Establishing 33 KV Indoor S/S at the place of old 33 KV S/S Connaught Place & augmentation of its transformer capacity. SH:Revalidation of sanction to the above estimate.	106 – 108	
15 (B-9)	Purchase of 7,750Mts. of LT(XLPE) Cable of Size 400 Sqmm/3.5 Core, duly ISI marked.	109 – 111	112
16 (B-10)	Purchase of 100 nos.11000Volts,350MVA, Single Bus Bar V.C.B./SF-6 Type Indoor Switchgear Panels (Tender No. 09/EE(S-II)/2005-06)	113 – 115	116 – 117
17 (A-16)	Development of various Markets in NDMC area. SH: Façade Improvement for Janpath Road Berm Mark (between Outer Circle and Tolstoy Marg)- Tenders thereof.	118 – 121	
18 (F-1)	Examination of the case of exemption from payment of property tax under section 124 of NDMC Act in respect of Indian Pentecostal Church of God, Northern Region, 14, Bhai Vir Singh Marg, New Delhi.	122 – 124	
19 (G-3)	Outstanding dues of Delhi Jal Board towards share cost of filtered water and share cost of sewerage disposal and payment thereof to DJB.	125 – 128	
20 (S-1)	Report of Vigilance Deptt. in respect of Council's Resolution No.3 (B-3) dated 16.05.2007.	129 – 130	
21 (K-1)	Vacation of premises beyond the time available in Resolution No.3(xi) dated 7.12.2000.	131	
22 (B-11)	Estimate for up gradation of existing 33KV ESS to 66KV ESS at Babu Dham, Chanakya Puri, N. Delhi. SH: Revalidation of sanction to the above estimate.	132 - 134	

**ITEM NO. 03 (A-12)****1. Name of the subject/ project :**

Sub: Improvement to Palika Kendra..

SH : Improvement & renovation work on 3<sup>rd</sup>, 2<sup>nd</sup>, 1<sup>st</sup> & Mezzanine & Ground Floor.

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

Civil Engg. Deptt., NDMC

**3.. Brief History :**

Palika Kendra building was constructed in the year 1983-84 and thereafter, no major improvement and renovation works have been carried out. In the present circumstances, it has been felt necessary to reorganize the space for various offices as per the present need of the day and circumstance. It was, accordingly felt necessary to improve and renovate all the floors of the Palika Kendra Building and to start with, it was decided that 3<sup>rd</sup> floor downwards to ground floor may be improved and renovated in the first instance, in view of above & to accommodate visitors & occupants. The broad objectives of the renovation and upgradation is as under:

1. Ground floor being the main entrance for the employees as well as visitors needs to be decongested and reorganized by providing a reception Centre cum facilitation center to address the users appropriately & efficiently.
2. To reduce indiscriminate entry of anyone to upper levels.
3. There is a need to create an interior reception space & should be users friendly and complimentary to the organization.
4. Appropriate graphic signage, segregation of movement of the employees, visitors & VIPs is to be designed.
5. Existing public conveniences at G.F. is inadequate and inefficient and needs upgradation.
6. Considering the large number of visitors for the 3<sup>rd</sup> floor level, to visit the Hon'ble Members of the Council, design solutions are to be explored to give better & efficient office spaces with sufficient waiting & holding area for their visitors.
7. To generate more usable area within the building design solutions, so as to reduce the traffic load on elevator
8. A modular office furniture system is to be adapted for efficiency & Transparency.
9. To provide better utilization of space by enhancing the comfort levels of the present air conditioning system.
10. An efficient/ventilated facility above the public conveniences is to be provided.
11. To provide better interior furniture.
12. Internal meeting/Conferences rooms needs to be accommodated for better interaction amongst the officers and users.
13. The entry to the 3<sup>rd</sup> floor is congested and needs to be upgraded.
14. Office spaces provided for the officers need to be replanned for better utilization of space.
15. Secretariat of the Chairperson's office/waiting area & Secretary's office needs to be redone.
16. Adequate waiting areas for multipurpose use of visitors for waiting and informal meetings & discussions needs to be provided.
17. Present Committee Room does not have the capacity/ambience to cater to the meetings held in this place & is to be relocated on the ground floor for better use of the Members/Dignitaries, Officer's & Visitors etc.
18. Public conveniences for Gents/Ladies are required to be upgraded.

#### 4. Detailed proposal on the subject/project:

An estimate amounting to Rs. 4,62,14,600/- has been framed based on the design, plans as submitted by the Architect Consultant is submitted to obtain the A/A & E/S from the Council. The brief summary of the cost involved in the project is given as under.

<u>S.No.</u>	<u>Description of Item</u>	<u>Amount (Rs.)</u>
1.	Part –A Civil Works	1,78,93,655/-
2.	Part – B Electrical Works/ Fire detection works	48,95,750/-
3.	Sanitary & Plumbing Works	11,74,980/-
4.	HVAC Works	1,17,49,800/-
5.	Furniture (Custom made)	43,46,700/-
6.	Furniture (Modular)	61,53,678/-
<b>Total</b>		<b><u>4,62,14,563/-</u></b>

Say Rs. 4,62,14,600/-

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

The total financial implications based on the project/on the subject would be Rs. 4,62,14,600/-. This amount is on the basis of details submitted by Architect Consultant appointed for the project of Improvement to Palika Kendra.

There is a budget provision of Rs. 50 lacs exists under the Head of A/C H-1-8 vide item no. 254 during the year 2006-07.

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

##### TENTATIVE TIME SCHEDULE

<b>S.No</b>	<b>Stage/Activity</b>	<b>Target date</b>	<b>Remarks</b>
1.	Appointment of consultant and signing of agreement.		Completed.
2.	Concept design and Report Rough cost P.E. etc.		Completed
3.	Preliminary design, drawings incorporations of modification suggested by employer		Completed.
4.	Working drawings, Tender documents, bill of quantities, tendering process	30.12.06	
5.	Completion of work	18 months i.e 31.10.08	
8.	Likely commissioning of Project in all respects	31.12.08	

## **7. Comments of the Finance Deptt. on the subject:**

In view of clarification given by the deptt. as well as recommendation of E-IN-C, we concur in the PE amounting to Rs.4,62,14,600/- (Rs. Four Crore Sixty two lac lacs fourteen thousand six hundred only) for the work of Imp. to Palika Kendra as checked by Planning and chargeable to head of account H-1-8 item no. 254 of BE 2006-07 subject to the following conditions :

1. The following points may be brought in sufficient detail in the draft agenda for the Council duly supported by relevant data. The P.E. as proposed at this stage by the Deptt. is concurred in to facilitate approval of the Council. However, this is subject to:
  - (a) As per concurrence being sought of the estimate, if revised on the basis of further notifications that may be warranted owing to technical reasons varies more than 10% of the present amount.
  - (b) Department taking the approval of the competent authority on certain issues viz :
    - (i). Desirability and location of VIP lift to 3<sup>rd</sup> floor
    - (ii). issues relating to fire safety
    - (iii). Layout and design of the rooms of higher authorities of the Council
  - (c ) All the modifications agreed to by the Consultant being given effect in the detailed estimates.

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

It is clarified as under:

1. (a & c) Due care shall be taken while making the detailed estimate, considering the modification which may be warranted due to technical reasons. However, if it is exceeded more than 10% from the present amount, the revised approval shall be sought from the Competent Authority.
- (b) Approval of the competent authority shall be obtained on all the above issues as mentioned against (i), (ii) & (iii) above.

## **9. Legal Implication of the project:**

NIL

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

NIL

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

No Legal issue is involved in this matter as such this has our concurrence.



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

Nil

**13. Recommendation of CE (C-II):**

The case is placed before the Council for approval of the proposal & to accord Administrative Approval & Expenditure sanction to the Preliminary Estimate amounting to Rs. 4,62,14,600/- (Rs. Four Crore sixty two lacs fourteen thousand six hundred only).

**COUNCIL'S DECISION**

Resolved by the Council that administrative approval & expenditure sanction to the Preliminary Estimate amounting to Rs. 4,62,14,600/- is accorded subject to condition that all measures regarding fire safety, have been incorporated.

**ITEM NO. 04 (A-13)**

1. **Name of subject/Project:-** Rehabilitation of old sewers in NDMC area.  
**SH: Desilting and Rehabilitation of part of trunk sewer at Khushak Nallah near Brig. Hoshiair Singh Road.**

- Tender thereof -

2. **Name of Department concerned:** Civil Engg, Department-I (PH-circle).
3. **Brief history of the subject /project:-** The proposal is for desilting and rehabilitation of 1150 mm dia trunk sewer line passing under Khushak Nallah and Railway Line at Brig. Hoshiair Singh Road for which A/A & E/S was accorded by Council vide Reso. No. 9 (A-8) dated 22.7.05 for Rs. 1,16,65,000/- and the detailed estimate amounting to Rs. 1,14,55,700/- technically sanctioned by CE(C ) on 8.9.05 vide item no. 57. As per the approved draft NIT with an estimated cost of Rs. 1,11,22,000/-. Open tenders were invited from specialized agencies, who have executed the rehabilitation works with CIPP technology, and out of the three tenders received M/s. Subhash Projects & Marketing Ltd. were found to be lowest with a quoted rate of 7.24% below the estimated cost. The estimated cost was prepared on the basis of rates circulated by Delhi Jal Board. The tenders were scrutinized in the department and keeping into consideration the scope of work for which NDMC had no past experience and the work being a pilot project of this kind, the rates received in the competent tenders were compared with the rates obtained from Delhi Jal Board on which the works were awarded in the past using the same technology in order to check the reasonability of rates.

Taking into account the comparison of the rates and in order to know the details of the work to be executed by the contractor a sub-committee comprising of E-in-C in chair, SE(PH), EE(P-I), AFO and EE(SP) had called the contractor for seeking necessary clarifications besides exploring the possibility of reduction in rates. The company provided with the details of the scope of work alongwith their costing as well as declined to reduce rates any further specially on account of the work being of small magnitude in which a lot of infrastructure had to be brought in for execution resulting into higher cost inputs as well as imported material to be used for lining. Keeping into consideration the sub-committee recommended the acceptance of lower offer of M/s. Subhash Projects & Marketing Ltd. at their quoted rates.

4. **Detailed proposal on the subject/project:** - Rehabilitation of the existing trunk sewer by using CIPP (Cured in place pipe) technology by using a hollow cylindrical woven/non-woven felt with thermosetting epoxy resin for retro fittings, the existing

brick barrel after carrying out necessary repairs. This pipe is formed within the existing barrel and has the quality of taking the shape of existing pipe fitting tightly to the same. The scope of work also involves, over pumping of sewage flow, desilting as well as repairs to manholes etc. while the system to be kept in operation.

5. **Financial implications of the proposed project/subject:** The tendered amount of the project as per the lowest tender received works out to Rs. 1,03,16,817/- i.e. 7.24% below the estimated cost of Rs. 1,11,22,000/- and the expenditure is proposed to be met out of the budget allocation under the head D.2.17.12. A item no. 99/(114) on page V-105 for which a budget provision of Rs. 1,10,00,000/- exists during the current financial year.

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

<b>Award of work</b>	<b>June 2007</b>
<b>Actual execution to be commenced :</b>	<b>1.10.07</b>
<b>Time allowed:</b>	<b>2 months</b>

**Note:-** As the whether condition will be most suitable for executing this type of work in the month of October and onwards.

7. **Comments of the Finance Deptt. on subject:** While according the concurrence vide their U.O. no. 1140/Fin.R-Civil Dated 6.6.07 had observed as under:-

“ We agree to the department's proposal i.e. acceptance of the offer of L-1 at 7.24% below the estimated cost. As in NDMC, the work in question will be executed by using a new technology, a close watch on the quality of work having regard to specifications/parameters laid down in NIT needs to be ensured under close supervision of SE concerned. It is considered worth pointing out that while according A/A and E/S to the scheme in question vide its Resolution No. 9(A-8) dated 22.7.05, Council resolved that due care should be taken during execution to ensure that only that firm executes the work who has representation/rights to use the technology from the Principles. It may, therefore, be ensured that decision of the council as referred to is complied with fully. Also, we need to have independent quality audit system to audit the new technology”.

8. **Comments of the Deptt. on comments of Finance Deptt.** The work is to be executed as a pilot project by using this special technology the lowest tenderer has already entered into a joint venture with the U.S. based company who are in business for manufacturing the liner and installing the same for the past 35 years as per the credential attached with the tenders.

Effective control over supervision of the work shall be made not only to ensure the best quality of the work but also as a resulting process for educating the staff to get familiar with the process and the technology to be used in the future works.

9. **Legal implication of the subject/project:** Nil
10. **Details of previous council reso. existing law of Parliament and Assembly on the subject:** Nil
11. **Comments on the comments of Law Deptt. :** Nil
12. **Recommendations:** The case is brought before the Council for acceptance of the lowest offer of M/s. Subhash Projects & Marketing Ltd. at a tendered amount of Rs. 1,03,16,817/- i.e. 7.24% below the estimated cost put to tender of Rs. 1,11,22,000/- and with the permission to award the work in anticipation of the confirmation of the minutes of the Council Meeting since the validity of the tender expires on 25.6.06.

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

Resolved by the Council that the lowest offer of M/s. Subhash Projects & Marketing Ltd. at a tendered amount of Rs. 1,03,16,817/- i.e. 7.24% below the estimated cost put to tender of Rs. 1,11,22,000/- is accepted.

It was also decided to award the work in anticipation of the confirmation of the minutes.

**ITEM NO. 05 (A-14)**

1. **NAME OF THE SUBJECT/PROJECT/SUB HEAD :** S/R of roads in NDMC area during 2006-07.  
**SH:-** Providing and laying Mastic asphaltic wearing course at Kaka Nagar Colony service Roads.

2. **NAME OF DEPARTMENT :** CIVIL ENGINEERING DEPARTMENT, ROAD-I DIVISION.

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

The conditions of the service roads of Kaka Nagar colony are getting deteriorated day by day. Number of cracks, pot holes have developed over the entire surface of carriage way, beside disintegration of road surface. The Kaka Nagar colony was inspected by Smt. Tajdar Babar, MLA, Govt. of NCT Delhi & Vice Chairperson, NDMC along with representative of Resident Welfare Association of Kaka Nagar and Bapa Nagar and NDMC officials on 12.12.05 and it was desired to resurface service roads of Kaka Nagar colony. Again the area was inspected by Area MLA & Vice Chairperson, NDMC with E-in-C, SE(R-I) and other NDMC officials on 05.10.06 and it was emphasized the necessity of mastic asphaltic wearing course. Keeping in view of the performance assessed in the adjoining Sundar Nagar colony under the jurisdiction MCD, where mastic treatment work was done. Administrative approval and expenditure sanctioned for Rs. 96,08,000/- (Rs. Ninety six lacs eight thousands only) was accorded by the council vide item no. 3(A-42) dated 12.02.07

The case is regarding acceptance of the contract. This is the first call of tender M/s. Wilco Engineers is the lowest tenderer with quoted rate @ 15.53% above the estimated cost against the justification @ 60.12% above the estimated cost of Rs. 62,41,799/- (Rs. Sixty two lacs forty one thousands and seven hundred ninety nine only). The tender amount works out to Rs. 72,11,390/- (Seventy two lacs eleven thousands three hundred ninety only).

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

25 mm thick bitumen mastic asphaltic course is proposed to be provided in all service roads of Kaka Nagar (area 21500 square metre) after applying tack coat with paving bitumen 80/100 @0.5 Kg/square metre. Provision for filling depression has been taken wherever, the surface is totally worn out.

5. **FINANCIAL IMPLICATION OF THE PROPOSED PROJECT/SUBJECT:-**

The tender amount of M/s Wilco Engineers works out to be Rs.72,11,390/- (Seventy two lacs eleven thousands three hundred ninety only). The necessary funds are available to meet the expenditure of the work during current year by re-appropriations of the fund as conveyed by the Finance Deptt. Requirement of fund is also be included in the RE 2007-08.

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

The internal procedure for award of work have already been completed. After approval of the Chairman NDMC, dated 05.06.07, the letter of award has been issued to contractor in anticipation of approval by the Council, as per the following details in view of the fact that validity of tender is going to be expired on 29.06.07 and contractor is not keen to extend the validity of tender beyond 29.06.07.

- Stipulated date of start : 17.06.07
- Stipulated date of completion : 16.10.07

7. **COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT:-**  
The Finance Department has concurred in the proposal to accept the lowest tender of M/s Wilco Engineers.
8. **COMMENTS OF THE DEPARTMENT ON COMMENTS OF FINANCE department:-**  
NO comments
9. **LEGAL IMPLICATION OF THE SUBJECT/PROJECT:-**  
Nil
10. **DETAILS OF PREVIOUS COUNCIL RESO. EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THE SUBJECT:-**  
The Administrative Approval & Expenditure Sanction of this work amounting to Rs.96,08,00 (Rs. Ninety six lacs eight thousands only) was accorded by council vide item no. 3(A-42) dated 12.02.07.
11. **COMMENTS OF LAW DEPARTMENT ON THE SUBJECT:-**  
Not applicable.
12. **RECOMMENDATIONS**  
The case is placed before the Council to accord Post Facto approval for acceptance of lowest offer of M/s Wilco Engineers @ 15.53% above the estimated cost of Rs.62,41,799 (Rs. Sixty two lacs forty one thousands seven hundred ninety nine only). The tender amount works out to 72,11,390/- (Rs. Seventy two lacs eleven thousands three hundred ninety only) for the work **"S/R of Roads in NDMC area", SH: Providing and laying Mastic asphaltic wearing course at Kaka Nagar Colony service roads.**

### **COUNCIL'S DECISION**

Resolved by the Council that ex post facto approval is accorded for acceptance of lowest offer of M/s Wilco Engineers @ 15.53% above the estimated cost of Rs.62,41,799, the tender amount works out to Rs.72,11,390/- for the work "S/R of Roads in NDMC area", SH: Providing and laying Mastic asphaltic wearing course at Kaka Nagar Colony service roads.

**ITEM NO. 06 (O-1)****1. Name of the subject/project**

Audit Comments on Monthly Accounts for the period April 2006 to June 2006.

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

Office of the Chief Auditor

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

Sub-section Section 59(1) of the NDMC Act 1994 envisages that the Chief Auditor shall conduct a monthly examination and audit of the accounts of the Council and shall report thereon to the Chairperson, who shall publish monthly an abstract of the receipts and expenditure of the month last preceding signed by him and by the Chief Auditor. As contemplated in above provisions of the Act, Audit comments on Monthly Accounts are prepared along with Monthly Abstracts of Receipts and Expenditure for information of the Council.

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

Draft Agenda Item on Audit Comments on Monthly Accounts for the period April-2006 to June-2006 (enclosed as a separate booklet) highlights the excess expenditure and receipts over budget provision, non-maintenance of records related to Suspense Accounts, difference in the books of Compilation and Cash Branch, non-accounting of amount of dishonoured cheques in books, non-remittance of Cess charges and irregularities in Bank Reconciliation Statement.

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

Nil

**6. Implementation schedule with timeliness 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 Monthly Accounts 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 Resolution, existing law of Parliament and Assembly on the subject**

Till date six Agenda Items have been laid in the Council on the Monthly Accounts. The details of previous Council Resolutions are as under:-

S.No.	Resolution Number and date	Details of Monthly Accounts
1.	Item No.9(05) dated 8.2.05	12 Monthly Accounts for the year 2002-03
2.	Item No.10(06) dated 8.2.05	12 Monthly Accounts for the year 2003-04
3.	Item No.8(0-7) dated 3.3.05	03 Monthly Accounts for the period April-2004 to June-2004
4.	Item No.5(0-2) dated 22.7.05	03 Monthly Accounts for the period July-2004 to September 2004
5.	Item No.7(0-3) dated 28.9.05	03 Monthly Accounts for the period October-2004 to December-2004
6.	Item No.7(0-4) dated 23.11.05	03 Monthly Accounts for the period January-2005 to March-2005
7.	Item No.9(0-2) dated 15.12.06	12 Monthly Accounts for the period April 2005 to March 2006

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

Not applicable, since Draft Agenda Item incorporates Comments on Monthly Accounts as part of Statutory Audit function envisaged in NDMC Act, 1994

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

Not Applicable

**13. Recommendation**

The Audit Comments on Monthly Accounts for the period April 2006 to June 2006 may be presented to the Council.

**14. Draft Resolution**

Resolved by the Council that information regarding audit comments on Monthly Accounts the period April 2006 to June 2006 as reported by the Chief Auditor is noted.

**15. Draft order sheet based on proposed Resolution [always on separate sheet] to be issued under Secretary's signature**

Non Applicable, as the Audit comments on accounts are for the information of the Council.

**COUNCIL'S DECISION**

Information noted.



**ITEM NO. 07 (O-2)****1. Name of the subject/project**

Report of the Standing Committee on Audit in NDMC.

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

Office of the Chief Auditor

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

Section 59 of the New Delhi Municipal Council Act 1994 envisages that

- (i) As soon as may be after the commencement of each year, the Chief Auditor shall deliver to the Council a report of the entire accounts of the Council for the previous year.
- (ii) The power of the Chief Auditor with regard to the disapproval of, and the procedure with regard to the settlement of objections to expenditure from the revenues of the Council shall be such as may be prescribed by the Chairperson in consultation with Chief Auditor, and with the approval of the Council.

The Council in its meeting held on 8 February 2005, decided to evolve a suitable mechanism for expeditious settlement of outstanding paragraphs of AARs by appointing a Committee with appropriate representation.

In pursuance of above decision, a **Standing Committee on Audit in NDMC** was constituted under section 9 of the NDMC Act, 1994 vide Council Resolution No. 9(0-2) dated 27 May 2005 to consider the Annual Audit Reports of the Chief Auditor. The Committee in its first meeting decided that a consolidated report containing recommendations of the Committee will be presented to the Council annually by the Chief Auditor. Therefore, the Report of the Committee is being presented in this Council meeting.

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

**The Standing Committee on Audit in NDMC** in its meetings during 2006-07 considered the paragraphs of Annual Audit Reports for the years 1996-97 to 2003-04 pertaining to the Accounts Department and Estate Department in the light of replies received from the Departments. The Committee also took oral evidence of the Estate Department.

In view of Department's replies, the Committee recommends to settle 7 Paragraphs out of the total 10 outstanding paragraphs of the Annual Audit Reports for the years 1996-97 to 2002-03 pertaining to the Accounts Department and 14 paragraphs out of 34 outstanding paragraphs of Annual Audit Reports for the year 1996-97 to 2003-04 pertaining to Estate Department. The detailed recommendations are given in the Report (enclosed as a separate booklet). The Committee has also given recommendations for evolving appropriate mechanism for recovery of arrears of licence fee, strengthening the data base, to streamline the procedure of tendering for allotment of vacant commercial units and to review the cases of non-renewal of licences etc. The Report of the Committee is placed before the Council.

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

Nil

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

Not applicable

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

Not applicable as the Draft Agenda Item relates to presentation of Report of the Standing Committee on Audit in NDMC.

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

Not applicable.

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

Nil

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

The details of previous Council Resolutions on the subject are as under:

- (i) Item No.8 dated 10.2.1999
- (ii) Item No.8 (O-4) dated 8.2.2005
- (iii) Item No.11 (O-8) dated 3.3.2005
- (iv) Item No.9 (O-8) dated 27.5.2005
- (v) Item No.4 (O-5) dated 15.12.2005

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

Not applicable as the Draft Agenda Item is for presentation of the Report of the Standing Committee on Audit in NDMC constituted under section 9 of the Act.

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

Not applicable.

**13. Recommendation**

The Report of the Standing Committee on Audit in NDMC may be presented to the Council.

**14. Draft Resolution**

Information noted. The Council further decided that the compliance of recommendations of the Standing Committee on Audit in NDMC may be reported to the Council.

**15. Draft order sheet based on proposed Resolution [always on separate sheet] to be issued under Secretary's signature**

Not applicable as the Report of the Committee is for information of the Council.

**COUNCIL'S DECISION**

Information noted.

**ITEM NO. 08 (C-11)****1. Name of the subject / project :**

The New Delhi Municipal Council (Amendment) Bill 2004.

**2. Name of the Department :**

Law Department.

**3. Brief History of the subject / project :**

- (i) The New Delhi Municipal Council Act, 1994 makes provision for the imposition of the penalties for violation or contravention of various provisions of the Act. These penalties are mostly pecuniary in nature and are the same as the DMC Act, 1957, which have not been revised since 1957 when that Act was enacted. With the considerable erosion in the value of money over the time, these penalties have lost their edge and no longer prove deterrent and effective. Besides, due to rapid urbanization and concomitant socio-economic transformation of the life of the people, there is rampant violation of civic laws. The instances of wide spread encroachments on public land/property, construction of unauthorised buildings, unauthorized advertisements, defiance of the provisions of law relating to Sanitation and Public Health etc. are threatening to make the statute itself completely ineffective. Despite numerous preventive measures taken by the Council from time to time, there is not much impact. In order to re-establish the sanctity of civil law and to make the penalties deterrent in the real sense, the Council in its meeting held on 30.2.2000 resolved that the power of imposition of fine may be delegated to the Council and the Tenth Schedule deleted. This was not accepted by the Ministry of Home Affairs. Accordingly, an amended proposal was put up to the Council on 28.8.2001. The Department of Urban Development, Government of NCT of Delhi, thereafter pursued the matter and after taking approval from the Central Government introduced in the Legislative Assembly of the National Capital Territory of Delhi on 3<sup>rd</sup> August, 2004 the NDMC (Amendment) Bill, 2004 for enhancing the rates of penalties which may be imposed under the various sections of the Act.
- (ii) A copy of the Bill as introduced in the Legislative Assembly was placed for the information of the Council in its meeting held on

26.8.2004 [Resolution No.13 (C-22)]. The Council noted the information.

- (iii) The Bill was taken up for consideration by the said Assembly on 4<sup>th</sup> August, 2004. The Assembly Secretariat received some amendments from a member but at the time of its consideration most of the members demanded that it be referred to a Select Committee of the House for detailed deliberations. Accordingly, the Bill was referred to a Select Committee which was constituted by the Hon'ble Speaker on 13<sup>th</sup> August 2004.
- (iv) The Committee held four meetings, the last being on 15<sup>th</sup> February 2006. In this meeting, the Committee scrutinized the Karnataka Municipal Corporation Act, 1976, the Kolkatta Municipal Corporation Act, 1980 and Mumbai Municipal Corporation Act, 1988 and observed that the rates of penalties are somewhat similar as those contained in the NDMC Act, 1994. The Committee took unanimous decision that the NDMC (Amendment) Bill, 2004 which proposed 100 to 200 per cent increase in the rates of penalties, be not accepted by the Committee, and recommended that the Bill be withdrawn.
- (v) A copy of the Report of the Select Committee, on the NDMC (Amendment) Bill 2004 is attached at **Annexure I. (See pages 29 – 33).**
- (vi) The Report of the Committee was accepted by the House unanimously on the 6<sup>th</sup> March, 2006 and the NDMC (Amendment) Bill 2004 was withdrawn by the Government.
- (vii) Ministry of Home Affairs have been informed on 6.6.2007 about the above developments.

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

The Report of the Select Committee on NDMC (Amendment) Bill, 2004 is placed before the Council for information.

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

Not applicable.

**6. Implementation schedule with timeliness 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. Legal implications of the subject/Project**

Not applicable.

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

As in para 3 above.

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

Not applicable.

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

Not applicable

**13. Recommendations:**

It is recommended that the information with regard to the withdrawal of the NDMC (Amendment) Bill, 2004 be noted by the Council.

**14. Draft Resolution:**

Resolved by the Council that the information with regard to the withdrawal of NDMC (Amendment) Bill 2004 by the Government in the Legislative Assembly of NCT of Delhi is noted.

**COUNCIL'S DECISION**

Information noted.











ANNEXURE END

**ITEM NO. 09 (C-12)****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 2007 had already been included in the Agenda for the Council Meeting for the Month of May 2007.

A report on the status of execution of all the ongoing schemes/works awarded **upto May 2007** is placed before the Council for information. **(See pages 35 - 77).**

**COUNCIL'S DECISION**

Information noted.

ANNEXURE 35 – 77





























































































ANNEXURE END

**ITEM NO. 10 (C-13)****CONTRACTS/SCHEMES INVOLVING AN EXPENDITURE OF RS. 1 LAC BUT NOT EXCEEDING RS. 50 LACS.**

Section 143 (D) of NDMC Act, 1994 provides that every contract involving an expenditure of Rs. 1 lac but not exceeding Rs.50 lacs under clause 143 (c) shall be reported to the Council. In pursuance of these provisions a list of contracts entered/executed **in May 2007**, have been prepared. A Comprehensive list of the contracts entered into for the various schemes is accordingly laid before the Council for information. **(See pages 79 - 99).**

**COUNCIL'S DECISION**

Information noted.



**ANNEXURE 79 – 99**











































**ANENXURE END**

**ITEM NO. 11 (C-14)**

- e) **Notice of resolutions given by the members under the provision to Section 23 of NDMC Act, 1994,**

**Resolution moved by Smt. Tajdar Babar, Vice Chairperson, Ms. Sima Gulati, and Sh. Mukesh Bhatt, Members, regarding transfer the maintenance and upkeep of Rajpath Lawns to NDMC and also to urge the Central Govt. to provide financial assistance to NDMC.**

A Resolution was moved by Smt. Tajdar Babar, Vice Chairperson, Ms. Sima Gulati, and Sh. Mukesh Bhatt, Members, regarding transfer the maintenance and upkeep of Rajpath Lawns to NDMC and also to urge the Central Govt. to provide financial assistance to NDMC, which is as under :-

"It is well known fact that NDMC is a prestigious body and has been providing quality services of world standard in its area. NDMC is responsible for the upkeep of the seat of Central Government, Rashtrapati Bhawan, the Prime Minister's Office and residence, Central Govt., offices, Foreign Missions, residence of Ministers, Members of Parliament, Diplomats and Central Govt. employees. In addition to providing dedicated basic civic amenities to its residents, it has accepted the challenges of the changing times and has provided high quality facilities in many spheres of urban life by establishing many prestigious institutions to render essential standard services to the citizens.

On the same lines NDMC is also maintaining the green cover by maintaining the Parks / green sites / lawns under its control, NDMC has been appreciated for its efforts and the high quality of maintenance of the greenery forming part of its jurisdiction. Recently more than 900 parks and lawns maintained by the CPWD have also been handed over to NDMC for maintenance, as they were not being maintained properly by CPWD and were bone of criticism amongst the public. This has fastened huge financial liabilities upon the NDMC since a mammoth task force and equipments will be required to keep up to the high standards set by NDMC itself.

It is quite strange to note that while on one hand such a large number of parks and lawns have been transferred for maintenance to NDMC, on the other hand, the prestigious Raj Path Lawns which were beautifully maintained by NDMC for the last so many decades stand transferred to CPWD for its maintenance. It would be pertinent to mention here that the Rajpath lawns has always been the pride of NDMC, a large number of tourists, both domestic and international, visit the Rajpath to see India Gate and the present condition of the lawns leave a very bad impression on them. It has ben noticed that the Water Bodies at Rajpath are full of filth and litter, the lawns are no longer green, the tree sapling planted by NDMC are totally destroyed, the lawns are full of litter & filth. Since the Rajpath is a very

important landmark in the territory of NDMC, invariably questions are put to the employees and officers of NDMC regarding the pathetic conditions prevalent there.

The transferring of parks from CPWD to NDMC has undoubtedly raised the pride & glory of NDMC but the transfer of prestigious Rajpath Lawns to CPWD has raised questions about the competence of our staff and also shattered the morale & pride of NDMC and out employees.

Keeping in view of the above, it is resolved that "the Ministry of Urban Development be requested to transfer the maintenance and upkeep of Rajpath Lawns to NDMC and also to urge the Central Government to provide financial assistance to NDMC so that the increased expenditure for the upkeep and maintenance of the lawns recently transferred from CPWD to NDMC, be met with".

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

This item was not discussed

**ITEM NO. 12 (C-15)**

**Confirmation and signing of Minutes of Council Meeting dated 14.6.2007 held through circulation of agenda.**

Confirmation and signing of the minutes of the Council's Meeting held on 14.06.2007 through circulation of agenda regarding Tariff structure of electricity-Tax on consumption, sale or supply of electricity **(See pages 103)**.

**COUNCIL'S DECISION**

Minutes Confirmed.



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

**MINUTES DATED 14.06.2007 OF THE AGENDA No.1 (G-2) REGARDING TARIFF STRUCTURE OF ELECTRICITY-TAX ON CONSUMPTION, SALE OR SUPPLY OF ELECTRICITY.**

<b>SL.NO.</b>	<b>ITEM</b>	<b>PROCEEDINGS</b>
1. (G-2)	Tariff structure of electricity-Tax on consumption, sale or supply of electricity	<p>The Council resolved to levy a tax of 5% of the tariff rate fixed by the DERC for consumption, sale and supply of electricity and on sale of surplus electricity and to send the Resolution to the Central Government for its sanction.</p> <p>It was further resolved by the Council that the Central Govt. be requested to expedite the matter as the proposal has to take effect from 01-07-2007.</p>

Sd/-  
**(KESHAV CHANDRA)**  
**SECRETARY**

Sd/-  
**( PARIMAL RAI )**  
**CHAIRPERSON**

**ITEM NO. 13 (A-15)****1. NAME OF THE PROJECT:**

**Construction of QCC lab, water supply service centre and type IV flats  
at Jor Bagh, New Delhi.**

(Revised Preliminary Estimate)

**2. NAME OF THE DEPARTMENT CONCERNED:**

Civil Engineering Department (Zone-II)

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

The Council vide its Reso. No. 3(vii) dated 28.8.01 accorded A/A & E/S of Rs. 1,46,73,250/=. Tenders were invited and the work was awarded to M/s Suri Brothers(Contractor's) at their tendered amount of Rs. 1,40,76,863/= which was 6.54% below of the Estimated Cost of Rs. 1,50,61,537/= vide Reso. No. 3(xxii) A-16 dated 27.6.2003. The work was completed on 20.7.2005 and necessary extension of time has already been granted without levy of any compensation. Various extra, Additional and substituted item statement have already been approved by different competent authorities. The expenditure has been increased by more than 10% of the Preliminary Estimate and hence necessity of revised A/A & E/S has arisen. The revised Preliminary Estimate amounting to Rs. 1,68,64,914/= with net excess of Rs. 21,91,644/- has been prepared which has been checked by planning and concurred by finance department. The detail of increase in amount is as follows :-

i)	Due to increase in cost of store issue rate of cement	= Rs. 56,332.00
ii)	Due to increase in cost of steel proclamat from market after taking approval from CHAIRPERSON.	= Rs. 9,90,553.00
iii)	Due to increase in cost of Electrical work As informed by Elect Department	=Rs. 11,00,000.00
iv)	Due to Deviations in civil work for which Approval has already been accorded	=Rs. 44,779.00
		-----
		Rs. 21,91,644.00

**4. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT:**

The proposal of Extra, Additional, substituted items and Revised preliminary estimate was concurred by finance department and advised the department not resort deviations and incurred liabilities without previous approval of the competent authority and that reasons for not taking timely action in the instant case may be brought on record for information of the authorities.

**5. COMMENTS OF THE DEPARTMENT ON COMMENTS OF FINANCE DEPARTMENT:**

It is clarified that approval in principle from competent authority were taken well in time for execution of extra, additional and substituted work. The approval in principal for incurring extra expenditure beyond limit was initiated well in time i.e. on 28.2.2005. Normally in case of approval in principle cases are sent directly for

approval of competent authority. Detailed scrutiny by planning is done only at the time of actual approval. However in this particular case detailed scrutiny was got done through planning even at the initial stage which can be seen from NP-10 to NP-25 and ultimately the revised preliminary estimate was processed after the completion of work as per advice of CE(C-II) vide NP-26/N.

**6. LEGAL IMPLICATION OF THE PROJECT:**

NIL.

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

- a. Administrative approval & expenditure sanction for Rs. 1,46,73,250/= approved by the council vide 3(vii) dated 28.8.2001.
- b. Approval of the Award of work to the contractor M/s Suri Brothers(Contractors) for Rs. 1,40,76,863/= vide Reso. No. 3(xxii)A-16 dt. 27.6.2003.

**8. COMMENTS OF THE LAW DEPARTMENT ON THIS PROJECT:**

No law point involves in the matter.

**9. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF LAW DEPARTMENT:**

No comments.

**10. RECOMMENDATIONS:**

The Revised Preliminary Estimate amounting to Rs.1,68,64,914/= with net excess of Rs. 21,91,644/= is recommended for acceptance by the Council.

**11. DRAFT RESOLUTION:**

Resolved by the council that Revised Administrative Approval and Expenditure Sanction amounting to Rs. 1,68,64,914/= be accorded.

**COUNCIL'S DECISION**

Resolved by the Council that Revised Administrative Approval and Expenditure Sanction amounting to Rs. 1,68,64,914/- is accorded.

**ITEM NO. 14 (B-8)**

- 1. Name of the Project**- ESTABLISHING 33KV INDOOR S/S AT THE PLACE OF OLD 33KV S/S CONNAUGHT PLACE & AUGMENTATION OF ITS TRANSFORMER CAPACITY.

**SH:** Revalidation of sanction to the above estimate.

- 2. Name of the Department concerned**- Electricity (Planning)

**3. Brief History of the Project**- The existing 33KV S/S at Connaught Place is an outdoor type S/S. It is proposed that a new 33KV S/S building shall be constructed at the place of old S/S building which will accommodate 33KV and 11KV indoor switchgears besides site offices of Distribution (North) and Maintenance (North) Divisions, which are presently located in the temporary structure of old building and 1st floor of the existing building.

The load demand in the area is going to increase due to redevelopment of the Connaught Place. The existing 2 Nos. transformer of capacity 12.5/15MVA and 16/20MVA shall not be able to meet this growing load demand as such it has been proposed to install one more transformer of 33/11KV, 12.5/16MVA capacity to accommodate in the available space. The scheme was cleared by the CEA as part of 10<sup>th</sup> Five-year plan. But the scheme could not be implemented due to change of conceptual plans on basis of norms/permissible FAR.

The Chairperson desired during the review meeting of Electrical estimate held on 9.1.07 that cases where the validity has expired and no work has taken place, either all such cases be put up afresh for revalidation or should be closed if not required.

**4. Detailed proposal on the Project**- It has been proposed to augment the transforming capacity of S/S Connaught Place from existing 35MVA to 51MVA by installing an additional 33/11KV transformer of 12.5/16MVA. The 33KV OCB type switchgear installed in out-door yard have served their useful life of 25 years. In place of existing 33KV OCBs, 33KV indoor GIS panel board having 11 panels has been proposed to be installed. The following has been proposed in the estimate

1. 33/11KV transformer 12.5/16 MVA – 1 No.
2. 33KV SBB, indoor type GIS panel boards - 11 Nos.
3. 11KV SBB, indoor type SF6/Vacuum panel board – 10Nos.

The cost of 3 nos. 33KV GIS panels is proposed to be charged to Head of A/C E-3 (Replacement work) and balance 8 nos. 33KV GIS panels have been charged to Head of A/C E-4-1 ( plan work). The new Power Transformer shall be installed at the place of existing 33KV OCBs in the out-door yard.

**5. Financial implications of the proposed Project-** An estimate amounting to Rs. 495.13 lacs (G) and Rs. 494.29 Lacs (N) was framed for upgradation of the S/S which includes the cost of new building as detailed below-

**REPLACEMENT WORK (HEAD OF A/C E-3)**

i) Cost of new building	Rs. 63.85 lacs
ii) Cost of equipment's	Rs. 220.67 lacs
iii) Less credit for old equipment	Rs. 0.84 lacs

**PLAN WORK (HEAD OF A/C E-4-1)**

i) Cost of additional equipment's	Rs. 210.60 lacs
Total	Rs. 495.13 lacs(G)
	Rs. 494.29 lacs(N)

The estimate will be revised as per actual basis after execution of the work. A budget provision of Rs. 40.00 lacs has been kept during the financial year 2007-08 and suitable budget provision will be made under the respective head of accounts in different financial years.

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

i) Approval of scheme by Council	July 2007
ii) Issue of estimate to construction Division for execution	August 2007(Revalidation)
iii) Preparation of draft NIT(Elect.)	September 2007
iv) Call of tenders (Elect.)	October 2007
v) Award of work including opening of tenders, negotiation with the tenderer etc.	Feb. 2008
vi) Completion of work	December 2009

**7. Comments of Finance Deptt. on the subject-**

Finance Deptt. has concurred to the proposal to revalidate the sanction of the estimate amounting to Rs. 495.13 lacs (G) and Rs. 494.29 lacs (N) for establishing 33KV Indoor S/S at the place of old 33KV S/S Connaught Place and augmentation of its transformer capacity subject to the following conditions-

- 1) Approval of competent Authority
- 2) Availability of funds
- 3) Correctness of information and data submitted by the department.
- 4) Codal provisions are adhered during the execution of the work.

- 5) The revised estimate be got concurred in from Finance Department before awarding the work.

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

Observations of the Finance Deptt. are clarified as under:-

- a. Approval of the competent authority is being obtained.
- b. Budget provision of Rs. 40.00 lacs exist during 2007-08, however suitable provision will be kept in subsequent financial years.
- c. Information & data provided are correct.
- d. The work would be executed by the executing division as per codal provisions.
- e. Necessary concurrence of the Finance would be obtained by the executing division before awarding the work.

**9. Legal implication of the Project-** No legal implication is involved.

**10. Details of previous Council Resolution-** Item No. 3(xxviii) dated 28.1.2002.

**11. Comments of the Law Deptt. on the Project-** N.A.

**12. Comments of the Deptt. on the comments of the Law Deptt. -** Nil

**13. Recommendation-** The case may be noted to the Council to revalidate A/ A & E/S to the estimate amounting to Rs. Rs.495.13 lacs (G) and Rs. 494.29 lacs(N) for establishing 33KV Indoor S/S at the place of old 33KV S/S Connaught Place & augmentation of its transformer capacity, as concurred by the Finance.

**14. Draft Resolution-** Resolved by the Council that A/A & E/S to the estimate amounting to Rs Rs.495.13 lacs (G) and Rs. 494.29 lacs(N) for establishing 33KV Indoor S/S at the place of old 33KV S/S Connaught Place & augmentation of its transformer capacity is revalidated.

**COUNCIL'S DECISION**

Resolved by the Council that administrative approval and expenditure sanction to the estimate amounting to Rs Rs.495.13 lacs (Gross) and Rs. 494.29 lacs(Net) for establishing 33KV Indoor S/S at the place of old 33KV S/S Connaught Place & augmentation of its transformer capacity is revalidated.

Further resolved by the Council that the project be completed within the time frame mentioned in the proposal.

**ITEM NO. 15 (B-9)**

**1. Name of Work:-** Purchase of 7,750Mts. of LT(XLPE) Cable of Size 400 Sqmm/3.5 Core, duly ISI marked

**2. Department:-** ELECTRICITY DEPARTMENT

**3. Brief History of the proposal:-**The Planning division of the Electric department has got various estimates sanctioned as per Annexure attached for the augmentation / replacement/ laying of new feeders in NDMC area, as such, in order to execute these works tenders were invited for the purchase of 7,750Mts. of LT(XLPE) Cable of Size 400 Sqmm/3.5Core.

**4. Detailed proposal of the subject:-** NIT amounting to Rs.1,03,75,757.00 for purchase of 7,750 mtrs. of LT(XLPE) cable required for the execution of the various sanctioned estimates was published in three leading newspapers besides placing tender document on NDMC/ Delhi Govt. website and also, sending information to known leading cable manufacturers. Five firms submitted their tenders and out of these five tenderers, the offers of two were rejected, because their offers were not as per NIT conditions. The offers of remaining 03 Tenderers containing covers I and II were opened on due date for opening of Tender. During the Technical Scrutiny only two firms pre-qualified for the opening of their Price Bid. The Price bids of these two firms were opened on due date and the position of these two firms is as follows:-

Sno.	Name of Tenderer	Total Cost :- (Net) Considering NIT quantity	Remarks
1.	M/s Cap cab India Ltd.	Rs.68,01,396.00	34.33% ,Below the Estimated Cost of Rs. 1,03,75,757.00
2.	M/s Bright Cables	Rs.73,64,370.00	28.90% Below the Estimated Cost of Rs. 1,03,75,757.00

From the above, it is observed that "M/s Capcab India Ltd." has emerged as the 1st lowest Bidder with the total quoted cost of Rs. 68,01,396.00 ( Rupees sixty eight lacs one thousand three hundred ninety six only)( inclusive of all taxes and duties) as against the Estimated Cost put to tender of Rs.1,03,75,757.00 .

The Breakup of Lowest Quoted cost is as follows:-

Sno.	Description	Qty.	Rate(Rs.)	Unit	Amount(Rs.)
1.	Basic Cost	7,750 mtrs.	747.00	Per mtr.	57,89,250.00
2.	Excise duty + ECESS	@ 16.32%			9,44,805.60
3.	CST (against form "C")	@1%			67,340.56
4.	Freight and Insurance	Prices FOR destination			Prices FOR destination
	Total				<b>68,01,396.00</b>

Since, the quoted offer of L-I firm is on the Lower side i.e 34.33% lower than the Estimated Cost put to Tender, as such the same is justified and reasonable for acceptance to award the Supply Order. Other Terms and Conditions are as under:-

Excise Duty:- + ECESS	@ 16.32%
CST	CST @1% against form "C"
Place of Delivery	At our Stores Nehru Park/ Vidyut Bhavan or at any site in NDMC area
Delivery Period	Commencing with 3,750 mtrs within two months and completion @ 2000 mtrs. Per two months thereafter or completion in six months after issue of Supply Order.
Terms of payment	100% payment within 30 days after receipt of material lot-wise in good condition and on submission of Bills in triplicate , duly stamped and pre-receipted.
Performance	A bank guarantee valid up-to Guarantee period amounting to 2% of the ordered value shall be furnished as Performance Guarantee.
Inspection	Supplies shall be inspected at Site/ Manufacturer's works/ Stores through RITES/ by our Engineers. The date of call of successful inspection shall be treated as the date of delivery of the material.
Arbitration	Incase of any dispute the matter shall be referred to the Sole Arbitrator appointed by the Chairperson NDMC.
Jurisdiction	Incase of any legal dispute, the venue shall be New Delhi Courts.
Guarantee	12 months from the date of commissioning or 18 months from the date of delivery, whichever is earlier.

5. **Financial Implications:-** Initially, the cable shall be purchased against the Budget provision of Rs. Ten Crores indicated against the Head of Account" E-11, Purchase of Stores" at page no.68 of the Budget Book of 2007-08. Later, the expenditure shall be transferred to the respective sanctioned estimates, whenever, the cable is drawn by the Construction divisions for the execution of their schemes. The Expenditure involved in the proposal is Rs. 68,01,396.00, ( Rupees sixty eight lacs one thousand three hundred ninety six only),inclusive of all taxes and duties.

6. **Implementation Schedule;-** 3,750 mtrs. of cable shall be supplied within 02 months from the date of issue of Supply order and the balance quantity shall be supplied thereafter, @ 2000 meters per 02 months and the total completion period is six months.

7. **Comments of the Finance Department:-** Finance has concurred in the proposal vide Diary no. 1126/Finance/R-Electric , dated 08-06-2007 to place the Supply Order for the purchase of 7,750 mtrs. of LT(XLPE) cable of size 400 mm. sq. / 3.5 core, duly ISI marked with the lowest Quoted firm i.e "M/s Capcab India Ltd." at their offer of Rs. 68,01,396.00( Rupees sixty eight lacs one thousand three hundred ninety six only) on terms , conditions and specifications of NIT, subject to :-

1. Approval of Competent Authority.
2. Availability of funds
3. Correctness of Facts and Figures

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

1. Approval of Competent Authority shall be obtained before placing the Supply Order.
2. Funds are available.



3. Certified that the facts and figures are correct.

**9. Legal implication of the subject:-** No legal implication involved.

**10. Details of previous Council Resolution:-** N/A

**11. Comments of Law Department:-** The Law department has concurred the case with the observation that no legal implication is involved in this case.

**12. Comments of the department on the comments of Law Department:-**  
No Comments

**13. Recommendations:-** The case is noted to the Council for according administrative approval and expenditure sanction to place the Supply Order on " M/s Capcab India Ltd." at their Quoted Cost of Rs. 68,01,396.00( Rupees sixty eight lacs one thousand three hundred ninety six only) ( inclusive of all taxes and duties) on terms and conditions of NIT.

**14. Draft Resolution:-** Resolved by the Council to award the Supply Order to " M/s Capcab India Ltd." amounting to Rs. 68,01,396.00 ( Rupees sixty eight lacs one thousand three hundred ninety six only) ( inclusive of all taxes and duties) for purchase of 7,750 meters of LT(XLPE) cable of size 400 mm.sq./3.5 core, duly ISI marked, in anticipation to the approval of the Council.

### **COUNCIL'S DECISION**

Resolved by the Council that the Supply Order be awarded to " M/s Capcab India Ltd." amounting to Rs. 68,01,396.00 ( inclusive of all taxes and duties) for purchase of 7,750 meters of LT(XLPE) cable of size 400 mm.sq./3.5 core, duly ISI marked in anticipation of confirmation of the minutes.

Further resolved by the Council that sufficient stock as laid down under manuals be also preserved for future replacements.

## ANNEXURE

**List of requirements of LT(XLPE) cables of sizes 400 mm.sq./3/1/2 Cores**

<b>Estt. No.</b>	<b>Name of work</b>	<b>Quantity</b>
E-07/2002	Prov. IEI and various Elect. Services to the proposed Diagnostic centre at Kitchnar Road, Chanakyapuri, N.D	<b>70 mtrs.</b>
E-18/2002	Shifting of ESS at Palika Bazzar from Basement to G/F floor and replacement of old HT/LT panels in Palika Bazzar ,ND	<b>790 mtrs.</b>
E-56/2002	Repl. Of HT/LT switchgear and shifting of existing Transformers outside in shed at ESS Sapru House, N.D	<b>805 mtrs.</b>
E-71/2002	Aug. of ESS at Gblock and providing electric service connection to E-block hutments Dalhausi Road,ND	<b>1950 mtrs.</b>
E-82/2002	Strenthening of LT distribution system in zone –III area from ESS- 10 Bhagwan dass Road,ND.	<b>1300 mtrs.</b>
E-83/2002	Estb. ESS at Pandit Pant Marg, Cement Godown, N .D	<b>500 mtrs.</b>
E-6/2003	Prov. HT connection andLT distribution system in DIZ area, BSNL complex, DIZ area,, Gole Market, N.D	<b>630 mtrs.</b>
E-21/2003	Repl. Of damaged LT cables in Chanakyapuri Strenthening of LT distribution system at Andh Mahavidhyalaya, Punchkuian	<b>240 mtrs.</b>
E-43/2003	Elect. connection for National Police Memorial Chankyapuri,ND.	<b>450 mtrs.</b>
E-12/2004	Aug. of Transformer capacity at ESS pilangi Village,ND.	<b>380 mtrs.</b>
E-16/2004	Estb. ESS at Lawyer,s Chambers of Supreme court at Tilak Lane,ND.	<b>100 mtrs.</b>
E-18/2005	Strenthening of LT network in Barkasur market Moti Bagh and prov. SCC to NDMC staff qtr. Above Barkasur market,ND.	<b>415 mtrs.</b>
	<b>Total Rounded off</b>	<b>7665 Mtrs. 7,750 Mtrs.</b>

**ITEM NO. 16 (B-10)**

1. **Name of the subject :** **Purchase of 100 nos.11000Volts,350MVA, Single Bus Bar V.C.B./SF-6 Type Indoor Switchgear Panels**  
( Tender No. 09/EE(S-II)/2005-06)

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

3. **Brief History of the subject :** The Planning division of the Electricity Department of NDMC has got various estimate sanctioned as per annexure attached for the augmentation / replacement of HT Panels in various electric Sub-Stations including HT Panels required for release of electric connection /Addl. Load for the New /Existing Buildings in NDMC Area .

4. **Detailed proposal of the Subject:-** NIT amounting to Rs. 3,98,86,312/- for the purchase of 100 nos. of HT Panels S.B.B V.C.B/SF-6 type was framed against the requirement of HT Panels existing in various sanctioned Estimates issued by Electrical Planning Division to various Electrical Construction Divisions . After the approval of the NIT from Engineer-in-Chief, tenders in the three cover system were invited by publishing tender notices in three leading newspapers beside placing the tender information on NDMC/Delhi Government website and further sending the tender notice to all known manufacturers. The tenders (Cover I & II only) opened on 06-10-2006 wherein only six firms submitted their offer. During technical scrutiny and techno-commercial sub-committee meeting held in the chamber of Engineer-in-Chief only three firms qualified for opening the Price Bid of their Tenders. Price bids of the three firms were opened on due date and the position of three firms is as under:-

S.No.	Name of firm	Quoted amount	Remarks
1.	M/s AREVA T&D Ltd.	Rs.3,53,92,114 /-	L-1, 11.26% below the estimate cost put to tender Rs.3,98,86,312/-
2.	M/s BIECCO Lawrie Ltd.	Rs.3,56,78,313-52/-	L-2 10.52% below the estimate cost put to tender Rs.3,98,86,312/-
3.	M/s Crompton Greaves Ltd.	Rs.4,50,37,711-96/-	L-3 12.91% above the estimate cost put to tender Rs.3,98,86,312/-

From the above comparative statement it reveals that "M/s AREVA,T&D Ltd." has emerged as Lowest Tenderer in this Case by quoting Rs. 3,53,92,114.00 (Rupees three crore fifty three lacs ninety two thousands one hundred fourteen only), which is 11.26 % below the estimate cost put to tender i.e. Rs.3,98,86,312/-.

5. **Financial Implication :-** Initially the required HT Panels shall be purchased against the budget provision of Rs 10 crore indicated against Head of A/C E-11 Purchase of Stores Item exists at Page No.68 of the budget book of 2007-08. Later on this expenditure shall be transferred to the respective sanctioned estimate whenever the HT Panels are drawn by Construction division for execution of their schemes. The expenditure involved for this purchase shall be Rs 3,53,92,114-00 (Rupees three crore fifty three lacs ninety two thousands one hundred fourteen only) , inclusive of all taxes and duties.

**6. Implementation Schedule:** – The firm shall commence the supply of panels with 40 no.s within 04 months & completion @ 15 no.s per two months thereafter or completion in 12 months after approval of drawings by NDMC, which shall be submitted by the firm, within 21 days after issue of Supply Order by NDMC.

**7. Comments of the Finance Deptt.** -

Finance has concurred in the proposal vide its diary no.1125/Finance/R-Electric/dt. 06-06-2007 , to place the Supply Order on "M/s AREVA,T&D Ltd." at their quoted offer of Rs. 3,53,92,114-00 (Rupees three crore fifty three lacs ninety two thousands one hundred fourteen only) , inclusive of all taxes and duties, with certain observations as under:-

1. Approval of Competent Authority.
2. Availability of Funds.
3. Correctness of facts and figures.
4. No purchase has been made earlier against these Estimates.
5. Supply will be received as per N.I.T.

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

1. Approval of Chairperson have been obtained to put up the case for getting Administrative Approval & Expenditure Sanction of the Council.
2. Funds are available.
3. Certified that the facts and figures are correct.
4. No purchase has been made earlier against these estimates.
5. Supply shall be as received as per N.I.T.

**9. Legal Implication of the subject** :- No legal implication involved

**10. Details of previous council resolution:-** N/A

**11. Comments of the Law Department:-** The Law Department concurred the case with the observation that no Legal implication is involved in this case.

**12. Comments of the Department on Comments of the Law Department:-** No  
Comments

**13. Recommendations:-** The case is noted to the Council for according administrative approval and expenditure sanction to place the Supply Order on "M/s AREVA T&D Ltd." at their quoted offer of 3,53,92,114-00 (Rupees three crore fifty three lacs ninety two thousands one hundred fourteen only) inclusive of all taxes and duties, on the terms and conditions of the NIT.

**14. Draft Resolution**:- Resolved by the Council to place Supply Order on "M/s AREVA T&D Ltd." at their quoted amount of Rs.3,53,92,114-00 (Rupees three crore fifty three lacs ninety two thousands one hundred fourteen only), Inclusive of all taxes and duties, for the purchase of 100 no.s. 11000Volts, 350MVA, Single Bus Bar, V.C.B Type, Indoor Switchgear Panels, in anticipation to the approval of the council.

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

Resolved by the Council to place Supply Order on "M/s AREVA T&D Ltd." at their quoted amount of Rs.3,53,92,114-00, Inclusive of all taxes and duties, for the purchase of 100 no.s. 11000Volts, 350MVA, Single Bus Bar, V.C.B Type, Indoor Switchgear Panels, in anticipation of confirmation of the minutes.

## ANNEXURE

S.No.	Name of Work	HT Panel I/C	HT Panel O/G	HT Panel B/C
1	Purchase of HT/LT Switchgears at S/S State Emporium, B.K.S. Marg, (E-08/95)	02	03	01
2	Replacement of HT LT Switchgears and Transformers at B-45-47, Connaught Place (E-13/2000)	02	01	Nil
3	Shifting of Electric S/S Palika Bazar from Basement to Ground Floor and replacement of Old HT/LT panels. (E-18/2002)	02	03	01
4	Replacement of HT/LT switchgear and transformer at 1 Red Cross Road, New Delhi (E-40/2002)	01	04	Nil
5	Replacement of HT/LT switchgears and shifting of existing transformers inside the shed at ESS Sapru House, New Delhi (E-56/2002).	02	03	01
6	Shifting of ESS at Harsha Bhavan, Connaught Place New Delhi (E-58/2002)	02	02	Nil
7	Providing HT connection to New Tamil Guest House, Chankyapuri, New Delhi(E-04/2003)	03	02	Nil
8	Estb.New Substation at Sri Lankan High Commission, Chankyapuri, New Delhi (E-27/2003).	Nil	02	Nil
9	Prov. HT duplicate feed and augmentation of substn. Capacity, Delhi Golf Club, for releasing additional load to Delhi Golf Club Limited at Dr. Zakir Hussain Marg, New Delhi(E-36/2004)	01	01	01
10	Providing HT connection to Handicraft Bhavan, BKS Marg, New Delhi (E-11/2004)	Nil	02	Nil
11	Providing HT connection to Morarji Desai Institute of Yoga at Ashoka Road, New Delhi(E-19/2004).	Nil	01	Nil
12.	Providing HT feed to proposed s/s cum Laundry block cum workshop at AIIMS , New Delhi(E-22/2004)	Nil	01	01
13.	Providing HT connection to Power Finance Corp. Fire Brigade lane , Connaught Place , New Delhi(E-28/2005)	Nil	01	Nil
14.	Prov. Duplicate feed to ESS Aurangzeb Road New Delhi(E-36/2005s)	Nil	01	Nil
15.	Providing HT connection to CTO cum Administration Block Harish Chander Mathur Lane Janpath, New Delhi(E-66/2002)	Nil	03	Nil

16.	Estb. ESS at BSNL at Harish Chander Mathur Lane (E-67/2002)	02	06	01
17.	Estb. Switching Station at AIR (ESD/NSD) complex and at Cement Godown at Mahdeva Road, New Delhi(E-30/2003)	02	06	01
18.	Providing HT connection to Poket 1 and 2 of Rehabilitation project of DMRC at Bhai Veer Singh Marg, New Delhi(E-07/2004)	04	02	01
19.	Providing HT connection to ABH Mess SP Marg, New Delhi(E-13/2004)	Nil	01	Nil
20.	Estb. S/S at Lawyers chambers, Supreme Court, New Delhi(E-16/2004)	02	01	Nil
21.	Providing HT feed to proposed s/s cum Laundry block cum workshop at AIIMS , New Delhi(E-22/2004)	05	01	01
22.	Replacement of HT/LT OCBs at ESS Indian National Theatre, 4, Safder Hashmi-Marg(E-21/2005)	01	01	Nil
23.	Providing HT connection to ESS Trauma Centre, AIIMS at Raj Nagar(E-23/2005)	Nil	01	Nil
24.	Providing HT connection to Power Finance Corp. Fire Brigade lane , Connaught Place , New Delhi(E-28/2005)	Nil	01	Nil
25.	Providing Duplicate feed to HT substation 4 Aurangzeb Road, New Delhi	Nil	01	Nil
26.	Replacement of existing HT PILCA cable of size 150 sq.mm. / 3 cores from s/s no.3 to s/s Sanchar Bhavan	Nil	01	Nil
27.	Aug. of Transformer capacity and providing duplicate feed to Indian National Theatre , 4, Safder Hasmi Marg, New Delhi	01	01	Nil
28.	Anticipated Requirements	Nil	06	Nil
	<b>TOTAL</b>	32	59	09

**ITEM NO. 17 (A-16)****1. NAME OF THE PROJECT**

Development of various Markets in NDMC area. SH: Façade Improvement for Janpath Road Berm Mark (between Outer Circle and Tolstoy Marg)- TENDERS THEREOF

**2. NAME OF THE DEPARTMENT CONCERNED:**

Civil Engineering Department (Zone II)

**3. BRIEF HISTORY OF THE PROJECT**

- 3.1 NDMC embarked upon a plan to facelift various NDMC markets. This market was chosen and M/s HUDCO were appointed consultants to give a new facelift to the Façade of the market. Council vide its Resolution No. A-26 dated 20/9/2006 approved the scheme.
- 3.2 Basically this market consists of 75 Nos. shops, out of which 42 shops have same area and 33 shops have different areas. Architectural drawing was received from HUDCO (Housing & Urban Development Corporation Ltd.) In respect of Façade improvement for Janpath Road Berm Market (Between Outer Circle & Tolstoy Marg with four options. A plan was approved after the concurrence of market Shopkeepers Association, Janpath who are the stake holders. Further a joint inspection was conducted by the concerned officials of NDMC and of HUDCO to ascertain the practical feasibility of the proposal of site as shown in the Architectural drawing. During inspection, several deficiencies were observed and brought to the notice of Senior Officers. Subsequently, Chairperson decided that the Project to be taken up by a Project Team with a departmental Architect for further practical modification and changes. Accordingly, a joint inspection was conducted by the Project Team to discuss deficiencies earlier noticed. Thereafter, a modified drawing was prepared and accordingly a Preliminary Estimate to implement the Façade improvement work had been processed amounting to Rs. 87.71 lacs for accord of Administrative approval and expenditure sanction by the Council vide Reso. No. A-26 dated 20.9.06 amounting to Rs. 87.71 lacs.
- 3.3 Tenders were called on 24/1/2007. Two of the tenderes quoted but the L-1 was found to be absurdly high in terms of the estimated cost, L-1 rates being 45% higher. In the first call there was a wide gap @ 43% between the justified rates & L-1 contractor and SE(P) had given clear recommendations for recall as per the norms of CPWD as such type of tenders should be rejected straightway. Tenders were rejected by CE(C-II) as the tenders were found very high.
- 3.4 Tenders were re-invited after completing the codal formalities and in response two tenders were received and were opened on 27.4.2007 as per details given hereunder:-

S.N o.	Name of the agency	Estimated cost (Rs.)	Quoted Amount (Rs.)	%age above the estimated cost	Conditions if any	Remarks
1.	M/s Dashmesh Arts (I) Ltd.	99,70,089/-	1,03,42,232/- after considering the rebate of 5.50% i.e. on quoted amount of Rs. 1,09,44,161/-	3.7325%(approx. ) above the estimated cost after considering the rebate of 5.50% on the quoted amount	Over all general rebate 5.50% on the quoted amount	Detailed comparative statement placed at F/X



2.	M/s S.P.M. Projects (Pvt.) Ltd.	-do-	1,12,44,517/-	12.7825%(Approx.)	Nil	-do-
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M/s Dashmesh Arts (I) Ltd. are the lowest who have quoted an amount of Rs. 1,03,42,232/- which is 3.7325% (approx.) above the estimate cost put to tender. The justification has been worked out by Planning Division at 1.65% above the estimated cost put to tender i.e. Rs 99,70,089/-. The lowest quoted rates of M/s Dashmesh Arts(I) Ltd. are quite competitive and reasonable and the lowest tender has been recommended by the department of acceptance.

#### 4. DETAILED PROPOSAL OF THE PROJECT

The Preliminary estimate has already been approved by the Council on 20.9.06 with following scope of work:

#### FAÇADE IMPROVEMENT OF JANPATH ROAD BERM MARKET - TOTAL SHOPS - 75 Nos.

- Uniform signage on Flex sheet.
- Uniform show window in aluminum frame and 6mm toughened glass.
- Identical false ceiling for projected portion with aluminum sheet.
- Pedestrian work way to be finished with precast C.C. floor tiles.
- Construction of 2 Nos. toilet blocks on BOT basis for Tibetan Market & Janpath Market.
- Providing street furniture at various locations in the market for senior citizens and other customers.
- Construction of one café/STD booth to be allotted to disable person.
- Provision Directional Sign Boards at various locations in the market.
- Providing cable ducts to cope up with the enhancement of Electricity load, telephone and cable TV for shops without damaging the flooring and elevation.

#### 5. FINANCIAL IMPLICATIONS OF THE PROPOSED PROJECT

The Budget provision of Rs. 110 lacs under non plan funds is available vide Item No. 318 page 166 under Head of Account H.1.8. Further funds if required shall be sought in the R.E 2007-2008.

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

Since the work has been badly delayed and dates for commencement and completion of work being 10.6.07 and 31.12.07 respectively, in anticipation of the approval of the Council, it was proposed to award the work to L-1 i.e., M/s. Dashmesh Arts (I) Ltd.

#### 7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT

Finance has concurred in the proposal of the Deptt. vide their No. 1178 dated 31.5.2007 as under:

"In the light of position detailed in the negotiation note at page 43/N, we concur of department i.e. acceptance of the offer of L-1 at 3.7325% above the estimated cost. It may, however, be pointed out that competency for rejection of tender lies with the authority which is empowered to accept the tender. Action of rejection of tenders received in first call already taken because of the rates being much higher than the justified rates may be got regularized while seeing approval of the instant tender. It is also pertinent to mention here

that while according concurrence to this scheme, department was inter alia advised to ensure & certify that character of these shops, which is other than permanent, does not change after execution of proposed work and guidelines/orders, if any issued by the Ministry of Urban Development in respect of these shops are not violated. Such certificate is found recorded neither on the file nor in the draft agendum placed in the file. This may at least be done now. L/fee may also be got revised having regard to additional investment being made towards improvement of the assets."

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

Most of the observations raised by Finance have already been covered in the Agenda placed before the Council at the time of A/A & E/S of Preliminary Estimate and duly approved by Council vide Reso. No. A-26 dated 20.9.2006, however, further clarifications are as under:-

- I) At the time for first call there was a wide gap @ 43% between the justified rates and the L-1 contractor and SE(P) had given clear recommendations for recall as per the norms of CPWD. Such type of tenders should be rejected straightway because there is no other reason to specify other than wide gap of justified and quoted rates. Even before recall, permission from CE(C-II) was obtained vide NP-43 and to save time the tender was immediately recalled. There is no other reason to place on record.
- II) It is ensured & certified that character of these shops, which is other than permanent does not change after execution or proposed work, hence the question of violation of any guidelines/orders, if any issued by the Ministry of Urban Development in respect of these shops does not arise.
- III) Regarding revising the License fee with regard to additional investment being made towards improvement of the assets, the matter has already been clarified by the Director (Estate) in the Agenda duly approved by the Council vide Reso. No. A-26 dated 20.9.2006.

#### **9. LEGAL IMPLICATION OF THE PROJECT:**

NIL

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

The Council has already approved this project vide Reso. No. A-26 dated 20.9.2006. There is nothing related to Law of Parliament and Assembly for this project.

#### **11. COMMENTS OF THE LAW DEPARTMENT ON THE PROJECT**

Inclusion of cost of 2 toilet blocks on BOT basis is not clear. If it is to be constructed by NDMC it may not be BOT.

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

Construction 2 toilet blocks is on BOT basis only, as such its cost factor is not included in the revised A/A & E/S.

**13. RECOMMENDATIONS:**

The lowest tender of M/s Dashmesh Arts (I) Ltd. at their quoted rates and tendered amount of Rs.1,03,42,232/- (Rupees one crore three lacs forty two thousand two hundred thirty two only) be accepted and A/A & E/S earlier accorded for Rs. 87.71 lacs by Council vide Reso. No. A-26 dated 20.9.2006 be revised to Rs.1,03,42,232/-.

Chairperson has seen the proposal, approved and is being placed before Council as an urgent item of work.

**14. DRAFT RESOLUTION:**

1. Resolved by Council that the action of C.E. (C-II) to reject the absurd tender in the first call is approved.
2. Resolved by the Council that the lowest tender of M/s Dashmesh Arts (I) Ltd. at their quoted rates and tendered amount of Rs.1,03,42,232/- (Rupees one crore three lacs forty two thousand two hundred thirty two only) be accepted and revised A/A & E/S of Rs.1,03,42,232/- be accorded which is the tendered and accepted amount and is 3.7325% above the estimated cost put to tender.

**COUNCIL'S DECISION**

Resolved by Council that the action taken by C.E. (C-II) to reject the absurd tender in the first call is approved.

Further resolved by the Council that the lowest tender of M/s Dashmesh Arts (I) Ltd. at their quoted rates and tendered amount of Rs.1,03,42,232/- be accepted and revised administrative approval and expenditure sanction of Rs.1,03,42,232/- is accorded which is 3.7325% above the estimated cost put to tender.

**ITEM NO. 18 (F-1)****1. Name of the subject/project**

Examination of the case of exemption from payment of property tax under section 124 of NDMC Act in respect of Indian Pentecostal Church of God, Northern Region, 14, Bhai Vir Singh Marg, New Delhi

**2. Name of the Department**

House Tax Department

**3. Brief History of the subject**

The property was assessed to tax under the provisions of the NDMC Act 1994, as a partly letout and partly self occupied property. On receipt of claim from the taxpayer for exemption from the payment to property tax an order was made dated 30/10/2003 informing the taxpayer that exemption from payment of property tax is not permissible as per the provisions of section 62 of the Act for the rented out portions of the property. The question regarding exemption for the self occupied portions was kept pending till the receipt of annual accounts for the last five years. Instead of providing the information required to examine the claim of exemption for the self occupied portions, the taxpayer approached various other fora such as the Minorities Commission, Chief Minister's office etc. The tax payer also filed a civil writ petition against the order which was dismissed by the Hon'ble high court vide order dated 23/11/2003 (CWP No 7975 of 2003) on the ground that alternative remedy is available to the assessee. Aggrieved by the order of the court, the taxpayer filed an LPA (No 914 of 2003). This too was dismissed by the court vide order dated 19/12/2003, with the directions to NDMC to dispose the representation at the earliest and directions to the tax payer to provide the information desired.

The taxpayer thereafter changed its stand and asked for exemption u/s 124 of the Act. The request was rejected by the department vide order dated 20/3/06 on the lines of the Council's decision in the case of Indian Red Cross Society.

The assessee again filed a writ petition (No 2558 of 2006) and the High Court in the order dated 24.2.06 directed the representative of the petitioner to appear before the Director(Tax) with directions that the Director (Tax) would hear the petitioner on the issue of exemption under Section 124 and thereafter the matter would be placed before the Council for its decision.

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

The Council vide resolution No. 25(F-2) dated 17.5.06 resolved that the matter be referred to the Committee constituted under Section 9 of the NDMC Act under the Chairmanship of Chairperson, NDMC which was looking after tax exemption matters. The Committee will be re-constituted. The composition of the Committee was to be decided by the Chairperson. Further it was decided that a public hearing be also given to the representative of the Church at the time of hearing the matter by the Committee. Accordingly the meeting of the Sub-Committee was held on 31.1.07. The Member of the Sub-Committee after hearing all the pleas advanced by the representative of the Indian Pentecostal Church of God, Northern Region unanimously rejected the claim for exemption from payment of property tax under Section 124 of NDMC Act. Minutes of the meeting are placed at Annexure-A.

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

The assessee is liable to pay the tax on RV of Rs.22,40,900/- every year.

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

N.A

**7. Comments of the Finance Department on this Subject**

N.A.

**8. Comments of the Department on the Comments of the finance Department**

NA

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

The matter is pending before the Hon'ble High court of Delhi. Next date of hearing has been fixed for 18.7.2007. The NDMC has to inform the court about the decision taken by the Council on the subject of exemption from property tax in respect of Indian Pentecostal Church of God under Section 124 of the NDMC Act

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

The Council vide Reso. No. 25(F-2) dated 17.5.2006 resolved that the matter be referred to Committee constituted under Section 9 of the NDMC Act.

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

The Legal Adviser has recommended as under:

"This is a case in which the matter was put up to Sub-Committee to examine the exception under section-124 of the Act on direction of the Hon'ble High Court. Recommendation of the Sub-Committee be placed before the Council please."

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

Nil

**13. Recommendations**

The recommendation of the Sub-Committee constituted under Section 9 of the NDMC Act detailed as at Sr. No. 4 may be approved by the Council

**14. Draft Resolution**

Resolved that the - claim for exemption from the payment of property tax under Section 124 of NDMC Act in respect of Indian Pentecostal Church of God, Northern Region be rejected.

**COUNCIL'S DECISION**

Resolved that the - claim for exemption from the payment of property tax under Section 124 of NDMC Act in respect of Indian Pentecostal Church of God, Northern Region, is rejected.

**ITEM NO. 19 (G-3)****1. Name of the Subject/Project:**

Outstanding dues of Delhi Jal Board towards share cost of filtered\_water and share cost of sewerage disposal and payment thereof to DJB

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

Commercial Department

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

This case deals with the request of DJB authorities for settlement of their dues. In this regards, a meeting was held in the office of Chief Secretary, GNCT. Delhi on 03.04.2007. Director (Revenue), DJB stated that NDMC has to pay dues of 56.24 crores towards share cost of water and share cost of sewage to DJB. F.A., NDMC who attended the meeting on behalf of NDMC tried to clarify the position of NDMC regarding settlement of long outstanding dues but the Chief Secretary was not inclined, in anyway to entertain arguments of F.A., NDMC and it was further directed that NDMC will clear all dues of DJB by 13.04.2007 after withholding of Rs 10 crores for further settlement. That the NDMC officers will meet the CEO, DJB to further reconcile the issue of balance payment.

In the meeting held on 03.04.2007 Director (Revenue), DJB had conveyed outstanding amount of their dues as Rs 56.24 crores which was upto the period 31.12.2006. In addition to this, DJB submitted their bills for the period January 2007 to March 2007 towards share cost of filtered water and share cost of sewerage disposal amounting to Rs 6,61,15,547.00 and Rs 5,33,57,122.00 respectively. Thus, their total outstanding dues upto 31.03.2007 work out to the tune of Rs 68.19 crores approximately. Out of this, payments to the tune of Rs 24.32 crores have already been made to DJB during the month of February, March and April 2007 and thus, their balance outstanding dues should be to the tune of Rs 43.86 crores approximately i.e. Rs. 14.77 crores towards share cost of filter water and Rs 29.09 crores towards share cost of sewerage disposal respectively.

As per NDMC accounts, the total outstanding dues upto 31.03.2007 are to the tune of Rs 24.79 crores i.e. minus Rs. 1.57 crores in respect of share cost of filtered water and Rs. 26.36 crores in respect of share cost of sewerage disposal which are payable to DJB subject to reconciliation and production of audited accounts by DJB.

#### **4. Details proposal on the subject/project**

Though the arrears claimed by DJB are disputed, but payment of outstanding dues i.e. an amount of Rs 25.51 crores, has been made keeping in view directions given by Chief Secretary, GNCT, Delhi on 03.04.07, as per advice of FA and approval of the Chairman, NDMC. The on account payment of Rs 25.51 crores has been made keeping in view the persuasion of DJB authorities and to abide by the orders of the Chief Secretary, Delhi in anticipation of Ex-post facto approval of the Council.

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

For making 75% payment on account of sewerage charges and 25% payment on account of filtered water charges to DJB as recommend by FA, the financial implications will be to the tune of Rs 25.51 crore (i.e. Rs. 21.82 crores towards share cost of sewerage disposal and Rs 3.69 crores towards share cost of filtered water respectively). Besides, after making on account payment of Rs 25.51 crores the allocated funds for making regular current payments to DJB have exhausted/likely to be exhausted and therefore additional funds under Head of Account D.2.17.12. and HOA F.4. are required to be allocated.

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

Now there is no time schedule for making any payment Ex-post facto approval of the Council is required to regularize the matter of making on account payment to DJB.

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

Financial Advisor, NDMC has observed as under:-

"In the absence of proper and verified measurement records of water supplied by the DJB to NDMC statements made at A & B of Commercial Department minute at page 55/N stating that outstanding dues of DJB work out to Rs 43.86. crores (14.77 crores towards the share cost of filtered water and Rs 29.09 crores towards the share of cost of sewerage disposal) and that a sum of Rs 24.79 crores are payable to DJB upto 31.03.2007 on account of supply of water have no clear basis. If we consider the currently measured supply of water from DJB to NDMC which is less than 117 MLPD determined in 1998-99 (on the basis of the sample measurement carried out under the orders of the then Chairman,) the dues of DJB would ultimately be significantly lower. In fact, all adhoc payments made so far to DJB have been made on account basis and are subject to reconciliation/settlement of amounts. In that



respect the proposal of the Commercial Department, based on instructions of the Chief Secretary, govt of NCT of Delhi, is qualitatively no different and is unlikely to impart a different character to the nature of payments proposed to be made. It is my strong feeling that once the sums demanded by the DJB are paid, the possibility of resolving long pending issues with DJB will recede further and we will again reach a situation similar to the present one, in a few years from now. However, taking note of the decision taken in the meeting with the Secretary (UD), GNCTD with the Chairman, NDMC, and instructions of the Chief Secretary, Delhi Government, I recommend that the matter be placed before the Council to secure approval to the proposed payments to DJB which are against the claims that remain to be verified and established and are, therefore, extraordinary in nature. I also recommend that the payments may be made in the following manner:-

- (i) 75% on account of the sewerage charges
- (ii) 25% on account of the water charges.

I may add that the above payments will cause a continued financial loss to the Council in the form of interest foregone which may also be noted to the Council.

I also suggest that the Council may pass resolution requesting GNCTD to bring an early resolution to the long pending dispute."

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

As per advice of FA and approval of the Chairman on account payment of Rs 25.51 crores towards share cost of sewerage disposal and share cost of filtered water has been made, keeping in view urgency and pressure from DJB authorities.

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

Though the payment has to be made as per directions of Chief Secretary, Delhi however the case was referred to LA but file was withdrawn for seeking approval of the Chairman for making on account payment to DJB keeping in view urgency and pressure from DJB authorities.

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

Not applicable

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

Not applicable

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

Not required

**13. Recommendations**

- (1) As concurred by Finance in the light of directions of Chief Secretary, Delhi, on account payment of Rs 25.51 crores to Delhi Jal Board i.e. Rs. 21.82 crores towards share cost of sewerage disposal and Rs 3.69 crores towards share cost of filtered water has been made under orders of the Chairman, NDMC dated 12.06.2007, in anticipation of approval of the Council. It is recommended that the Council may accord ex-post facto approval to the action taken for making on account payment of Rs 25.51 crores to Delhi Jal Board subject to settlement of disputes later on. As the payment made to DJB will cause a continued financial loss to the Council in the form of interest foregone, this is noted to the Council for information.
- (2) The Council may pass a resolution requesting GNCTD to bring an early resolution to the long pending disputes.
- (3) As the on account payment of Rs 25.51 crores has been made against the funds allocated for making current year regular payments to DJB the funds under HOA D.2.17.12. and F.4. have exhausted / are likely to be exhausted. It is, therefore, recommended that additional funds of Rs 20 crores under HOA D.2.17.12. – Payment to DJB for Sewerage Disposal and Rs. 6 crores under HOA F.4. Cost of Water may be allocated by the Council in anticipation of Revised Budget Estimates, 2007-08 so as to make payments of current year bills of DJB.

**COUNCIL'S DECISION**

Resolved by the Council that Ex-post facto approval to the action taken by the Chairman, NDMC, for making on account payment of Rs 25.51 crores to Delhi Jal Board, subject to settlement of disputes later on, is accorded.

It is also decided by the Council to request Govt of NCT, Delhi to bring an early resolution to the long pending disputes with Delhi Jal Board.

Further Resolved by the Council that additional funds of Rs 20 crores under the Head of Account D.2.17.12. – Payment to DJB for sewerage disposal and Rs 6 crores under the HOA F.4. – Cost of Water, are allocated in anticipation of approval of Revised Budget Estimates, 2007-08.

**ITEM NO. 20 (S-1)****1. Name of the subject/project**

Report of Vigilance Deptt. in respect of Council's Resolution No.3 (B-3) dated 16.05.2007.

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

Vigilance Department.

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

An Item regarding Construction of 220 KV Electric Sub-Station at Harish Chander Mathur Lane and Trauma Centre(AIIMS) SH: Surrendering the land back to L&DO and AIIMS, was placed before the Council in its Meeting dated 16.05.2007 vide Item No. 3 (B-3).

It was resolved by the Council that the land at Harish Chander Mathur Lane and at Trauma Centre(AIIMS) allotted for construction of 220 KV Electric Sub-Station be surrendered to L&DO & AIIMS Authority respectively.

It was further resolved by the Council that L&DO may be requested to refund the cost of land amounting to Rs.20,63,130/-(Ground rent paid up to 3.8.07 Rs.3,52,240/- @ Rs.50,320/- per month) may be written off and DLT may be requested to pay the amount incurred for construction of boundary wall Rs.5,74,711/- and amount towards relocation of JJ Cluster as per actual.

**It was also resolved by the Council that CVO will inquire into the matter of non-implementing the decision of the Council's Resolution No.4(B-5) dated 28.6.2005 regarding action to be taken against the erring officer/officers.**

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

As decided by the Council in its Meeting dated 16.05.2007 vide Item No. 3 (B-3), an investigation was carried out by the Vigilance Department, and it was revealed that a meeting, under the Chairmanship of the Secretary (Power), Govt. of India, was held on 19.7.2006, in his chamber, wherein CEA technically cleared for establishment of 2 nos. of 220 KV Electric Sub-stations at Harish Chander Mathur Lane and Trauma Centre (AIIMS). Subsequently the matter was placed before the Council, wherein it was decided as under :- "Resolved by the Council that independent advice may be sought by appointing a Consultant, who may suggest technical and financial advantages / disadvantages in case NDMC establishes two nos. of 220 KV substations

in NDMC at Harish Chander Mathur Lane and Trauma Centre of its own and furnish a comprehensive development plan considering the future scenario in the power sector.

It was further decided by the Council that the matter be also examined to take suitable action against the erring officer/officers in the matter."

It was also revealed that the officials, namely Sh. D.N. Gupta, CE(E-I), Sh. B.M. Sukhija, CE(E-II), Sh. V.P. Sharma, Addl. Chief Engr.(E), and Sh. Arun Kumar, SE(E) C-V, had attended the meeting, called by the Secretary (Power), Govt. of India, and agreed to the proposal of establishing sub-stations at Harish Chander Mathur Lane and Trauma Centre, allegedly without consent of the Council. All of them have already retired from municipal services.

5. **Financial implications of the proposed project/subject : Nil.**
6. **Implementation schedule with timeliness for each stage including internal processing.**  
Not Applicable.
7. **Comments of the Finance Department on the subject : Nil.**
8. **Comments of the Department on comments of Finance Department : Nil.**
9. **Legal implication of the subject/project : Nil.**
10. **Details of previous Council Resolutions, existing law of Parliament and Assembly on the subject : Council Resolution No. 3 (B-3) dt. 16.5.2007.**
11. **Comments of the Law department on the subject/project : Nil.**
12. **Comments of the Department on the comments of Law Department. Nil.**
13. **Recommendation.**

The above facts are placed before the Council for information and approval for closing the said case.

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

Information noted, case is closed.

**ITEM NO. 21 (K-1)****SUB : VACATION OF PREMISES BEYOND THE TIME AVAILABLE IN RESOLUTION NO.3(XI) DATED 7.12.2000.**

1. In the Council Resolution No.3(xi) dated 7.12.2000 it was resolved that :-  
"Officers coming on deputation from Government of India should be allotted house on priority. On repatriation, they should be allowed to retain the house for the period of six months or till the accommodation is allotted by the respective department, whichever is earlier, as felt appropriate by the Chairman. Thereafter, on non-vacation, market rates be charged as per rates decided by Directorate of Estates, Government of India."
2. Shri H.C. Dogra, (Former Engineer-in-Chief) was repatriated on 14/10/05. He wanted to retain NDMC accommodation and Directorate of Estate offered a flat in exchange. This could not be accepted and Sh. Dogra, on allotment of accommodation from Directorate of Estate, vacated the NDMC accommodation on 14.8.2006.
3. Dr. Abhishek Gupta, Former Director (Finance) was repatriated on 31.12.2004. He vacated the NDMC accommodation on 31.07.2005.
4. There was delay of 4 months and one month in vacation of premises, beyond the time available in resolution. In the circumstances of these cases extension was agreed to.

This is for kind information of the Council.

**COUNCIL'S DECISION**

Information noted.

**ITEM NO. 22 (B-11)**

- 1. Name of the Project**- Estimate for up gradation of existing 33KV ESS to 66KV ESS at  
Bapu Dham, Chanakaya Puri, N. Delhi.  
**SH:** Revalidation of sanction to the above estimate.

**2. Name of the Department concerned**- Electricity (Planning)

**3. Brief History of the Project**- NDMC in their 8<sup>th</sup> Plan Schemes proposed to augment its 66KV and 33KV network. It was also proposed to augment the existing 33KV S/S at Bapu Dham (having an installed capacity of 12.5/16 MVA and 15 MVA) to 66 KV voltage level with an additional capacity of 70MVA. The building of I.B. Complex at S.P. Marg has already been completed and a part of the same occupied by them. The total load demand for this building was assessed at 5MVA by I.B. authorities, which included partial air conditioning of the building. As the NDMC network was not capable to meet this additional load of 5 MVA, accordingly, it was proposed to establish a 66/33KV S/S in the I.B. Complex itself and the building plans of the I.B. Complex were cleared accordingly.

However, later on, I.B. authorities showed their inability to establish a 66/33KV S/S in their complex for security reasons and alternatively a plot measuring 84'x115' was allotted by MES (free of cost) with intervention of CPWD Ministry of Urban Development. The location of this plot of land was acceptable as it was adjoining NDMC S/S at Bapu Dham.

The Scheme of establishing 66/33KV S/S at Bapu Dham (which was included in the 8<sup>th</sup> plan) has already been cleared by CEA. The Council vide Reso. No. 3(xix) dtd. 23.3.2001 accorded A/A & E/S to PE amounting to Rs. 1898.43 lacs.

The sanction of the scheme has completed Five Year and no expenditure or physical progress has been reported on this work till date.

The reason for non-execution of the scheme is because the scheme was related with upgradation of 66KV ESS at Ridge Valley to 220KV by DTL. Central Electricity Authority (CEA) vide letter No DPE/312(DEL)/97 dated 5.8.97 has stated that while executing the work under this Scheme, it is advised that NDMC should ensure procurement action, execution programme and expenditure on 66KV ESS at Bapu Dham and State Guest House matching with construction and commissioning programme of 220KV Ridge Valley sub-station of DVB now DTL. Present status of the Scheme is DTL has floated ICB tenders and work yet to commenced.

The Chairperson desired during the review meeting of Electrical estimate held on 9.1.07 that cases where the validity has expired and no work has taken place, either all such cases be put up afresh for revalidation or should be closed if not required.

The work was earlier to be executed on turn-key basis so as to ensure its completion matching up gradation of Ridge Valley S/S to 220KV level by DTL. It has now been decided that S/S Building is being constructed by Civil Deptt. and Power Transformers are being procured through Electric Store.

**4. Detailed Proposal on the Project**- It has been proposed to upgrade the existing 33KV S/S at Bapu Dham to 66KV level by installing additional 50MVA transformer of 66/33KV and 20MVA transformer of 66/11KV. The H.T. feed to this S/S has been laid by DTL from their existing 66KV S/S at Ridge Valley (when the same is upgraded to 220KV voltage level). The upgradation of 66KV sub station at Ridge Valley to 220KV level will take some time and therefore as an interim arrangement, DTL energized this cable on 33KV voltage level, so as to

provide some immediate relief to NDMC. An estimate amounting to Rs. 1898.43 lacs has been framed for up gradation of existing 33KV S/S to 66KV level at Babu Dham.

**5. Financial implications of the proposed Project:-** An estimate amounting to Rs. 1898.43 lacs has been framed for up gradation of existing 33KV S/S to 66KV level at Babu Dham which has the following major heads:-

a. Building and other Civil Works.	Rs.105.10 lacs
b. Indigenous equipment such as power transformers, Distribution Transformers, 33KV & 11KV Switchgears.	Rs. 549.06 Lacs
c. 66KV GIS Panels and its allied equipment etc.	Rs. 1244.27 lacs

The estimate will be revised as per actual basis after execution of the work. The expenditure shall be chargeable to the head of A/c E-4-1 for which a budget provision of Rs. 10.00 lacs has been kept during the year 2007-08 and suitable provision will be kept in subsequent financial years.

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

i) Revalidation of scheme by Council	July 2007
ii) Issue of estimate to construction Division for execution	August 2007(Revalidation)
iii) Preparation of draft NIT	October 2007
iv) Call of tenders	November 2007
v) Award of work including opening of tenders, negotiation with the tenderer etc.	July 2008
vi) Completion of work	August 2010

Central Electricity Authority (CEA) vide letter No DPE/312(DEI)/97 dated 5.8.97 has stated that while executing the work under this Scheme, it is advised that NDMC should ensure procurement action, execution programme and expenditure on 66KV ESS at Babu Dham and State Guest House should match with construction and commissioning programme of 220KV Ridge Valley sub-station of DTL

**7. Comments of Finance Deptt. on the subject:-** Finance Deptt. has concurred in principle to the proposed revalidate the sanction of the estimate amounting to Rs. 18,98,43,027/- for upgradation of existing 33KV ESS to 66KV S/S Babu Dham, Chanakya Puri, New Delhi subject to following:-

- 1) Availability of funds
- 2) Approval of competent Authority

- 3) Correctness of information and data submitted by the department and adherence of codal provisions.
- 4) Revised Estimate be got concurred in from Finance Department before awarding the contract.

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

Observations of the Finance Deptt. are clarified as under:-

1. Budget provision of Rs. 10.00 lacs exist during 2007-08, however suitable provision will be kept in the subsequent financial years.
2. Approval of the competent authority is being obtained.
3. Information & data provided are correct and the work would be executed by the executing division as per codal provisions.
4. Necessary concurrence of the Finance would be obtained by the executing division before awarding the contract.

**9. Legal implication of the Project-** No legal implication is involved.

**10. Details of previous Council Resolution-** Item No. 3(xix) dated 23.3.2001.

**11. Comments of the Law Deptt. on the Project-** N.A.

**12. Comments of the Deptt. on the comments of the Law Deptt.-** Nil

**13. Recommendation-** The case may be noted to the Council to revalidate the A/A & E/S to the estimate amounting to Rs. 18,98,43,027/- for upgradation of existing 33KV ESS to 66KV S/S at Babu Dham, Chanakya Puri, New Delhi as concurred by the Finance Deptt.

**14. Draft Resolution-** Resolved by the Council that A/A & E/S to the estimate amounting to Rs. 18,98,43,027/- for upgradation of existing 33KV ESS to 66KV S/S at Babu Dham, Chanakya Puri, New Delhi is revalidated.

**COUNCIL'S DECISION**

Resolved by the Council that administrative approval and expenditure sanction to the estimate amounting to Rs. 18,98,43,027/- for upgradation of existing 33KV ESS to 66KV S/S at Babu Dham, Chanakya Puri, New Delhi is revalidated.

**(VIKRAM DEV DUTT)  
SECRETARY**

**( PARIMAL RAI )  
CHAIRPERSON**