

NEW DELHI MUNICIPAL COUNCIL
PALIKA KENDRA : NEW DELHI

COUNCIL'S MEETING NO. 14/2008-09 DATED 21.01.2009 AT 3-00 P.M.

Arrangement of business

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ITEM NO. 01 (C –38)

Confirmation and signing of the minutes of the Council's Meeting No. 12/2008-09 dated 17.12.2008 **(See pages 4 - 12)**.

COUNCIL'S DECISION

The minutes were confirmed subject to condition that the decision against Item No.06(A-73), under the subject "Pilot project for Construction of kiosks in NDMC Area", be read as under :

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

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

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

NEW DELHI MUNICIPAL COUNCIL
PALIKA KENDRA : NEW DELHI

MINUTES OF THE COUNCIL'S MEETING NO. 12/2008-09 HELD ON 17.12.2008 AT
3-00 P.M. IN THE COUNCIL ROOM, PALIKA KENDRA, NEW DELHI.

MEETING NO.	:	12/2008-09
DATED	:	17.12.2008
TIME	:	3-00 P.M.
PLACE	:	PALIKA KENDRA, NEW DELHI.

PRESENT :

- | | | | |
|----|------------------------|---|--------------------|
| 1. | Sh. Parimal Rai | - | Chairperson |
| 2. | Ms. Sima Gulati | - | Member |
| 3. | Sh. Mukesh Bhatt | - | Member |
| 4. | Sh. V.V. Bhat | - | Member |
| 5. | Sh. Dharmendra | - | Member |
| 6. | Sh. R.K. Sinha | - | Member |
| 7. | Sh. Vikram Dev Dutt | - | Secretary, NDMC |

ITEM NO.	SUBJECT	DECISION
01 (C-33)	Confirmation and signing of the minutes of the Council's Adjourned Meeting No. 11/2008-09 dated 19.11.2008.	Minutes confirmed.
02 (A-69)	S/R of roads in NDMC area. SH.: Improvement to lane by lanes under Lane Improvement Plan in R-V Division.	Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the Preliminary Estimate amounting to Rs.1,82,72,200/- for the work of Improvement of lanes/bylanes, under Lane Improvement Plan, in R-V Division.

03 (A-70)	S/R of Roads in NDMC Area. SH: Riding Quality Improvement Programme (Phase-II).	<p>Resolved by the Council to accord E/S amounting to Rs.15,91,89,192/-, above the estimated cost of Rs.12,05,35,424/- and to award the work to M/s Satya Prakash & Bros. (P) Ltd. @32.07% above the estimated cost. for S/R of roads in NDMC area. SH.: Riding Quality Improvement Programme (Phase-II).</p> <p>The Council also resolved to approve the resurfacing of Lodhi Road before its due date of Apr. '10, as it has to be resurfaced well before the Commonwealth Games to be held in Oct. '10; being the main connectivity between the Jawhar Lal Nehru Stadium & Stadiums in NDMC area besides being the route of Marathon & Cycling.</p> <p>It was further resolved by the Council that the Department may initiate action in anticipation of confirmation of the minutes by the Council. The Department shall also make a presentation of RIP Phase-I before the Council indicating the quality parameters achieved/adopted.</p>
04 (A-71)	Pavement Improvement Programme. SH: Improvement to footpaths under jurisdiction of Sub-division-II of EE(R-II).	<p>Resolved by the Council to accord Administrative Approval and Expenditure Sanction amounting to Rs.3,56,15,000/- for Improvement of footpath of roads under Jurisdiction of sub-division-II of R-II Division.</p> <p>It was further resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.</p>
05 (A-72)	Installation of Road Signages in NDMC Area. SH:-Providing and fixing signages at Rotaries (three leaf type).	<p>Resolved by the Council to accord Administrative Approval and Expenditure Sanction amounting to Rs.1,19,90,000/- for the work of Providing and Fixing of signages at Rotaries (three leaf type) in NDMC area.</p> <p>It was further resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.</p>
06 (A-73)	Pilot project for Construction of Kiosks in NDMC Area.	<p>(i) Resolved by the Council to accord approval, to go ahead with the Pilot Project, on PPP Model.</p> <p>(ii) It was further resolved that :</p> <ul style="list-style-type: none"> • Kiosks be constructed near existing locations only, as a replacement to the existing kiosks. • The PPP Model be based on revenue sharing.

07 (A-74)	<p>Sub.: Streetscaping of roads in NDMC roads.</p> <p>SH : Streetscaping of Baba Kharak Singh Marg.</p>	<p>(i) Resolved by the Council to accord Administrative Approval and Expenditure Sanction amounting to Rs.6,64,37,800/- for the work of Streetscaping/Beautification of Baba Kharak Singh Marg and ex-post facto approval of consultancy fee to be paid to M/s OASIS Design for Streetscaping of Roads in NDMC area.</p> <p>(ii) It was further resolved that further necessary action be taken in anticipation of confirmation of the minutes of meeting by the Council & proper phasing of work be made in the tender keeping in view the schedule of handing over of BKS Marg by DMRC to NDMC. The Department shall incorporate an appropriate condition in the tender document to ensure that validity of rates is honoured by the firm keeping in view the long implementation time span.</p>
08 (A-75)	<p>Improvement to Palika Niwas Housing complex, Lodhi Colony.</p> <p>SH: Renovation of flats at Palika Niwas Housing complex, Lodhi Colony.</p>	<p>Resolved by the Council to accord A/A & E/S to the Preliminary Estimate amounting to Rs.2,93,07,000/- for the work 'Improvement to Palika Niwas Housing complex, Lodhi Colony SH: Renovation of flats at Palika Niwas Housing complex, Lodhi Colony.</p>
09 (A-76)	<p>Development of various Markets in NDMC area.</p> <p>Sub – Head:- Façade Improvement for Yusuf Zai Market.</p>	<p>Resolved by the Council to accord A/A & E/S to the lowest tender of M/s Dashmesh Arts (I) Ltd. at their negotiated tendered amount of Rs.1,40,94,836/-, which is 7.1388% (approx.) below the estimated cost of Rs.1,51,78,407/- put to tender, for the work of façade improvement of Yusuf Zai Market..</p>
10 (A-77)	<p>Rehabilitation of old sewer line.</p> <p>Desilting and rehabilitation of 600 to 1000mm dia NP2 pipe line from Bhai Veer Singh Marg to Sansad Marg & 1200 mm dia sewer line from Q. Point to Zakir Hussain Marg - Preliminary estimate thereof.</p>	<p>Resolved by the Council to accord A/A & E/S for an amount of Rs.11,43,02,000/- for the work of De-silting and rehabilitation of 600 to 1000mm dia NP2 Pipe line from Bhai Veer Singh Marg to Sansad Marg & 1200mm dia sewer line from Q Point to Dr. Zakir Hussain Marg.</p>
11 (A-78)	<p>Disaster preparedness in respect of NDMC Schools.</p> <p>SH:- Construction of fire escape staircase and underground tanks in various NDMC Schools.</p>	<p>Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.2,26,83,800/- for the work of fire escape stair cases and underground tanks in NDMC Schools.</p> <p>It was further resolved that Department may initiate action in anticipation of confirmation of the minutes by the Council as the work is to be completed on fast track ensuring quality standards.</p>

12 (A-79)	Upgradation of water quality monitoring lab (Public Health at Amrit Bhawan)	<p>Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.60,62,000/- for the work of upgradation of water quality monitoring lab.</p> <p>It was further resolved that the department should make efforts to create a laboratory of international standards with accreditation etc., with ISO standards, to become a role model for all municipal organizations to follow and be able to handle samples from anywhere in the country as a reliable and accredited laboratory, whose results be universally accepted.</p>
13 (I-1)	Implementation of e-Procurement System in NDMC w.e.f 01/09/2008.	Resolved by the Council to accord Ex-post facto approval for implementation of e-Procurement System in NDMC w.e.f. 01.09.2008 under the Information Technology Department, by waiving off the cost of tender documents and paying platform usage charges to DGS&D.
14 (A-80)	<p>Community and Multipurpose Halls.</p> <p>SH:- Improvement to Barat Ghar, Khan Market.</p>	Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.3,16,15,000/- for 'Improvement to Barat Ghar at Khan Market, New Delhi'.
15 (B-18)	Estimate for purchase of testing and measuring equipment for Protection Division.	<p>Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.51,80,417/- for the purchase of 'testing and measuring equipment' for Protection Division, as per details in the body of agenda (except for item at S.No.3 & 6).</p> <p>It was further resolved that the Department should make efforts to procure and provide such equipments as may conform to International standards of quality assurance.</p>
16 (A-81)	<p>Strengthening of Water Supply System in NDMC Area.</p> <p>SH : Construction of Water Boosting Station at Panchsheel Marg-Sardar Patel Marg Crossing.</p>	Resolved by the Council to accord revised A/A & E/S to the preliminary estimate amounting to Rs.8,04,66,500/- for the scheme C/o Water Boosting Station at Panchsheel Marg-Sardar Patel Marg Crossing. It was also resolved by the Council that the department may take up the work before issue of NOC by L&DO, since the park is in the possession of NDMC.
17 (A-82)	Imp. to Palika Dham Housing Complex.	Resolved by the Council to accord Ex-post facto approval for the award of the work to M/s. A.K. Builders at their total tendered amount of Rs.1,10,90,186/-, which is 68.93% above the estimated cost, and noted the action taken by the Chairman vide order dated 15.10.2008 vide which the proposal was approved by the Chairman, in anticipation of Council's approval, keeping in view the fact that the validity of the offer was expiring.

18 (A-83)	Desilting / Cleaning of main sewer line by Super Sucker Machine in NDMC area.	Resolved by the Council to approve award of the work to M/s Capital Engineering Corporation amounting to Rs.5,35,72,300/-, which is 30.05% below the estimated cost of Rs.7,65,81,350/-. Also resolved by the Council that the department may take further action in anticipation of confirmation of the minutes by the Council.
19 (B-19)	Special repair of A.C. Plant and modernization of lifts in Palika Kendra and Palika Parking. SH:- Replacement and Up gradation of 4 No. passenger lifts at Palika Parking, Connaught Place, New Delhi.	Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to Rs.67,09,000/- for Replacement and upgradation of 4 No. passenger lifts at Palika Parking, Connaught Place, New Delhi.
20 (B-20)	Installation of 2 x 990 KVA unitized substations in Palika Niwas, Lodhi Colony, New Delhi.	Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to Rs.68,86,500/- for installation of 2x990 KVA unitized substations in Palika Niwas, Lodhi Colony, New Delhi.
21 (B-21)	Replacement/Augmentation of transformer and LT panels in M/N division (Phase-II)	Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to Rs.17,49,37,148/- (Gross) and Rs.16,55,39,500/- (Net) for Replacement/Augmentation of transformer and LT panels in M/N Division (Phase-II).
22 (H-10)	Framing of Recruitment Regulations for the posts of Statistical Officer and Senior Statistical Investigator Grade – I.	Resolved by the Council to approve the Recruitment Regulations in respect of the post of Statistical Officer and Senior Statistical Investigator Grade – I as per Annexure-III and Annexure-IV of the agenda. The Department may take follow up action for early notification of the same after following the prescribed procedure.
23 (H-11)	Up-gradation of the post of Bio-chemist as Specialist Bio-chemist, inclusion of the same in the Non-teaching specialist sub-cadre and amendment of Recruitment Regulations for the post.	Resolved by the Council that the post of Bio Chemist be up-graded as Specialist Biochemist in the pay scale of Rs.10000-15200 (V CPC) [PB-3 - Rs.15,600-39,100/- with Grade pay of Rs.6600/- per month + NPA as per 6 th CPC]. It was further resolved to approve the Recruitment Regulations of the post. The Department may take follow up action for early notification of the same, after following the prescribed procedure.

24 (H-12)	Increase in ceiling for grant of Non-functional Selection Grade (NMSG) to Ayurvedic and Homeopathic doctors in NDMC.	Resolved by the Council that the existing ceiling of 15% for grant of NMSG to the Ayurvedic and Homeopathic doctors in NDMC is enhanced to 30% of senior duty posts w.e.f. 22.8.2001 and 100% w.e.f. 25.8.2006 strictly; as per conditions of OM No. A 11018/3/2004-E-I (AYUSH) dated 26 th March 2008 issued by the Department of AYUSH, Ministry of Health & Family Welfare, Government of India. The Department should take urgent follow-up action for granting the benefit to the eligible Ayurvedic and Homeopathic doctors.
25 (G-3)	Management of NDMC Surplus Power.	Resolved by the Council to approve the proposal to extend the existing agreement with M/s PTC (India) Ltd., to manage short term surplus power of NDMC, upto 31.03.2011 as per the draft supplementary agreement.
26 (A-84)	Imp. to Yashwant Place Shopping Complex. SH :Imp. to circulation space opposite lifts in office-cum-residential complex & providing parking space and traffic management in the complex.	Resolved by the Council to approve the following: <ul style="list-style-type: none"> (i) to appoint a Consultant for developing parking spaces in the Complex at ground level, underground and multi storey parking; (ii) to appoint a Consultant to advise on vehicular movement for smooth flow of vehicles inside the Complex as well as to and fro the Complex; (iii) to demolish the servant quarters and garages for smooth flow of vehicular traffic in side the Complex and as well as in the periphery of the Complex. (iv) Administrative approval and expenditure sanction amounting to Rs.1.30 crores for the proposal of 'Improvement to circulation space opposite lifts in office-cum-residential complex'.
27 (H-13)	Creation of posts for new Allopathic, Homeopathic and Ayurvedic Dispensaries proposed to be opened at Dharm Marg.	It is resolved by the Council that the various posts, as per details indicated for the proposed new allopathic, homeopathic and ayurvedic dispensaries at Dharm Marg be created. It was also resolved that Department shall take steps to ensure that hospital starts working w.e.f. 26.01.2009, alongwith a functional dental unit.
28 (H-14)	Grant of regular promotion and/ or regularization of ad hoc promotion granted to eligible employees of Group 'A' and 'B' categories subsequent to enactment of NDMC, Act 1994 and prior to notification of Recruitment Rules for the respective posts.	Resolved by the Council that action for regular promotion and/ or regularization of ad hoc promotion to various category 'A' and 'B' posts in respect of the vacancies arisen before the notification of revised Recruitment Rules under the NDMC Act, 1994 be taken in the Council itself and all eligible serving and retired employees be considered for the same. The detailed procedural formalities thereof may be decided by the Chairman.

29 (B-22)	Providing Light Fixture at New Delhi City Center Phase-II (Special Type).	Resolved by the Council to waive of the condition, as a very special case, advising that the Department should be cautious enough in future to avoid such happenings.
30 (C-34)	Naming-renaming of road in NDMC area.	<p>Resolved by the Council that the requests at Sr. No.II to IV of para 4 of the agenda for naming/re-naming of roads/streets cannot be agreed to, keeping in view the guidelines of MHA and the policy framed by the Council in this regard. Regarding naming of Chowk presently known as Taj Man Singh Chowk, as Lala Onkar Nath Chowk, the Council reconsidered the issue keeping in view the observations of the M/o Home Affairs, vide their letter No. 14035/6/2007-Delhi-I dated 11.8.2008 and reiterated its earlier decision taken in its meeting held on 16.05.2007 vide Regulation No. 11(C-6) rejecting the request keeping in view the fact that NDMC was not in favour of separate naming of roundabouts in NDMC area.</p> <p>Regarding the request at Sr. No. V of para 4 of the agenda, the Council recommended that the lane presently known as 'College Lane', which is infact an unnamed lane as per NDMC records, be named as 'Dinesh Nandini Dalmia Lane' keeping in view the fact that MCD had recommended naming of the adjoining chowk at the crossing of Tilak Marg, Mathura Road, Sikandra Road and Bahadurashah Zafar Marg as 'Dineshnandini Dalmia Chowk'.</p>
31 (B-23)	Replacement of oil filled transformers with dry type transformers in North of Rajpath & South of Rajpath (Phase-IV)	Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to Rs.11,09,36,000/- (gross) and Rs.10,64,70,000/- (Net) for Replacement of oil filled transformers with dry type transformers in North of Rajpath & South of Rajpath (Phase-IV).
32 (D-5)	Customization of e-financial Software.	Resolved by the Council that recommendations of the department as contained in para 14 of the agenda are accepted.
33 (A-85)	Strengthening of Water Supply System in NDMC Area. SH: Construction of Water Boosting Station at Panchsheel Marg-Sardar Patel Marg Crossing.	<p>Resolved by the Council to award the work to M/s Tirupati Cement Products at a cost of Rs.4,19,40,773/-, which works out to 5.53% below the estimated cost of Rs.4,43,95,796/-.</p> <p>It was further resolved that the work may be taken up at the earliest without waiting for NOC from L&DO and the department may proceed further in the matter in anticipation of confirmation of the minutes by the Council.</p>

34 (N-3)	Handing over possession of land measuring 2135 sq.mt. out of the land presently used by NDMC for park at Bangla Sahib Gurudwara to DMRC for Airport Express Link of Delhi MRTS project, Phase-II on temporary basis.	Resolved by the Council to approve the proposal for handing over possession of 2135 sq. mt. of land available with the Horticulture Department of NDMC, a part of Bangla Sahib Gurudwara Park, to DMRC for temporary requirement for their MRTS project, in view of allotment order from L&DO, Govt. of India, on receipt of site plan from L&DO.
35 (A-86)	Improvement to Palika Bhawan. SH : Imp. to Palika Bhawan such as P/F floor tiles, repair of existing damaged grit washed on outer surface and external surface.	Resolved by the Council to accord A/A/ & E/S for Rs.1,63,81,210/- for the work of Improvement to Palika Bhawan to the lowest tender, i.e. M/s R.K. Jain & Co. @ 2.06% above the estimated cost and 2.90% below the justified rates, as checked by the Planning Division.
36 (B-24)	Purchase of 10,000 nos. Single Phase & 5,000 nos. Three Phase Micro Processor Based Electronic Energy Meter of Class-I Accuracy.	Resolved by the Council to accord approval to place supply order for 10,000 nos. single phase micro processor based Electronic Energy Meters on the lowest quoting firm viz. M/s Avon Meters Pvt. Ltd. At their total quoted amount of Rs.89,10,000/- and 5,000 nos. three phase micro processor based Electronic Energy Meters on the lowest quoting firm viz. M/s L&T Ltd. at their quoted amount of Rs.1,30,76,250/- at the terms and conditions of NIT. It was further resolved that Department may initiate action to place supply orders in anticipation of confirmation of the minutes by the Council, as the validity of the offer of the firms was expiring on 31.12.08.
37 (E-10)	Administrative Approval and expenditure sanction of Rs.110 Lakhs for purchase of 4 Nos. of Basic Life Support Ambulances for CPH, PMH & Palika Kendra Dispensary.	Resolved by the Council to accord administrative approval and expenditure sanction for Rs.110 Lacs for the purchase of 4 Nos. of Basic Life Support Ambulances. The Council also resolved that these Ambulances should match the latest specification/guidelines prescribed by the Govt. of NCT of Delhi for such type of Ambulances.
38 (S-2)	Approval of the New Delhi Municipal Council (Imposition of Fine on Municipal Employees) Regulations, 2006.	Resolved by the Council that the proposal be dropped.
39 (C-35)	Contracts/Schemes involving an expenditure of Rs. 1 Lac but not exceeding Rs. 50 Lacs.	Information noted.
40 (C-36)	Action Taken Report on the status of ongoing schemes/works approved by the Council.	Information noted.
41 (C-37)	Reconstitution of New Delhi Municipal Council.	Information noted.

The Council also noted the concern of the members regarding poor quality of road construction by the DMRC while handing over of roads to the NDMC after completing the Metro construction work in different parts of New Delhi area. The Council resolved that Civil. Engg. Department may take up with DMRC so that the quality of the roads can be got to the laid down norms. The department may get such roads checked from CRRRI and the observations of CRRRI may be placed before the Council for its consideration in the next meeting.

The Council also expressed its concern over the inadequate garbage lifting efforts by the private concessionaire and resolved that the Health Department shall convey these concerns to the concessionaire, clarifying that the Council will take a serious view of such lapses, if improvement is not visible within a fortnight.

In the end, a two minutes silence was observed by the Council, in memory of the recent victims of terrorist attack, which took place in Mumbai on 26.11.2008 and also on the sad demise of our ex-Chairperson, Sh. Dharam Dutt.

(VIKRAM DEV DUTT)
SECRETARY

(PARIMAL RAI)
CHAIRPERSON

ITEM NO. 02 (C –39)

Confirmation and signing of the minutes of the Council's Special Meeting No. 13/2008-09 dated 31.12.2008 **(See pages 14 - 17)**.

COUNCIL'S DECISION

Minutes confirmed.

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

**MINUTES OF THE COUNCIL'S SPECIAL MEETING NO. 13/2008-09 HELD ON
31.12.2008 AT 11-00 A.M. IN THE COUNCIL ROOM, PALIKA KENDRA, NEW DELHI.**

MEETING NO.	:	13/2008-09
DATED	:	31.12.2008
TIME	:	11-00 A.M.
PLACE	:	PALIKA KENDRA, NEW DELHI.

PRESENT :

- | | | | |
|----|------------------------|---|--------------------|
| 1. | Sh. Parimal Rai | - | Chairperson |
| 2. | Ms. Sima Gulati | - | Member |
| 3. | Sh. Mukesh Bhatt | - | Member |
| 4. | Dr. M.M. Kutty | - | Member |
| 5. | Sh. R.K. Sinha | - | Member |
| 6. | Sh. Vikram Dev Dutt | - | Secretary, NDMC |

ITEM NO.	SUBJECT	DECISION
01 (A-87)	Roundabout Improvement Plan 2008-09. SH: Providing & Laying 25 MM thick Mastic Asphalt Concrete wearing course at Claridge Hotel Roundabout and Crossing of Prithvi Raj Road & Rajesh Pilot Marg.	Resolved by the Council to accord administrative approval & expenditure sanction amounting to Rs.74,93,000/- to the preliminary estimate for the work of providing & laying 25 mm thick Mastic Asphalt Concrete wearing course at Claridge Hotel Roundabout & crossing of Prithvi Raj Road & Rajesh Pilot Marg. It was also resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.
02 (A-88)	S/R of Roads in NDMC Area. SH: Providing mastic asphaltic wearing course at Windsor Place Roundabout.	(a) Resolved by the Council to award the work to M/s Satya Prakash & Bro. (P) Ltd. being the lowest bidder, @ 142.35% above the Estimated Cost of Rs.49,87,682/- against the justification of 158.58% above the Estimated Cost with the tendered amount of Rs.1,20,87,549/- & to accord Revised Administrative Approval & Expenditure Sanction for Rs.1,20,87,549/- for S/R of Roads in NDMC Area. SH: Providing Mastic Asphaltic Wearing Course at Windsor Place Roundabout.

		(b) It was also resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.
03 (A-89)	S/R of Roads in NDMC Area. SH: Providing Mastic wearing course at crossing of KG Marg – Tolstoy Marg, KG Marg – Ferozshah, Janpath-Tolstoy Marg, Janpath-R.P. Road & Roundabout of KG Marg-Madhav Rao Scindia Road, Ashoka Road – Jantar Mantar, Ashoka Road – Mansingh Circus (RAIP).	<p>(a) Following corrections were taken on record in the preamble on account of typographical mistake:-</p> <p>(i) Page-8 Para 3 For "KG Marg-Rajender Prasad Road" Read "KG Marg-Madhav Rao Scindia Marg."</p> <p>(ii) Page-9 Para 3 (u) For "134.59%" Read "126%"</p> <p>(iii) Page-11 para 14(c) For "134.59%" Read "126%".</p> <p>(b) Resolved by the Council to award the work to M/s Satya Prakash & Bro. (P) Ltd. @ 111.71% above Estimated cost of Rs.88,30,193/- against justification of 126% above Estimated Cost with tendered amount of Rs.1,86,94,427/- & to accord Revised Administrative Approval & Expenditure Sanction for Rs.1,86,94,427/-, including ex post facto approval for rejection & recall of first call of tender, for providing mastic wearing course at crossing of KG Marg-Tolstoy Marg, KG Marg-Ferozshah, Janpath-Tolstoy Marg, Janpath-R.P. Road & Roundabout of KG Marg-Madhav Rao Scindia Road, Ashoka Road-Jantar Mantar, Ashoka Road-Mansingh Circus-R.P. Prasad (RAIP).</p> <p>(c) It was also resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.</p>
04 (A-90)	Installation of Road Signages in NDMC Area. SH: Providing & fixing road signages on corridors comprising of roads in NDMC Area related to CWG 2010.	<p>(a) Resolved by the Council to accord Administrative Approval and Expenditure Sanction for Rs.11,87,21,000/- for Installation of Road Signages in NDMC Area SH: Providing & fixing road signages on corridors comprising of roads in NDMC Area related to CWG, 2010.</p> <p>(b) It was also resolved that tender be issued in three packages of Rs. Four crores each & further necessary action be taken in anticipation of confirmation of the minutes by the Council.</p>
05 (A-91)	S/R of Roads in NDMC Area. SH:Improvement to footpath at Akbar Road & Safdarjung Road.	(a) Resolved by the Council to accord Administrative Approval & Expenditure Sanction for Rs.2,25,47,800/- for Improvement of footpath at Akbar Road & Safdarjung Road.

		(b) It was also resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.
06 (A-92)	S/R of Roads in NDMC Area. SH: Providing Mastic Asphalt Wearing Course at Roundabouts in R-V Division (RAIP)	<p>(a) Resolved by the Council to award the work to M/s Builtech with tendered amount of Rs.1,18,50,831/-, which works out to 100.39% above the Estimated cost of Rs.59,14,002 against justification of 124.40% above Estimated Cost & to accord Revised Administrative Approval & Expenditure Sanction of Rs.1,18,50,831/- for the work of S/R of Roads in NDMC Area SH : Providing Mastic Asphaltic Wearing Course at Roundabouts in R-V Division (RAIP).</p> <p>(b) It was also resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.</p>
07 (A-93)	Pavement Improvement Programme : S/R of Roads in NDMC Area. SH: Improvement to footpath of Maxmuller Marg, Maharishi Raman Marg, Barda Ukil Marg & footpath along compound wall of Ravindra Nagar & Amrita Shergill Marg.	<p>(a) Resolved by the Council to accord Administrative Approval & Expenditure Sanction for Rs.1,32,22,100/ for the work of "Improvement to footpath of Maxmuller Marg, Maharishi Raman Marg, Barda Ukil Marg & footpath along the compound wall of Ravindra Nagar & Amrita Shergill Marg".</p> <p>(b) It was also resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.</p>
08 (B-25)	Upgradation of street lighting in NDMC area under Phase III for the forthcoming Common Wealth Games, 2010.	<p>Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.29,45,49,000/- Gross and Rs. 29,17,45,000/- Net (Phase – III).</p> <p>It was also resolved that further action in the matter be taken in anticipation of confirmation of the Minutes by the Council.</p>
09 (D-6)	Fixation of limit for entering into contract under Section 143(c) of NDMC Act, 1994.	Resolved by the Council to recommend the increase of the limit under section 143 (c) of NDMC Act 1994 from Rs. 50 lakh to 200 lakh at present, which the Chairperson may enter into contract without previous approval of the Council and to inform all such cases to the Council under section 143 (d) of the Act and to consider further increase upto Rs.400 lakh, as and when the need is felt.

		It was further resolved to defer the recommendation contained in para 14 (ii) of the preamble.
10 (A-94)	D.P.R for "Proposed Rehabilitation of slum and J.J. Cluster at Bakarwala".	Resolved by the Council that the funding pattern, the costing pattern and the estimate may be got checked from an independent agency and the proposal be placed before the Council thereafter for its consideration in due course.
11 (A-95)	Preservation/Restoration of Heritage Building in NDMC area. SH : Façade Restoration of N.P. Boys Sr. Sec. School, Mandir Marg, N. Delhi.	Resolved by the Council to accord revised administrative approval and expenditure sanction for Rs.3,77,98,000/- for the work of façade restoration of N.P. Boys Sr. Sec. School, Mandir Marg, New Delhi. It was further decided by the Council that the Chief Vigilance Officer shall look into the reasons for increase in the estimated expenditure leading to Council's revised administrative approval and expenditure sanction on two occasions and shall place his report before the Council for further consideration.
12 (A-96)	Preservation/Restoration of Heritage Building in NDMC area. SH : (a) Implementation of signage and street furniture (b) Façade restoration of Gole Market and surrounding building.(c) Restoration with rehabilitation of structure services, interior restoration and up- gradation.	Resolved by the Council that the action taken by the Chairman for rejection of tender, alongwith the changes/modifications made, with regards to the eligibility criteria in the NIT, is approved. It was further resolved to re-invite the tender with the direction to take necessary precaution to avoid rejection of tender in future, in all cases.

It was also decided that a Special Budget Meeting, to consider the budget proposals for 2009-2010, will be held in January/February, 2009. Concerned departments may take necessary steps accordingly.

**(VIKRAM DEV DUTT)
SECRETARY**

**(PARIMAL RAI)
CHAIRPERSON**

ITEM NO. 03 (A- 97)**1. NAME OF THE PROJECT:**

Community and Multipurpose Halls.

SH:- Improvement to Barat Ghar Mandir Marg

2. NAME OF THE DEPARTMENT CONCERNED:

Civil Engineering Department (Zone-II)

3. BRIEF HISTORY OF THE PROJECT:

Mandir Marg Barat Ghar is situated at Mandir Marg. It caters the area of various Govt. Quarters of DIZ area, Gandhi Sadan, Gole Market., Kali Bari Marg, Karol Bagh, Jhandewalan. The NDMC provides all basic amenities to the residents and the employees working in its area like water supply, sewerage, drainage, roads, foot paths etc. including other social activities like cultural, educational, medical & facilities for social functions i.e. marriages etc.

The authorities of NDMC has decided to improve/modernize all the Barat Ghars of NDMC, to keep the structure matching with the specification/facilities of modern banquet halls in this area. This has been considered in view of the overwhelming response of the renovated Barat Ghar at Kaka Nagar. The revenue is likely to increase manifold, as has been experienced in Kaka Nagar Barat Ghar. In Compliance to the direction of Chairperson, NDMC has decided to carryout all the works related to up gradation of NDMC Barat Ghar with the consultation of CA after making joint inspection with field staff of civil Engg. Department.

4. DETAILED PROPOSAL OF THE PROJECT:

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

1. M.S. railing and Dholpur stone finish in boundary wall and gate.
2. 100x100 mm industrial vitrified pavers with spacer of approved design and colour in flooring of open area.
3. 550x550 mm kota stone flooring of open cooking and washing etc.
4. 300x300 mm ceramic tiles of approved shade in dado of kitchen, flooring and flooring of store.
5. Precut and pre-polished (factory finish) marble stone /granite stone of approved colour in entrance lobby.
6. Prefabricated toilet partition metal/laminate base anchored to the floor.
7. Stainless steel fixtures and fittings shall be provided in kitchen counters.

8. 1000x1000 mm precut and pre-polished (factory finish) marble stone/granite stone of approved colour be provided in multipurpose hall flooring.
9. 600x600 mm precut and pre-polished (factory finish) marble stone/granite stone of approved colour be provided in office rooms.
10. Stainless steel railing of approved design for stairs.
11. UPVC windows/ aluminum frames for windows.
12. Pressed steel frame, pre laminated factory finish flush door shutter for doors.
13. Service counters 900 mm wide, top finished with baroda green stone wall finished with 75x75 mm coloured vitrified tiles middle counter made of kota stone.
14. 100x700 mm Dholpur stone, with 1000x250 mm rough finish dholpur stone projected canopy shall be finished with aluminum cladding as exterior finish.
15. Fire fighting work
16. Electrical works.
17. Air Conditioning Works.
18. False Ceiling.
19. Land scaping & horticulture works.

5. FINANCIAL IMPLICATIONS OF THE PROJECT:

Accordingly preliminary estimate is framed on the basis of drawings and specifications given by CA deptt, amounting to Rs.4,28,83,000/- which comprises of following works :-

1. Civil works	Rs.2,56,95,000.00
2. Electrical	Rs.1,45,00,000.00
3. Fire Fighting	Rs.11,88,000.00
4. Horticulture.	<u>Rs.15,00,000 .00</u>
Total	<u>Rs.4,28,83,000.00</u>

6. IMPLEMENTATION SCHEDULE WITH TIME LIMIT

10 months from Award of work

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT.

Based on what has now been clarified and after subtracting the provision for AC, the renovation cost appears to be high in comparison to going cost for such projects in the market. Department may explore the possibility, if any, for adopting economy in the proposed renovation and if it is not found possible/feasible, certifying that the specifications so taken

are as per approved norms, the matter may be placed before the Council for AA & ES amounting to Rs.4,28,83,000/- (Rs. four Crore twenty eight lac eighty three thousand only) subject to 1) increasing the hire charges taking into account the cost of renovation 2) Seeking Plan Funds for the work which falls under social welfare circle and 3) As per standard norms, provision of lift is given for buildings above four storey. The building in question is less than four storeys. Necessary approval of Council justifying the need of provision of lift with reference to extant orders on the issue may be obtained.4) Chief Architect is consulted for the specifications taken in the estimate at the time of DE.

This issue with the approval of F.A.

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

The reply of the comments of Finance department is given here as under:-

The specifications adopted while framing the estimate are as per the drawings issued by Architect Department and has been checked by planning division. However, possibility be explored for economical viable specification in consultation with Architect Department while framing detailed estimate and may be considered if possible. As advised

1. The hire charges will be increased as done earlier in recently renovated Barat Ghar at Kaka Nagar after completion of work on actual expenditure incurred.
2. As advised efforts will be made for seeking plan funds from respective agency.
3. The provision is considered as per provision made in the Architectural drawing keeping in view the accessibility for handicapped person.
4. The specification considered in the estimate are as per approved drawing issued from Chief Architect Office, however, the Chief Architect Office will be consulted for specification while framing detailed estimate.

9. LEGAL IMPLICATION OF THE PROJECT/SUBJECT:

NIL

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

The case was deferred vide resolution no 12(A-66) dated 15.10.08 due to notification of the assembly election

11. COMMENTS OF THE LAW DEPARTMENT ON THIS PROJECT:

Cost is 4.29 crore. @ 10 % interest cost is 43 lacs . at 15,000.00 per day, interest cost will be recovered in 286 days. Staff and maintenance shall be extra. This will not be a viable project. These are comments as a consumer as regards comments of Law Deptt, there is no law point involved.

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

The upgradation of Barat Ghar is considered a service to the community. As regards cost benefit analysis the area of this Barat Ghar is more as compare to Kaka Nagar Barat Ghar, the charges per day to be worked out after the improvement of Barat Ghar and will be ore than Rs.15.000.00 as in the case of Kaka Nagar Barat Ghar and even more for utilization of Air Condition facility. However, efforts will be made to review the adopted specifications in consultation with CA, where ever possible, to bring down the cost of project to the extent possible. This has also been clarified in reply to the observation of Finance department.

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

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

14. RECOMMENDATIONS:

The case is placed before the council for according administrative approval and expenditure sanction of the preliminary estimate amounting Rs. 4,28,83,000/- (Rs. four Crore twenty eight lac eighty three thousand only) for improvement to Barat

Ghar Mandir Marg and permission to take action for progress of the work in anticipation of approval of minutes of the Council.

15. DRAFT RESOLUTION:

Resolved by the Council that A/A & E/S is accorded to the preliminary estimate amounting to Rs.4,28,83,000/- (Rs. four Crore twenty eight lac eighty three thousand only) for improvement to Barat Ghar Mandir Marg and permission to take action for progress of the work in anticipation of approval of minutes of the Council.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.4,28,83,000/- for Improvement to Barat Ghar, Mandir Marg, New Delhi.

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

ITEM NO. 04 (A- 98)**1. NAME OF THE PROJECT:**

Community and Multipurpose Halls.

SH:- Improvement to Barat Ghar Laxmi Bai Nagar

2. NAME OF THE DEPARTMENT CONCERNED:

Civil Engineering Department (Zone-II)

3. BRIEF HISTORY OF THE PROJECT:

Laxmi Bai Barat Ghar is situated on Brig. Hoshier Singh Marg. It caters the area like Govt. Quarters in Sarojni Nagar, Netaji Nagar, Pijanji Village, INA, Yusuf Sarai, Kidwai Nagar, Ansari Nagar, Green Park Extn, South Ex. Part-I, Kotla Mubarakpur & Defence Colony. The NDMC provides all basic amenities to the residents and the employees working in its area like water supply, sewerage, drainage, roads, foot paths etc. including other social activities like cultural, educational, medical & facilities for social functions i.e. marriages etc.

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

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

4. DETAILED PROPOSAL OF THE PROJECT:

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

M.S. railing and Dholpur stone finish in boundary wall and gate.

100x100 mm industrial vitrified pavers with spacer of approved design and colour in flooring of open area.

550x550 mm kota stone flooring of open cooking and washing etc.

300x300 mm ceramic tiles of approved shade in dado of kitchen, flooring and flooring of store.

Precut and pre-polished (factory finish) marble stone /granite stone of approved colour in entrance lobby.

Prefabricated toilet partition metal/laminate base anchored to the floor.

Stainless steel fixtures and fittings shall be provided in kitchen counters.

1000x1000 mm precut and pre-polished (factory finish) marble stone/granite stone of approved colour be provided in multipurpose hall flooring.

600x600 mm precut and pre-polished (factory finish) marble stone/granite stone of approved colour be provided in office rooms.

Stainless steel railing of approved design for stairs.

UPVC windows/ aluminum frames for windows.

Pressed steel frame, pre laminated factory finish flush door shutter for doors.

Service counters 900 mm wide, top finished with baroda green stone wall finished with 75x75 mm coloured vitrified tiles middle counter made of kota stone.

100x700 mm Dholpur stone, with 1000x250 mm rough finish dholpur stone projected canopy shall be finished with aluminum cladding as exterior finish.

Fire fighting work

Electrical works.

Air Conditioning Works.

False Ceiling.

Land scaping & horticulture works.

5. FINANCIAL IMPLICATIONS OF THE PROJECT:

Accordingly preliminary estimate is framed on the basis of drawings and specifications given by CA deptt, amounting to Rs. 6,29,76,000/= which comprises of following works :-

1. Civil works	Rs.4,42,14,000
2. Electrical	Rs.1,60,00,000
3. Fire Fighting	Rs.12,62,000
4. Horticulture.	<u>Rs.15,00,000</u>
Total	<u>Rs.6,29,76,000</u>

6. IMPLEMENTATION SCHDULE WITH TIME LIMIT

15 months from Award of work

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT.

Based on what has now been clarified and after subtracting the provision for AC, the renovation cost appears to be high in comparison to going cost for such projects in the market. Department may explore the the possibility, if any, for adopting economy in the proposed renovation and if it is not found possible/feasible, certifying that the specifications so taken are as per approved norms, the matter may be placed before the Council for AA & ES amounting to Rs. 6,29,76,000/- (Rs. Six Crore twenty nine lac seventy six thousand only) subject to 1) increasing the hire charges taking into account the cost of renovation 2) Seeking Plan Funds for the work which falls under social welfare circle and 3) As per standard norms, provision of lift is given for buildings above four storey. The building in question is less than four storeys. Necessary approval of Council justifying the need of provision of lift with reference to extant orders on the issue may be obtained.4) Chief Architect is consulted for the specifications taken in the estimate at the time of DE.

This issues with the approval of F.A.

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

The reply of the comments of Finance department is given here as under:-

The specifications adopted while framing the estimate are as per the drawings issued by Architect Department and has been checked by planning division. However, possibility be explored for economical viable specification in consultation with Architect Department while framing detailed estimate and may be considered if possible, as advised.

1. The hire charges will be increased as done earlier in recently renovated Barat Ghar at Kaka Nagar after completion of work on actual expenditure incurred.
2. As advised efforts will be made for seeking plan funds from respective agency.
3. The provision is considered as per provision made in the Architectural drawing keeping in view the accessibility for handicapped person.
4. The specification considered in the estimate are as per approved drawing issued from Chief Architect Office, however, the Chief Architect Office will be consulted for specification while framing detailed estimate.

9. LEGAL IMPLICATION OF THE PROJECT/SUBJECT:

NIL

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

The case was deferred vide Resolution no. 13(A-67) dated 15.10.08 due to notification of the assembly election.

11. COMMENTS OF THE LAW DEPARTMENT ON THIS PROJECT.

See the expenditure propose at 6.29 Crore. Interest cost of @ 10 % would be 63.00 lacs and at 15.000.00 per day, only for interest cost can be recurred in 42 days wherein years there are 365 days. Maintenance would be extra.

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

The upgradation of Barat Ghar is considered a service to the community. As regards cost benefit analysis the area of this Barat Ghar is more as compare to Kaka Nagar Barat Ghar, the charges per day to be worked out after the improvement of Barat Ghar and will be ore than Rs. 15.000.00 as in the case of Kaka Nagar Barat Ghar and even more for utilization of Air Condition facility. However, efforts will be made to review the adopted specifications in consultation with CA, where ever possible, to bring down the cost of project to the extent possible. This has also been clarified in reply to the observation of Finance department.

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

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

14. RECOMMENDATIONS:

The case is placed before the council for according administrative approval and expenditure sanction of the preliminary estimate amounting to Rs.6,29,76,000/- (Rs. six crore twenty nine lacs seventy six thousand five hundred only) for improvement tp Barat Ghar Laxmi Bai Nagar and permission to take action for progress of the work in anticipation of approval of minutes of the Council.

15. DRAFT RESOLUTION:

Resolved by the Council that A/A & E/S is accorded to the preliminary estimate amounting to Rs.6,29,76,000/-(Rs. six crore twenty nine lacs seventy six thousand five hundred only) for improvement to Barat Ghar Laxmi Bai Nagar and permission to take action for progress of the work in anticipation of approval of minutes of the Council.

COUNCIL DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.6,29,76,000/- for Improvement to Barat Ghar, Laxmi Bai Nagar, New Delhi.

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

ITEM NO. 05 (A-99)**1. Name of Subject:**

Improvement/Upgradation of Chanderlok Building.

SH: P/F red sand stone in flooring, skirting and jali in the front side open space and granite stone in riser and treads of stair cases at Chanderlok Building.

2. Name of the Department: Civil Engineering Department (BM-III).**3. Brief History of the Subject:**

Chanderlok Building, NDMC is a prestigious commercial building housing various Tourist Offices at Ground Floor and other important offices of Central Govt., State Govt. and other officers of MNCs. The building was constructed in 1969 and till then no major upgradation has been taken up. During the one of the site inspection, it was decided for improvement and upgradation of chanderlok building. CA suggested few improvements for the beautification and face lifting of Chanderlok Building.

4. Detailed Proposal of this subject:

- A. Improvement of Front Open Area
- B. Improvement to internal cut out at stilt floor
- C. Improvement to the main stair case
- D. Replacement of railing for parking area at stilt level
- E. False ceiling in the lift lobby
- F. Flooring and wall cladding at stilt floor

Tenders have been invited and opened on 11.12.2008 through e-tendering. Two agencies have participated in the tendering process. Lowest rates have been quoted by M/s R.K. Jain & Co. @ 3.97% below the estimated cost of Rs.60,72,335/-. The tendered amount works out to Rs.58,31,370/-. Justification have been checked by the Planning Division @1.88% above the estimated cost. Quoted rates are well below the justified rates.

5. Financial implication of the proposed subject:

Total tendered amount is Rs.58,31,370/-. The expenditure shall be charged to the budget provision of Rs.35 lacs during the current financial year 2008-09 under H.1.8 item No.348.1 at page 211 of the Budget Book. Sufficient funds sought during the next financial year also.

6. Implementation schedule and timeliness

Work likely to be completed by 31.07.2009

7. Comments of the Finance Department:

Finance Department have concurred in the acceptance of the tender subject to certain clarifications:

1. L-1 has furnished FDR against earnest money issued by Jain Co-operative Bank Ltd. As per photocopy of the same is placed at P-159/C. The clause 6(vi) of NIT P-6 stipulates that the FDR of schedule bank against earnest money is acceptable.

The department may ensure and certify that the said FDR furnished by L-1 is from schedule bank and is as per NIT conditions.

2. The comparative statement does not bear codal certification as stipulated vide Section 18.3.17.3 of CPWD Works Manual 2003 and Section 19.2.2(3) of CPWD Works Manual 2007 regarding checking of tenders and correctly incorporating totals etc. Percentage of tendered rates above/below EC has also not been found calculated on comparative statement.

The department may comply with above and certify correctness of all data, computation and information brought in records are correct.

3. The tender documents appears to be authenticated by opening authority by initializing the same but no serial numbers of tender i.e. 1/2, 1/3, etc. are marked on documents.

4. The checklist point 6 shows that 24 days time between publication of NIT and opening of tenders was given while newspaper placed on record at P-18/C shows the publication was made on 22.11.2008 and as such does not fulfill the codal condition of 21 days between publication and opening. FD is still of the view that CPWD works Manual 2007 is yet to be adopted by the department under the approval of competent authority. The department may clarify the position regarding fulfillment of codal condition regarding time between publication of NIT and opening of tenders.

5. Availability of funds is ensured for execution of work.

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

The replies to the above clarifications of Finance Department are as under:

1. As per prevailing practice of the department, FDR of Co-operative Bank Ltd. Are acceptable.
2. The necessary certificate regarding checking of tenders are correctly incorporated. Totals, percentage of tendered rates above/below the estimated cost has been recorded on the body of the comparative statement.
3. Serial Number of tender i.e. 1/2, 1/3 has been marked.
4. The tender notice endorsed to all issued on 18.11.2008 and copy sent to Director (PR) for the issuance of tender notice in Press on or before 21.11.2008. The said tender notice was published in newspapers on 22.11.2008 and tenders were opened on 11.12.2008. Necessary publicity of 21 days in this instant case has been fulfilled.
5. Sufficient funds are available.

9. Legal implementation of this subject: There is no legal implications.

10. Details of the previous Council's Resolution, existing laws of Parliament and Assembly on this subject:

Administrative approval and expenditure sanction accorded by Council vide Resolution No.15(A-44) dated 20.08.2008 for Rs.63,83,200/-.

11. Comments of the Law Department on this subject:

The item has to be placed before the Council and only thereafter it can be implemented without waiting for confirmation of minutes.

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

The case shall be placed before the Council for acceptance of tender and permission to award the work in anticipation of confirmation of Minutes of the Council.

13. Others:

Confirmed that CVC guidelines have been followed.

14. Recommendations:

It is recommended that lowest offer of M/s R.K. Jain & Co. @ 3.97% below the estimated cost of Rs.60,72,335/- with tendered amount of Rs.58,31,370/- for carrying out the improvement/upgradation work at Chankerlok Building may be accepted. It is also proposed to award the work in anticipation of the confirmation of the minutes.

15. Draft Resolution:

Resolved that the work be awarded to the lowest tenderer M/s R.K. Jain & Co. at their tendered amount of Rs.58,31,700/- (Rupees Fifty eight lacs thirty one thousand seven hundred only) and letter of start be issued to the agency in anticipation of confirmation of the minutes.

COUNCIL'S DECISION

Resolved by the Council that the work be awarded to the lowest tenderer M/s R.K. Jain & Co. at their tendered amount of Rs.58,31,700/- for the work of "P/F red sand stone in flooring, skirting and jali in the front side open space and granite stone in riser and treads of stair cases at Chanderlok Building".

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

ITEM NO. 06 (A-100)

1. **Name of the Sub.** : Strengthening of Water Supply System in NDMC Area.
Sub Head : Construction of Underground Tank and Pump House alongwith Boosting arrangement at I-Avenue, Sarojini Nagar.
2. **Name of the Deptt.** : Civil Engineering, Public Health Circle, Water Supply Division.
3. **Brief History of the Subject**

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

NDMC has constructed 23 Water Boosting Stations in its area and water drawn from DJB and generated through tubewells is collected in underground reservoirs and further boosted. Thereafter, it was proposed to construct one more underground tank and pump house alongwith boosting arrangements at I-Avenue, Sarojini Nagar, for which a preliminary estimate was sanctioned by the competent authority on 12.08.04 for Rs. 38,75,000/- for -- i). Construction of underground Tank, ii). Construction of Pump House, iii). Laying of delivery mains & distribution lines of various size of D.I. pipe, iv). Pumps & connections & v). Laying of Electric Cables with other Accessories. No cost index was, however, provided in this preliminary estimate. Later on, the sanction for revised preliminary estimate for Rs. 66.00 lacs, based on the works awarded and sanction of detailed estimates, was accorded by the competent authority on 09.03.07 as per details given hereunder :-

Sr. No.	Description	Amount as per P.E.	Amount as per R.E.	Excess (+)	Saving (-)	Remarks
1.	Construction of U/G Tank	17,60,350/-	34,59,432/- (1+2)	12,27,382/-	NIL	Based on work awarded.
2.	Construction of Pump House.	4,71,700/-			NIL	-do-
3	Laying of delivery mains & distribution lines of various size of D.I. pipe.	5,22,500/-	16,73,000/-	11,50,500/-	NIL	Based on sanctioned D.E.
4.	Pumps and Connections.	9,20,284/-	11,67,200/-	2,46,916/-	NIL	-do-
5.	Laying of Electric Cables with other Accessories.	2,00,000/-	3,00,000/-	1,00,000/-	NIL	Revised lump sum amount.

Thereafter, after approval of NITs, works in respect of various disciplines as at 3 & 4 above were awarded.

4. Detailed Proposal of the Subject :

Now, on completion of work, there has been excess/saving of amount based on actual works done & measurements. The main increase in amount has been on account of electrification of the building and laying of electric cables and other accessories as per expenditure incurred by Electrical Department when electric cables, to make the system dedicated for running of pumps, had to be laid by Electric Department from a far off place near to the ESS/Pillar. Approval in principle in this regard was obtained from the competent authority after concurrence of Finance Department. Thus necessity of approval of re-revised administrative approval and expenditure sanction estimate of the competent authority for an amount of Rs. 84,81,000/-, as per the details given hereunder, has cropped up :-

Sr. No.	Description	Amount as per P.E.	Amount as per R.E.	Excess (+)	Saving (-)	Remarks
1 & 2	Construction of U/G Tank & Pump House.	34,59,432/- (1+2)	30,59,147/-	-	4,00,285/-	As per actual execution of work.
3.	Laying of delivery 16,73,000/-	16,73,000/-	14,72,208/-	-	2,00,792/-	-do-
4.	Pumps and Connections.	11,67,200/-	12,07,637/-	40,437/-	-	Extra item of delivery pipe.
5.	Laying of Electric Cables with other accessories.	3,00,000/-	23,38,300/-	20,38,300/-	-	As per actual expdr. Incurred by Elect. Deptt.
	Contingencies	-	4,03,860/-	-	4,03,860/-	

5. Final Implications of the Proposed Subject :

The re-revised preliminary estimate amounting to Rs. 84,81,000/- has been framed for obtaining administrative approval and expenditure sanction of the Council for for -- i). Construction of underground Tank, ii). Construction of Pump House, iii). Laying of delivery mains & distribution lines of various size of D.I. pipe, Iv). Pumps & connections & v). Laying of Electric Cables with other Accessories.

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

The scheme has been completed and implemented successfully, thus benefiting about 5000 persons of the area.

7. Comments of the Finance Department on the Subject :

The Finance Department has observed as under:-

We concur in proposed re-revised estimate amounting to Rs. 84,81,000/- (Rs. Eighty four lac eighty one thousand only) with net excess of Rs. 18,81,000/- over revised estimate of Rs. 66,00,000/- from original one of Rs. 38,75,000/- as checked by Planning subject to correctness of information, data & computation and availability of funds.

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

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

As regards the comments of the Finance Department, it is clarified that the information, data and computation as brought out in the re-revised estimate is correct. Regarding availability of funds, an amount of Rs. 80.00 lacs has been provided in the revised budget proposal for 2008-09 and Rs. 5.00 lacs in the budget proposal for the year 2009-10.

9. Legal Implication of the Subject :

Not applicable

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

Not applicable

11. Comments of the Law Department on the Subject :

Not applicable

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

Not applicable

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

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

14. Recommendations :

The case is placed before the Council for consideration and accord of administrative approval and expenditure sanction in respect of re-revised preliminary estimate amounting to Rs. 84,81,000/- for the above said scheme.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the re-revised preliminary estimate amounting to Rs.84,81,000/- for the work of Construction of Underground Tank and Pump House alongwith Boosting arrangement at I-Avenue, Sarojini Nagar.

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

ITEM NO. 07 (O-7)**1. Name of the subject/project**

Audit Comments on Financial Statements for the year ending March 2006 prepared on Accrual Basis.

2. Name of the Department /Departments concerned

Office of the Chief Auditor

3. Brief history of the subject/project

As per Council Resolution No. 3(xii) dated 24.04.2002, NDMC decided to switch over to Accrual Based Double Entry System of accounting with effect from the year 2004-05. Accrual Based Financial Statements for the year 2005-06 based on conversion of Single Entry Accounts into Accrual Based Entry Accounts were received in the office of Chief Auditor for examination in September, 2008. The same were audited and report sent to Financial Advisor in December 2008 for his comments/observations. As these accounts have far reaching implications, audit was conducted under section 59 of NDMC Act, 1994. The said section envisages that Chief Auditor shall report to the Chairperson any material impropriety or irregularities which he may at any time observe in the accounts of the Council. As contemplated in the Act, audit comments on Financial Statements for the year ended March 2006 prepared on Accrual Basis Double Entry Accounts are submitted for information of the Council.

4. Detailed proposal on the subject/project

Audit Comments on Financial Statements for the year ending March 2006 prepared on Accrual Based Double Entry Accounts are **enclosed as a separate booklet**. The highlights are detailed below:

- i) Balance Sheet for the year 2005-06 has been prepared by converting the accounts already prepared in G-4 format prescribed under Punjab Municipal Act based on single entry system of accounts and not from the vouchers as envisaged in National Municipal Accounts Manual.
- ii) In absence of complete physical verification of assets there were material discrepancies in numbers of fixed assets.
- iii) In most of the cases for the assets pertaining to period prior to 2004-05, the value of assets has been taken at Re.1 for each asset in contravention of accounting principles.
- iv) Age-wise analysis of outstanding arrears of revenue due against the revenue earning Departments was not done by the Accounts Department. Resultantly, authenticity of sundry debtors reflected in the Balance Sheet could not be vouched for.
- v) A huge amount of Rs.826.25 crore has been shown as provision for Bad and Doubtful Debts without any supporting documents and appropriate disclosures in Accounts.
- vi) Depreciation was less charged by Rs.64.51 lakh resulting in overstatement of New Delhi Municipal Fund and Fixed Assets both.
- vii) Government dues on account of CESS charges amounting to Rs.5.39 crores were not paid as per the accounts for the year 2005-06.

- viii) Capital Works in progress were not reflected correctly as certain works though completed were still depicted as on going.
- ix) Cash and bank balance increased from Rs.65.71 crore in 2004-05 to Rs.82.36 crore in 2005-06. The closing balance of 2005-06 included Rs.29.27 crore on account of cheques in hand and Rs.53.04 crore on account of balance with the bank.

5. Financial implications of the proposed project/subject

Nil

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

Not Applicable

7. Comments of the Finance Department on the subject

Not Applicable, since Draft Agenda Item incorporates Comments on Financial Statements for the year ending March 2006 prepared on Accrual Basis as part of Statutory Audit Function envisaged in NDMC Act, 1994

8. Comments of the Department on comments of Finance Department

Not Applicable

9. Legal implication of the subject/project

Nil

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

Till date one Agenda Item has been laid in the Council on Audit Comments on Financial Statement/Double Entry Accounts. The detail of previous Council Resolution is as under:-

S.No.	Resolution Number and date	Particulars
1.	Item No.9(01) dated 28.04.08	Audit Comments on Financial Statements(Double Entry) for the year ending March 2005

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

Not Applicable, since Draft Agenda Item incorporates Comments on Financial Statements for the year ending March 2006 prepared on Accrual Basis 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. **Certification by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case**

Not Applicable

14. **Recommendation**

The Audit Comments on Financial Statements for the year ending March 2006 prepared on Accrual Basis may be presented to the Council.

15. **Draft Resolution**

Resolved by the Council that information regarding Audit Comments on Financial Statements for the year ending March 2006 prepared on Accrual Basis as reported by the Chief Auditor is noted. The Department is advised to carry out the necessary improvements in the Financial Statements for the subsequent years.

COUNCIL'S DECISION

Resolved by the Council that information regarding Audit Comments on Financial Statement for the year ending March 2006, prepared on Accrual Basis, is noted. The Department is further advised to carry out necessary improvements in the Financial Statements for the subsequent years.

ITEM NO. 08 (D-7)

- 1. Name of the Subject/Project:**
The New Delhi Municipal Council (Borrowing) Regulation, 2008.

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

- 3. Brief History of the Subject/Project:**
The matter was placed on 25.02.2008 before the Committee constituted under Section 9 for advising the Council on regulations and bye-laws under the NDMC Act, 1994. A copy of the preamble placed before the Committee is at **Annexure-I (See pages 38 - 39)**.

In para 5 of the said preamble it had been recommended "that at present no regulations should be made" and that "regulations may be prepared none the less on the subject after consulting some of the major local bodies in the country". The Committee had passed necessary resolution to this effect.

- 4. Detailed proposal on the Subject/Project:**
Letter had been written to the Greater Hyderabad Municipal Corporation, Surat Municipal Corporation and Hyderabad Municipal Corporation requesting them to send us a copy of the regulations/terms of borrowings so that their valuable comments could be taken into account while drafting our regulations. Unfortunately there has been no response in this behalf.

The matter was discussed in a departmental meeting taken by the Chairperson on 07.11.2008 when it was concluded that in view of the present sound financial position of the Council, there does not appear any necessity of framing any regulations at present and that whenever any need arises, necessary regulations may be drafted.

- 5. Recommendations:**

In the light of para 4 above, the matter is placed before the Council for information.

COUNCIL'S DECISION

Resolved by the Council that at present, framing of the NDMC (Borrowing) Regulations was not required and framing up of such regulations may be taken up, whenever any need arises.

ANNEXURE**1. Name of the subject / project :**

The New Delhi Municipal Council (Borrowing) Regulations, 2008.

2. Name of the Department :

Finance Department.

3. Brief History of the subject / project :

- (1) Chapter IX (sections 126 to 136) of the NDMC Act, 1994 deals with "Borrowing". Under section 126 of the said Act, the Council may borrow by way of debentures or otherwise, on the security of all or any of the taxes, rates, cesses, fees and charges under the Act, any sums of money which may be required for acquiring any land, for erecting any building; for the execution of any permanent work, etc.; to pay off any debt due to Central Government or the Government of NCT of Delhi; to repay a loan; or for any other purpose for which the Council is authorized to borrow. However, previous sanction of the Central Government is required for raising any loan. There are provisions relating to time for repayment of borrowed money; form and effect of debenture; payment to survivors of joint payees; receipt of joint holders for interest or dividend, maintenance, investment and application of sinking funds; and attachment of New Delhi Municipal Fund for recovery of money borrowed, etc.
- (2) Section 136 of the Act, however, provides that the Council may make regulations to carryout the purposes of the said Chapter IX including, in particular, the issue of duplicates in case of loss of debentures by theft, destruction or otherwise, and renewal of debentures on payment of fees prescribed in this behalf by such regulations.
- (3) Delhi Municipal Corporation Act 1957, contains more or less similar provisions and the Delhi Municipal Corporation have made the DMC (Borrowing) Regulations, 1959.

4. Detailed proposal on the subject/project:

A departmental meeting had recently been held to consider the question whether, taking into account the present financial position of the Council, any

regulations under the said section 136 should at all be made. It was felt that since in the near future there is no likelihood for the NDMC to borrow money from outside, at present no regulation should be made. However, the Finance Department should consult some other major urban local bodies in the country so that the contents of the regulations as and when made may reflect the present environment, instead of following the precedent of 1959 of the Delhi Municipal Corporation and that the Committee/Council informed in this behalf. It was, however, felt that regulations should be in place in near future so that they can be utilized whenever any contingency arises.

5. Recommendations:

It is recommended that at present no regulations should be made. It is also recommended that the draft regulations may be prepared none the less on the subject after consulting some of the major urban local bodies in the country.

6. Draft Resolution:

Resolved by the Committee that at present the New Delhi Municipal Council (Borrowing) Regulations may not be necessary. Also resolved that the regulations may however be drafted after consulting some of the major urban local bodies in the country and the Council be apprised of the position suitably within a period of six months.

ITEM NO. 09 (B-26)

1. Name of the Project:- Laying of 66KV feeder between S/S Bapu Dham and S/S State Guest House.

2. Name of the Department Concerned:- Electricity Department

3. Brief history of the project:-

Electric supply to S/S Bapu Dham and S/S State Guest House is being fed through 66KV feeder of size 630sqmm. from 66KV S/S Ridge Valley of DTL. The feeders have presently been energized on 33KV till upgradation of S/S Ridge Valley to 220KV by DTL. The Advisor (Power) has proposed to provide 66KV inter-linking feeder between S/S Bapu Dham and S/S State Guest House. This arrangement will take care of meeting restricted demand at both the substations in case of failure of one of the two 66KV feeders. After arrangement for laying the second feed to these ESS is made, this link will provide flexibility in meeting the demand in case of any emergent situation.

4. Detailed proposal on the Project: -

Following has been proposed in the estimate:

1. 66KV, 1250A, 2500MVA, SBB Indoor type GIS Panels - 2 Nos.
2. 66KV, Al. Conductor XLPE cable Single core of size 1000sq.mm, stranded - 13.5 Km.

5. Financial implications of the proposed project:-

The estimated cost for laying of 66KV feeders between S/S Bapu Dham and S/S State Guest House is Rs.13.17 Crores chargeable to the head of A/c E-4.1.

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

1	Approval of scheme by Council	January-2009
2	Issue of estimate to construction Division for execution	February, 2009
3	Preparation of draft NIT	April-2009
4	Call of tenders	May -2009
5	Award of work including Opening of tenders, negotiation with the tenderer etc.	August-2009
6	Completion of work	February,2010

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

The Finance Deptt. has concurred to the proposed estimate vide diary no. 2767 dated 26.11.08 subject to the following conditions

- i) Availability of funds.
- ii) Approval of the competent authority
- iii) Correctness of information and data submitted by the Department.
- iv) Codal provision shall be followed.
- v) Certification that the lowest market rates have been taken into account in respect of items analyzed on market rates.
- vi) Details of taking provision @ 10% for laying, jointing, testing and commissioning etc. which comes to Rs. 1.32 Crores, may be brought on record before seeking approval of the competent authority.

8. Comment of the Deptt. on comments of Finance Deptt.:-

- i) Suitable provision has been kept in the B.E.2009-10 and will be suitably revised in R.E. 2009-10
- ii) The necessary approval being sought from competent authority.
- iii) The information and data placed on record are correct.
- iv) The work would be executed by the executing division as per Codal provisions.
- v) It is certified that the lowest market rates have been taken into account.
- vi) According to CPWD Works Manual-2003, Clause 4.1, the Preliminary estimate is prepared for ready and rough calculation, so as to give an approximate idea of the cost involved in the proposal.

This estimate is only a preliminary estimate. The provision of 10% on account of laying, jointing, testing & commissioning has been taken on the basis of practical observations/experience and same method has been adopted in past also. The preliminary estimate is meant for accord of A/A & E/S. The detailed item of work for the purpose shall be covered in the detailed estimate prepared by executing division after accord of A/A & E/S.

9. Legal implication of the Project: - No legal implication is involved.**10. Details of previous Council resolution:- NIL****11. Comments of the Law Deptt. on the project:- Nil****12. Comments of the Deptt. on the comments of Law Deptt.:- Nil****13. Certificate on CVC guidelines: - All CVC guidelines shall be adhered to while processing the case.**

14. Recommendation: -

The case is placed before the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs. 15,21,35,200/- for the work Laying of 66KV feeder between S/S Bapu Dham and S/S State Guest House.

15. Draft Resolution: -

Resolved by the Council that A/A & E/S is accorded to the estimate amounting to Rs. 15,21,35,200/- for the work "Laying of 66KV feeder between S/S Bapu Dham and S/S State Guest House".

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.15,21,35,200/- for the work "Laying of 66KV feeder between S/S Bapu Dham and S/S State Guest House".

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

ITEM NO. 10 (M-6)**1. Name of the Subject/Project**

Uniform Subsidy to students of class Nursery to XII of NDMC schools & NDMC's Aided schools as per policy prevailing in Directorate of Education, GNCT for the Academic Session 2008-09.

2. Name of the Department : Education**3. Brief History of the subject /project :**

The agenda for disbursement of cash for two sets of Summer Uniform and giving two sets of stitched uniform for Winter to all the students of classes Nursery to XII of NDMC and NDMC'S Aided Schools was approved by Council vide Resolution No.14 (M-I) dated 21.5.2008. The department has made cash payment for two sets of uniform for summer @ Rs.300.00, Rs.450.00 and Rs.550.00 per student of Nursery, Primary and Middle respectively and Rs.600.00 per student of Secondary and Sr. Secondary.

As the proposal to provide stitched uniform is under examination, it is the view of the Education Department that since NDMC follows the guidelines of Directorate of Education, GNCT of Delhi, the policy as prevailing in the Directorate of Education with respect to Uniform Subsidy may also be adopted with a view to bring on parity.

4. Details Proposal on the subject / project :

The deptt. proposed to provide 2 sets of stitched uniform for summer and winter which was approved by the Council in the year 2006-07. In pursuance to the decision, tenders were invited in that year. But the same could not be materialized due to technical difficulties. In the academic year 2007-08 proposal for providing stitched uniform was again approved by the Council but the decision could not materialized due to procedural delay in vetting the tender documents. Therefore, the department in the year 2006-07 & 2007-08 made cash disbursement in lieu of stitched uniform. As the deptt. has been disbursing cash since 2006-07, it was decided also for year 2008-09 to disburse cash for two sets of summer uniform and provide two sets of stitched winter uniform by inviting tender vide Council Reso. No. 14 (M-1) dt. 21-05-08.

During the process, it was felt that as Education department, NDMC broadly follows all guidelines of Directorate of Education, GNCT, Delhi, policy with respect to 'UNIFORM SUBSIDY' may also be adopted to bring in parity. As it is, NDMC has been disbursing cash in lieu of uniform w.e.f. academic session 2006-07. Uniform subsidy policy prevailing in GNCT, Delhi is to disburse cash @ Rs.500.00 per student for Class Nursery to XII of its Schools/Aided schools.

NDMC receives plan subsidy from GNCT of Delhi and on adoption of their policy, the plan subsidy obtained from them would be sufficient. Further Finance Department has also observed that adoption of the policy of GNCT of Delhi with respect of uniform subsidy would be appropriate and has advised to place the position before the Council for review of decision taken vide Resolution No.14 (M-I) DATED 21.5.2008.

5. Financial implication of the proposed Project/ :

An estimated expenditure amounting to Rs.1,25,56,500 is likely to be incurred as detailed under.

Class	Enrolment			Financial implication as per policy of GNCTD @ Rs.500.00 uniform subsidy
	Boys	Girls	Total	
Nursery	1353	1191	2544	1272000
Pry	6961	7183	14144	7072000
Middle	2899	2394	5293	2646500
Sec.	889	963	1852	926000
Sr.Sec.	591	689	1280	640000
Total				12556500

6. Implementation Schedule with time limits for each state including internal processing : One month

7. Comments of Finance departments

The Finance Department concurred to the proposal of adoption of policy as prevailing in Directorate of Education, GNCT of Delhi with regard to "Uniform Subsidy" for the students of class I to XII of its Govt. schools/Govt. Aided schools in NDMC with a view to bring on parity subject to.

1. An authentic copy of the policy, ibid and financial implication on the basis of actual enrolment of student be placed on record.
2. The department needs to ensure that funding of the scheme is fully supported by the Plan Subsidy to be obtained from GNCTD.
3. The draft agendum to be laid before the Council for review of its earlier decision taken vide resolution No.14 (m-I) dated 21.5.2008.

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

1. The copy of policy of GNCT to Uniform Subsidy is annexed below. As per enrolment following is comparison chart of annual financial implication between the Uniform Subsidy prescribed by GNCT of Delhi and policy formed for giving stitched uniform or cash disbursement in lieu of stitched uniform:

Class	Enrolment			Financial implication as per policy of GNCTD @ Rs.500.00 uniform subsidy	Policy formed by NDMC to provide 2 sets of stitched Summer & 2 sets of Stitched Winter uniform		
	Boys	Girls	Total		Boys	Girls	Total
Nursery	1353	1191	2544	1272000	1150050	1012350	2162400
Pry	6961	7183	14144	7072000	8213980	8475940	16689920
Middle	2899	2394	5293	2646500	3797690	3375540	7173230
Sec.	889	963	1852	926000	1324610	1444500	2769110
Sr.Sec.	591	689	1280	640000	880590	1033500	1914090
Total				12556500	30708750		

2. The Plan Subsidy obtained from GNCT of Delhi would be sufficient if the policy prevailing in Directorate of Education, GNCT of Delhi, with respect to Uniform Subsidy @ Rs.500.00 per students of Classes Nursery to XII of NDMC and NDMC's Aided Schools is adopted.
3. The case is laid before the Council for approval for review of policy with regard to adoption of policy prevailing in Directorate of Education, GNCT of Delhi the uniform subsidy @ Rs.500.00 per students in classes Nursery to XII in NDMC and NDMC's Aided School for the Academic Session 2008-09 and 2009-2010

10. Legal implication of the Subject/Project : Nil

11. Details of previous council resolutions, existing law of parliament & assembly on the subject :

- i) Council's Reso. 12 (M-2) dated 17-05-06
Providing stitched uniform to students of class Nursery to XII of NDMC and Aided schools through supplier.
- ii) Council's Reso. 31 (M-4) dated 17-10-07
Cash disbursement to all students of class Nursery to XII of NDMC Schools & NDMC Aided School in academic year 2007-08 and inviting tender for providing two sets for summer and winter for the academic session 2008-09.
- iii) Council's Reso. 14 (M-1) dated 21-05-08
Cash disbursement for two sets of uniform for summer inviting tender for giving two sets of stitched uniform for winter to all students of class Nursery to XII of NDMC & NDMC's Aided -Schools for academic session 2008-09.

12. Comments of Law department on the Subject/Project :

Not required.

13. Comments of the department on the comments of the Law department

Nil.

14. Recommendation:

The matter is placed before the council for kind consideration and decision on the following:

To adopt policy of Uniform Subsidy @ Rs.500.00 per student of classes Nursery to XII of NDMC schools and NDMC, Aided schools for the Academic year 2008-09 and 2009-2010 as prevailing in the Directorate of Education, GNCT of Delhi.

15. Draft Resolution:

Resolved by the Council that Uniform Subsidy @ Rs.500.00 per student of class Nursery to XII of NDMC schools and NDMC, Aided schools for the Academic year 2008-09 and 2009-10 as prevailing in the Directorate of Education, GNCT of Delhi.

COUNCIL'S DECISION

Resolved by the Council that uniform subsidy @ Rs.500.00 per student, for the Uniforms of students studying in classes Nursery to XII, in NDMC schools and NDMC Aided schools, for the academic year 2008-09 and 2009-10, as prevailing in the Directorate of Education, GNCT of Delhi is approved.

ITEM NO. 11 (A-101)**1. Name of the Project :**

Sub: Installation of Road Signages in NDMC Area.

SH:- Providing and fixing signages at Rotaries (three leaf type)

2. Name of Department :

Civil Engineering Department, Road Division II.

3. Brief History of the project :

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

made before Council vide Item No. 26 (A-78) dated 13 Feb.'08. The work on Pilot Project has been completed.

- (e) 34 rotaries including C-Hexagon have been identified for the Three leaf type Signages Boards in NDMC area & there is requirement of installation of 190 boards on these rotaries out of which 19 have already been installed & 171 boards are proposed to be installed now. The specifications proposed to be adopted for these road signages would be same as has been done in the pilot project of Maulana Azad Road.
- (f) Accordingly Preliminary Estimate of Rs.1,19,00,500/- was approved by Council vide Agenda Item No. 05(A-72) dated 17 Dec.'08.
- (g) Brief scope of works is as follows:-
 - (i) Stainless steel posts.
 - (ii) Aluminum sheet with stainless steel pipe frame.
 - (iii) Type IX Micro Prismatic Retro-reflective sheeting over aluminum plate with words and signs as per IRC specifications.
 - (iv) Construction of foundation with Anchor plates for fixing stainless steel posts.

4. Detailed proposal on the subject / project.

- (a) The tenders were called for through e-tendering system and five tenders were received on 22 Dec.'08. The financial bids were opened on 02 Jan.'09 & the details are as follows:-

S. No.	Name	Rate Quoted	Estimated Cost	Tendered Amount	Remarks
1.	M/s Anil Engineering works	36.04% below	Rs.1,01,51,853/-	Rs.64,93,053/-	Rebate 24% on quoted rate
2.	M/s CBM Industries Ltd.	8.76% above	Rs.1,01,51,853/-	Rs.1,10,41,003/-	NIL
3.	M/s Kalapana Glass Fibre Pvt. Ltd.	12.46% above	Rs.1,01,51,853/-	Rs.1,14,17,077/-	NIL
4.	M/s S.N. Industries	12.76% above	Rs.1,01,51,853/-	Rs.1,14,47,025/-	NIL
5.	M/s Jindal Architecture Ltd.	26.12% above	Rs.1,01,51,853/-	Rs.1,28,03,847/-	Rebate of 12.50% on quoted rate

- (b) M/s Anil Engineering Works is the lowest bidder at 36.04% below the Estimated Cost of Rs. 1,01,51,853/- against the justification of 13.32% below Estimated cost with the tendered amount of Rs.64,93,053/-.
- (c) The rates quoted by the lowest tenderer after scrutiny by Planning have been found to be reasonable and therefore recommended for acceptance.
- (d) The tenders have been scrutinized & concurred by Finance Department.
- (e) Since the tender amount is more than Rs. 50 lacs so it is required to be approved by Council.
- (f) The validity of tender is expiring on **22 Mar.'09**.

5. Financial implication of the proposed project: -

The Financial implication of the scheme works out to Rs.64,93,053/-.

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

The schedule date of completion of work is four months after award of work.

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

The Finance Department vide diary No. 62/Finance/R-Civil dated 15 Jan.'09 has no objection to departments recommendations for acceptance of lowest offer at 36.04% below the Estimated Cost subject to certification given by Department that due publicity of NIT has given and copies of orders of Competent Authority for adopting CPWD manual 2007 in support of publicity time as per this manual be added to the file for record.

8. Comments of department comments of finance Department:

It is certified that due publicity was given including publicity on the website and five tenders have been received through e-tendering. The copy of orders of Competent Authority indicating that Council vide Reso. NO. 3(ii) dated 26.09.97 had resolved that the CPWD manual as amended/modified/up-dated from time to time, shall continue to be adopted in NDMC subject to limitation in administrative and financial powers as provided under NDMC Act has been added in the file.

9. Legal Implication of the subject/Project:

There are no legal implications.

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

The Administrative Approval & Expenditure Sanction for Rs.1,19,90,000/- was accorded by Council vide Agenda Item No. 05 (A-72) dated 17 Dec.'08.

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

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

No comments.

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

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

14. Recommendations:

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

- (c) Acceptance of lowest offer of M/s Anil Engineering works @ 36.04% below the Estimated Cost of Rs.1,01,51,853/- against the justification of 13.32% below the Estimated Cost with the tendered amount of Rs. 64,93,053/- for the work of Installation of Road Signages in NDMC Area, SH: Providing & Fixing Signages at Rotaries (Three leaf type)
- (d) To initiate further action in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

Resolved by the Council to accept the lowest offer of M/s Anil Engineering works @ 36.04% below the Estimated Cost of Rs.1,01,51,853/- against the justification of 13.32% below the Estimated Cost with the tendered amount of Rs.64,93,053/- for the work of Installation of Road Signages in NDMC Area, SH: Providing & Fixing Signages at Rotaries (Three leaf type). The Department will ensure providing and fixing of signages in such a manner that chances of theft are minimal. The Department may also pay adequate attention to the location of these signages with a view to ensure uniformity, as far as possible.

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

ITEM NO. 12 (A-102)**1. Name of subject/Project.**

Sub.: S/R of roads in NDMC area during 2007-08

SH.: Providing overlay of Mastic Asphalt Concrete wearing course at Railway bridge Shantipath, Roundabout of BHS Marg & Africa Avenue, under Bridge Africa Avenue & G-Avenue and Roundabout Laxmi Bai Nagar near Safdarjung flyover

2. Name of the Department.

Civil Engineering Department, Road Division-III.

3. Brief History & Detailed proposal of the case.

- (a) A comprehensive plan for Improvement to roads, Footpath, lanes by lanes, Roundabout and drainage system in NDMC area was approved in principle by the Chairperson on 12 Mar.'07.
- (b) The mastic wearing course at following roundabouts/flyover/ under bridges was laid between 1998-2000.

• BHS Marg & Africa Avenue	-	Roundabout
• Africa Avenue	-	Under bridge
• G-Avenue	-	Under bridge
• Railway Bridge Shantipath	-	Flyover
• Laxmi Bai Nagar	-	Roundabout
- (c) Due to prolonged use, these roundabouts/under bridges/ flyovers have outlived their life and are due for resurfacing. The riding quality of these roundabouts/bridges/flyover has also gone bad as a result of which lot of inconvenience is being faced by the motorists.
- (d) Administrative Approval & Expenditure Sanction for Rs.81,94,000/- was accorded by the Council vide Resolution No. 08(A-85) dated 31 Mar.'08.
- (e) The tenders were called for & opened on 01 Dec.'08 through e-tendering. The details of tenders received are as follows:-

S. No.	Name of contractor	Estt. Cost	Tendered Amount	Remarks
1.	M/S Roadtech	Rs.63,95,810/-	Rs.1,20,94,128/-	89.09% above the Estimated Cost.
2.	M/S Wilco Engineers	Rs.63,95,810/-	Rs.1,24,03,401/-	93.93% above the Estimated Cost

- (f) M/S Roadtech is the lowest bidder who has quoted 89.09% above the Estimated Cost against the justification of 116.72% above the Estimated Cost with the quoted sum of Rs.1,20,94,128/-.
- (g) The tenders have been scrutinized in Planning & found to be reasonable & within the justified rates.
- (h) The tender case has also been concurred by Finance Department.

4. Detailed proposal of the subject/project.

The brief details of scheme are as under:-

- Providing and applying tack coat using hot bitumen grade 80/100.
- Providing and fixing chicken wire mesh reinforcement of 0.71/m dia (22 gauge).
- Providing and laying 25mm thick bitumen mastic concrete wearing course with bitumen grade 85/25 confirming to IS:702.

5. Financial implementations of the proposed project.

The financial implications of the work comes out to Rs.1,20,94,128/-.

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

The time period required for the completion of work is four months after award of work.

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

The Finance Department vide diary No. 3174/Fin. Dated 12 Jan.'09 has no objection for acceptance of the offer of the L-1 bidder @ 89.09% above the estimated cost subject to following:-

- The said offer of L-1 remains lower than the justified rates to be rechecked in consultation with SE(P) in the light of OM No. DGW/MAN/169 dated 31 Dec.'08.
- The certification for the effect that the due publicity of NIT has been given (copy of orders of competent authority for adopting CPWD manual Vol.-2007 in support of publicity time as per this manual) be added to the file for record.

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

- (a) Planning Department has checked the justification in accordance with OM No. DGW/MAN/169 dated 31 Dec.'08 & the offer is lower than the justified rates.
- (b) It is certified that due publicity was given including publicity on the website and two tenders were received through e-tendering. The copy of orders of Competent Authority indicating that Council vide Reso. NO. 3(ii) dated 26.09.97 had resolved that the CPWD manual as amended/modified/up-dated from time to time, shall continue to be adopted in NDMC subject to limitation in administrative and financial powers as provided under NDMC Act has been added in the file.

9. Legal Implications of the subject/project

NIL

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

The Administrative Approval & Expenditure for Rs.81,94,000/- was accorded vide Council Resolution No. 08(A-85) dated 31 Mar.'08.

11. Comments of the Law Department on the Subject.

No comments.

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

No comments.

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

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

14. Recommendations:

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

- (a) To accept the lowest offer of M/S Roadtech @ 89.09% above the Estimated cost of Rs.63,95,810/- with tendered amount of Rs.1,20,94,128/- for the work Providing overlay of Mastic Asphalt Concrete wearing course at Railway

Bridge Shantipath, Roundabout of BHS Marg & Africa Avenue, under Bridge Africa Avenue & G-Avenue and Roundabout Laxmi Bai Nagar near Safdarjung flyover and accord of Revised Administrative Approval & Expenditure Sanction for Rs.1,20,94,128/-.

- (b) To initiate further action in the matter in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the revised estimate amounting to Rs.1,20,94,128/- and to accept the lowest offer of M/S Roadtech @ 89.09% above the Estimated cost of Rs.63,95,810/- with tendered amount of Rs.1,20,94,128/- for the work of "Providing overlay of Mastic Asphalt Concrete wearing course at Railway Bridge Shantipath, Roundabout of BHS Marg & Africa Avenue, under Bridge Africa Avenue & G-Avenue and Roundabout Laxmi Bai Nagar near Safdarjung flyover".

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

ITEM NO. 13 (A-103)**1. Name of the subject/project:**

Sub.: Streetscaping of roads in NDMC Area

SH: Streetscaping of Mandir Marg

2. Name of the Department/departments concerned

Civil Engineering Department, Road-IV Division.

3. Brief history & detailed proposal of subject/project

- (a) A decision was taken in year 2006 to take up important roads for streetscaping and M/s OASIS Design was appointed as a landscape consultant for a package of four roads & Redevelopment of Hanuman Mandir Vatika with Mandir Marg as one of the roads taken up for streetscaping.
- (b) Accordingly as per terms of agreement the consultant submitted the conceptual design for proposed streetscaping of Mandir Marg.
- (c) The Presentation of conceptual plan was made to E-in-C on 01 Dec.'06, Empowered Committee on 24 May'07 & to Chairman on 20 Sep.'07.
- (d) The Presentation of conceptual plan was made to the Council vide Agenda Item No. 25(A-46) dated 17 Oct.'07.
- (e) The conceptual plan of Mandir Marg was finally approved by Competent Authority on 23 Oct'07.
- (f) The Preliminary Estimate for Rs. 6,14,97,900/- prepared by the consultant & checked by road division has been scrutinized by the Member Planning of the Project Team.
- (g) The Preliminary Estimate has been concurred by the Finance Department.
- (h) The streetscaping of Mandir Marg has been put on fast track and work is proposed to be executed through a project team. Accordingly Empowered Committee during its meeting on 14 Jan.'08 after detailed deliberations the Preliminary Estimate for streetscaping of Mandir Marg & recommended that Preliminary Estimate be placed before Council for accord of Administrative Approval & Expenditure Sanction for Rs.6,14,97,900/-.

4. Detailed proposal on the subject/project.

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

- Length of road : 1833 M
- Width of Carriageway : 15.72 M
- Right of way : 30.30 M

(b) Traffic Management

- (i) Provision of angular parking system with driveway serving the dual purpose of a cycle track.
- (ii) Provision of roadside green buffer between the main carriageway of road and pedestrian walkway.
- (iii) Parking lots have been proposed on either side of parking opposite Birla Temple with a pedestrian connection to the Birla Temple through an existing subway.
- (iv) Provision of slip roads on either side of T-Junction with Peshwa road.
- (v) Provision of dipped bus bays

(c) Pedestrian Based Facilities

- (i) Provision of continuous pedestrian walkway with raised table top crossovers as traffic calming devices and to reduce the vehicular pedestrian conflict. The raised table top crossovers are proposed at all the intersections.
- (ii) The intersections are proposed to be raised with different colour/Texture zone to ensure the slowing of vehicular traffic and facilitate safer pedestrian crossing. The construction will involve providing ramps for each vehicle approach which elevates the entire intersection to the level of sidewalk to enable pedestrian to cross the road at the same level as the sidewalks.
- (iii) The existing service lane is proposed to be redeveloped as cycle track and a sidewalk with proper seating, lighting, signages, cycle parking facilities etc.
- (iv) Provision of stepped plaza with seating at different levels representing a Kund in front of Birla Temple entrance.
- (v) Provision of adequate street furniture in front of Birla Temple to reflect the character of the temple.

- (vi) Provision of tactile surfaces to give advance warning of changes in level of road crossing etc. to the visually impaired people.
- (vii) The main criteria for selecting the paving material for sidewalk are smooth surface, sturdy, maintenance free, colourful paving patterns, precast and readymade modular units to achieve good and uniform finish.
- (viii) Redevelopment of walkway on either side of road & all walkways to be disabled friendly.

- (ix) Seating
 - Seats with backrests have been proposed on walkway on either side of road.
 - Low height seating walls have been proposed along walkways which will act as natural landscape edge restraints.

- (x) Cycle Parking
 - Cycle stands have been proposed along the proposed cycle track along the residential side for conveniences of cyclists.

- (xi) Ramps & Stairs
 - Ramps and stairs have been proposed at suitable locations for easy accessibility.

- (xii) Lighting : Following types of lightings have been proposed.
 - Up lighting
 - Pedestrian Walkway lighting
 - Ground buried tree wash lighting

- (xiii) Edge Restraints
 - Landscaping edge restraints have been proposed & existing grills along the street sides are proposed to be removed.
 - Use of kerbs, Bollards, planted buffer strips in place of grills/railings.

(d) Place Making Facilities

- (i) A Tantra Motif has been proposed in front of Buddhist Temple and Birla Temple.
- (ii) Proper seating facility alongwith drinking water and areas demarcated for temporary stalls during festival season have also been proposed.

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

Civil works

- Improvement of footpath on both sides of road.
- Creation of pedestrian plaza.
- Development of parking.
- Cycle track on one side.
- Slip road at T-Junction of Peshwa Road – Mandir Marg
- Improvement of Drainage works.

Horticulture Works

- Grassing & Plantation.
- Laying of irrigation lines on both sides & across the road, pumps etc.
- Rainwater storage tank for irrigation.

Electrical Works

- Cables of different sizes
- Poles & pole light fittings
- Uplighters/ Flood lights.
- Feeder pillars

- (f) 5% of estimated cost of civil works has been catered for shifting of underground services etc., 5% for Road Signages etc., 5% for consultancy charges & 2.5% for provision of tree root guards, gratings & other misc. works.

5. Financial implications of the proposed subject/project:

The financial implications of the proposal works out to Rs. 6,14,97,900/-.

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

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

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

The Finance Department vide diary No. 3117/Finance/R-Civil dated 07 Jan.'09 has concurred the Preliminary Estimate of Rs.6,14,97,900/- subject to availability of funds.

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

The proposed work is chargeable to Streetscaping project and funds have been demanded in RE 2008-09 & BE 2009-10 & from Govt. of Delhi under plan funds.

9. Legal Implications of the subject/project

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

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

The presentation of conceptual plan was made to Council vide Agenda Item No. 25(A-46) dated 17 Oct.'07.

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

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

No comments.

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

Necessary guidelines of CVC would be followed during tendering.

14. Recommendations :

The case is placed before the Council for consideration & accord of

- (a) Administrative Approval & Expenditure Sanction for Rs.6,14,97,900/- for the work of Streetscaping of Mandir Marg.
- (b) To initiate further action in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.6,14,97,900/- for the work of Streetscaping of Mandir Marg.

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

ITEM NO. 14 (A-104)**1. Name of subject/Project:**

Sub.: S/R of roads in NDMC area

SH.: Improvement to footpaths, Central Verge and Channeliser at Archbishop Makarios Marg and Subramaniam Bharti Marg

2. Name of the Department:

Civil Engineering Department, Road Division-II.

3. Brief History & Detailed proposal of the case:

- (i) The scheme for Improvement of footpaths under Pavement Improvement Plan was approved by the Competent Authority in Mar.'07.
- (j) Following roads have been taken up under Pavement Improvement Plan of EE(R-II).
 - Archbishop Makarios Marg
 - Subramaniam Bharti Marg
- (k) The precast RCC footpath of these roads were constructed between 1994-95. The condition of these footpaths has deteriorated due to wear & tear, cuttings by various utility providers and have outlived their life. So there is need to improve these footpaths on **priority** in view of Commonwealth Games 2010.
- (l) The Sub-Committee on Pavement Improvement Plan comprising of Zonal Officer of the area, Asstt. Financial Advisor & EE(R-II) has checked the condition of these footpaths & recommended for improvement.
- (m) Accordingly Preliminary Estimate has been prepared by the Project Team for Rs.1,21,26,000/- which has been checked by Member Planning of the Project Team and concurred by Finance Department.
- (n) The case was deliberated by Empowered Committee during its meeting on 14 Jan.'09 and Empowered Committee recommended that case be laid before the Council for accord of Administrative Approval & Expenditure Sanction for Rs. 1,21,26,000/- for improvement to footpaths, Central Verge & Channelizer at Archbishop Makarios Marg & Subramaniam Bharti Marg.

4. Detailed proposal of the subject/project:

- (d) White/Red sand stone slabs in footpath of Subramaniam Bharti Marg & precast concrete slabs in Archbishop Makarios Marg with precast CC kerbstone.
- (e) Precast CC kerbstone in central verge of Archbishop Makarios Marg.
- (f) The scope of work also includes provision of bell mouths, bollards cobble stone approaches to footpaths in the form of table top crossing.

5. Financial implementations of the proposed project:-

The financial implications of the proposal works out to Rs.1,21,26,000/-.

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

The schedule of completion of work is 12 months after award of work.

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

The finance vide diary No. 2979/finance/R-Civil dated 2 Jan.'09 has concurred the estimate for Rs.1,21,26,000/- subject to the following:-

- (c) The estimate has the same specifications as approved in the PIP by the competent authority.
- (d) Comments of traffic authorities be obtained for the designs of the central verge.
- (e) The existing surface has outlived its useful life.
- (f) There are sufficient funds available for the proposed work.

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

- (c) Same specifications in respect of footpath at Subramaniam Bharti Marg has been followed as approved in PIP. Specifications of Archbishop Makarios Marg have been changed from sandstone to precast concrete slabs.
- (d) The design of central verge is same as at Vinay Marg and Mother Teresa Crescent and there is no requirement of approval of Traffic Police.
- (e) It is certified that these footpaths have served their life and need immediate improvement.
- (f) Funds have been demanded in RE 2008-09 & BE's 2009-10.

9. Legal Implications of the subject/project

NIL

10. Details of previous Council Resolutions, exiting Law of Parliament and Assembly on subject:- NIL

11. Comments of the Law Department on the Subject :

No comments

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

No comments

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

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

14. Recommendations:

The case is placed before the Council for

- (a) Consideration & accord of Administrative Approval & Expenditure Sanction for Rs.1,21,26,000/- for improvement to footpaths, Central Verge & Channelizer at Archbishop Makarios Marg & Subramaniam Bharti Marg.
- (b) To initiate further action in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.1,21,26,000/- for improvement to footpaths, Central Verge & Channelizer at Archbishop Makarios Marg & Subramaniam Bharti Marg.

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

ITEM NO. 15 (A-105)**1. Name of the subject/project:**

Providing land under Ranjeet Singh Flyover for newly created Barakhamba Road Police Station on temporary basis

2. Name of the Department/departments concerned

Civil Engineering Department, Road-I Division.

3. Brief history/ detailed proposal of subject/project

- (a) A letter having reference No. 20660-64/Admn.-II/NDD dated 06 Oct'08 **(Annexure 'A') (See page 67)** has been received from Dy. Commissioner of Police, New Delhi District addressed to Chairman, NDMC regarding providing land under Ranjeet Singh Flyover on temporary basis for newly created Barakhamba Road Police Station which has started functioning w.e.f. 01 Oct.'08.
- (b) The area under Ranjeet Singh flyover which Delhi Police has requested is katcha/ paved area of about 2350 SM.
- (c) The area/ land is required by Delhi Police on temporary basis for about 18 months. The new building of Police Station is under construction near Metro Bhawan, Connaught Place & is expected to take about 18 months for its completion.
- (d) Being a land transfer case on temporary basis approval of Council is required.
- (e) The case was placed before Council vide Agenda Item No. 07(A-68) dated 19 Nov.'08 and proposal was not agreed to due to fact that the land once given to Police Department might not come back to NDMC unless assurance is given by Senior Officers of Delhi Police.
- (f) A letter no. 24128/Admn.-II/NDD dated 12 Dec.'08 **(Annexure 'B') (See page 68)** from Dy. Commissioner of Police has now been received indicating that once the work is completed the land will be handed over back to NDMC. So it has been decided by Competent Authority to place the case before Council for approval.

4. Financial implications of the proposed subject/project:

There are no financial implications.

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

N/A

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

Finance Department has got no comments to offer as there are no financial implications.

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

No comments in view of above.

8. Legal Implications of the subject/project

Nil

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

07(A-68) dated 19 Nov.'08.

10. Comments of the Law Department on the subject :

Law Department has advised to get the views of Chief Architect before placing it to the Council. Law Department has commented that we may have to provide water connection, electricity connection and sewerage connection for toilets etc. Also do we expect the fee for this land, if not, same be reflected in the Agenda.

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

Chief Architect vide diary No. 2150/CA/HA dated 19 Nov.'08 has commented that since it's a temporary allotment for 18 months only so permission to run police station under flyover can be given. The water, electricity and sewerage connection

would be provided at the request of the Police authorities as and when required by them. NDMC does not expect any fee for this land as it is a temporary transfer to Delhi Police for 18 months or till the time their new building will be ready, whichever is earlier.

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

N/A

13. Recommendations :

The case is placed before the Council for consideration & accord of approval to hand over the land/ area on temporary basis to Delhi Police for 18 months or till the time their main building would be ready whichever is earlier. However Delhi Police will restore the area to its original state after vacating the area at their own cost.

COUNCIL'S DECISION

The Council reiterated its earlier decision taken in its meeting held on 19.11.08 vide Item No. 07(A-68) wherein it was decided not to agree to the request.

- 60 -

Annexure - 'A'
pvdOFFICE OF THE DY. COMMISSIONER OF POLICE
NEW DELHI DISTT. NEW DELHI.No. 20660-64 /Admn.-II/NDD dated, New Delhi, the 6/10/2008.
To M.D. The Chairman
New Delhi Municipal Corporation
Palika Kendra, New Delhi.Subject:- Regarding providing land under R.S. Flyover for newly created Bara Khamba Road Police Station on temporary basis.

Sir,

It is to inform that the newly created Police Station Bara Khamba Road, New Delhi has started functioning w.e.f. 01.10.2008. At present the said Police Station is working in Police Station Connaught Place, New Delhi. The new building of Police Station is under construction near Metro Bhawan Connaught Place, New Delhi and it takes more time for its completion. The space available in the Police Station Connaught Place is neither sufficient nor is centrally located. The R.S. Flyover is centrally located and the land under it is lying unused. It is therefore, requested that the necessary permission for the use of vacant land under Ranjeet Singh Flyover on temporary basis may please be allotted for the functioning of newly created Police Station Bara Khamba Road, New Delhi at the earliest.

Yours faithfully,

(ANAND MOHAN) IPS
DEPUTY COMMISSIONER OF POLICE
NEW DELHI DISTT., NEW DELHI.

No. /Admn.-II/NDD dated, New Delhi, the /2008.

Copy forwarded to the :-

1. Joint C.P/NDR
2. DCP/Land & Building Cell/PHQ for information and necessary action.
3. S.O. to C.P., Delhi.
4. ACP/Connaught Place
5. SHO/Bara Khamba Road, with the request to depute a responsible officer to pursue the matter with NDMC at the earliest.

Office of the SE (R-II)
INMHC
try No. R-3143
ced. 7/11/08

(ANAND MOHAN) IPS
DEPUTY COMMISSIONER OF POLICE
NEW DELHI DISTT., NEW DELHI

PWD

6/10/2008
6/10/2008

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OFFICE OF THE DY. COMMISSIONER OF POLICE NEW DELHI DISTT. NEW DELHI.

No. 24/28 Admn.-II/NDD dated, New Delhi, the 12-12-2008.

To

The Chairman
New Delhi Municipal Corporation
Palika Kendra, New Delhi.

Subject:- Regarding permission for temporary use of land for P.S. Barakhmba Road,
Sir,

Police Station Bara Khamba Road was newly created w.e.f. 1.10.2008. This new Police Station caters to all the Central Business district area which has many multi national companies, International and Domestic Banks & Business Houses high rise building etc. The Sept. 13th Bomb Blast at Bara Khambha Road and November 26th Mumbai Terror attacks have highlighted the need to have a police station within the jurisdiction of Bara Khamba Road.

The land for construction of P.S. B.K.Road building has already been allotted at Bara Khamba lane near Metro Bhawan. The construction of the Police Station building is likely to start within 2/3 Months. There is a specific clause for the time bound completion of construction work by construction company (RITES) i.e. 18 months.

Therefore the required land under the R.S.Flyover may please be allotted for temporary use till the completion of new P.S. Building.

We undertake that the said temporary land will be vacated immediately after the completion of construction of the building.

This has the approval of Jt.CP/NDR.

Yours faithfully,

(ANAND MOHAN) IPS
DEPUTY COMMISSIONER OF POLICE
NEW DELHI DISTT., NEW DELHI.

Person's Office
D.M.C. 5778
No.
5 DEC 2008

No. /Admn.-II/NDD dated, New Delhi, the /2008

Copy forwarded to the:-

1. So to Jt.CP/NDR
2. SHOo/Barakhmba Road for information and necessary action.

0462/21(GA)
17/12/08

R-5069/3000
22/12/08

109/AE-III/R-I
24/12/08

PWD

CE(R)
Consent / Decided with Qualifier
+ sent up for cant weekly
sent

Chairman
C.A.

15/12-08
Sent / D.C.(GA)

16/12/08
Sent

ITEM NO. 16 (A-106)**1. Name of the subject/project:**

Rehabilitation of Chanakya Bhawan.

SH: Providing and erecting protection platform and rehabilitation of fins. Outer development of Chanakya Bhawan by providing and fixing antiskid glass moulded multi colour prefab tiles and providing drainage system, Improvement to lift lobbies, common staircase, internal sewage and drainage of building and demolishing of RCC fins/facias of Yashwant Place Office cum Residential Complex.

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

Civil Engineering Department, NDMC.

3. Brief History:

The Chanakya Bhawan had been inspected by Chairman, alongwith sr. officers of NDMC. During the course of inspection it was found that the general condition of the complex is not satisfactory. The RCC fins, which are part of the façade of the building, have been damaged beyond repair. It was desired that the fins may be rehabilitated after taking opinion of National Council for Cement and Building Material The outer vicinity of the building was also found in shabby condition. It was also desired that the outer/open areas of the complex as well as, lift lobbies and common stair case sewer and water pipes be suitably upgraded in consultation with Chief Architect. Another estimate for the work of demolishing of RCC fins/facias of Yashwant Place Office cum Residential Complex was also approved by Chairperson and it has been decided by Planning Division that this work being similar in nature, may be clubbed with the above mentioned work.

The proposal for PE amounting to Rs.4,16,97,800/- in respect of Chanakya Bhawan had been laid before the Council and was approved vide item No. 15 (A-57) dated 17.9.08 and Rs.29,60,800/- for Yashwant Place Office cum Residential Complex accorded by Chairperson for demolishing of RCC fins/facias of Yashwant Place office Cum-Residential Building on 12.09.08, have been clubbed as suggested by Planning Div. In all, total administrative approval for both the works comes out to Rs.4,46,58,600/-(Rs.4,16,97,800/- + Rs.29,60,800/-). After completion of codal formalities tenders have been invited on 11.12.08 and in response only a single tender of M/s India Guiniting Corpn. has been received with quoted rates as 5.53% above the estimated cost. The tendered amount works out to Rs.4,36,71,621/-.

The justification of work as checked by the Planning Div. worked out to 10.94% above the estimated cost, i.e., 5.41% more than quoted rate. However, Planning Div. recommended negotiation with the lone tenderer and after negotiation, the contractor has given a rebate of 0.10% on the quoted rates. The negotiated tender amount works out to Rs.4,36,27,949/-, which is 4.98% below the justified rates.

4. Detailed proposal on the subject/project:

- (i) An estimate amounting to Rs.4,16,97,800/-has been framed on the basis of Guidelines/ drawings issued by Architect Department vide their note dtd. 17.4.08 and report of NCCBM. Major items considered in this estimate are as under:

a) Rehabilitation of RCC fins.	Rs. 2,86,44,600/-
b) Development of outer areas.	Rs. 53,00,300/-
c) Improvement to lift lobbies, common staircase, internal sewage and drainage of building.	Rs. 77,52,900/-

Total Rs. 4,16,97,800/-

- (ii) An estimate amounting to Rs.29,60,800/- for the work of demolition of RCC fins/facias of Yashwant Place office cum resident's complex has been accorded A/A & E/S by the competent authority

After the accordance of administrative approval and expenditure sanction for Rs.4,16,97,800/- by the Council vide Reso. No. 15(A-57) dtd. 17.9.08 for part (i) above & amounting to Rs.29,60,800/- for part (ii) for the work of demolition of RCC fins/facias of Yashwant Place office cum resident's complex by the competent authority, tenders have been invited after completion of codal formalities.

5. Financial implications of the proposed project:

A total financial implications of proposal in hand would be Rs.4,36,27,949/- on the basis of the negotiated rates of the lone tenderer @ 5.42% above the estimated cost of Rs.4,13,84,270/- .

There is a budget provision of Rs.20.0 lacs vide Sr.No. 349, page- 212 of the current year budget book, however, rest of the budget will be sought in the R.B.E. 2008-09 and B.E. 2009-10.

6. Implementation Scheme:

12 months from the date of award of work.

7. Comments of the Finance Department on the subject:

Offer is not competitive, being single tender received out of open call of tenders. Throwing open tenders to next lower including to contractors registered with the other department and / or modifying the criteria suitably are the measures given in Section 16.7 of CPWD Manual, if the response to tenders from the contractors of the appropriate classes is poor or unreasonably high rates are received. In the instant case, the rates of single firm are at 5.53% above the E/C against justification checked by Planning at 10.94% above the E/C. this way the lone offer is well with justified rates. If the department ensures & certifies, after taking into consideration all pros & cons involved in the tender process that the measures as referred to in Section 16.7 of CPWD Manual are not likely to evoke desired results, having regard to the fact that the single offer is less than the justified rates, we have no objection to further processing the tender.

Regarding negotiation, attention is invited to CVC Circular No. 4/3/07 dated 03.03.07. The said circular contains circumstances under which negotiation can be resorted to. As per said circular, there should be no post tender negotiations with L-1 except in certain exceptional situations. In that case also, convincing reasons need to be recorded by the authority recommending negotiations. Taking due care of the contents of the said circular and also (i) placing on record a copy of orders of competent authority for adopting of CPWD Works Manual 2007 as already pointed

out in similar other cases, in support of allowing 14 days publicity time & (ii) giving reference to concurrence of Architect Department, the matter may be placed before competent authority for consideration.

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

The replies of the observations of Finance Deptt. are clarified as under :

After obtaining A/A & E/S for Rs.4,46,58,600/- (Rs.4,16,97,800/- from the Council vide Reso. No. 15(A-57) and for Rs.29,60,800/- by Chairperson) and after completion of the codal formalities, wide publicity had been given for inviting tenders for the above mentioned work. However, in response only single tender from M/s India Guiniting Corpn. had been received with the quoted rates as 5.53% above the estimated cost of Rs. 4,13,84,270/- with the tendered amount as Rs. 4,36,71,621/-. The justification duly checked by Planning Div. is 10.94% above the estimated cost.

The quoted rates of the lone tenderer is 4.88% below the justified rates. The Finance has also observed that the lowest offer is well within the justified rates. The provision of Section 16.7 of CPWD Manual 2007 cannot be evoked in the instant case because the single offer has been received even after giving wide publicity for call of tenders. Moreover, the work in question is of specialised nature and as such cannot be offered to the category below the specified one. Moreover, in case of the recall of the tenders lower rates are not expected. Accordingly, taking into consideration of the pros & cons involved in the tender procedure as referred to in Section 16.7 of CPWD Manual 2007, are not likely evoking desired results.

Regarding the recommendation of Planning Div. for holding negotiation with the lone tenderer, it does not fall under any of the categories specified in the CVC Circular No. 4/3/07 dtd. 3.3.07. Accordingly there is no point of holding negotiations with the lone tenderer, looking at the reasonability of the quoted rates which are 4.88% below the justified rates. The CPWD Manual 2007 is being adopted by Civil Engg. Deptt. for all practical purposes. Moreover, Finance Deptt. in its observations had also made use of the Manual in question. Since, the proposal has been mooted out as per the drawings issued by the Architect Deptt. Accordingly no further comments of the Architect Deptt. are required.

The Finance Deptt., having regard to the fact that the single offer is less than the justified rates, has no objection to the further processing the tender.

9. Legal implication of the project:

NIL

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

Administrative approval and expenditure sanction of Rs.4,16,97,800/- vide Reso. No. 15 (A-57) dtd. 17.9.08.

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

L.A. has seen.

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

No Comments.

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

It is certified that all CVC guidelines have been followed

14. Recommendations :

The case is placed before the council for acceptance of the negotiated offer of M/s India Guiniting Corpn. @ 5.42% above the estimated cost and tendered amount of Rs.4,36,27,949/- (Rs. Four crores thirty-six lacs twenty seven thousand nine hundred forty nine only) which is 4.98% below the justified rates. Permission may also be granted to issue letter of award to M/s India Guiniting Corpn. in anticipation of confirmation of the minutes of the Council.

15. Draft Resolution :

It is resolved in the Council that negotiated offer of M/s India Guiniting Corporation @ 5.42% above the estimated cost with a tendered amount of Rs.4,36,27,949/- (Rs. Four crores thirty-six lack twenty seven thousand nine hundred forty nine only) be accepted. Permission is also granted to issue letter of award to M/s India Guiniting Corpn. in anticipation of confirmation of the minutes of the Council.

COUNCIL'S DECISION

Resolved by the Council to accept the negotiated offer of M/s India Guiniting Corporation, @ 5.42% above the estimated cost, with a tendered amount of Rs.4,36,27,949/- for the work of RCC fins/facias of Yashwant Place Office cum Residential Complex.

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

ITEM NO. 17 (D-8)

1.	Name of the Subject/Project	Re-appropriation of Funds in Budget Estimates 2008-09.
2.	Name of the Department	Finance (Budget) Department
3.	Brief history of the Subject/Project	<p>Regulation 8 of the proposed NDMC (Budget Estimates) Regulations, 2007, approved by the Council vide Resolution No. 13 (D-2) dated 22.08.2007 prescribes for re-appropriation of budget allocation as under:</p> <p>"If at any time during the year, it becomes necessary to increase or reduce Budget Estimates of the current year under one function to another function or from one major head to another major head within the same function, or from one minor head to another minor head within the same major head, and the expenditure from the same cannot wait adoption of Revised Estimates by the Council on the recommendations of the Financial Advisor, the Chairperson, in anticipation of the approval of the Council, may authorize such alteration and place before the Council within one month from the end of the quarter, a report of such alteration and give effect to any order that may be passed by the Council in relation thereto....."</p>
4.	Detailed proposal on the Subject/Project	In pursuance of directions as contained in Regulation 8 of the proposed NDMC (Budget Estimates) Regulations, 2007, a report of the re-appropriations in Budget Estimates 2008-09 authorized during 3 rd Quarter of 2008-09 (09.10.2008 to 31.12.2008) as per the details enclosed as Annexure II (See pages 84 – 87) is placed before the Council for information and approval.
5.	Financial implication of the proposed Project/Subject	No financial implication is involved.
6.	Implementation schedule with timeliness for each stage including internal proceeding.	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.	Details of previous Council Resolution, existing law of Parliament and Assembly on the subject.	Reso. No.10 (D-3) dated 15.10.2008. (Annexure I) (See pages 75 – 83)
10.	Comments of the Law Department on the Subject/Project.	Not Applicable.
11.	Comments of the Department on the comments of Law Department.	Not Applicable.

12.	Recommendation	Re-appropriation in Budget Estimates 2008-09 authorized during 3 rd Quarter of 2008-09 (09.10.2008 to 31.12.2008) as detailed in Annexure-II(See pages 84 – 87) be approved by the Council in terms of Regulation 8 of the proposed NDMC (Budget Estimates) Regulations, 2007.
13.	Draft Resolution	Resolved that the Re-appropriations in Budget Estimates 2008-09 authorized during 3 rd Quarter of 2008-09 (09.10.2008 to 31.12.2008) as detailed in Annexure-II (See pages 84 – 87) are approved in terms of Regulation 8 of the NDMC (Budget Estimates) Regulations, 2007.

COUNCIL'S DECISION

Resolved by the Council that the Re-appropriations in Budget Estimates 2008-09, authorized during 3rd Quarter of 2008-09 (09.10.2008 to 31.12.2008), as detailed in the Annexure-II of the preamble, are approved, in terms of Regulation 8 of the NDMC (Budget Estimates) Regulations, 2007.

Item No. 10(D-3) dated 15.10.2008**ANNEXURE-I****Re-appropriation of funds in Budget Estimates 2008-09
(Upto 08/10/2008)****STATEMENT-III DETAILED STATEMENT OF RECEIPTS.**

(Rs. In Thousands)

H.O.A	New Chart of account	Field code	Name of Schemes	B.E. 2008-09	B.E. 2008-09 (After Re-appropriation)	Sanction order No. & Date	Remarks
J. 4	52-320-80-04	117	Grants towards MP Local Area Development Fund	NIL	1959	Budget /279/SA-I/FIN(B) Dated 23.6.08	RAO-1
K-II	52-341-10-01	117	Deposit Work	Nil	755	Budget /404/ SA-I /FIN(B) Dated 17.9.08	RAO-1
TOTAL				Nil	2714		

STATEMENT-IV DETAILED STATEMENT OF EXPENDITURE.

(Rs. In Thousands)

H.O.A	New Chart of account	Field code	Name of Schemes	B.E. 2008-09	B.E. 2008-09 (After Re-appropriation)	Sanction order No. & Date	Remarks
D.5(iii)	06-230-52-DH	201	Palika Parking maintenance Elect.	100	8000	Budget /279/SA-I /FIN(B) Dated 23.6.08	RAO-1
H.2.4.	02-230-52-DH	201	Elect Engg.-Maintenance Work.	48400	40500	Budget /279/SA-I /FIN(B) Dated 23.6.08	RAO-1
C.6.5(ii)	22-410-80-07	323	Palika Putkalaya	800	400	Budget /279/SA-I /FIN(B) Dated 23.6.08	RAO-1
C.6.5(iii)	02-220-80-DH	323	Other Items	50	450	Budget /279/SA-I /FIN(B) Dated 23.6.08	RAO-1
E.6(VI)	81-410-70-1-17	218	Purchase of Furniture	50	100	Budget /279/SA-I /FIN(B) Dated 23.6.08	RAO-1
E.6(VI)	81-410-70-1-17	219	Purchase of Furniture	50	Nil	Budget /279/SA-I /FIN(B) Dated 23.6.08	RAO-1
H.5	52-412-20-04	117	M. P. Local Area Development F	Nil	1959 #	Budget /279/SA-I /FIN(B) Dated 23.6.08	RAO-1
D.2.17.1	25-210-10-DH	334	Sewer & Storm Water Drains – Salary & allowances.	87007	79007	Budget /328/SA-I /FIN(B) Dated 31.7.08	RAO-3

D.2.17.6	25-230-50-DH	303	Technical maintenance of Storm Water Drains.	Nil	8000	Budget /328/ SA-I /FIN(B) Dated 31.7.08	RAO-3
D.4.4.B	51.230.51.01	115	Garden Park & Fountains	0	500	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
D.4.4.B	51.230.51.01	108	Garden Park & Fountains	5000	4500	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.11	51.412.40.DH	115	Water Supply Original Works	74050	69550	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.12	51.410.50.11	115	Purchase of Water Tankers	0	4500 (Cap)	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
H.1.17.A	58.290.40.01	313	Comm. Bldgs./ Mkts. Development Fund	150000	90000	Budget /357/ SA-I /FIN(B) Dated 18.8.08	RAO-7
D.1.3.8	82.410.70.DH	109	Qualitative improvement in Elecmetary Education (Non-Plan)	Nil	56000 (cap)	Budget /357/ SA-I /FIN(B) Dated 18.8.08	RAO-7
D.1.11	82.260.10.01	318	GIA to Navyug School Society	125000	129000	Budget /357/ SA-I /FIN(B) Dated 18.8.08	RAO-7
D.4.7.2	79-260-10-02	311	Grant-in-Aid (Samaj Kalyan Samiti)	11000	9500	Budget /403 SA-I /FIN(B) Dated 17.9.08	RAO-8
D.4.6.6.4	74-230-80-50	318	Aanchal/ Other Charges	0	1500	Budget /403/ SA-I /FIN(B) Dated 17.9.08	RAO-8
K-II	52-341-10-01	117	Deposit Work	Nil	755 @	Budget /403/ SA-I /FIN(B) Dated 17.9.08	RAO-9
C.15.1.	02-210-10-DH	334	Information& Technology - Salary and Allowances	8062	5992	Budget /409/ SA-I /FIN(B) Dated 19.9.08	RAO-10
C.15.5	02-220-80-DH	317	Information& Technology - Other Charges	500	2570	Budget /409/ SA-I /FIN(B) Dated 19.9.08	RAO-10
D.2.17.12	52-230-80-42	225	Payment to MCD/Utility for Sewerage Disposal	200000	188600	Budget /414/ SA-I /FIN(B) Dated 24.9.08	RAO-11
D.4.11.2	76-230-80-46	332	Relocation of J.J Clusters	100	11500	Budget /414/ SA-I /FIN(B) Dated 24.9.08	RAO-11
H.1.17.A	58.290.40.01	313	Commercial Buildings/ Markets Development Fund	90000	Nil	Budget /414/ SA-I /FIN(B) Dated 8.10.08	RAO-13
C.3.9.D.	02.290.40.01	313	Contribution towards Pension & Gratuity Fund (Corpus)	300000	200000	Budget /414/ SA-I /FIN(B) Dated 8.10.08	RAO-13

G.1.3.	21.412.40.DH	106	Roads . Original Works	81300	271300	Budget /414/ SA-I /FIN(B) Dated 8.10.08	RAO-13
TOTAL				1181469	1184183		Increase of Rs. 27.14 Lakhs in Receipts (St. III)

Equivalent increase in receipts under J.4 (Statement-III)

@ Equivalent increase in Receipts under K-II (Statement-III)

STATEMENT-V LIST OF ORIGINAL WORKS.

(Rs. In Thousands)

H.O.A	New Chart of account	Item NO.	Field code	Name of Schemes	B.E. 2008-09	B.E. 2008-09 (After Re-appropriation)	Sanction order No. & Date	Remarks
E.4.1	81.412.40-DH	283.7	208	SCADA Project	50000	Nil	Budget /279/ SA-I /FIN (B) Dated 23.6.08	RAO-1
E.4.1	81.412.40-DH	283.7	216	SCADA Project	Nil	50000	Budget /279/ SA-I /FIN (B) Dated 23.6.08	RAO-1
D.2.17.11 (A)	25-412-40-DH	112.11	105	Rehabilitation of damaged brick arch. S.W drain at Subhramaniu m Bharti Marg Near Pandara Road, T-point	2500	500	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
D.2.17.11 (A)	25-412-40-DH	100	105	Imp. To Drainage system at all round about in the area of Khan Market.	Nil	1350	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
D.2.17.11 (A)	25-412-40-DH	132.4	105	CCTV survey of SW Drain Brick Arch in (R-II) Division	1200	700	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
D.2.17.11 (A)	25-412-40-DH	112.12	105	Imp. To Drainage system at Nazaf Khan Road between Khanna Market and Palika Niwas, Lodhi Colony	Nil	400	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
D.2.17.11 (A)	25-412-40-DH	132.3	105	Imp to Drainage system Golf Link Colony.	200	600	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2

D.2.17.11 (A)	25-412-40-DH	98.2	105	Construction of Recharge structure in R-II Division	Nil	350	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
G.1.3	21-412-40-DH	288.48	105	Imp. To Darbhanga House Lane between Akbar Road and Man Singh Road	400	150	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
G.1.3	21-412-40-DH	288.47	105	Dev. Of Parking in Between Plot No. 25 to Round about at Man Singh Road and Akbhar Road and I-B Maulanan Azad Road.	Nil	150	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
G.1.3	21-412-40-DH	288.69	105	Imp. To Foothpath at in front of Shops at Khan market.	1500	300	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
G.1.3	21-412-40-DH	288.72	105	Con. Of boundary of parking around Khan Market	500	2000	Budget /326/SA-I/FIN (B) Dated 25.7.08	RAO-2
G.1.3	21-412-40-DH	288.63	105	Const. of Parking and Footpath in UPSC Lane	Nil	500	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
G.1.3	21-412-40-DH	288.73	105	P.F precast interlocking pavers around park at Golf Link	Nil	700	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
G.1.3	21.412.10.02	299.3	108	Installation of Roads Signages (CR-V)	3000	900	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
G.1.3	21.412.10.02	299.3	107	Installation of Roads Signages (CR-IV)	2000	500	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
G.1.3	21.412.10.02	299.3	105	Installation of Roads Signages (CR-II)	Nil	3800	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
G.1.3	21.412.10.02	300	105	Pavements improvement plan (PIP) in	1000	200	Budget /326/ SA-I /FIN (B) Dated	RAO-2

				R-II Division			25.7.08	
G.1.3	21-412-40-DH	301	105	Roundabout improvement plan (RAIP) in R-II Division	1000	200	Budget /326/ SA-I /FIN (B) Dated 25.7.08	RAO-2
D.2.17.11 (B)	52-412-10-DH	137 (25)	117	Replacement of old Sewer Line at JaswantSingh Road and Canning Road	1000	NIL	No. Budget /337/ SA-I /FIN (B) Dated 07.8.08	RAO-4
D.2.17.11 (B)	52-412-10-DH	137 (30)	117	Augmentation of Sewer Lines in Sarojini Nagar.	500	100	Budget /337/ SA-I /FIN (B) Dated 07.8.08	RAO-4
D.2.17.11 (B)	52-412-10-DH	137 (33)	117	Augmentation of Sewer Lines in Laxmi Bai Nagar.	500	100	Budget /337/ SA-I /FIN (B) Dated 07.8.08	RAO-4
D.2.17.11 (B)	52-412-10-DH	137 (34)	117	Diversion of discharge of Tilak Marg area into Twin Sewer Line at C-Hexagon by Contruction of Sump Well and Laying C-I Sewer Line.	500	100	Budget /337/ SA-I /FIN (B) Dated 07.8.08	RAO-4
D.2.17.11 (B)	52-412-10-DH	137 (40) New	117	Desilting of main sewer line at Lady Irwin College, Sikandra Road by using Super Sucker Machine (New Scheme).	NIL	2200	Budget /337/ SA-I /FIN (B) Dated 07.8.08	RAO-4
G-1-3	21-412-40-DH	288 (198)	108	Improvement to Footpath at Chelmsford Road.	3000	1800	Budget /338/ SA-I /FIN (B) Dated 07.8.08	RAO-5
G-1-3	21-412-40-DH	288 (204) New	108	Development of area around State Emporia at BKS Marg (old completed work).	NIL	1200	Budget /338/ SA-I /FIN (B) Dated 07.8.08	RAO-5
F.11	51.412.40.DH	285/24	115	Providing duplicate Elect. Supply to 23 Water Boosting Station	1500	1000	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6

F.11	51.412.40.DH	285/23	115	Construction of Boosting Station at Panchsheel Marg , S.P.Marg Crossing	8000	3500	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.11	51.412.40.DH	285/12	115	Strengthening of Pandara Road Tank	2000	1600	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.11	51.412.40.DH	285.35	115	Construction of U/G Tank with Boosting arrangement at Kali Bari Marg near W/S Control Room	20000	10000	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.11	51.412.40.DH	285/2	115	Replacement of Existing 27+ Dia line from Hasanpur to Safdarjung airport	500	2500	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.11	51.412.40.DH	285/7	115	C/O Addl. Under Ground Tank at Bharti Nagar	1500	3000	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.11	51.412.40.DH	285/9	115	Shifting of Existing CI Pipe passing along/below the open drains & RCC pipes at Golf Links & Jor Bagh	3000	6500	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.11	51.412.40.DH	285/21.2	115	Making alternative arrangement of Water Supply System to 23 WBS in NDMC Area - South of Rajpath	10000	13000	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.11	51.412.40.DH	285/25	115	Laying New 100 MMDIA DI line for DDA Slum Quarter at L.B. Nagar	0	400	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
F.11	51.412.40.DH	285/29	115	Prov. and laying 250MM DIA DI line from Jor Bagh, system to Tughlak	2000	2500	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6

				Crescent Tank as alternative arrangement.				
F.12	51.410.50. 11		115	Purchase of Water Tankers	Nil	4500	Budget /356/ SA-I /FIN(B) Dated 14.8.08	RAO-6
D.2.17.11.B	52-412-40-DH	137.35	117	Replacement work and RCC Pipes with S.W. Pipe at K-Block Mandir Marg.	500	100	Budget /416/ SA-I /FIN (B) Dated 30.9.08	RAO-12
D.2.17.11.B	52-412-40-DH	137.37	117	Replacement and Improvement of Sector-I to 4 DIZ Area.	500	Nil	Budget /416/ SA-I /FIN (B) Dated 30.9.08	RAO-12
D.2.17.11.B	52-412-40-DH	137.38	117	Improvement of Sewer System at Raja Bazar and Round About Jain Mandir	400	Nil	Budget /416/ SA-I /FIN (B) Dated 30.9.08	RAO-12
D.2.17.11.B	52-412-40-DH	137.39	117	Improvement of Sewerage at Shaheed Bhagat Singh Market.	400	Nil	Budget /416/ SA-I /FIN (B) Dated 30.9.08	RAO-12
D.2.17.11.B	52-412-40-DH	137.41 New	117	Improvement to sewerage system at B.K. Dutt Colony. (New Scheme)+	Nil	1700	Budget /416/ SA-I /FIN (B) Dated 30.9.08	RAO-12
G.1.3. Roads – Original Works (Item No. 299.4)	21.412.40.DH	299.4	106	C/o Foot over Bridges/ Underpasses with Lifts/ Escalators	10000	200000	Budget /423/ SA-I /FIN (B) Dated 8.10.08	RAO-13
TOTAL					129100	319100		

Replacement works/ Expenditure out of Segment Funds**(Rs. In Thousands)**

H.O.A	New Chart of account	Item No.	Field code	Name of Schemes	B.E. 2008-09	B.E. 2008-09 (After Re-appropriation)	Sanction Order No. & Date	Remarks
Replacement works Item No. 356 (P-215)	58.290.9 0.31	356	124	Upgradation of Connaught Place (Restoration of various Blocks)	290000	200000	Budget /414/SA-I/FIN (B) Dated 8.10.08	RAO-13
Replacement works item NO. 356 (Pg. 215)	58.290.9 0.31	356	124	Upgradation of Conn. Place (Restoration of various Block)	350000	290000	Budget /357/ SA-I /FIN (B) Dated 08.8.08	RAO-7
F.8	51.290.9 0.21	286/2	115	Modernization of testing arrangements of Water Meter Workshop	0	600	Budget /356/ SA-I /FIN (B) Dated 14.8.08	RAO-6
F.8	51.290.9 0.21	286/1 9	115	Replacement of 2nos. 50 HP Pump set with New Pump Set including LT Cubical Switch Board with Electrical Accessories at Laxmi Bai Nagar WBS	600	800	Budget /356/ SA-I /FIN (B) Dated 14.8.08	RAO-6
F.8	51.290.9 0.21	286/2 0	115	Replacement of 1No.100 HP & 1NO 50HP Pump Set of LT Cubical Switch board with Electrical Accessories at Bharti Nagar WBS	700	1100	Budget /356/ SA-I /FIN (B) Dated 14.8.08	RAO-6
F.8	51.290.9 0.21	286/2 6	115	Replacement of 200 MM DIA Line with 300 MM DIA Line on Maulana Azad Road	4000	5000	Budget /356/ SA-I /FIN (B) Dated 14.8.08	RAO-6
F.8	51.290.9 0.21	286/2 8	115	Replacement of Old Lines at PR Lane, Sunehri Bagh Road and Adjoining Area.	2000	2500	Budget /356/ SA-I /FIN (B) Dated 14.8.08	RAO-6
F.8	51.290.9 0.21	286.9	115	Replacement of Feeder Line 450 mm dia at Tilak Marg Between Sikandra Road to Bhagwan Dass	2000	1000	Budget /356/ SA-I /FIN (B) Dated 14.8.08	RAO-6

				Road				
F.8	51.290.9 0.21	286.4 1	115	Replacement of old 9+dia line with DI pipe of 250 mm from 16 Block to 22 Block Lodhi Colony	2000	1000	Budget /356/ SA-I /FIN (B) Dated 14.8.08	RAO-6
F.8	51.290.9 0.21	286.4 4	115	Replacement of 75 mm dia CI pipe to 100 mm DI pipe in GI Block, Sarojini Nagar	2500	1800	Budget /356/ SA-I /FIN (B) Dated 14.8.08	RAO-6
TOTAL					653800	503800		

H.O.A	New Chart of account	Item No.	Field code	Name of Schemes	B.E. 2008-09	B.E. 2008-09 (After Re-appropriation)	Sanction Order No. & Date	Remarks
			313	Deduction of Amount from Commercial Buildings/ Markets Development Fund	-335600	-245600	Budget /414/ SA-I / FIN(B) Dated 8.10.08	RAO-13
			313	Deduction of Amount from Comml. Bldgs./ Mkts Development Fund.	-395600	-335600	Budget /357/ SA-I /FIN(B) Dated 8.8.08	RAO-7
TOTAL					731200	581200		

ANNEXURE-II**Re-appropriation of funds in Budget Estimates 2008-09 during
3rd Quarter (09.10.2008 To 31.12.2008) (RAO No. 14 to 25)****STATEMENT-IV DETAILED STATEMENT OF EXPENDITURE.****(Rs. In Thousand)**

H.O.A	New Chart of account	Field code	Name of Schemes	B.E. 2008-09	B.E. 08-09 after Re-appropriation	Sanction order No. & Date	Remarks
C.3.17	02-210-20-06	311	General Administration T.A./D.A.	500	1500	Budget /460/SA-I /FIN(B) Dated 23.10.08	RAO-15
I (b)	02-460-10-01	311	Advances to Employees -House Building Advance	2000	1000	Budget /460/SA-I /FIN(B) Dated 23.10.08	RAO-15
C.15.4	02-410-60-08	317	Installation of Computers	50000	46000	Budget /463/SA-I /FIN(B) Dated 29.10.08	RAO-17
C.15.4.A	03-230-59-22	311	e-Finance Project	2000	6000	Budget /463/ SA-I /FIN(B) Dated 29.10.08	RAO-17
C.3.9.D	02.290.40.01	313	Contribution towards Pension & Gratuity Funds (Corpus)	200000	196000	Budget /476/ SA-I /FIN(B) Dated 7.11.08	RAO-19 [Rs. 10 crores already re-appropriated vide No. Budget/414/ SA-I/Fin(B) dated 08.10.2008]
C.3.19.A	02.210.30.03	334	Municipal Council Contribution (New Pension Scheme)	4000	8000	Budget /476/ SA-I /FIN(B) Dated 7.11.08	RAO-19
C.3.9.D	02.290.40.01	313	Contribution towards Pension & Gratuity Funds (Corpus)	196000	106000	Budget /493/ SA-I /FIN(B) Dated 27.11.08	RAO-20 [Rs. 10.40 crores already re-appropriated vide No. Budget/414 & 476 SA-I/Fin(B) dated 08.10.2008 & 07.11.2008]

D.2.1.4 (C)	02.210.20.25	311	Other Charges Accounts Department (New MHS)	250000	340000	Budget /493/ SA- I /FIN(B) Dated 27.11.08	RAO-20
H.1.21.	02.210.20.06	101	"Travelling allowance/ Daily allowance".	200	150	Budget /507/ SA- I /FIN(B) Dated 4.12.08	RAO-21
H.1.21.	52.210.20.06	117	"Travelling allowance/ Daily allowance".	0	50	Budget /507/SA-I /FIN(B) Dated 4.12.08	RAO-21
D.2.16.6	41-260-40-07	303	Running & Maintenance of Trucks/ Tractors (Plan)	20000	2000	Budget /519/SA-I /FIN(B) Dated 11.12.08	RAO-22
D.2.16.12	41-260-40-DH	303	Mechanization of Sanitation scheme for removal of garbage and solid waste (Plan)	40000	58000	Budget /519/SA-I /FIN(B) Dated 11.12.08	RAO-22
C.3.9.D	02.290.40.01	313	Contribution towards Pension & Gratuity Funds (Corpus)	106000	51900	Budget /522/SA-I /FIN(B) Dated 11.12.08	RAO-25 [*Rs 19.40 crores already re- appropriated vide RAO No. 13,19 & 20 dated 08.10.2008, 07.11.2008& 27.11.2008]
D.1.11	82.260.10.01	318	Grants-in-aid to Navyug School Society	129000	183100	Budget /522/SA- I/ FIN(B) Dated 11.12.08	RAO-25 [*Rs.40 Lacs already re- appropriated vide O.O. No. 357 dated 18.8.2008]

STATEMENT-V LIST OF ORIGINAL WORKS.**(Rs. In Thousand)**

H.O.A	New Chart of account	Item NO.	Field code	Name of Schemes	B.E. 2008-09	B.E. 08-09 after Re-appropriation	Sanction order No. & Date	Remarks
G.1.3.		288.90	106	S/R of Roads by Micro surfacing Method.				
	21-412-10-DH			Plan	10000	10000	Budget /459/SA-I/FIN (B) Dated 23.10.08	RAO-14
	21-412-40-DH			Non Plan	-	25000	Budget /459/SA-I/FIN (B) Dated 23.10.08	RAO-14
G.1.3.	21-412-40-DH	302	106	Pavement Improvement Plan In R-III Division (Non Plan)	50000	25000	Budget /459/SA-I/FIN (B) Dated 23.10.08	RAO-14
G.1.3.	21-412-40-DH	288.198	108	Improvement to Footpath at Chelmsford Road	1800	1300	Budget /462/SA-I/FIN (B) Dated 29.10.08	RAO-16 Rs. 12 Lakhs already re-appropriated vide No Budget /338/SA-I/FIN (B) Dated 07.08.08
G.1.3.	21-412-40-DH	288.190	108	improvement of footpath at R.K. Ashram Marg	1000	1500	Budget /462/SA-I/FIN (B) Dated 29.10.08	RAO-16
F.11	51-412-40-DH	285.15	115	Improvement to water supply at Nauroji Nagar SH: Construction of Underground Tank and Pump House alongwith electrical accessories	1000	2000	Budget /474/SA-I/FIN (B) Dated 5.11.08	RAO-18
F.11	51-412-40-DH	285.35	115	Construction of U/G Tank with Boosting arrangements at	20000	19000	Budget /474/SA-I/FIN (B) Dated	RAO-18

				Kali Bari Marg near W/S Control Room			5.11.08	
G.1.3.	21-412-40-DH	302	106	Pavement improvement plan in R-III Division	50000	0	Budget /520/SA-I/FIN (B) Dated 11.12.08	RAO-23
G.1.3.	21-412-40-DH	288.90	106	Microsurfacing Method (Non-Plan)	0	35000	Budget /520/SA-I/FIN (B) Dated 11.12.08	RAO-23
G.1.3.	21-412-40-DH	287	106	Procurement of special Tools & Plants for continuing & new schemes	0	5500	Budget /520/SA-I/FIN (B) Dated 11.12.08	RAO-23
C.3.8.(XI II)	53-410-80-14	1	110	Fire/ Fighting arrangements in Municipal Buildings	10000	3000	Budget /521/SA-I/FIN (B) Dated 11.12.08	RAO-24
D.4.12.1	06-412-40-DH	215.8	109	Construction of Staff quarters at BHS Marg	1000	0	Budget /521/SA-I/FIN (B) Dated 11.12.08	RAO-24
H.1.8.	58-412-40-DH	327	109	Construction of Commercial Building/ Craft Emporia at Baba Kharak Singh Marg (in place of existing Coffee House)	1000	0	Budget /521/SA-I/FIN (B) Dated 11.12.08	RAO-24
D.1.4.7	82-412-10-DH	40	110	Construction of Navyug School in DIZ area, Gole Market (Plan)	2000	2000	Budget /521/SA-I/FIN (B) Dated 11.12.08	RAO-24
D.1.4.7	82-412-40-DH	40	110	Construction of Navyug School in DIZ area, Gole Market (Non-Plan)	4000	8000	Budget /521/SA-I/FIN (B) Dated 11.12.08	RAO-24
H.1.8.	22-412-40-DH	329	109	Repair/ Rehabilitation of Safdarjung Flyover	10000	15000	Budget /521/SA-I/FIN (B) Dated 11.12.08	RAO-24

ITEM NO. 18 (F-3)**1. Name of the Subject/Project**

Determination of rates of various Municipal Taxes, rates & cesses for the financial year 2009-10.

2. Name of the Department.

Tax Department.

3. Brief history of the subject.

The Municipal Government of New Delhi vests in the Council. To run the Government and to perform various obligatory & discretionary functions, the NDMC Act empowers the Council to levy certain obligatory and discretionary taxes. To deal with the municipal offences, the NDMC Act also provides for levy of fines and penalties. Sub section 1 of Section-60 of the Act provides for the levy of obligatory taxes and sub-section(2) provides for the discretionary taxes which the Council may levy with the approval of the Central Government as per provisions of section-96 of the Act. Section-60 of the Act is re-produced in **Annexure I (See page 97)**.

Section-55(2) of NDMC Act, 1994 provides that on or before the 15th day of February each year, the Council shall determine the rates at which various municipal taxes, rates and cesses shall be levied in each of the following year and save as otherwise provided in the Act, the rates so fixed shall not be subsequently altered for the year for which they have been fixed. Accordingly, the Rate Schedule for the year 2009-10 has to be finalized by the Council on or before 15th of February, 2009.

The existing Rate Schedule for the year 2008-09 as determined by the Council is placed as **Annexure-II (See pages 98 – 109)**

4. Detailed proposal on the subject.

The Council had approved the Rateable value byelaws 2008 under the head "A-Bye laws relating to taxation" in sub-section(1) of section 388, read with clause(42) of section 2 of the New Delhi Municipal Council Act, 1994 (44 of 1994), vide Council's Resolution No. 28(C-10) dated the 21st May 2008. The case stands referred to the Govt. of NCT of Delhi for obtaining prior approval u/s 391 of the New Delhi Municipal Council Act, 1994 of the LG for publication of the notification for introduction of Unit Area Method in the NDMC area. In this scenario, the rate schedule for the year 2008-09 is proposed to be adopted

for the year 2009-10 (with minor changes as detailed below). In case the Rateable Value Bye Laws are notified for the year 2009-10, and the council feels that there is a need for modification in amount of tax or rebates, the same can be made done under the provisions of section 124 of the Act

Accordingly the rate schedule for year 2009-10 is proposed as under:

A. Property Tax

	Lands and buildings or part thereof	Rate of Tax
i.	Where the rateable value does not exceed Rs. 10 lacs.	20% of the rateable value.
ii.	Where the rateable value exceeds Rs. 10 lacs but does not exceed Rs. 20 lacs.	Rs.2,00,000/- plus 25% of the amount by which the rateable value exceeds Rs. 10 lacs.
iii.	Where the rateable value exceeds Rs. 20 lacs.	Rs.4,50,000/- plus 30% of the amount by which the rateable value exceeds Rs. 20 lacs.

Explanation

The rateable value computed in accordance with the provisions of the NDMC Act, 1994 shall be in multiples of Rs. 100 and the last two digits of the rateable value upto Rs. 99 shall be ignored.

Exemption :-

Land and building with rateable value upto Rs. 1000 shall be exempt from the payment of property tax, for the year 2009-2010, provided that there are no arrears of property tax upto the year ending 31st March, 2009.

Rebate:-

- (i) rebate of 25% on the tax for the year 2009-2010 shall be allowed at the time of payment of property taxes for the year 2009-2010 to an individual property owner or an HUF who files a declaration that the premises are exclusively kept for the use of the individual's or the HUF's residence.

Provided that,

- (a) Payment of the tax is made within the time allowed in the bill and that there are no arrears of property taxes upto the period ending 31-3-2009 or the arrears are also paid before or alongwith demand for the year 2009-10.
 - (b) The property should be mutated in the name of the individual or the HUF as the case may be.
 - (c) The property owned by the Companies, firms and other Institutions and used as residence or guest-house for Directors, partners and their employees shall not qualify for this rebate.
- (ii) Rebate of 10% of the tax shall be allowed on the tax payable for the year 2009-10 on the self occupied portion of the lands and buildings owned by a Society and exclusively used and occupied by the Society for education purposes as a recognized school within the meaning of Delhi School Education Act, 1973 or for medical relief as hospital, if the payment is made for the aforesaid portion, within the time allowed in the bill and there are no arrears of property taxes upto the period ending 31-3-2009 or the same are also paid before or along with the demand for the year 2009-2010.

Provided that

- (a) The rebate shall be 50% of the tax in respect of aided schools, aided colleges and aided hospitals. Other conditions remaining the same.
- (b) The rebate shall be 50% of the tax for the year 2009-10 in respect of self occupied portion of land & building owned by a Society which is substantially supported by grants from Consolidated Fund of India or Consolidated Fund of NCT of Delhi.
- (c) No rebate shall be allowed on the residential portion used by the Society for its employees or for the portion from which any rent is derived or wherein any trade or business is carried on and that such portions of the land and building shall be treated as a separate property for payment of property taxes.
- (d) In respect of lands & buildings owned & occupied by a Society, substantially¹ supported through grants from municipal fund of Council, the rebate shall be 100%.

¹ In place of word "wholly" used in rate schedule for the year 2008-09. this will in effect exempt the aided schools of NDMC.

- (iii) in respect of building in which any expenditure is incurred on providing Roof Top Rain Water Harvesting System, the Chairman may direct grant of rebate at 10% of the property tax for the year 2009-10 or 20 % of the actual expenditure on providing Roof Top Rain Water Harvesting System, whichever is lower.

Provided that

- (a) the feasibility of Roof Top Rain Water Harvesting System has been approved by Engineer-In-chief of NDMC and the completion certificate has been obtained for the rain water harvesting system.
- (b) the rebate, if granted, shall be available from the year 2009-10 and four subsequent years.

Provided that in case of any dispute on the question of a quantum of grant of rebate under clause (i), (ii) & (iii), the decision of chairperson shall be final.

Vacancy Remission: as per section 110, if a property which is kept for letting remains vacant and unproductive of rent for a period exceeding sixty days, vacancy remission is admissible. The Council has been permitting grant of VR on year to year basis at the end of the year wherever the premises are lying vacant more than 60 consecutive days in a financial year. It is proposed to continue this practice for the year 2009-10 also.

(B) Tax on vehicles and animals:

As per Schedule-II of the Act at NIL rate.

(C) Theatre tax :

As per Schedule-III of the Act at NIL rate.

(D) Tax on advertisements other than advertisements published in the Newspapers:

As per Schedule-IV of the Act at maximum rate.

(E) Duty on transfer of property:

Duty on transfer of property on the instruments specified in Sec. 93(2)(b) and on instruments presented for mutation under Sec. 74, at the following rate:

- (a) 2% in case the transferee is a woman to the extent of her share in the property,
- (b) 2.5% in case the transferees are persons other than women.

(F) Tax on building payable along with the application for sanction of the building plan:

As per Schedule-V of the Act.

(G) Tax on sale or supply of Electricity:

Electricity tax is a discretionary tax under section 60(2)(c). It is proposed to levy this tax @ 5% of tariff fixed by DERC for consumption, sale or supply of electricity.

5. Financial implication of the proposed subject.

Since the rate of taxes and rebates are the same as in 2008-09, it has no financial implications.

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

The rates of Municipal taxes rates and cess as determine by the Council will be applicable for the financial year 2009-10.

7 Comments of the Finance Department on this subject.

N.A

8 Comments of the Department on comments of Finance Department.

N.A

9 Legal implication of the subject/project.

The Council is competent and empowered U/S 55(2) of the NDMC Act, 1994 to levy and determine the rates of various taxes every year. The rates have to be determined before 15th February of each year to be levied in the following financial year.

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

As aforesaid, U/S 55(2) of the NDMC Act 1994 the Council determines every year the rates of taxes to be levied in the ensuing financial year. For the year 2008-09 the rates were determined by the Council vide Item No.11(F-5) vide Council's ordinary meeting dt. 13-2-2008. Copy of rate scheduled is placed as **Annexure-II(See pages 98 – 109).**

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

N.A

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

Necessary corrections as suggested by the L.A have been incorporated.

13. Recommendations.

It is proposed that the detailed proposals as at Sl. No. 4 and Para 13 of the Preamble may be approved by the Council.

14 Draft Resolution.

Resolved that the rates of municipal taxes etc., exemptions & rebates are determined for the 2009-10 as under:-

A. Property Tax

	Lands and buildings or part thereof	Rate of Tax
i.	Where the rateable value does not exceeds Rs. 10 lacs.	20% of the rateable value.
ii.	Where the rateable value exceeds Rs. 10 lacs but does not exceeds Rs. 20 lacs.	Rs.2,00,000/- plus 25% of the amount by which the rateable value exceeds Rs. 10 lacs.
iii.	Where the rateable value exceeds Rs. 20 lacs.	Rs.4,50,000/- plus 30% of the amount by which the rateable value exceeds Rs. 20 lacs.

Explanation

The rateable value computed in accordance with the provisions of the NDMC Act, 1994 shall be in multiples of Rs. 100 and the last two digits of the rateable value upto Rs. 99 shall be ignored.

Exemption :-

Land and building with rateable value upto Rs. 1000 shall be exempt from the payment of property tax, for the year 2009-2010, provided that there are no arrears of property tax upto the year ending 31st March, 2009.

Rebate:-

- (i) rebate of 25% on the tax for the year 2009-2010 shall be allowed at the time of payment of property taxes for the year 2009-2010 to an individual property owner or an HUF who files a declaration that the premises are exclusively kept for the use of the individual's or the HUF's residence.

Provided that,

- (a) Payment of the tax is made within the time allowed in the bill and that there are no arrears of property taxes upto the period ending 31-3-2009 or the arrears are also paid before or alongwith demand for the year 2009-10.
 - (b) The property should be mutated in the name of the individual or the HUF as the case may be.
 - (c) The property owned by the Companies, firms and other Institutions and used as residence or guest-house for Directors, partners and their employees shall not qualify for this rebate.
- (ii) Rebate of 10% of the tax shall be allowed on the tax payable for the year 2009-10 on the self occupied portion of the lands and buildings owned by a Society and exclusively used and occupied by the Society for education purposes as a recognized school within the meaning of Delhi School Education Act, 1973 or for medical relief as hospital, if the payment is made for the aforesaid portion, within the time allowed in the bill and there are no arrears of property taxes upto the period ending 31-3-2009 or the same are also paid before or along with the demand for the year 2009-2010.

Provided that

- (a) The rebate shall be 50% of the tax in respect of aided schools, aided colleges and aided hospitals. Other conditions remaining the same.
 - (b) The rebate shall be 50% of the tax for the year 2009-10 in respect of self occupied portion of land & building owned by a Society which is substantially supported by grants from Consolidated Fund of India or Consolidated Fund of NCT of Delhi.
 - (c) No rebate shall be allowed on the residential portion used by the Society for its employees or for the portion from which any rent is derived or wherein any trade or business is carried on and that such portions of the land and building shall be treated as a separate property for payment of property taxes.
 - (d) In respect of lands & buildings owned & occupied by a Society, substantially supported through grants from municipal fund of Council, the rebate shall be 100%.
- (iii) in respect of building in which any expenditure is incurred on providing Roof Top Rain Water Harvesting System, the Chairman may direct grant of rebate at 10% of the property tax for the year 2009-10 or 20 % of the actual expenditure on providing Roof Top Rain Water Harvesting System, whichever is lower.

Provided that

- (a) the feasibility of Roof Top Rain Water Harvesting System has been approved by Engineer-In-chief of NDMC and the completion certificate has been obtained for the rain water harvesting system.
- (b) the rebate, if granted, shall be available from the year 2009-10 and four subsequent years.

Provided that in case of any dispute on the question of a quantum of grant of rebate under clause (i), (ii) & (iii), the decision of chairperson shall be final.

Provided further that on notification of Rateable Value Bye Laws, rebates if found necessary can be modified.

Vacancy Remission: as per section 110, if a property which is kept letting remains vacant and unproductive of rent for a period exceeding sixty days, vacancy remission is admissible. The Council has been permitting grant of VR on year to year basis at the end of the year wherever the premises are lying vacant more than 60 consecutive days in a financial year. It is proposed to continue this practice for the year 2009-10 also.

(B) Tax on vehicles and animals:

As per Schedule-II of the Act at NIL rate.

(C) Theatre tax :

As per Schedule-III of the Act at NIL rate.

(D) Tax on advertisements other than advertisements published in the Newspapers:

As per Schedule-IV of the Act at maximum rate.

(E) Duty on transfer of property:

Duty on transfer of property on the instruments specified in Sec. 93(2)(b) and on instruments presented for mutation under Sec. 74, at the following rate:

- (a) 2% in case the transferee is a woman to the extent of her share in the property,
- (b) 2.5% in case the transferees are persons other than women.

(F) Tax on building payable along with the application for sanction of the building plan:

As per Schedule-V of the Act.

(G) Tax on sale or supply of Electricity:

Electricity tax is a discretionary tax under section 60(2)(c). It is proposed to levy this tax @ 5% of tariff fixed by DERC for consumption, sale or supply of electricity.

COUNCIL'S DECISION

Resolved by the Council to determine the rates of municipal taxes etc., exemptions & rebates for the 2009-10 as under:-

A. Property Tax

	Lands and buildings or part thereof	Rate of Tax
i.	Where the rateable value does not exceeds Rs. 10 lacs.	20% of the rateable value.
ii.	Where the rateable value exceeds Rs. 10 lacs but does not exceeds Rs. 20 lacs.	Rs.2,00,000/- plus 25% of the amount by which the rateable value exceeds Rs. 10 lacs.
iii.	Where the rateable value exceeds Rs. 20 lacs.	Rs.4,50,000/- plus 30% of the amount by which the rateable value exceeds Rs. 20 lacs.

Explanation

The rateable value computed in accordance with the provisions of the NDMC Act, 1994 shall be in multiples of Rs.100 and the last two digits of the rateable value upto Rs.99 shall be ignored.

Exemption :-

Land and building with rateable value upto Rs.1000 shall be exempt from the payment of property tax, for the year 2009-2010, provided that there are no arrears of property tax upto the year ending 31st March, 2009.

Rebate:-

(i) rebate of 25% on the tax for the year 2009-2010 shall be allowed at the time of payment of property taxes for the year 2009-2010 to an individual property owner or an HUF who files a declaration that the premises are exclusively kept for the use of the individual's or the HUF's residence.

Provided that,

(a) Payment of the tax is made within the time allowed in the bill and that there are no arrears of property taxes upto the period ending 31-3-2009 or the arrears are also paid before or alongwith demand for the year 2009-10.

(b) The property should be mutated in the name of the individual or the HUF as the case may be.

(c) The property owned by the Companies, firms and other Institutions and used as residence or guest-house for Directors, partners and their employees shall not qualify for this rebate.

(ii) Rebate of 10% of the tax shall be allowed on the tax payable for the year 2009-10 on the self occupied portion of the lands and buildings owned by a Society and exclusively used and occupied by the Society for education purposes as a recognized school within the meaning of Delhi School Education Act, 1973 or for medical relief as hospital, if the payment is made for the aforesaid portion, within the time allowed in the bill and there are no arrears of property taxes upto the period ending 31-3-2009 or the same are also paid before or along with the demand for the year 2009-2010.

Provided that

- (a) The rebate shall be 50% of the tax in respect of aided schools, aided colleges and aided hospitals. Other conditions remaining the same.
- (b) The rebate shall be 50% of the tax for the year 2009-10 in respect of self occupied portion of land & building owned by a Society which is substantially supported by grants from Consolidated Fund of India or Consolidated Fund of NCT of Delhi.
- (c) No rebate shall be allowed on the residential portion used by the Society for its employees or for the portion from which any rent is derived or wherein any trade or business is carried on and that such portions of the land and building shall be treated as a separate property for payment of property taxes.
- (d) In respect of lands & buildings owned & occupied by a Society, substantially supported through grants from municipal fund of Council, the rebate shall be 100%.
- (iii) In respect of building in which any expenditure is incurred on providing Roof Top Rain Water Harvesting System, the Chairman may direct grant of rebate at 10% of the property tax for the year 2009-10 or 20 % of the actual expenditure on providing Roof Top Rain Water Harvesting System, whichever is lower.

Provided that

- (a) The feasibility of Roof Top Rain Water Harvesting System has been approved by Engineer-In-chief of NDMC and the completion certificate has been obtained for the rain water harvesting system.
- (b) The rebate, if granted, shall be available from the year 2009-10 and four subsequent years.

Provided that in case of any dispute on the question of a quantum of grant of rebate under clause (i), (ii) & (iii), the decision of chairperson shall be final.

Provided further that on notification of Rateable Value Bye Laws, rebates if found necessary can be modified.

Vacancy Remission: as per section 110, if a property which is kept letting remains vacant and unproductive of rent for a period exceeding sixty days, vacancy remission is admissible. The Council has been permitting grant of VR on year to year basis at the end of the year wherever the premises are lying vacant more than 60 consecutive days in a financial year. It is proposed to continue this practice for the year 2009-10 also.

(B) Tax on vehicles and animals: As per Schedule-II of the Act at NIL rate.

(C) Theatre tax : As per Schedule-III of the Act at NIL rate.

(D) Tax on advertisements other than advertisements published in the Newspapers: As per Schedule-IV of the Act at maximum rate.

(E) Duty on transfer of property:

Duty on transfer of property on the instruments specified in Sec. 93(2)(b) and on instruments presented for mutation under Sec. 74, at the following rate:

- (a) 2% in case the transferee is a woman to the extent of her share in the property,
- (b) 2.5% in case the transferees are persons other than women.

(F) Tax on building payable along with the application for sanction of the building plan: As per Schedule-V of the Act.

(G) Tax on sale or supply of Electricity:

Electricity tax is a discretionary tax under section 60(2)(c). It is proposed to levy this tax @ 5% of tariff fixed by DERC for consumption, sale or supply of electricity.

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

ANNEXURE I**Taxes to be imposed by the Council under this Act.**

60. (1) The Council shall for the purposes of this Act, levy the following taxes, namely:-
- (a) Property tax;
 - (b) a tax on vehicles and animals ;
 - (c) a theatre tax ;
 - (d) a tax on advertisements other than advertisements published in the newspapers ;
 - (e) a duty on the transfer of property ; and
 - (f) a tax on buildings payable along with the application for sanction of the building plan.
- (2) In addition to the taxes specified in sub-section(1) the Council may, for the purposes of this Act ; levy any of the following taxes, namely :-
- (a) an education cess ;
 - (b) a tax on professions, trades, callings, and employments ;
 - (c) a tax on the consumption, sale or supply of electricity ;
 - (d) a betterment tax on the increase in urban land values caused by the execution of any development or improvement work ;
 - (e) tolls ;
- (3) The taxes specified in sub-section (1) and sub-section (2) shall be levied, assessed and collected in accordance with the provisions of this Act and the bye-laws made there under"

ANNEXURE II 12 PAGES

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Annexure ends

ITEM NO. 19 (A-107)**2. Name of the Project**

Sub: Installation of Road Signages in NDMC Area.

SH: Providing & Fixing road signages on remaining major roads (other than roads covered under 28 corridors related to CWG 2010)

3. Name of Department

Civil Engineering Department, Road Division II.

4. Brief History of the project

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

Games 2010 and being capital of country visited by VVIP's and heads of various countries/states.

- (e) A Pilot Project on Signages for Maulana Azad Road was prepared and approved by competent authority. The presentation of signage plan was also made before Council vide Item No. 26 (A-78) dated 13 Feb.'08. The work on Pilot Project has been completed.
- (f) A meeting was held on 25 Nov.'08 in the office of Chairman and it was decided that due to very limited time available before Commonwealth Games 2010 the signage plan for remaining major roads be also prepared immediately based on the signages installed under pilot project on Maulana Azad Road & case be processed on fast track.
- (g) Accordingly 85 roads (other than 28 corridors already processed) have been identified and Preliminary Estimate for these roads has been prepared by the field staff for Rs.12,78,10,000/- based on the in-house expertise and experiences learnt during pilot project of Maulana Azad Road.
- (h) The Preliminary Estimate has been checked by the Planning Department and concurred by the Finance Department.
- (i) The work is proposed to be carried out in three different packages of about four crores each to have different Agencies working simultaneously due to very limited time available before commencement of Commonwealth Games 2010 & to have better competition as agencies for larger packages are very limited.

4. Detailed proposal on the subject / project.

Brief scope of work is as follows:

- (a) Stainless steel structure.
- (b) Aluminum composite material sheet with stainless steel pipe frame.
- (c) Type IX Micro Prismatic Retro-reflective sheeting over aluminum composite sheet with words and signs as per IRC specifications.
- (d) Construction of foundation with Anchor plates for fixing stainless steel posts.
- (e) Very High Bond (VHB) double side tape for fixing of ACM sheet.

5. Financial implication of the proposed project: -

The Financial implications of the scheme works out to Rs.12,78,10,000/-.

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

The schedule period of completion has been taken as fifteen months after award of work.

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

Finance Department vide diary No.108 Finance/R-Civil dated 16 Jan.'09 has concurred the Preliminary Estimate for Rs.12,78,10,000/- subject to following:-

- (a) The proposal in question is as per approved design as has been proposed earlier.
- (b) The existing road signages have served their laid down life and design / materials followed is economical.
- (c) Adequacy of funds.
- (d) Vetting of design by independent agency.
- (e) Certification that rates taken in Preliminary Estimate match with the market trend.

8. Comments of department comments of finance Department:

- (a) It is confirmed that the proposal is as per the approved design as was followed in the pilot project & as proposed earlier.
- (b) The existing road signages have outlived their life and are totally inadequate and not meeting the national and international standards. The proposed signages are made of retro-reflective sheet and are as per IRC norms. The design/material is economical based on the pilot project of Maulana Azad Road.
- (c) Adequate funds are available. Funds have been demanded in RE 2008-09 & BE 2009-10. Funds have been demanded from Govt. of NCT of Delhi under Plan head.
- (d) The detailed design will be got vetted by independent agency at Detailed Estimate/Execution stage.

- (e) The rates adopted in PE are last received rates of Pilot Project. However in DE current local prevailing market rates would be adopted.

9. Legal Implication of the subject/Project:

There are no legal implications.

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

- (i) The Presentation of Signage Plan for Pilot Project was made to be Council vide Agenda Item No.26(A-78) dated 13 February'08.
- (ii) The Administrative Approval & Expenditure Sanction for providing signages at Rotaries was accorded by the Council vide Agenda Item No.05 (A-72) dated 17 Dec.'08.
- (iii) The Administrative Approval & Expenditure Sanction for Providing & Fixing road signages on 28 corridors was accorded by Council vide Agenda Item No. 04(A-90) dated 31 Dec.'08.

11. Comments of Law Department on subject:

No comments.

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

No comments

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

Certified that Necessary guidelines of CVC would be followed during processing of tender.

14. Recommendations:

The case is placed before the Council

- (a) For consideration and accord of Administrative Approval and Expenditure Sanction for Rs.12,78,10,000/- for Installation of Road Signages in NDMC Area SH: Providing & Fixing road signages on remaining major roads (other than roads covered under 28 corridors related to CWG 2010)
- (b) Approval to issue tenders in three packages of about Rs.Four crores each.

- (c) To initiate further action in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.12,78,10,000/- for Installation of Road Signages in NDMC Area SH: Providing & Fixing road signages on remaining major roads (other than roads covered under 28 corridors related to CWG 2010).

It was further resolved that tenders for the work be issued in three packages of about Rs. Four crores each, prioritizing the work for each tender in order of preference and importance.

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

ITEM NO. 20 (A-108)

1. **Name of the Sub.** : Strengthening of Water Supply System in NDMC Area.

Sub Head : Construction of Underground Tank with boosting arrangement at Kali Bari Marg near Water Supply Control Room.

3. **Name of the Deptt.** : Civil Engineering, PH Circle, Water Supply Division.

3. **Brief History of the Subject**

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

NDMC has constructed 25 Water Boosting Stations in its area and water drawn from DJB's various reservoirs and generated through tubewells is collected in underground reservoirs and further boosted. However, Talkatora Reservoir which supplies water to DIZ Area, RML Hospital, M.P's/Minster's Bungalow Area, Parliament House, Parliament House Annexe, President Estate and adjoining areas does not have requisite water levels and as such, duration of water supply is less from this Reservoir. Consequent upon this, complaints of low water pressure and short supply are received from these areas and, as such, necessity of a water boosting station i.e. construction of underground tank of 30 lac ltrs. capacity with boosting arrangement through 5 Nos. electric pumps and motors of 100 H.P. capacity at Kali Bari Marg was felt, for which an A/A & E/S amounting to Rs. 5,21,00,000/- was approved by the Council vide resolution No. 4(A-50) dt. 21st November, 2007. Earlier, this underground tank was proposed to be constructed in a vacant plot near water supply control room, however, since CPWD has drawn out their boundary wall in this plot, another site i.e. a park between Block 67 & 68, Sector-II, Kali Bari Marg, nearly opposite the previous site near water supply control room has been selected for the purpose of construction of underground tank. The park in question is in possession of Horticulture Department of NDMC for its maintenance. L&DO has been requested to allot this piece of land to NDMC for construction of tank and pump house which will be under the ground and the same landscaped as a park again by NDMC which will be accessible to the public. Till such time, allotment of park is made, L&DO has been requested to issue NOC for construction of tank. Chief Minister, Delhi has also written to Minister of Urban Development, Govt. of India in this regard. Reply, however, with regard to this is yet to be received.

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

After approval of A/A & E/S estimate for Rs. 5,21,00,000/- by the Council and sanction of detailed estimate by the Competent Authority, item rate tenders have been invited through E-Tendering System for an estimated cost of Rs.1,95,73,705/- by giving wide publicity through Delhi Govt. & NDMC Website and newspapers and the same have been opened on 29.12.08. One tender of M/s Tirupati Cement Products has been received for a cost of Rs. 3,04,07,969/- which works out to 55.35% above the estimated cost. The tendered cost works out to 13.30% above the justified cost. Keeping in view the importance of the work of construction of the underground tank for water supply purposes, to explore the possibilities of reduction in rates, negotiations were conducted through a Negotiation Sub

Committee under Addl. CE(C) and comprising of Sr.A.O.(W-1), EE(P-1), EE(W/S), EE(SM), EE(BM-II). Though, the contractor, at first showed his reluctance to reduce the rates, however, on persuasions, he offered a rebate of 7.5% on his tendered amount, thus, negotiated cost of tender of Rs.2,81,27,371/- works out to 4.83% above the justified cost. The overall cost of tender works out to 43.70% above the estimated cost of Rs.1,95,73,705/- against justified rates of 37.08% above the estimated cost.

5. Final Implications of the Proposed Subject :

As per the rates tendered by the M/s Tirupati Cement Products Ltd., an amount of Rs.2,81,27,371/- is likely to be incurred for execution of the scheme. Besides this, the work of laying of cables, restoration of road cuts and landscaping of area, so as to make the top of the underground tank and pump house green, will be carried out separately. A provision of Rs.5 lacs has been made in the revised budget proposal during 2008-09 and Rs.100 lacs in the budget proposals for the year 2009-10 for this scheme. However, after award of work the necessary budget provisions will be got revised as per requirement.

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

The time schedule of the scheme is given hereunder:--

- | | | | |
|----|--|---|---------------------------------|
| a) | Acceptance of Tenders | - | January. 2009. |
| b) | Start of Work | - | 15 th February, 2009 |
| c) | Completion of work | - | January 2010 |
| d) | Commissioning of the scheme | - | February 2010 |
| | (With time of completion
As 12 Months). | | |

7. Comments of the Finance Department on the Subject :

The Finance Department has observed as under:-

This is a major work. In response to call of open tenders, only one firm has participated. The negotiated offer of lone participant is at 43.70% above the estimated cost against the justification as checked by Planning at 37.08% above which is still higher by 4.83% than the justified rates. This being the first call and the offer of the lone firm being higher than the justified rates, though within the variation of 5%, there should have been retry by invoking provisions of section 16.7 of CPWD Manual Vol-II but Negotiation Sub-Committee headed by Addl. CE(C) has recommended the negotiated offer, considering importance of the work of construction of underground tank in question.

If, the department holds the view that retry is not likely to evoke desired results in the shape of adequate response and the correctness of justification is rechecked in the light of OM dated 31.12.08 issued by CPWD with regard to taking provision of contractor's profit in justification to ensure that elements of overheads listed in the OM referred to are not considered in the justification, negotiated offer of single bidder M/s Tirupathi Cement Product amounting to Rs.2,81,27,371/- (Rupees Two crore eighty one lac twenty seven thousand three hundred seventy one only) i.e. 43.70% above the estimated cost of Rs.1,95,73,705/- and against the justified rates of 37.08% above the estimated cost may be processed further for consideration of the Council further subject to i) availability of funds and ii) NOC from L & DO as sought vide letter no.D2299/EE(W/S) dt.15.08.08.

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

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

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

Tenders have been invited through E-tendering system by giving wide publicity to the tender through portals available at Delhi Govt. and NDMC website and Newspapers. Nevertheless, one tender has been received and considering importance of the work the negotiation Sub Committee headed by Addl. CE (C) recommended the negotiated offer of M/s Tirupathi Cement Products though the same is higher by 4.83% than the justified rates. Even if retried, there does not seem to be any possibility of receiving lesser rates.

As regards justification, the same is in conformity with the O.M. dt. 31.12.2008 issued by CPWD. Further, regarding i) availability of funds, a provision of Rs. 5 lacs has been made in the revised budget proposal during 2008-09 and Rs. 100 lacs in the budget proposals for the year 2009-10 for this scheme. However, after award of work, necessary budget provisions will be got revised as per requirement ii) the case for issue of NOC by L & DO is being pursued vigorously to the extent that the Chief Minister of Delhi has written letters to Minister of Urban Development Govt. of India, in this regard.

9. Legal Implication of the Subject :

Not applicable

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

Council resolution No. 4(A-50) dt. 21st November, 2007.

11. Comments of the Law Department on the Subject :

Not applicable

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

Not applicable

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

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

14. Recommendations :

The case is placed before the Council for consideration and acceptance of tenders of M/s Tirupati Cement Products for negotiated amount of Rs.2,81,27,371/- which works out to 43.70% above the estimated cost of Rs.1,95,73,705/-. The work is proposed to be taken up in hand at the earliest without seeking NOC from L & DO.

Approval may also be accorded to award the work in anticipation of confirmation of minutes of the Council.

COUNCIL'S DECISION

Resolved by the Council to accept the tender of M/s Tirupati Cement Products for the negotiated amount of Rs.2,81,27,371/-, which works out to 43.70% above the estimated cost of Rs.1,95,73,705/-; for the work of construction of underground tank with boosting arrangement at Kali Bari Marg near Water Supply Control Room.

It was noted that NOC from L&DO was still awaited despite many requests made by NDMC. The Council, therefore, further resolved that the work may be taken up at the earliest without waiting for NOC from the L&DO, but the Department may vigorously pursue with L&DO to obtain NOC at the earliest.

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

ITEM NO. 21 (A-109)**1. NAME OF THE PROJECT:**

Improvement works at Palika Kendra
S.H:- Improvement works at 4th floor Palika Kendra.

2. NAME OF THE DEPARTMENT CONCERNED:

Civil Engineering Department (Zone-II)

3. BRIEF HISTORY OF THE PROJECT:

The existing offices at 4th floor Palika Kendra were furnished at the time of construction i.e. during 1983-84. All the partition as well as furniture in these offices have already attained its full life and utility, which needs the replacement immediately. During one of the site visits of the Chairperson NDMC it was directed to improve / modify the Palika Kendra offices in a floor wise manner. Accordingly, the estimate for one complete floor (4th floor) is prepared by considering different Civil, Electrical and Furniture/Partitions works.

4. DETAILED PROPOSAL OF THE PROJECT:

The Composite Preliminary Estimate is prepared and checked by the Competent Authorities for an amount of Rs. 1,71,30,450.00 which includes the following main items :-

- a) Civil Works :- Rs. 16,35,950.00
Wooden frame work, Distempering/painting, POP, vertical blinds, wall paneling, Vitrified tiles flooring and fabrication work.
- (B) Modular Furniture:- Rs. 1,44,94,500.00
Supplying and placing required Tables, Chairs, Storages, Work Station, Partitions, File Cabinets etc. from M/s Godrej .
- (C) Electrical works: - Rs. 10,00,000.00
A lumpsum Rs. 10,00,000.00 is kept for replacement / rectification of Electrical provision at 4th floor Palika Kendra. The Detailed Estimate for the same shall be prepared by the Electrical Department after getting the Administrative Approval.

5. FINANCIAL IMPLICATIONS OF THE PROJECT:

The Composite Preliminary Estimate is framed on the basis of site requirements for an amount of Rs.1,71,30,450.00 which comprises of following works:-

- a) Civil Works :- Rs. 16,35,950.00
- (B) Modular Furniture:- Rs. 1,44,94,500.00
- (C) Electrical works: - Rs. 10,00,000.00
- Rs. 1,71,30,450.00

6. IMPLEMENTATION SCHEDULE WITH TIME LIMIT

3(Three) months from the award of work.

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT.

"With reference to department's response at page 17/N, it may be pointed out that the instant proposal was mooted in Feb'2008. It took about seven months to reach in FD for concurrence. Now we are in the middle of December but still not close to getting A/A & E/S from the Council. If floor wise A/A & E/S is processed in the similar manner, it may perhaps take years together for renovation of the whole building. FD therefore feels that consolidated proposals for the remaining floors or at least cluster of 3-4 floors could be taken up to save time, energy and benefit of rates of quantity in bulk. Subject to these comments as sufficient time has already lapsed in the instant proposals, we have no objection to department's proposals i.e. seeking A/A & E/S of Rs. 1,71,30,450.00 for the work noted at subject from the Competent Authority subject to ensuring adequacy of funds.

This issues with the approval of FA."

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

As observed by the Finance Deptt, it is agreed that all the future proposals/Estimates shall be prepared in cluster of minimum 3-4 floors of Palika Kendra simultaneously. The adequate funds are available.

9. LEGAL IMPLICATION OF THE PROJECT/SUBJECT:

NIL

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

NIL

11. COMMENTS OF THE LAW DEPARTMENT ON THIS PROJECT:

No Law Point involved

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

NIL

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

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

14. RECOMMENDATIONS:

The case is placed before the council for according Administrative Approval and Expenditure Sanction of the Preliminary Estimate amounting to Rs.1,71,30,450.00/- (Rs. One Crore Seventy One lacs Thirty thousands Four hundred fifty only) for Improvement works at 4th Floor Palika Kendra.

15. **DRAFT RESOLUTION:**

Resolved by the Council that A/A & E/S is accorded to the Preliminary Estimate amounting to Rs.1,71,30,450.00/- (Rs. One crore Seventy One lacs Thirty thousands Four hundred fifty only) for Improvement works at 4th Floor Palika Kendra.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the Preliminary Estimate amounting to Rs.1,71,30,450.00/- for Improvement works at 4th Floor Palika Kendra.

ITEM NO. 22 (A-110)**1. NAME OF THE SUBJECT/PROJECT:**

Sub.: Development of various markets in NDMC Area.

S.H. : Up-gradation of Baird Lane Market & surroundings.

2. NAME OF THE DEPARTMENT CONCERNED:

Civil Engineering Department/Estate-I.

3. BRIEF HISTORY OF THE SUBJECT/PROJECT:

This is one of the markets of NDMC and represents flagship community facility which is used extensively & meet the requirement of the nearby residents of their day-to-day items required for running of their houses. Based on the requirements, there is a need to upgrade the facilities up to acceptable standards, keeping in view with the modern trends and comfort levels by providing better facilities for the public who frequently visit this market by shifting of the existing shops at the back so as to facilitate with the above objectives.

4. DETAILED PROPOSAL OF THE SUBJECT:

C.A., NDMC has prepared drawings for a double storeyed shopping centre at Baird Land in which the shopkeepers of single storeyed shops on one side i.e. (SBS Place). The constructions of the new block shall be taken up in two phases by temporarily shifting the shopkeepers in the plot of land on Bhai Veer Singh Marg. Director (Estate)-I has already taken up the matter with L&DO for temporary allotment of said piece of land. The area which shall be available after demolition of the existing shops shall be developed for providing parking and other facilities for visitors to the market. It has been proposed to construct 84 Nos. shops in double strayed structure. The new shops shall be consists of a double storeyed load bearing structure having 2.1 metre wide passage at Ist floor in front of the shops The flooring of shops, corridor and staircase shall be of Kota stone. External finish shall be of Dholpur stone. Signages shall be provided as per Architectural Drawings as per specifications given in the drawings issued by the Architect Unit.

5. FINANCIAL IMPLICATION OF THE PRPOSED SUBJECT/PROJECT:-

The total expenditure on the project based on the design/plans prepared by the CA, NDMC for up-gradation of Baird Lane Market shall be Rs.2.76 crores. The expenditure shall be met with from the Budget Provisions of Rs. 50 lacs which exists in the current Year's Budget Book vide I 353.8-P-213 under the Head Development of Various Markets in NDMC Area.

6. IMPLEMENTATION SCHEDULE:

The work shall be completed within a period of 12 months after award of work.

7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT:

The estimate as proposed is otherwise in order. However, the issues need to be detailed/incorporated in the draft agendum for consideration and decision of the Council are: (1) the title of the land on which permanent structure is proposed to be built in the name of NDMC leaving no scope of any dispute later on, (2) status of permission from agencies like DUAC, L& DO, Metro etc. (3) conversion of existing tharas into permanent structure in such a way that it is in accordance with the policy in this regard, with a view to ensure that the action of conversion of existing status of these tharas does not violate the policy, if any, laid down by GOI and/or Council & (4) preparation of survey report thereof. The Project Report is still to be signed by CE(C-II) though in note portion at page 81/N, it has been stated that the same has been signed by the concerned Officer.

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

The observations of Finance are clarified as under:-

- (i) The land on which the shops have been proposed to be constructed is available between the existing shops and the boundary wall of Metro, as such no dispute will arise later on from any agency including Metro.
- (ii) The estimate has been prepared on the basis of drawings issued by the Architect Unit.
- (iii) NDMC has taken up the works for Up-gradation of various markets. The work for Baird Lane Market is being taken up accordingly.
- (iv) Provision has already been made for demolition of existing shops and due credit has been given to the estimate for serviceable material likely to be received for demolition of shops.

9. LEGAL IMPLICATION OF THE SUBJECT/PROJECT:-

There is no legal implication in the project.

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

A/A & E/S for Rs.68,13,900/- was accorded by the Council vide its Resolution No. 04-A-38 dated 17.10.07 for a single storeyed structure since the scope of the work has completely changed the earlier sanction may be treated as cancelled.

11 COMMENTS OF LAW DEPARTMENT ON THE SUBJECT/PROJECT:-

It has no law point. However, this needs to be seen, whether these were earlier transferred to SBSP, again to Baird Road and when were these shops / stalls constructed. Cost of demolished structure to be w/o.

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

The shops, which are now proposed to be housed in the new structure, were not earlier transferred to Shahid Bhagat Singh Place and then to Baird Lane. The shops / stalls were constructed about 40 years back. Cost of demolition and cost of serviceable material have been incorporated in the estimate.

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

CVC guidelines have been followed while processing the case.

14. RECOMMENDATION:

It is recommended that A/A & E/S for Rs.2.76 crores may be accorded by the Council for Up-gradation of Baird Lane Market and surroundings.

15. DRAFT RESOLUTION:-

Resolved that A/A & E/S for Rs.2.76 crores is accorded by the Council for Up-gradation of Baird Lane Market and surroundings.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction amounting to Rs.2.76 crore for Up-gradation of Baird Lane Market and surroundings. The earlier sanction accorded for this work amounting to Rs.68,13,000/- vide Council resolution No. 04(A-38) dated 17.10.07 stands withdrawn in view of this revised sanction.

ITEM NO. 23 (A-111)**1. Name of the Subject/Project :-**

Subject :- Improvement to NDMC School, Vinay Marg.

Sub-Head:- Construction of additional floor at 2nd floor and addition and alteration of Navyug School, Vinay Marg.

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

Civil Engineering Department, NDMC.

3. Brief History:

NDMC's School Building at Vinay Marg has been given to Navyug School Education Society to run a school, society has requested for upgradation of the building as they want to upgrade it to Senior Secondary School. Considering the need for required infrastructure for up gradation, the Chief Architect, NDMC had issued schematic drawings for the proposal for inviting comments of the user department as well as Civil Engg. Deptt. comments were offered, considering the ground situation and site conditions. After detailed deliberation with Architect Deptt., final drawings were issued.

The Specification recommended by C.A & considered in the P.E are detailed as below:-

- 1) Wall :- Walls with light weight material, i.e., CC hollow blocks with cement plaster on both side.
- 2) Roofing :- Roofing with pipe truss and polypropylene corrugated sheet with false ceiling.
- 3) Flooring :- Kota Stone in rooms as well as corridors.
- 4) Doors and windows :- (a) Doors will be of 35mm thick hard board non-decorative type with aluminium fittings (b) Windows shall be of MS sections.
- 5) External Finish :- The external wall shall be plastered and painted with exterior emulsion paint.

The P.E amounting to Rs.85,71,500/- duly checked by planning division has been concurred by Finance Deptt. The expenditure is proposed to be charged to the head ' Imp. to Navyug School, Vinay Marg. At present there is no budget provision under this head but the same has been sought in the R.B.E 2008-09 and B.E-2009-10.

4. Detailed proposal on the subject/project:

- (i) An estimate amounting to Rs.85,71,500/-has been framed on the basis of drawings/specifications issued by Architect Deptt., and structural drawing by the design division, a P.E amounting to Rs.85,71,500/- has been framed and place before the council for according A/A & E/S.

5. Financial implications of the proposed project:

A total financial implications of proposal in hand would be Rs. 85,71,500/- the amount had been worked out considering rates on the basis of DSR-07+5% contingencies and market rate for the items for which the rates are not available in the DSR.

There is a no budget provision for the current year budget book, however, the budget will be sought in the R.B.E. 2008-09 and B.E. 2009-10.

6. Implementation Scheme:

6 months from the date of award of work.

7. Comments of the Finance Department on the subject:

We have no objection to department's proposal amounting to Rs.85,71,500/- (Rs Eighty Five Lacs Seventy One Thousand Five Hundred Only) as checked by Planning at P-12/N subject to the conditions that department ensures and place on record a declaration that the are satisfied with the design and the same would be sustainable & workable from technical point of view and adequacy of funds.

This issues with the approval of F.A

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

The Preliminary Estimate amounting to Rs.85,71,500/- has bee concurred by Finance Deptt. subject to condition that the department ensures and place on record a declaration that they are satisfied with the design and the same would be sustainable and workable from technical point of view and adequacy of funds. In this regard it is clarified that the design has been carried out by the Design Division of NDMC and is quite satisfactory from

technical point of view. Sufficient funds have been sought in R.E 2008-09 and B.E 2009-10.

9. Legal implication of the project:

NIL

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

NIL

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

L.A has seen

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

No Comments

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

It is certified that all CVC guidelines have been followed.

14. Recommendations of CE(C-II)

The case is placed before the council for approval of the proposal & to accord Administrative approval and expenditure sanction to the preliminary estimate amounting to Rs. 85,71,500/-(Rupees Eighty Five Lacs Seventy One Thousand Five Hundred Only).

15. Draft Resolution:-

The council has resolved to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.85,71,500/-(Rupees Eighty Five Lacs Seventy One Thousand Five Hundred Only).

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.85,71,500/- for the construction of additional floor at 2nd floor and addition and alteration of Navyug School, Vinay Marg. The Department shall ensure that the existing structure is strengthened to take additional load, with all safety precautions. A certificate to this effect will be put on record by the Chief Engg. (C-II).

ITEM NO. 24 (E-11)**1. NAME OF THE SUBJECT/PROJECT: -**

Approval of conceptual plan of construction of a new building for Charak Palika Hospital by demolishing the existing structures on Veterinary Hospital Complex.

2. NAME OF THE DEPARTMENTS: -

Health (Medical Sector), Architect & Civil Engineering.

3. BRIEF HISTORY OF THE SUBJECT/PROJECT: -

This 150 bedded Charak Palika Hospital was commissioned in early sixties as a Primary Health Centre in Barracks to provide out patient care to the residents of the then nearby villages. It is situated on a plot of land measuring 8381 sq. meters. The total covered area of the building is 5247 sq. meters & has a ground coverage of 1659 sq. meters. This district level hospital provides the following services & facilities:

- A. OUT PATIENT SERVICES in the disciplines of medicine, surgery, gynae; cardiology, paediatrics, orthopaedics, eye, ENT, dentistry, anaesthesia & physiotherapy.
- B. INDOOR PATIENT CARE SERVICES in medicine, surgery, cardiology, orthopaedics, paediatrics, gynae; eye, ENT & thalassaemia.
- C. ROUND THE CLOCK EMERGENCY & CASUALTY SERVICES.
- D. DIAGNOSTIC SERVICES in biochemistry, haematology, serology, FNAC, X-rays, ultrasound, ECHO & ECG.
- E. OPERATIVE FACILITIES in surgery, orthopaedics, gynae; eye & ENT
- F. MCWC, Ayurvedic & homoeopathic services.

The existing building of the hospital was constructed in phases (detailed below) to make available the space required for introduction of various services/facilities from time to time in order to keep pace with the developments in the field of medicine and to inculcate confidence in the minds of the public with regard to the standard of the services provided by the hospital.

S. No.	Name of Facility/Building	Year of Introduction
01.	Primary Health Centre	Early sixties
02.	Maternity services	1968
03.	Construction of indoor block	1968
04.	Introduction of Specialist services in Gynae, Medicine, Surgery, Pathology, Anaesthesia.	1972-73
05.	Upgradation to a 50 bedded Hospital	1972
06.	Construction of OPD Block	1973
07.	Increase in bed strength to 100 beds & construction of additional indoor block	1978
08.	Introduction of Thalassaemia services	1981
09.	Construction of new O.T. Block on 1 st Floor	1984
10.	In case in Bed strength to 150 beds & introduction of Eye, ENT, Cardiology, Orthopaedic services and fulfilled emergency services	1986
11.	Construction of New OPD Block	1991-92
12.	Introduction of Ultrasound services	1993
13.	Physiotherapy Services	1996
14.	Automation of Biochemistry and Haematology Lab.	1998
15.	ECHO & Colour Doppler services	2000-01
16.	Air-conditioned private single rooms	2002-03
17.	Total Hip & knee replacement surgery	2003-04
18.	Arthroscopy services	2005
19.	C. R. X-ray services	2006
20.	Laparoscopic surgery	2008

The structural strength and the lay out of the existing building is neither capable of taking any additional load of construction nor permit any change/alteration in the structure required for the improvement of services because of the following reasons:

- i) A portion of the building has already been declared dangerous and required to be demolished.
- ii) The building foundations are not strong enough to take additional load of new construction. Thus there is no scope for expansion of services even by vertical addition despite availability of FAR under the building bye-laws. Even the construction of a new block is not possible because of restrictions in the lay out plan of the area.
- iii) The structure of the building does not allow any internal change in the building because of various technical reasons.

- iv) Space approximately equivalent to 1.5 storeys has been lost in the rock as the building is on the top of the rock. This valuable space could only be reclaimed by demolishing the existing structure.
- v) The absence of basement is causing a squeeze in the parking space and the space for various miscellaneous services.
- vi) The patient movement and the movement of the machines and other gadgets from one block to other are cumbersome because the floor levels of different blocks are at different levels.

The construction of a new building by demolishing the existing structure would necessitate closing down of hospital services for a substantial period of time. But such a situation can not be allowed to arise in consideration of the importance and the essential nature of the hospital services.

The public find it difficult to reach the hospital as it is at a distance of 500 to 800 meters from the nearest bus stand and no public transport is available between the hospital and the bus stops on the Ring Road and Shanti Path.

Since the Veterinary Hospital Complex is on the main Shanti Path and is well connected both by road and rail, hence easily approachable. Consequently the department has proposed shifting of Charak Palika Hospital to the Veterinary Hospital Complex by constructing a new building after demolishing the existing structures there on.

4. DETAILED PROPOSAL OF THE SUBJECT/PROJECT: -

A 6 storey building with 2 level basement has been proposed for Charak Palika Hospital after demolishing the existing structures on the Veterinary Hospital Complex constructed on approximately 7300 Sq Meters plot. Shifting of the adjacent primary school has also been proposed to provide additional space required for fulfilment of various basic requirements of the project. The following structures would require demolition: -

- i) Existing Veterinary Hospital building.
- ii) Central Medical Stores (allopathic & Indian system of medicine)
- iii) Residential Quarters:
 - Type V= 2
 - Type IV=4
 - Type I= 12
- iv) Artificial Insemination Centre.

- v) Medical Stores (Vet.) Delhi Govt.
- vi) Premises occupied by Enforcement Unit (Monkeys & Large Animals)
- vii) Delhi Govt. lab.
- viii) Adjacent Primary School Building.

ALTERNATE SITES PROPOSED FOR THE EXISTING UNITS: -

- i) VETERINARY HOSPITAL: It will continue to function from its existing building till the completion of the project. Later on it would be shifted to the existing OPD block of CPH.
- ii) CENTRAL MEDICAL STORES: are being shifted to the basement of Dharam Marg Building.
- iii) RESIDENTIAL QUARTERS: Dir. (MH) will allot alternate accommodation.
- iv) PRIMARY SCHOOL. The children of the school will be shifted to the nearby schools.
- v) Delhi Govt. Units will be adjusted as per availability of space.

PROPOSED USE OF THE EXISTING CPH PREMISES: -

- i) Construction of Multi storey Residential complex for the essential duty staff.
- ii) Shifting of the Veterinary Hospital & other Ancillary Units.

5. FINANCIAL IMPLICATIONS: -

Civil Engineering department will work out the financial implication in detail after the approval of the conceptual plan. An allocation of a token sum of Rs. one crore has been sought provisionally under the plan schemes for the year 2009-10.

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

Three years.

7. COMMENTS OF THE FINANCE DEPARTMENT/ EMPOWERED COMMITTEE ON THE SUBJECT: -

- 1. The primary school whose land has been proposed for hospital project should not be closed down but should be shifted to new premises.

2. The feasibility of management of various maintenance services on PPP model be explored to widen the scope of use of the proposed building.

8. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF THE EMPOWERED COMMITTEE: -

1. There is no proposal to close down the school. The children would be shifted to another place.
2. The question of management of various hospital services on PPP model would be decided at appropriate time as per NDMC policy on the subject.

9. LEGAL IMPLICATIONS OF THE SUBJECT/PROJECT: -

N.A.

10. DETAILS OF PREVIOUS COUNCIL RESOLUTION/ EXISTING LAW OF PARLIAMENT & ASSEMBLY ON THE SUBJECT: -

N.A.

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

None.

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

N.A.

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

N.A.

14 RECOMMENDATIONS: -

The proposal of conceptual plan may be approved for:

- i) Shifting of Charak Palika Hospital from its existing site to Veterinary Hospital Complex.
- ii) Construction of a new building for Charak Palika Hospital as proposed **(Annexure-A) (See pages 136 – 146)** after demolishing the following existing structures:
 - a) existing Veterinary Hospital building
 - b) Central Medical Stores (Allopathic & Indian System of Medicine)
 - c) Residential Quarters.
 - d) Space occupied by Artificial Insemination Unit, Vet. Medical stores of Delhi Govt. Enforcement Unit for monkeys & large animals, incinerator and lab.
 - e) Shifting of school & demolition of its building.

COUNCIL'S DECISION

Resolved by the Council to accord in principle approval to the plan of shifting of Charak Palika Hospital from its existing site to Veterinary Hospital Complex as proposed in Annexure 'A' of the preamble after demolishing the following existing structures:

- a) Existing Veterinary Hospital building.
- b) Central Medical Stores (Allopathic & Indian System of Medicine)
- c) Residential Quarters.
- d) Space occupied by Artificial Insemination Unit, Vet. Medical stores of Delhi Govt. Enforcement Unit for monkeys & large animals, incinerator and lab.
- e) Shifting of school & demolition of its building.

It was also advised that the Department shall make a presentation on the subject to the Members of the Council on mutually agreed date/time. The approval was further subject to the condition that shifting of the students studying in the NDMC school adjoining Veterinary Hospital Complex in the neighboring NDMC schools will be ensured in such a manner that education of the children is not affected in any manner. This is a pre-condition for vacation of the school building.

Annexure 136-146

Annexure End

ITEM NO. 25 (A-112)**1. Name of the subject/project:**

Sub.: Streetscaping of NDMC Roads

SH: Streetscaping of Tees January Marg, Tees January Lanes & Adjacent Roundabouts.

2. Name of the Department/departments concerned

Civil Engineering Department, Road-IV Division.

3. Brief history & detailed proposal of subject/project

- (a) A decision was taken in the year 2006 to take up ten important roads for streetscaping & M/s OASIS Design was appointed as landscaping consultant for a package of four roads & development of Hanuman Mandir Vatika with Tees January Marg & Lane as one of the roads taken up for streetscaping.
- (b) Since Gandhi Smriti is located on Tees January Marg & is visited by tourists from other parts of the country and world, it was decided to beautify the roads surrounding the Gandhi Smriti i.e. Tees January Marg, Tees January Lane & adjacent roundabouts.
- (c) Accordingly as per terms of agreement consultant submitted the conceptual design for proposed streetscaping of Tees January Marg & Lane. A presentation was made by M/s OASIS Design of conceptual plan on 26 Jun.'06 when Chairperson, E-in-C and other NDMC officers were present. Conceptual plan was also shown to the President, Gandhi Smriti. The conceptual plan of Tees January Marg and Lane was finally approved by Chairperson in Sep.'06.
- (d) Based on the approved conceptual plan the Preliminary Estimate was approved & Administrative Approval & Expenditure Sanction for Rs.7,63,04,600/- was accorded by the Council vide Resolution No. 2(A-71) dated 13 Feb.'08.
- (e) Accordingly tenders were called by giving wide publicity in all leading newspapers and on Delhi Govt. & NDMC Website. Only one bid of M/s Devi Construction Company was received on 23 Sep.'08

- (f) M/s Devi Construction Company quoted 47.84% above the Estimated Cost of Rs.6,08,61,214/-. The tender was scrutinized by Planning of Project Team and the justification based on the survey of market rates was prepared which works out to 25.91% above the Estimated Cost of Rs. 6,08,61,214/-.
- (g) Since the quoted rates were higher than the justified rates and due to fact that rates of steel and cement had dropped recently and being a time bound project related to CWG 2010 the possibility of reduction of rates through negotiation with the lowest bidder was explored and after approval of Competent Authority Negotiation Committee constituted as per standing order No. FD(U-1)/2005-06/D dated 11 Apr.'05 carried out the negotiation with M/s Devi Construction Company. M/s Devi Construction voluntarily gave rebate of 10.70% on his quoted rate and the negotiated amount works out to Rs.8,03,49,083/- which is 32.02% above the Estimated Cost of Rs.6,08,61,214/- against the justification of 25.91% above the Estimated Cost. The negotiation offer is 4.86% above justified cost which is within the permissible limit specified in CPWD manual.
- (h) The case was placed before Empowered Committee on 19 Jan.'09 & after detailed deliberations it was decided that the case be placed before the Council for acceptance of single negotiated offer of M/s Devi Construction Company at 32.02% above the Estimated Cost of Rs.6,08,61,214/- with a negotiated amount of Rs.8,03,49,083/- for the work of Streetscaping of Tees January Marg, Tees January Lanes & Adjacent Roundabouts & accord of Revised Administrative Approval & Expenditure Sanction by Council for Rs.8,03,49,083/- .
- (i) The extended validity period of tender is upto 31 Jan.'09.

4. Financial implications of the proposed subject/project:

The Financial implications of the scheme works out to Rs.8,03,49,083/-.

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

The schedule time of completion of work is 18 months after award of work.

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

The Finance Department vide diary No. 86/Finance/R-Civil dated 15 Jan.'09 has no objection for processing the case further

- (a) Subject to the satisfaction of the department about the correctness of the justification.
- (b) Checking of justification in consultation with SE(P) & taking into account the clarification as contained in OM No. DGW/MAN/09 dated 31 Dec.'08.
- (c) Certification that firm fulfills the eligible criteria.

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

- (a) It is confirmed that the justification has been checked correctly based on labour rates in market notified on Delhi Govt. website and market rates of materials.
- (b) Since the work is in project mode the justification has been checked by planning of project team keeping in view the clarification contained in OM No. DGW/MAN/09 dated 31 Dec.'08.
- (c) It is certified that firm fulfills the eligible criteria.

8. Legal Implications of the subject/project

There are no legal implications.

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

Administrative Approval & Expenditure Sanction to the Preliminary Estimate amounting to Rs.7,63,04,600/- was accorded by Council vide Resolution No. 02(A-71) 13 Feb.'08.

11. Comments of the Law Department on the subject :

No comments.

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

No comments.

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

It is certified that CVC guidelines have been followed while tendering.

14. Recommendations :

The case is placed before the Council

(a) For acceptance of single negotiated offer of M/s Devi Construction Company at 32.02% above the Estimated Cost of Rs.6,08,61,214/- with a negotiated amount of Rs.8,03,49,083/- for the work of Streetscaping of Tees January Marg, Tees January Lanes & Adjacent Roundabouts & accord of Revised Administrative Approval & Expenditure Sanction by Council for Rs.8,03,49,083/-

(b) To initiate further action in the matter in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval & expenditure sanction amounting to Rs.8,03,49,083/- and to accept the negotiated offer of M/s Devi Construction Company at 32.02% above the Estimated Cost of Rs.6,08,61,214/- with a negotiated amount of Rs.8,03,49,083/-, for the work of Streetscaping of Tees January Marg, Tees January Lanes & Adjacent Roundabouts.

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

ITEM NO. 26 (A-113)**1. Name of the subject/project:**

Sub.: S/R of Roads in NDMC Area

S.H.: Providing Mastic Asphaltic wearing course (RAIP 2006-07) at Roundabouts in R-IV Division.

2. Name of the Department

Civil Engineering Department, Road-IV Division.

3. Brief history of the Subject/project

- a) A comprehensive plan for improvement of roads, footpath, lanes by lanes, Roundabout and drainage system in NDMC area was approved in principle by the Chairman on 12 Mar.'07.
- b) In the proposed programme Mastic overlay treatment of Roundabouts was included at following locations in Chanakya Puri Area.

(a)	Panchsheel Marg-Nyay Marg	- Roundabout
(b)	Rajaji Marg, Tyag Raj Marg K.Kamraj Marg	- Roundabout
(c)	Krishna Menon -K.Kamraj Marg	- Roundabout
(d)	Niti Marg - Panchsheel Marg	- Roundabout
(e)	Shanti Path - Satya Marg	- Roundabout
(f)	Shanti Path, Niti Marg - Nyay Marg	- Roundabout
(g)	Satya Marg - Nyay Marg	- Roundabout
(h)	Niti Marg - Satya Marg	- Roundabout
(i)	Vinay Marg - Panchsheel Marg	- T-Junction

The mastic wearing course of these roundabouts/T-Junction was laid between 1998-2000.

- (c) Due to prolonged use these roundabouts have outlived their life and are due for resurfacing. The riding quality of these crossings/roundabouts has also gone bad as a result of which lot of inconveniences is being faced by the motorists.

- (d) Administrative approval and expenditure sanction for Rs.1,51,38,000/- was accorded by the Council vide Reso. No. 03(A-I) dt. 28 April' 08.
- (e) Accordingly tenders were called for & opened on 11 Sep.'08. Six agencies quoted their rates and M/s Uday Const. was lowest with quoted rates of 65.98% above the Estimated Cost of Rs.1,18,10,175/-. After opening of tender M/s Uday Const. requested that the rates quoted by him for major items were filed by mistake and therefore, the quoted rates were not workable and he withdrew his offer. The tender of M/s Uday Const. was rejected with forfeiture of 50% Earnest Money and firm was debarred for tendering in NDMC for two years.
- (f) In second call the tenders were invited after wide publicity with & were opened on 14 Nov.'08. Three tenders were opened through e – tendering. M/s Wilco Engineers quoted the lowest rates 93.62% above the Estimated Cost of Rs.1,18,10,175/- with tendered Amount of Rs.2,28,66,345/- against the justification of 125.62% above the Estimated cost.
- (g) The tender has been scrutinized by the Planning of the Project Team & lowest offer of M/s Wilco Engineers has been found within the justified rates.
- (h) The case has been concurred by the Finance Department also.
- (i) The case was placed before Empowered Committee meeting on 19 Jan.'08 & after detailed deliberations it was decided that the case be laid before the Council for acceptance of the lowest offer M/s Wilco Engineers @ 93.62% above the Estimated Cost of Rs.1,18,10,175/- with tendered amount of Rs.2,28,66,345/- and accord of Revised Administrative Approval and Expenditure Sanction for Rs.2,28,66,345/-.
- (j) The validity of tender is upto **12 Feb.'09**.

4. Detailed Proposal

- (a) Sealing of cracks and filling up open joints.
- (b) Providing and applying tack coat with bitumen of 80/100 grade.
- (c) Providing and fixing chicken wire mesh (22 gauge).
- (d) Providing and laying 25 MM thick asphaltic wearing course with bitumen grade 85/25 confirming to IS : 702.

5. Financial implications of the proposed subject/project:

The financial implications of the proposal comes out to Rs.2,28,66,345/-.

6. Implementation schedule with timelines for such stage including internal proceeding

The time period for the completion of work is six months after award of work.

7. Comments of the Finance Department on the subject :

The Finance Department vide dairy No. 83 dt. 09/16 Jan.'09 has no objection for acceptance of lowest offer of M/s Wilco Engineers @ 93.62% above the Estimated Cost subject to following:

- a) Lowest offer remains lower than the justified rates to be rechecked in consultation with SE(P) in the light of Office Memorandum NO DGW/MAN/169 dated 31 Dec.'08
- b) Certification that due publicity of NIT has been given & Copy of the order of Competent Authority for adopting CPWD works Manual 2007 in the support of publicity time as per this manual be added to the file for records.

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

- a) It is certified that the lowest offer remains lower than the justified rates after checking in light of Office Memorandum No. DGW/MAN/169 dated 31 Dec.'08. The justification has been checked by the planning of the project team as the work has been taken up in project mode.
- b) It is certified that due publicity was given including on the website and three tenders were received through e-tendering. The copy of the order of Competent Authority indicating that Council vide Reso. 3(ii) dt. 29.09.97 has resolved that CPWD manual as amended/modified/updated from time to time shall continue to be adopted in NDMC subject to limitation of administrative and financial powers as provided in the NDMC Act. has been added in the file.

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

The Administrative Approval & Expenditure Sanction for Rs.1,51,38,000/- was accorded vide Reso. No. 03(A-1) dated 28 Apr.'08.

10. Comments of the Law Department on the subject :

No comments.

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

No comments.

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

Certified that Necessary guidelines of CVC have been followed during process of tendering.

13. Recommendations:

The case is placed before the Council

- (a) For acceptance of the lowest offer M/s Wilco Engineers @ 93.62% above the Estimated Cost of Rs.1,18,10,175/- with tendered amount of Rs.2,28,66,345/- and accord of Revised Administrative Approval and Expenditure Sanction for Rs.2,28,66,345/-.
- (b) To initiate further action in the matter in anticipation of approval of minutes of Council meeting.

COUNCIL'S DECISION

Resolved by the Council to accord administrative approval and expenditure sanction amounting to Rs.2,28,66,345/- and to accept the lowest offer of M/s Wilco Engineers @ 93.62% above the Estimated Cost of Rs.1,18,10,175/- with tendered amount of Rs.2,28,66,345/- for the work of providing mastic asphaltic wearing course (RAIP 2006-07) at Roundabouts in R-IV Division.

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

ITEM NO. 27 (C-40)**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 December, 2008 have been prepared.

A list of the contracts, entered into for the various schemes, is accordingly laid before the Council for information. **(See pages 156 – 167).**

COUNCIL'S DECISION

Information noted.

ITEM NO. 28 (C-41)**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 November, 2008 had already been included in the Agenda for the Council Meeting on 17.12.2008.

A report on the status of execution of the ongoing schemes/works awarded upto December, 2008 is placed before the Council for information. **(See pages 169 – 199).**

COUNCIL'S DECISION

Information noted.

Annexure End

ITEM NO. 29 (M-7)**1. Name of the Subject / Project:**

For seeking Decision of the Council with regard to the running of the Smt. RKK Gyan Mandir School – Tees January Lane, New Delhi by the NDMC as a Middle / Primary School and taking the Complete Responsibility of the school children and the Teaching Staff / other members of the staff / employees of the school – in all respect.

2. Name of the Department: Education**3. Brief History of the Subject / Project:**

Since 1967, the Smt. RKK Gyan Mandir Middle School is being run from temporary structure as a recognized aided middle school within the territorial limits of the NDMC. The school is getting aid to the extent of 95% from the Delhi Government while the balance 5% is being contributed by the Gyan Mandir Society.

-Vide letter dated **06.06.1975** the Society was informed on behalf of the Government that its request for allotment of site at Sadiq Nagar for the construction of a Middle School would be considered.

-The Gyan Mandir Society in its meeting dated **14.08.1977** resolved that the Smt. RKK Gyan Mandir Middle School would be needed to be shifted to a proper building in the close proximity thereof for which it would obtain approval of the Director of Education before implementing the scheme.

-Vide letter dated **28.10.1977** (III-4(272)/77/1724 the L&DO allotted land measuring 2.284 acres at Sadiq Nagar to the Society for the purpose of running a middle school.

-Memorandum of Agreement dated **27.06.1985**, entered into between the President of India and the Gyan Mandir Society for the allotment of land measuring 2.284 acres for the purpose of constructing a school building. In the said memorandum it was inter alia AGREED that the site in question i.e. 30, January Lane, New Delhi that had been allotted TEMPORARILY to the society would be surrendered to the Government and that after the construction of the school building and adherence to the provisions of the Agreement a Lease Deed would be executed by the Government / L&DO.

-On **14.05.1990** the L&DO wrote to the Society that the plot of land would be handed over and the site at Tees January Marg would be taken over from the society.

- On **15.05.1990** the society was informed that the Sadiq Nagar site would be handed over provided that non vacation of the Tees January Site would entail damages for unauthorized occupation.

-Allotment and possession was therefore made subject to the vacation of the Site at Tees January Marg.

-On **21.05.1990** possession of the Sadiq Nagar land was taken by the Society.

-That Gyan Mandir Society in its meeting dated **07.09.1994** resolved that the school needed to be shifted and it was resolved that the Society would obtain approval of the Director of Education in this regard and that the Society would do everything which was permissible under the rules to provide suitable infra-structure to the school so that the school could be run in a proper and decent manner.

-Lease Deed dated **29.10.1996** was executed in respect of the allotted land measuring at Sadiq Nagar, consequent to the Memo of Agreement and other letters stated above.

-The Gyan Mandir Society started a new public school in the name and style of "INDIAN SCHOOL", at the said site / Sadiq Nagar and also continued to run Gyan Mandir School. Also, Indian School was upgraded to Senior Secondary level.

4. Detailed Proposal on the Subject / Project:

Correspondence between the NDMC & L&DO

-On **27.8.2001**, the L&DO wrote a letter to the Chairman, NDMC

In para 3 of this letter, it was stated – "It was indicated by the then Chairman, NDMC that they are willing to take over the said school and also that it is one of the obligations of NDMC to provide such schools in its jurisdiction which may serve to the lower strata of Society / children belonging to Socio-Economically Backward Classes / Weaker Sections." The L&DO stated that it was being contemplated to allot the said plot of land at Tees January Marg to the NDMC and also hand over the school on "as is where is basis" for running the school on usual terms and conditions. It was also stated that in case NDMC was interested to accept the same, the L&DO be intimated of the same. **(Annexure- I) (See pages 204 – 205)**

-Vide letter dated **08.11.2001**, Secretary NDMC informed the L&DO that the NDMC was interested in accepting the offer of taking over the plot along with school building and its assets at Tees January Marg, New Delhi but not that the NDMC would absorb the teachers and the employees of the school.

(Annexure-II) (See page 206).

-Vide letter dated **15.4.2002** the L&DO allotted the said plot of land on "as is where is basis" along with school building and its assets to NDMC for primary school on usual terms and conditions. Various other terms were also intimated in this letter.

(Annexure-III) (See pages 207 – 208).

-On **27.2.2003** in a meeting chaired by the Hon'ble Chief Minister of Delhi, the NDMC seemed to have expressed its inability to take over and run any such aided school which is after the allotment letter dated 15.04.2002 of the L&DO.

(Annexure-IV) (See page 209)

-On **07.03.2006** the L&DO requested the Gyan Mandir Society to deliver vacant and peaceful possession of the school site on 08.03.2006. **(Annexure-V) (See page 210).**

-The Gyan Mandir Society vide letter dated **08.03.2006** intimated to the L&DO that it was not possible to hand over the vacant and peaceful possession of the said site in as much as it involved running of school with 95% government aid and 365 students. It was inter-alia indicated that the school was a government aided school which concerned the Directorate of Education GNCT Delhi GNCT Delhi and that they were requesting the department to advice the steps that ought to be taken regarding the school and the future of the students. The Society expressed its willingness to shift the students of this school to Indian School located at Sadiq Nagar.

-On **08.03.2006** the possession was taken over by the NDMC from the L&DO (and not from the society) on "as is where is basis" and the proposal of the L&DO to hand over the school to NDMC was given effect to on 08.03.2006.

(Annexure-VI) (See page 211).

-Letter dated **17.03.2006** written by Gandhi Smriti and Darshan to the then Chairperson, NDMC to run the school. **(Annexure-VII) (See page 212).**

Correspondence between the L&DO to Gyan Mandir Society

Letter / clarification dated **16.05.2006** written by the L&DO to Gyan Mandir Society clarifies as under :

"the site has been taken over from the society on as is where is basis without any responsibility of the school staff and students. The entire responsibility in respect of the teachers and staff of the school as well as the students rest with the Society.

(Annexure-VIII) (See page 213).

Directorate of Education, GNCT, Delhi.

Directorate of Education GNCT Delhi on **03.08.2006** sent the status report **(Annexure-IX) (See page 214)** with respect to the Smt. RKK Gyan Mandir Middle School to the then Secretary, NDMC containing the following proposal subject to the approval of the Hon'ble Lt. Governor:

1. *The above said aided school may be allowed to be closed down.*
2. *The employees of the school who would be then rendered surplus may be allowed to be absorbed U/s 47 of Delhi School Education Act & Rules, 1973 in other Aided Schools of Delhi Govt.*
3. *The children of the school may be allowed to be adjusted in neighbouring NDMC schools as per their proposal.*

-WP(C) 11778/2006 – When the Society refused to absorb the teachers / school staff in its Indian School and shirked in its responsibility in taking liability or absorbing the school staff of 30, January Marg, the teachers / employees of the School filed Writ Petition in the Delhi High Court praying for cancellation of the allotment of the site at Sadiq Nagar / de-recognition of the Indian School / to shift the Smt. RKK Gyan Mandir Middle School and for protection of the services of the School Teachers and the members of the Staff of the Smt. RKK Gyan Mandir Middle School. **(Annexure-X) (See pages 215 – 221).**

-Judgment dated **20.09.2007** of the High Court – The Ld. Single Judge held that the running of the "INDIAN SCHOOL" and discontinuing the Smt. RKK Gyan Mandir Middle School amounted to closure without approval from the competent authority and therefore the Society was responsible for the Teaching Staff and Staff of the School, Directions were issued to the Society to accommodate the teachers and students of the Indian School and that salary / emoluments etc be paid forthwith. The GNCT of Delhi was directed to ensure compliance of the said directions.

LPA No. 1307/07- The Society has challenged the said Judgment of the Ld. Single judge in Letters Patent Appeal before the Division Branch of the High Court which is pending consideration. (Stand of the MCD and court orders dated **28.11.2008 (Annexure-XI) (See pages 222 – 225)** & 16.12.2008 have been stated above at the outset).

During hearings and arguments in the LPA, the Court has passed orders dated **28.11.2008 (copy enclosed)** and 16.12.2008. During the hearings, the arguments on behalf of the Council was that Chairperson NDMC had agreed to take over the school on 'As is where basis', which means that the Chairperson had agreed to take over the land, the buildings, the school, the teachers and the staff. The view of the chairperson is

available in letter dated 16.05.2006 from the L&DO to the Gyan Mandir Society that the L&DO has taken over the land from the Society without responsibility of the school, staff and the students. The entire responsibility in respect of the teachers and staff of the school as well as the students rest with the Society.

2. The Chairperson appears to have agreed to take over the land and buildings as per the terms of allotment to run the school and accommodate the students in other school of NDMC. It is not on record that Chairperson agreed to take over the responsibility of the teachers and staff.

3. Council's decision is sought for –

- (i) as to whether the land and temporary building be taken over to run a school on the terms and conditions of the letter of allotment of land from the L&DO ;
- (ii) the school is being run in temporary structures. If the school is to be run as a model school, a new school building will have to be constructed and that may take some time ;
- (iii) the students from this school can be accommodated in other schools pending construction of the building;
- (iv) teachers are recruited through DSSSB. If the teachers and staff are taken by Council, they would not be from DSSSB and their seniority vis-à-vis existing teachers may be resented by others.
- (v) the responsibility of taking over of the teachers and staff would involve payment of pensions to the teachers and staff, who have already retired, salary and wages of the existing staff, pensionary benefits of existing staff as and when they retire at the age of superannuation and pension to them after superannuation.

4. The Hon'ble Court has been informed that Council decision on the issue would be sought and placed before the Hon'ble Court. Next date of hearing is 09.02.2009. The financial implications cannot be immediately worked out as there may be past liabilities, current liabilities and future liabilities which can be ascertained only after a decision is taken by the Council as to whether to take over the school, the teachers and the staff of the Middle School, as aforesaid.

COUNCIL'S DECISION

After considering all facts and detailed discussion in the matter, it was resolved by the Council that NDMC may take over the school building and other assets on as is where is basis, subject to the following conditions:-

- a) The children studying in the school may be accommodated in adjoining/nearby NDMC schools.
- b) Teachers and staff of the school cannot be taken over and adjusted in NDMC, keeping in view the recruitment policy and other administrative issues.
- c) The responsibility for adjustment of the teachers & the staff rest with either the Management of the school or Directorate of Education, GNCT of Delhi as per their approved policy and not with NDMC.

While approving various proposals, the Council directed the departments to ensure quality of works, as per prescribed and approved standards/specifications and also to ensure completion of the works by the timelines indicated in each case.

(VIKRAM DEV DUTT)
SECRETARY

(PARIMAL RAI)
CHAIRPERSON

Annexure 204-225

Annexure End.