

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

**COUNCIL'S MEETING NO. 01/2011-12 DATED 20.04.2011 AT 3-00 P.M.**

**Arrangement of business**

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

Sub: S/R of Roads in NDMC Area

SH: Resurfacing of lanes/bylanes in the area of R-IV Division

**2. Name of the Department**

Civil Engineering Department, Road-IV Division

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

- (a) CRRI after detailed structural and functional evaluation has recommended 25 semi-dense Bitumen Concrete (SDBC) over 50 mm dense Bituminous Macadam (DBM) for 32 lanes as per **Annexure 'A' (See page 6)** which are falling in jurisdiction in R-IV Division.
- (b) Accordingly Preliminary Estimate for Rs. 6,33,63,800/- was approved by the Council vide Resolution No. 02(A-13) dated 16 Jun.'10. Based on accord of Administrative Approval & Expenditure Sanction by the Council the tenders were called after completion of all the codal formalities. The technical bid was opened on 08 Dec.'10 and seven contractors participated and the technically evaluation committee after scrutiny of the documents found six contractors eligible for opening of Financial Bid. The Financial bid was opened on 28 Dec.'10 and the following contractors detailed as under are eligible:-

<b>S. No.</b>	<b>Name</b>	<b>Estimated Cost</b>	<b>Tendered amount</b>	<b>Rate Quoted</b>	<b>Remarks</b>
1.	M/s Chaudhary Construction Company	Rs.5,44,27,958/-	Rs.6,55,95,766/-	20.52% above	EMD deposited
2.	M/s HR Buuilders	-do-	Rs.5,77,97,843/-	6.19% above	-do-

3.	M/s KCC Buildcon Pvt. Ltd.	-do-	Rs.5,33,80,963/-	1.92% below	-do-
4.	M/s K.R. Anand	-do-	Rs.6,11,85,031/-	12.42% above	-do-
5.	M/s Mahavir Prasad Gupta	-do-	Rs.6,22,90,008/-	14.45% above	-do-
6.	M/s Satya Parkash Bro. Pvt. Ltd	-do-	Rs.7,44,80,389/-	36.84% above	-do-

- (c) M/s KCC Buildcon Pvt. Ltd. is the lowest bidder with tendered amount of Rs. 5,33,80,963/- which is 1.92% below the Estimated cost of Rs. 5,44,27,958/- against justification of rates of 38.3% above the Estimated Cost.
- (d) The rates quoted by the lowest bidder after scrutiny by Planning have been found to be reasonable and recommended for accepted by the Council.
- (e) The Finance Deptt. has concurred the proposal for award of work to lowest bidder i.e. M/s KCC Buildcon Pvt. Ltd.
- (f) The extended validity of tender is upto **30 Apr.'11**.

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

- (a) Tack coat using bitumen emulsion (rapid setting) @ 0.25 kg/M<sup>2</sup>.
- (b) Sealing the crack using hot rubberized bitumen 80/100 @ 9kg/10 Sqm.
- (c) 50 mm thick Dense Bitumen Macadam.
- (d) 25 mm thick Semi Dense Bitumen Concrete(SDBC).
- (e) Thermoplastic Road Marking Paint.

#### **5. Financial Implication of the proposed Project/Subject.**

The financial implications of the proposal works out to Rs.5,33,80,963/-

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

The schedule period for completion of work is Six Months after award of work.

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

The Finance Department vide diary No. 334/Finance/R-Civil dated 01 Mar.'11 & 631/PS/FA/D/11 dated 31 Mar.'11 has concurred the proposal of the department to award the work to lowest bidder i.e. M/s KCC Buildcon Pvt. Ltd.

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

No comments in view of concurrence by Finance Department.

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

Nil

**10. Details of previous Council Resolution existing law of Parliament and Assembly on the Subject.**

The Administrative Approval and Expenditure Sanction was accorded by Council vide Agenda Item No. 02(A-13) dated 16 Jun.'10 for Rs.6,33,63,800/-

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

No comments.

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

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 have been followed during tendering.

**14. Recommendations :-**

The case is placed before the council for consideration and

- (a) Accord of Approval to award the work to lowest bidder i.e. M/s KCC Buildcon Pvt. Ltd. which is 1.92% below the estimated cost of Rs. 5,44,27,958/- against the justification of 38.03% above the estimated cost with tendered amount of Rs.5,33,80,963/- for the work of "S/R of Roads in NDMC Area. SH:- Resurfacing of lanes/bylanes in the area of R-IV Division".
- (b) To initiate further action in anticipation of confirmation of minutes for the council meeting.

**COUNCIL'S MEETING**

Resolved by the Council to accord approval for award of the work of "S/R of Roads in NDMC Area. SH:- Resurfacing of lanes/bylanes in the area of R-IV Division" to the lowest bidder i.e. M/s KCC Buildcon Pvt. Ltd. at the tendered amount of Rs.5,33,80,963/- which is 1.92% below the estimated cost of Rs.5,44,27,958/- against the justification of 38.03% above the estimated cost for the work.

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

**ANNEXURE 'A'**

1. Krishna Menon Lane No.-1
2. Krishna Menon Lane No.-2
3. K.Kamraj Lane
4. Tyagraj Lane No.-1
5. Tyagraj Lane No.-2
6. Kushak Lane No.-1
7. Kushak Lane No.-2
8. Kushak Lane No.-3
9. Teen Murti Lane 1, 2, 3 & 4
10. Moti Lal Nehru Lane
11. Rizal Marg
12. Artigas Marg
13. Side Service Road of Primus Hospital
14. Back Lane of OMAN Embassy
15. Side service road UAE Embassy
16. Side service road of Austria Embassy
17. Cross Road No. 1, 2, 3, 4, 5 (Chandra Gupta Marg to Niti Marg)
18. Back Side service road of A,B,C,D,E,F,X & Y Crescent.
19. Side lane of Kautilya Marg.
20. Side lane of Chattisgarh Bhawan.
21. Kaventor Lane
22. Back lane of Anchal School
23. B-Crescent
24. C-Crescent
25. Parallel road of S.P. Marg
26. Service Road behind Sanjay Camp

27. Lane in front of Thai Embassy
28. Service Road around Singapore Embassy
29. Service Road of Adment Hallery Marg
30. Service Road around Rose Garden
31. Parking at Ashok Hotel
32. Service Roads/ Lane of D-I, D-II flats.



**ITEM NO. 02 (B-01)**

(1) **Name of the work :** Shifting of Existing sub-station from ground floor to the proposed location in basement of Handloom Complex at Janpath Lane, New Delhi

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

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

SEE, DCEC VIII, CPWD,IP Bhawan, New Delhi has requested for removal/shifting of 2 nos. transformers and sub-station from Handloom Complex at Janpath Lane, New Delhi for construction of multi- storey building for Handloom Complex. The then C.E.(E) has mentioned on the PUC that they should be asked to keep provision of sub-station in the proposed new building of Handloom House.

Accordingly he was requested to provide sub-station space for shifting of existing sub-station at Janpath Lane. Sr. Architect CPWD submitted two sets of drawings on 16.10.10 in respect of construction of Handloom Marketing complex at Janpath. In this connection a meeting was held in the chamber of Chairman on 08.10.08 with the consumer wherein they agreed to provide space for 33 KV electric sub-station. They have also provided the space for NDMC 11 KV electric sub-station in the area allocated in the basement which is acceptable.

C.E.(E) II has accorded the approval on date 12/07/09 to frame the estimate for shifting of existing sub-station from ground floor to proposed location in the basement of Handloom Complex at Janpath.

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

**Part 'A'**

1. One no. 1600 KVA dry type transformer in place of 2x1000 KVA oil type transformers at new location is in basement due to space constraint
2. 15 nos. HTVC panel board comprising of 2 nos. in-coming panels 1250 amps capacity.. One no. bus coupler 1250 amps and 12 nos. out-going panels.
3. 3 nos. ACB two-tier LT. Panel board comprising 1 no. 2500 amps + 800 amps(I/C + O/G) and 2 nos. 800amps + 800 amps (O/G + O/G)
4. One no. dry type battery tripping unit.

5. 2X400 mm<sup>2</sup> HT XLPE Cable from proposed 33 KV sub-station for each I/C panel.
6. Existing cables shall be extended and terminated in proposed sub-station.

**PART 'B'**

1. 400/3-½ C LT. XLPE Cable and st. th. Joints are taken for extending the cables from existing sub-station to proposed sub-station.
  2. G.S Pillar no. 49,49A & 65 are proposed to be fed through proposed Electric Substation in Handloom Complex.
  3. G.S Pillar no. 37,38,39,64 & 64E are proposed to be fed through proposed big size G.S pillar near proposed unitized sub-station near Scindia House through LT XLPE Cable 400 mm<sup>2</sup> /3-½ C.
  4. New proposed big size GS Pillar near Scindia House to be connected from proposed 2 nos. unitized sub-station Scindia House by 2X400 sq.mm/3-½ C LT XLPE Cable.
- (5) **Financial implications** : Financial implications in the proposal is anticipated to be Rs.1,45,85,000/- (gross) and Rs.1,45,02,500/- (net).
- (6) **Implementation schedule**: Six months
- (7) **Comments of the Finance Deptt. on the subject** :
- Finance Deptt. vide Dy. No. 300/Finance/R-Elect. Dated 21-02-2011 have concurred in the estimate with no further comments.
- (8) **Comments of the Deptt. on the Comments of the Finance Deptt.** : NIL
- (9) **Legal implication of the Project** : - No legal implication is involved.
- (10) **Details of previous Council Resolution** : NIL

(11) **Comments of Law Deptt. :** NIL

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

(13) **Certification by the Deptt. that all Central Vigilance Commission (CVC) guidelines have been followed :** It is certified that all Central Vigilance Commission (CVC) guidelines have been followed in processing the case.

(14) **Recommendation :** The estimate amounting to Rs.1,45,85,000/- (gross) and Rs.1,45,02,500/-(net) for New proposed HT feeds for Shifting of Existing sub-station from ground floor to the proposed location in basement of Handloom Complex at Janpath Lane, New Delhi may be placed before the Council to accord administrative approval and expenditure sanction.

(15) **Draft Resolution :** Resolved by the Council that Administrative approval and expenditure sanction is granted to the estimate amounting to Rs.1,45,85,000/- (gross) and Rs.1,45,02,500/-(net) for Shifting of Existing sub-station from ground floor to the proposed location in basement of Handloom Complex at Janpath Lane, New Delhi.

**COUNCIL SECRETARIAT**

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.1,45,85,000/- (gross) and Rs.1,45,02,500/- (net) for Shifting of Existing sub-station from ground floor to the proposed location in the basement of Handloom Complex at Janpath Lane, New Delhi.

**ITEM NO. 03 (B-02)**

1. **Name of Work:** Annual Rate Contract for laying of 33 KV, 400/300 Sq.mm 3 Core, XLPE Cable in & Outside NDMC area.

2. **Department:** ELECTRICITY DEPARTMENT

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

The following estimates have been sanctioned by the council for replacement of existing 33 KV feeders:

1. Replacements of 33 KV feeders from Park Street to (i) S/Stn bared lane – 2 nos. (ii) S/S Hanuman Road (iii) S/S Nirman Bhawan and (iv) S/S Hanuman Road to Electric Lane amounting to ` 4,01,00,000/- vide Council Resolution No. 5- (B-32) dt 21.11.07.
2. Replacement of PILCA Cable with 33 KV 400 Sq mm /3C XLPE from 66 KV ESS Vidyut Bhawan to 66 KV ESS School Lane and from 66 KV ESS School Lane to 33 KV ESS Connaught Place amounting to ` 188.7 Lacs vide Council Resolution No. 08-(B-26) dt 20.11.09.
3. Replacement of 33 KV 300 Sq mm/3C PILCA Cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan amounting to ` 10660710/- vide Council Resolution No. 08-(B-36) dt 19.03.10.
4. Replacement of old 33 KV 300 Sq mm/3C PILCA Cable with 33 KV 400 Sq mm /3C XLPE from ESS Exhibition Ground to 33 KV ESS Tilak Lane amounting to ` 62.91 Lacs vide Council Resolution No. 08-(B-iii) dt 14.05.2010

A total quantity of 22 K.M is envisaged for laying in these estimates. Out of this a length of 4.5 K.M has already been laid under the estimate at S.R.-1&2 above and the balance quantity of 17.5 K.M. would be laid in this work.

The cable for replacement work has already been procured by the department and for laying the cables in and outside NDMC area, annual rate contract for laying of cables is needed to execute the work through specialized agencies on competitive rates.

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

Sealed item rate tenders were invited in two cover system with estimated cost of ` 1,24,01,040/- from the reputed contractors for Annual Rate Contract for laying of 33 KV, 400/300 Sq.mm/3 Core, XLPE Cable in & Outside NDMC area with the condition that work will be divided in the ratio of 40:30:30 for first three lowest firms on the quoted rate of

first lowest firm through e-Procurement solution by giving due publicity to the tender as per the codal provisions. In response to the tender enquiry, offers of the following four firms were received on due date of opening of technical bid i.e. 24/11/2010.

1. M/s B.K. Power Enterprises.
2. M/s Creative Entrepreneurs.
3. M/s Goel Electric works.
4. M/s H.S. Power Projects Pvt Ltd.

The documents submitted by above participating firms were examined in the division as well as in Planning and all the above firms were found meeting eligibility criteria as per terms, conditions & technical specifications of the NIT. Subsequently with due approval of CEE-II, financial bids of the eligible firms were opened on 15/12/2010 and the position of tendering firm emerged as under:-

S.No.	Name of Firm	Quoted Rates	Remarks
1.	M/s B.K. Power Enterprises.	₹ 1,31,81,055/-	29.82 % below the justified cost(L-1)
2.	M/s Goel Electric works.	₹ 1,59,96,295.26	14.83% below the justified cost.(L-2)
3.	M/s H.S. Power Projects Pvt Ltd.	₹ 1,60,54,492.3	14.52% below the justified cost.(L-3)
4.	M/s Creative Entrepreneurs	₹ 1,61,15,070/-	14.2% below the justified cost. (L-4)

M/s B. K. Power Enterprises emerged the lowest tenderer at their quoted rates of ₹ 1,31,81,055/- which are 6.29% above the estimated cost and 29.82 % below the justified cost. It is therefore proposed to award the work among L-I, L-II& L-III in the ratio of 40%, 30% & 30% respectively at the quoted rate of L-I firm.

**5. Financial Implications:**

₹ 1,31,81,055/- .

**6. Implementation Schedule:**

12 months.

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

Finance vide diary No.373/dt.09/03/2011 has concurred the case with no further comments.

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

Nil.

**9. Legal Implication on the Subject: No legal implications.****10. Details of previous Council Resolution:**

- (1) Resolution No. 5-(B-32) dt 21.11.07 for the work of Replacements of 33 KV feeders from Park Street to (i) S/Stn bared lane – 2 nos. (ii) S/S Hanuman Road (iii) S/S Nirman Bhawan and (iv) S/S Hanuman Road to Electric Lane. **Annexure A See pages 12 - 13 .**
- (2) Resolution No. 08-(B-26) dt 20.11.09 for the work of Replacement of PILCA Cable with 33 KV 400 Sq mm /3C XLPE from 66 KV ESS Vidyut Bhawan to 66 KV ESS School Lane and from 66 KV ESS School Lane to 33 KV ESS Connaught Place. **Annexure B See pages 14 – 16.**
- (3) Resolution No. 08-(B-36) dt 19.03.10 for the work of Replacement of 33 KV 300 Sq mm/3C PILCA Cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan. **Annexure C See pages 17 – 18.**
- (4) Item No. 08-(B-iii) dt 14.05.2010 for the work of Replacement of old 33 KV 300 Sq mm/3C PILCA Cable with 33 KV 400 Sq mm /3C XLPE from ESS Exhibition Ground to 33 KV ESS Tilak Lane. **Annexure D See pages 19 – 21.**

**11. Comments of Law Department: Nil.****12. Comments of the Department on comments of Law Department: Nil.****13. Certification by the Department:**

All Central Vigilance Commission (CVC) guidelines have been followed.

**14. Recommendations of the Department:**

The case may be placed before the council to award the work of Annual Rate Contract for laying of 33 KV, 400/300 Sq.mm/3 Core, XLPE Cable in & Outside NDMC area to the following three firms, being L-I, L-II, & L-III in the ratio of 40%,30% & 30% respectively, computed on the basis of tendered cost of L-I firm amounting to ` 1,31,81,055/- on the terms & conditions of NIT.

1. M/s B.K. Power Enterprises for ` **52,72,422/-** being 40% of the tendered amount of L-I firm.
2. M/s Goel Electric works for ` **39,54,316.50** being 30% of the tendered amount of L-I firm.
3. M/s H.S. Power Projects Pvt Ltd for ` **39,54,316.50** being 30% of the tendered amount of L-I firm.

Since the work is of urgent nature, approval may be accorded to award the work in anticipation of the confirmation of minutes of Council meeting.

**15. Draft Resolution:**

Resolved by the Council that the approval is accorded to award the work of Annual Rate Contract for laying of 33 KV, 400/300 Sq.mm/3 Core, XLPE Cable in & Outside NDMC area to the following three firms being L-I, L-II, & L-III, in the ratio of 40%,30% & 30% respectively, computed on the basis of tendered cost of L-I firm amounting to ` 1,31,81,055/- on the terms & conditions of NIT.

1. M/s B.K. Power Enterprises for ` **52,72,422/-** being 40% of the tendered amount of L-I firm.
2. M/s Goel Electric works for ` **39,54,316.50** being 30% of the tendered amount of L-I firm.
3. M/s H.S. Power Projects Pvt Ltd for ` **39,54,316.50** being 30% of the tendered amount of L-I firm.

Approval is also accorded to place award letter to the firms in anticipation of the confirmation of minutes of the Council meeting.

**COUNCIL'S DECISION**

Resolved by the Council to accord approval for award of Annual Rate Contract for laying of 33 KV, 400/300 Sq.mm/3 Core, XLPE Cable in & Outside NDMC area to the following three firms being L-I, L-II, & L-III, in the ratio of 40%, 30% & 30% respectively, computed on the basis of tendered cost of L-I firm amounting to ` 1,31,81,055/- on the terms & conditions of NIT.

1. M/s B.K. Power Enterprises for ` **52,72,422/-** being 40% of the tendered amount of L-I firm.
2. M/s Goel Electric works for ` **39,54,316.50** being 30% of the tendered amount of L-I firm.
3. M/s H.S. Power Projects Pvt Ltd for ` **39,54,316.50** being 30% of the tendered amount of L-I firm.

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

**ITEM NO. 5 (B-32)/21.11.2007**

<b>Name of Work</b>	:	<b>Estimate for Replacement of 33KV feeders from S/S Park Street to NDMC Distribution System.</b>
<b>Name of the Deptt.</b>	:	<b>Electricity Department.</b>
<b>Brief History of the Case</b>	:	There are 4 Nos. of 33KV bulk supply feeders feeding NDMC Distribution System from S/S Park Street. Out of these 4 feeders, 2 feeders have almost outlived their prescribed useful life of 35 years. The condition of the other 2 feeders is also very bad. All these feeders need immediate replacement to ensure continuity of electricity supply in VVIP area of NDMC including Rashtrapati Bhawan, Parliament House, Central Govt. main office buildings, Connaught Place area etc.
<b>Detail Proposal on the subject</b>	:	An estimate amounting to Rs.4,01,00,000/- has accordingly been framed for replacement of 33KV feeders from S/S Park Street to (i) S/S Baird Lane (2 Nos.) (ii) S/S Hanuman road, (iii) S/S Nirman Bhawan and S/S Hanuman Road to S/S Electric Lane.
<b>Financial Implications</b>	:	The total estimated amount is Rs. 4,01,00,000/-
<b>Implementation Schedule</b>	:	Efforts will be made to complete the work in the shortest possible time say before May-June 2008.
<b>Comments of the Finance Deptt.</b>	:	Finance have concurred in the estimate vide their Dy.No.2497/Fin. Dated 30/10/2007 subject to preparation of detailed estimate, giving credit for the dismantled cables, availability of funds, certifying correctness of information.
<b>Comments of the Deptt.</b>	:	Adequate funds will be asked in RE 2007-08 and BE 2008-09. All data and informations given are correct and credit for the dismantled cables shall be given for the exact length of cables which can be economically dismantled.
<b>Legal Implications</b>	:	NIL
<b>Comments of Law Deptt.</b>	:	No legal implications involved
<b>Comments of the Deptt. on the Comments of Law Deptt.</b>	:	Nil
<b>Recommendations</b>	:	The total estimate amounting to Rs. 4,01,00,000/- may be placed before the Council for consideration and decision to approve and sanction the estimate as explained above and as per concurrence of Finance. The works shall be executed before May-June 2008 and credit for the dismantled cable shall be given on actual basis.



<b>Draft Resolution</b>	:	Resolved by the Council that the estimate amounting to Rs. 4,01,00,000/- is approved and expenditure sanctioned. The works may be taken up in hand for execution in view of their urgency in anticipation to the confirmation of the minutes of the Council.
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**COUNCIL'S DECISION**

Resolved by the Council that the estimate amounting to Rs.4,01,00,000/- is approved and expenditure sanctioned. The works may be taken up for execution on fast track in view of their urgency. Deptt. may initiate action in anticipation of the confirmation of the minutes of the Council.

**ITEM NO. 08 (B-26)/20.11.2009****1. NAME OF WORK-**

REPLACEMENT OF OLD PILCA CABLE WITH 33KV, 400 SQMM/3C, XLPE FROM 66KV ESS VIDYUT BHAWAN TO 66KV ESS SCHOOL LANE AND FROM 66KV ESS SCHOOL LANE TO 33KVESS CONNAUGHT PLACE.

**2. Name of the Department-** ELECTRICITY DEPARTMENT**3. Brief history of the proposals-**

In 1982 a 33KV, 400 Sq.mm/3C PILCA Cable ESS laid from 33KV ESS Connaught Place to 66KV ESS Vidyut Bhawan and the same was LILO at 66KV ESS School Lane in the year of 2001. The prescribed life of the feeder is 35 Years and the same has served only 27 Years. As per details furnished by EE (M-33KV) that the existing feeder is suffering with a number of joints thus deteriorated the load transferring capacity of the feeder.

To make the system more reliable and flexible, PILCA cable from 66KV ESS Vidyut Bhawan to 66KV ESS School lane and 66KV ESS School lane to 33KV ESS Connaught Place need to be replaced. As per reliability concerned the existing feeder can't be relied to transmit the power during the Commonwealth Game. In case of outage at any one of the ESS, existing feeder is to be utilized to restore the power supply which has less capacity & deteriorated as the No. of joints are more and unable to give its Performance upto full load capacity. Therefore it is proposed to replace the said cable with 400Sq.mm/3C, XLPE. The Proposed cable of 400Sq.mm/3C, XLPE shall be able to transmit 18MVA (app.) among the ESS. Further the existing cable shall be dismantled wherever it is economical, considering the road civil & road restoration charges. . The credit of the same shall be given at the time of execution by the executing division.

**4. Detailed proposal on the Project-**

To restore the electric supply through the cable among ESS School lane, Vidyut Bhawan and Connaught Place following is be proposed

1. 33KV, 400Sq.mm/3C, XLPE Cable from ESS Vidyut Bhawan to ESS School Lane ( 4.5 Km.)
2. 33KV, 400Sq.mm/3C, XLPE Cable from ESS School Lane to ESS Vidyut Bhawan ( 0.9 Km.)

Accordingly an estimate amounting to Rs.188.78 including 3% contingencies has been prepared to cover the cost of the replacement work.

**5. Financial Implications-**

The estimated cost for replacement of 33KV400mm<sup>2</sup> XLPE Cable from ESS Vidyut Bhawan to ESS School Lane and ESS School Lane to ESS Connaught Place Rs. 188.78 Lacs chargeable to the head of a/c E.3.1

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

i)	Approval of scheme by Council	December, 2009
ii)	Issue of estimate to Maintenance Division for execution	December, 2009
iii)	Preparation of detailed estimate	January, 2010
iv)	Approval of Draft NIT	February, 2010
v)	Call of tenders	April 2010
vi)	Award of work including opening of tenders, negotiations with the tenderer etc.	May, 2010
vii)	Completion of work	July, 2010

The scheme shall be executed departmentally; tentative schedule of time of completion the project is September 2010.

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

The finance Deptt. Vide diary No. 4156/PS/FA/D/2009 Dated 11.11.2009 has concurred in the preliminary estimate amounting to Rs. 188.78 Lacs with no further comments.

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

Nil

**9. Legal implications of the Project:** - No legal implication 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 Law Deptt** Nil

**13. Certificate on CVC Guidelines:-**

All CVC guidelines shall be adhered to while processing the case.

**14. Recommendation-**

The estimate amounting to Rs. 188.78 Lacs for replacement of 33KV 400mm<sup>2</sup> XLPE Cable from ESS Vidyut Bhawan to ESS School Lane and ESS School Lane to ESS Connaught Place, may be placed before the Council to accord administrative approval and expenditure sanction. Since the work is of urgent nature, approval is solicited to take further action in anticipation to confirmation of the Minutes of Council Meeting.

**15. Draft Resolution-**

Resolved by the Council that Administrative approval & expenditure sanction is granted to the estimate amounting to Rs. 1186.17 Lacs for replacement of 33KV, 400mm<sup>2</sup> XLPE Cable from ESS

Vidyut Bhawan to ESS School Lane and ESS School Lane to ESS Connaught Place. Further approval is accorded to take action and anticipation to confirmation of the Minutes of Council Meeting

**COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval & expenditure sanction to the estimate amounting to Rs.1186.17 Lacs for replacement of 33KV, 400mm<sup>2</sup> XLPE Cable from ESS Vidyut Bhawan to ESS School Lane and ESS School Lane to ESS Connaught Place.

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

**ITEM NO. 08 (B-36)/19.03.2010****1. NAME OF WORK:**

Estimate for the "Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan".

**2. NAME OF THE DEPARTMENT: ELECTRICITY DEPARTMENT****3. BREIF HISTORY OF THE SUBJECT:**

An estimate amounting to Rs. 1,07,43,922/-(G) (Rs. One Crore Seven Lac Forty three thousand nine hundred twenty two only) & Rs. 1, 06, 60,710/-(N) (Rs. One Crore Six Lac sixty thousand seven hundred ten only) has been framed for the "Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan" against the Depreciation Reserve Fund under the Budget Head E-3.

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

The existing 33 KV inter-connector feeder cable was laid in the year 1967 and has served it useful prescribed life of 35 years. This feeder provides standby power supply to the residence of PM of India & VVIP buildings like Parliament House etc. This feeder is giving frequent trouble due to nos. of joints in the cables, so in order to provide a reliable standby supply, it is proposed to provide a new inter-connector feeder cable between 33 KV ESS Tilak Marg & 33 KV ESS Nirman Bhawan with cable size of 33 KV 400 sq. mm 3/C XLPE. Accordingly an estimate amounting to Rs. 1,07,43,922/-(G) (Rs. One Crore Seven Lac Forty three thousand nine hundred twenty two only) & Rs. 1,06,60,710/-(N) (Rs. One Crore Six Lac sixty thousand seven hundred ten only) has been framed for the same.

**5. FINANCIAL IMPLICATION OF PROPOSED SCHEME: Rs. 1,07,43,922/(G) & Rs. 1,06,60,710/-(N).****6. IMPLEMENTATION SCHEDULE: 06 MONTHS****7. COMMENTS OF FINANCE:**

Finance has concurred vide Dy. No. 387/Finance/R-Elect. dated 19/02/2010 and seen the Draft Agendum vide Dy. No. 380/PS/FA/D/2010 dated 12/03/2010.

**8. COMMENTS OF DEPARTMENT ON COMMENTS OF FINANCE: No Comments****9. LEGAL IMPLICATIONS:**

No legal implications involved.

**10. DETAILS OF PREVIOUS COUNCIL'S RESOLUTIONS, EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THE SUBJECT: NIL**

- 11. COMMENTS OF LAW DEPARTMENT: NIL**
- 12. COMMENTS OF DEPARTMENT ON COMMENTS OF LAW DEPARTMENT: NIL**
- 13. CERTIFICATION BY THE DEPARTMENT ALL CENTRAL VIGILANCE COMMISSION (CVC) GUIDELINES HAVE BEEN FOLLOWED WHILE PROCESSING THE CASE.**

ALL CVC GUIDELINES HAVE BEEN FOLLOWED WHILE PROCESSING THE CASE.

**14. RECOMMENDATION OF DEPARTMENT:**

The estimate is noted to the Council for according Administrative Approval and Expenditure Sanction to the estimate amounting **Rs. 1,07,43,922/-(G) & Rs. 1,06,60,710/-(N)** for the **"Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan"** against the Depreciation Reserve Fund under the Budget Head of A/c E-3. Approval may also please be accorded to take further action in anticipation to the confirmation of minutes of the Council meeting.

**15. DRAFT RESOLUTION**

Resolved by the Council that Administrative approval and Expenditure sanction is accorded to the estimate amounting to **Rs. 1,07,43,922/-(G) & Rs. 1,06,60,710/-(N)** for the **"Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan"** against the Depreciation Reserve Fund under the Budget Head E-3. Approval is also accorded to take further action in anticipation to the confirmation of minutes of the Council meeting.

**COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.1,07,43,922/-(G) & Rs. 1,06,60,710/-(N) for the "Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan" against the Depreciation Reserve Fund under the Budget Head E-3.

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

ANNEXURE D

3 PAGES





ANNEXURE ENDS

**ITEM NO. 04 (A-02)****1. Name of the subject/project**

Construction of 440 Type-IV(Spl.) Flats at Sec.-14, Dwarka Phase-II, New Delhi.

**2. Name of the Department : Civil Engineering Department Zone-II****3. Brief history of the subject/project**

- (a) Council vide resolution no.-11(A-121) dated 18.02.2009, resolved in Preliminary estimate amounting to Rs.190,01,02,000/- with a provision of 9 storied + stilt and community hall with three basements for the construction of 440 Type-IV(Spl.) Flats at Sec.-14, Dwarka Phase-II.
- (b) The purposed quarters are to be constructed on a land measuring 2.79 hectare which was allotted to NDMC by DDA. Before taking of this project the drawing were modified as per letter received from DDA and it was proposed with a provision of 11 storied + stilt , community hall with three basements and an additional room for servant for each flat. Due to which FAR has been increased from 168.76 to 192.82. The cost index has also been enhanced from 14% to 36%. Accordingly the Preliminary Estimate has been revised to Rs.282,24,65,000/-.

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

- (a) As per the Revised Preliminary Estimate, there is provision of 440-type –IV to be constructed in 10 Nos. multistoried blocks i.e. 11 storied + stilt, community hall with three basements and additional room for servant having R.C.C. frame structure with the provision of earthquake resistance, Pile foundation for multistoried blocks and raft foundation for Community Centre, including superior specifications like vitrified tiles in floors, granite stone on top of kitchen counter, stainless steel sink, ceramic tile in W.C, bath & kitchen and outer finish of stone cladding and the item of A.P.P. on terrace with details of works Civil, Electrical and fire fighting which has been prepared to be revised as under:-

<b>Works</b>	<b>A/A &amp; E/S Vide Reso. No. 11(A-121)dated 18.02.2009 for Rs.1,90,01,02,000/-</b>	<b>Revised A/A &amp; E/S is required</b>	<b>Remarks</b>
Civil works	Rs.163,31,21,000/-	Rs.245,20,28,000/-	The A/A & E/S of RPE is required because of increase in stories, cost index on PAR 2007 and addition of room for servant with each flat.
Electrical works	Rs.23,09,94,000/-	Rs.31,41,52,000/-	
Fire Fighting works	Rs.3,59,87,000/-	Rs.5,62,85,000/-	
Total	Rs.190,01,02,000/-	Rs.282,24,65,000/-	

Provision of one additional room for servant has been considered by Chief Architect beyond authorization/scale of type-IV.

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

On the basis of the Architectural drawings, the Preliminary Estimate amounting to Rs.282,24,65,000/- prepared on the basis of PAR-2007 and DSR-2007 duly checked by the Planning has been concurred by the Finance.

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

Time of completion of the Project-4 years after the award of the work.

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

Finance vide no.-683 dated 13.04.2011 has concurred in the proposal. Finance has seen the reply of the department and offered no comments in view of the reply given by department.

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

No comments in view of above.

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

NIL

**10. Details of previous Council Resolution existing law of Parliament and Assembly on the Subject.**

P/E approved by the Council for amounting to Rs.190,01,02,000/- vide resolution no.11(A-121) dated 18.02.2009 with a provision of 9 storied + stilt and community centre with three basements.

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

NIL

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

NIL

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

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

**14. Recommendations :-**

The case is placed before the Council for consideration and approval of the revised A/A & E/S for Rs.282,24,65,000/- for Construction of 440 Type-IV(Spl.) Flats at Sec.-14, Dwarka Phase-II.

**COUNCIL'S DECISION**

Deferred.

**ITEM NO. 05 (B-03)****1. Name of the Project:**

Improvement to Vidyut Bhawan Office Complex (Old Building).

**2. Name of the Department:**

Electricity Department – II

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

A/A & E/S to the preliminary Estimate for the work of "Improvement to Vidyut Bhawan Office Complex (Old Building)" amounting to Rs. 1,72,65,400/- was accorded by the council vide reso.no.25(A-28) dt. 20.05.2009 (**Annexure I See pages 27 - 29**). After calling tenders, the work was awarded to M/S Airwaves Engineering Pvt. Ltd. at their negotiated amount of Rs. 4,73,34,183/- and revised A/A & E/S of Rs. 4,73,34,183/- was also accorded by the council vide Reso. No. 17(A-134) dt. 18.12.2009 (**Annexure II See pages 30 - 33**). Furniture was neither included in the estimate nor a part of the work awarded to the firm.

**4. DETAILED PROPOSAL OF THE PROJECT:**

After the award of composite work for civil, Electrical & Fire, it was proposed that old dilapidated furniture be replaced with new furniture to give an aesthetic look to the newly upgraded office block. & officials/officers of Vidyut Bhawan be provided the furniture of same specifications as provided to their counter parts in Palika Kendra. An estimate amounting to Rs.1,81,31,250/-, on the approved rates as per agreement No. 03/EE (BM-PK)/2008-09 dt. 07.05.2008 valid up to 06.05.2011 between NDMC & M/s Godrej & Boyce Mfg. Co. Ltd., approved, vide Reso. No. 27(A-17) dated 28.4.2008 (**Annexure- III See pages 34 - 36**) was framed alongwith a proposal to place the supply order in favour of M/s Godrej & Boyce Mfg. Co Ltd. on the approved rates as per above agreement.

After seeking no objection of Finance, approval of Chairman was obtained on 07.03.2011

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

Rs.1,81,31,250/-(Rupees One crore eighty one lac thirty one thousand two hundred fifty only.)

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

The project is to be completed by May, 2011.

**7. COMMENTS OF THE FINANCE DEPARTMENT:**

Finance vide dairy No. 148/Finance/R Elect. dt. 04.02.2011 & diary No. 311/Finance/ R Elect. dt. 04.02.2011, has given their no objection & further advised the department to process the case for approval.

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

No comments.

**9. LEGAL IMPLICATION : NIL.**

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

- (i) Reso. No. 25(A-28) dt. 20.05.2009 (Annexure-I).  
 (ii) Revised A/A & E/S of Rs. 4,73,34,183/- vide Reso. No. 17(A-134) dt. 18.12.2009.  
 There is nothing related to law of Parliament and Assembly for this project.

**11. COMMENTS OF THE LAW DEPARTMENT** - No law point is involved.

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

NIL

**13. Certification by the Department:**

All Central Vigilance Commission (CVC) guidelines have been followed.

**14. Recommendations of the department:**

The case be put up to Council to accord approval to the estimate for procurement of furniture, amounting to Rs. 1,81,31,250/-, in the work of "**Improvement to Vidyut Bhawan Office Complex (Old Building)**" and to approve the proposal of the department to place the supply order in favour of M/s Godrej & Boyce Mfg. Co Ltd. on the rates as per approved agreement No. 03/EE (BM-PK)/2008-09 dt. 07.05.2008 valid up to 06.05.2011.

**15. Draft Resolution: -**

Resolved by the Council to accord approval to the estimate for the procurement of furniture, amounting to Rs. 1,81,31,250/-, in the work of "**Improvement to Vidyut Bhawan Office Complex (Old Building)**" and to approve the proposal of the department to place the supply order in favour of M/s Godrej & Boyce Mfg. Co Ltd. on the rates as per approved agreement No. 03/EE (BM-PK)/2008-09 dt. 07.05.2008 valid up to 06.05.2011.

**COUNCIL'S DECISION**

Resolved by the Council, by majority, to accord approval to the estimate for the procurement of furniture, amounting to Rs.1,81,31,250/-, for the work of "Improvement to Vidyut Bhawan Office Complex (Old Building)" and to approve the proposal of the department to place the supply order in favour of M/s Godrej & Boyce Mfg. Co Ltd. on the rates as per approved agreement No. 03/EE (BM-PK)/2008-09 dt. 07.05.2008 valid up to 06.05.2011.

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

**ITEM NO. 25 (A-28)/20.05.2009**1. **Name of the Project**

**Improvement to Vdiyut Bhawan Office Complex (Old Building) SH: Renovation/Upgradation of Vidyut Bhawan Office Complex (old building).**

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

Civil Engineering Department, EE(BM-III)

3. **Brief History of the Project**

Vidyut Bhawan (Old building), of NDMC is a big office complex and was constructed way back in 1970 and since then no major improvement work has been taken up. Accordingly an inspection was carried out on dated 26.9.2008 by Director G.A. along with S.O. to Chairman in the presence of ACE-II (Elect.), Dy. CA-II, EE(BM-II) Elect. And E.E.(BM-III) when it was observed that the office space is not being used properly rather being wasted due to improper designing of sitting arrangement. Keeping in view that 13 E.Es are to be accommodated alongwith their technical and ministerial staff there. Presently 9 EEs alongwith their technical and ministerial staff are accommodated in the old building complex and adjoining barracks.

The case was placed before the Council vide agenda item No. 08(A-06) dated 15th Apr.'09 & was deferred due to model code of conduct.

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

It was observed by the higher authorities as mentioned above that the office space is not being used properly rather being wasted due to improper designing of sitting arrangement, keeping in view the 26 E.Es are to be accommodated alongwith their technical and ministerial staff there. Presently only 13 EEs are being considered for old building and the remaining 13 E.Es will be accommodated in next phase while taking up the new block. The improvement work will over all result in better efficiency of the staff using modern day gazettes for performing official duties & optimum use of the space available in the building.

Accordingly Preliminary Estimate, amounting to Rs.1,72,65,400/- has been prepared by taking following improvements as per Architectural drawings issued by C.A. Deptt.:-

- Dismantling of brick walls, RCC slabs/ beam including allied fixtures as per requirement of site/ CA drawings.
- 124mm. & 66mm. thick wooden partitions made of double skin silicate board with GI channel studs etc. inside the boards.
- Dog-legged type staircase leading up to terrace level.
- 18mm. thick granite stone flooring and dado in toilets.
- Vitrified anti-skid tile flooring.
- On exterior wall, Dholpur stone cladding upto ground floor and textured paint for first & second floor.
- Powder coated aluminium glazed doors , windows & clerestory windows.
- Regradation of existing mud phaska has also been considered as per modern technique.
- And allied miscellaneous items of disposal of building rubbish. Lump sum provision of Rs. 5 lacs has been considered to accommodate railings,grills etc. (to be furnished by C.A) and some unforeseen items essentially required in the instant case

5. **Financial Implications of the Project**

Financial implication/ preliminary costing of the scheme for Improvement to Vidyut Bhawan Office Complex (Old Building) SH: Renovation/Upgradation of Vidyut Bhawan Office Complex (old building) is Rs.1,72,65,400/-.

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

Completion of work: - 8 months from the date of start

7. **Comments of FA/ Finance Department dated 8.4.2009 (Diary No. dt 674)**

Finance has no objection to the estimate, subject to the following:

- i) It appears that the estimate does not cover items/provisions for fire fighting, rain harvesting works etc., if any. The department may clarify the position in this regard while obtaining approval of competent authority.
- ii) Certified that all the items taken in the estimate are within the approved specifications of NDMC.
- iii) Due permission for any Govt. agency, if required is obtained in time to avoid hindrances during execution of work./
- iv) The replaceable items have outlived their prescribed life.
- v) Technical soundness of proposed work.
- vi) SE(BM) and CE(C-II) may also sign the estimate at appropriate places marked for the same.
- vii) A lump sum provision @ 20% has been kept for electric department. The department may keep the provision for electric work after receipt of estimate from CE(E) and accordingly modify the estimated cost.
- viii) Availability of funds for execution of work.
- ix) The department may ensure & certify that proposed expenditure will result not only to strengthen existing structure but also the existing space will be put to optimum utilization.

8. **Comments of the Department on the comments of FA dated 8.4.2009**

1. The matter has been discussed with Fire Officer. As the height of the building is less than 15 metres as such only dry apparatus with minor cost is required and no wet riser system is required as per norms. For dry apparatus (for fire prevention and fire safety measures) and rain water harvesting, the expenditure shall be met out of contingencies of this work.
2. All the items taken in the estimate are as per approved drawings issued by the Chief Architect and CPWD specifications.
3. No permission from any other Govt. agency is required as the work is of up gradation purpose to be carried out in the existing building and will over all result in better efficiency of the staff using modern day gazettes for performing official duties & optimum use of the space available in the building...
4. The items which are required to be replaced have outlived their life.
5. The proposed work is technically sound and the design has been given by the Architect Deptt. with the approval of the Chief Architect.
6. Estimate has since been signed by SE(BM) & C.E(C-II)
7. The lump sum provision @ 20% has been kept for electrical works/air-conditioning as per consent given by the S.E.(Electrical) at the time of approval of D.P.R. by the Sub Committee.
8. Rs. 10 lacs exists in the current year's Budget Book for 2009-2010 under head of account H.1.8 and rest of the amount will be sought for in the R.E. of 2009-2010.
9. As the up gradation of the building will be carried out externally and internally which will automatically enhance the life of the building and also optimum utilization of the space has been taken care of by the Architect Deptt..



9. **Legal Implication of the subject/project :**  
Nil
10. **Details of previous Council Resolutions, existing law of Parliament and assembly on the subject.**  
N.A
11. **Comments of LA/ Law Department :-**  
NIL
12. **Comments of the Department on the comments of LA/ Law Department**  
NIL
13. **Certified that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.**
14. **A Detailed Project Report (DPR)** has been prepared comprising C.E(C-II), S.E. (Elect.), E.E(BM-III), EE(R-III), EE(P-III), and A.E. III(BM-III) as Sub Committee Members and the same has been duly approved. Sub Committee has recommended that over all the whole scheme is technically viable and the proposal has been made for the benefits of NDMC employees by achieving the optimum of the space available. (copy placed in the file)
15. **Recommendations :-**  
  
Preliminary Estimate amounting to Rs. 1,72,65,400/- for the work "Improvement to Vidyut Bhawan Office Complex (Old Building) SH: Renovation/Upgradation of Vidyut Bhawan Office Complex (old building) " is recommended for A/A & E/S of the Council. It is also recommended that permission be accorded to proceed with the work in anticipation of confirmation of minutes of the Council.
16. **Draft Resolution :**  
  
Resolved that Preliminary Estimate amounting to Rs. 1,72,65,400/- for the work "Improvement to Vidyut Bhawan Office Complex (Old Building) SH: Renovation/Upgradation of Vidyut Bhawan Office Complex (old building)" is approved for A/A & E/S of the Council. It is also approved that permission be accorded to proceed with the work in anticipation of confirmation 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. 1,72,65,400/- for the work "Improvement to Vidyut Bhawan Office Complex (Old Building) SH: Renovation/Upgradation of Vidyut Bhawan Office Complex (old 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. 17 (A-134)/18.12.2009****1. Name of the Project:**

**Name of work: Improvement to Vidyut Bhawan Office Complex (Old Building)  
SH: Renovation/Upgradation of Vidyut Bhawan Office Complex (old building)**

**2. Name of the Department :** Civil Engineering Deptt. Zone –II

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

Vidyut Bhawan (Old building), of NDMC is a big office complex and was constructed way back in 1970 and till then no major improvement work has been taken up. Accordingly an inspection was carried out on dated 26.9.2008 by Director G.A. along with S.O. to Chairman in the presence of ACE-II (Elect.), Dy. CA-II, EE(BM-II) Elect. And E.E.(BM-III) when it was observed that the office space is not being used properly rather being wasted due to improper designing of sitting arrangement, keeping in view the 13 E.Es are to be accommodated alongwith their technical and ministerial staff there. Presently 9 EEs alongwith their technical and ministerial staff are accommodated in the old building complex and adjoining barracks.

Accordingly a Preliminary Estimate to implement the above scheme was processed and A/A & E/S by the Council was accorded vide Reso. No. 25 (A-28) dated 20.5.2009 amounting to Rs.1,72,65,400/-. This Administrative approval was only for civil work and only 20% of the building cost was considered for electrical work. After the Administrative approval was received certain changes in the scope of work were considered with the approval of the competent authority by taking HVAC system alongwith fire fighting and fire prevention measures and the tender was changed to Composite tender which includes Civil, Electrical and Fire fighting works. Approval was also taken from the competent authority for seeking the revised A/A & E/S after the composite tender is decided for the exact project cost. Accordingly composite tender with revised scope of work was framed amounting to Rs.3,72,51,194/- and got checked from the Planning Division.

Item Rate Composite tenders were invited after completing all the codal formalities and in response Three tenders was received in the **Ist call of tenders** which was opened on 20.07.2009 and the rates quoted by the L-1 contractor was found to be very high in terms of the estimated cost being 53.12% higher. Accordingly the tender was rejected and called for the 2<sup>nd</sup> time. In 2<sup>nd</sup> call no tender was received. Before 3<sup>rd</sup> call of tender certain modification in the N.I.T. was made with the approval of the competent authority in respect of the eligibility criteria keeping in view the outcome of the previous 2 calls of tenders.

Accordingly the tenders were called for the 3<sup>rd</sup> time and opened on 16.11.2009. In all four tenders were received. Out of these four only two have qualified in the technical bid as per the recommendations of the Sub Committee placed in the file. Financial bids were opened on 25.11.2009 in respect of the two qualified firms and the details are as under:

<b>S. No.</b>	<b>Name of the Agency</b>	<b>Estimated cost (Rs.)</b>	<b>Quoted Amount(Rs.)</b>	<b>% above the estimated cost</b>	<b>Condition if any</b>	<b>Remarks</b>
1.	M/s. Airwaves Engineering Pvt. Ltd.	37251194.00	5,05,70,708.50	35.76% above	Nil	Nil
2.	M/s. India Guniting Corporation	37251194.00	5,86,65,170.82	57.79% above	Nil	Nil

From the above it may be seen that M/s Airwaves Engineering Pvt. Ltd. has quoted an amount of Rs. 5,05,70,708/- which is 35.76% (approx.) above the estimated cost put to tender. The justification has been worked out by Planning Division at 21.16% above the estimated cost of Rs. 3,72,51,194/- put to tender. The quoted rates works out to 12.05% above the justified rates. The quoted rate of the contractor M/s. Airwaves Engineering Pvt. Ltd. was on the higher side as compared to the justified rates and restricting the department to conduct negotiation as per CPWD Manual. As this was the 3<sup>rd</sup> call of tender and keeping in view the different nature of tender i.e. composite tender comprising of Civil, Electrical & Fire fighting works and time lost in call of tenders for three times, if rejected and re-called, it will amount to further time loss and involvement of extra cost of publication etc. and possibility of increase in market rates also. Further S.E.(P) has also recommended for negotiations. Considering all these facts of this special case, it was recommended for negotiation with the L-1 contractor to explore the possibility to reduce the rates near to the justified rates. As such approval in this regard has been obtained from the competent authority to explore the possibility of getting the rates reduced to the maximum extent. Accordingly negotiations were held with the contractor in the chamber of Chief Engineer in the presence of all the Sub Committee Members viz. S.E(P), S.E. (R), S.E(BM), Sr. A.O.(W), and E.E.BM-III. After great persuasion the contractor agreed to reduce his quoted rates by giving a rebate of 6.4% on the tendered amount and which has been considered quite reasonable because of the nature of work/site constraints. Since negotiated tender cost over the justified cost comes to 4.87% i.e. below 5% permissible as per CPWD Manual, as such it is recommended to accept the tender of M/s Airwaves Engineering Pvt. Ltd. with a revised offer of Rs.4,73,34,183/- which is 27.06% (approx.)above the estimated cost. The negotiated tendered amount is 4.87% over the justified amount of the tender which is also within the permissible limit i.e. 5% as per guide lines laid down in the CPWD works manual at Para 19.4.3.2. The letter of voluntarily rebate given by the contractor dated 10.12.2009 shall form part of the agreement,.

#### 4. DETAILED PROPOSAL OF THE PROJECT:

It was observed by the higher authorities as mentioned above that the office space is not being used properly rather being wasted due to improper designing of sitting arrangement, keeping in view the 13 E.Es are to be accommodated alongwith their technical and ministerial staff there. Presently only 09 EEs are functioning from old building. The improvement work will over all result in better efficiency of the staff using modern day gazettes for performing official duties & optimum use of the space availability in the building.

Accordingly Estimate, amounting to Rs. 3,72,51,194/- for composite work has been prepared by taking following improvements as per Architectural drawings issued by C.A. Deptt.:-

- Dismantling of brick walls, RCC slabs/ beam including allied fixtures as per requirement of site/ CA drawings.
- 124mm. & 66mm. thick wooden partitions made of double skin silicate board with GI channel studs etc. inside the boards.
- Dog-legged type staircase leading up to terrace level.
- 18mm. thick granite stone flooring and dado in toilets.
- Vitrified anti-skid tile flooring.
- On exterior wall, Dholpur stone cladding upto ground floor and textured paint for first & second floor.
- Powder coated aluminium glazed doors , windows & clerestory windows.
- Regradation of existing mud phaska has also been considered as per modern technique.
- HVAC System.
- Electrical work.
- Fire Fighting and Fire Prevention work.

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

The Budget provision of Rs. 10.00 lacs under non-plan funds is available vide item No. 414 against head of A/C H.1.8. However Rs. 40 lacs have been sought in RE 2009-2010 and 400 lacs in BE 2010-2011.

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

Eight months from the date of award of work.

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

Finance has concurred the case to award the work to the lowest contractor vide Diary No. 2834 dated 14.12.2009.

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

No comments in view of the concurrence of Finance Deptt.

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

NIL

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

The council has already approved this project vide Reso. No. 25(A-28) dated 20.5.2009. There is nothing related to law of Parliament and Assembly for this project.

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

Nil

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

Nil

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

The tender of M/s Airwaves Engineers Pvt. Ltd. at their negotiated tendered amount of Rs.4,73,34,183/-(Rupees Four crores seventy three lacs thirty four thousand one hundred eighty three only) which is 27.06% above the estimated cost of Rs.3,72,51,194/- put to tender and 4.87% above the justified cost is recommended for acceptance by the Council. Approval may also be accorded for award of work to M/s Airwaves Engineers Pvt. Ltd, contractor in anticipation of confirmation of the minutes of the Meeting. Revised A/A&E/S may also be accorded amounting to Rs.4,73,34,183/- .

**15. DRAFT RESOLUTION:**

Resolved by the Concil to award the work to the lowest tenderer M/s Airwaves Engineering Pvt. Ltd. at their negotiated amount of Rs.4,73,34,183/- which is 4.87% above the justified cost alongwith sanction of Revised A/A & E/S of Rs. 4,73,34,183/-. It is further resolved that deptt. may initiate further action in anticipation of approval minutes.

**COUNCIL'S DECISION**

(a) Resolved by the Council to award the work to the lowest tenderer M/S Air Waves Engg. Pvt. Ltd. at their negotiated amount of Rs.4,73,34,183/-, which is 4.87% above the justified cost alongwith sanction of revised A/A & E/S of Rs.4,73,34,183/-.

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

**ITEM NO. 27 (A-17)/28.04.2008****1. NAME OF SUBJECT/PROJECT:**

Sub: Procurement of furniture in NDMC from M/s Godrej.

**2. NAME OF THE DEPTT./DEPTT. CONCERNED:**

Civil Engineering Department EE BM(PK)

**3. BRIEF HISTORY:**

Palika Kendra building was constructed in the year 1983-84. The existing furniture and partitions were provided during construction period, hence more than 26 years old. The furniture has lost its utility and not suitable for present day working in a building like Headquarters of N.D.M.C. Earlier different offices were renovated on request of concerned officials or as and when required. This was changing the even look of that particular floor. Chairperson directed to improve / renovate each floor as a single unit at one time instead of piece-meal renovation. It was also considered that furniture should be procured of high quality and renovation be done suitable to modern office set-up. During execution of work from different agencies it was noticed that M/s Godrej is best suitable firm for required furniture. A sub-committee chaired by Secretary N.D.M.C. for procurement of furniture for N.P. schools and Navyug schools in the meeting dated 9.1.2008 decided to procure furniture from M/s Godrej. The Council approved the proposal of Godrej make furniture from single source under provision of Rule 154 of G. F. R. and to place the orders for purchase of Godrej make furniture only vide Reso. No. 27(A-70) dated 16.1.2008 for NP Schools/ Navyugs. During process of different estimates for furniture at Palika Kendra, it was felt necessary that a general agreement be made with M/s Godrej for procuring of furniture in N.D.M.C. by different departments. A draft agreement was finalized in the meeting dated 1.4.2008 chaired by Secretary NDMC and attended by CE(C-II), Additional F.A., S.O. to Chairperson, Additional L.O., Director (Education) and other concerned officials

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

All the floors of Palika Kendra are proposed to be renovated on the basis of drawing issued by Chief Architect Department. The renovation work will include civil works, electrical works, A.C. work and fire control work. The toilets and common passages are also included in the composite work. Work of partitions and furniture is to be assigned directly to M/s Godrej.

**5. FINANCIAL IMPLICATIONS OF THE PROPOSED PROJECT/SUBJECT:**

The total financial implications for the works at Palika Kendra shall be met from the provision for "Improvement works at Palika Kendra" vide item No.314 under the head of account H-1-8 in the current year budget book i.e. 2008-09. The respective departments and divisions will met financial obligations from their respective budget provisions.

**6. IMPLIMENTATION SCHEDULE WITH TIMELINESS FOR EACH STAGE INCLUDING INTERNAL PROCESSING**

Implementation schedule shall be followed as per provision in the order/assignment of respective departments and divisions.

**7. COMMENTS OF THE FINANCE DEPTT. ON THE SUBJECT :**

A decision has already been taken by the Council in its meeting on 16.01.2008 regarding purchase of furniture directly from Godrej in case of NP Schools/Navyug schools. Department may, accordingly, take action in the instant case.

**8. COMMENTS OF THE DEPTT. ON COMMENTS OF FINANCE DEPTT:**

Keeping in view the advise of finance the furniture is proposed to be procured directly from M/s Godrej.

**9. LEGAL IMPLICATIONS OF THE PROJECT :**

NIL

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

A decision has already been taken by the Council in its meeting on 16.01.2008 regarding purchase of furniture directly from Godrej in case NP Schools/Navyug schools vide Reso. No.27 (A-70) dated. 16.01.2008.

**11. COMMENTS OF THE LAW DEPTT. ON THE SUBJECT/PROJECT:**

Consented to the proposal.

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

NA in view of above.

13. **RECOMMENDATION OF C.E.(C-II):**

The case is placed before the Council for approval of the following proposals

1. Approval of draft agreement with M/s Godrej which has been drafted in consultation with finance /Law
2. To procure furniture in NDMC directly from M/s Godrej (from a single source) under provision of Para 154 of GFR.

**COUNCIL'S DECISION**

Resolved by the Council to approve the draft agreement with M/S Godrej, which has been drafted in consultation with Finance/Law Deptts.

It was further resolved to procure furniture in NDMC for renovation of office space directly from M/S Godrej (from a single source) under the provisions of Rule 154 of the GFRs.



**ITEM NO. 06 (E-01)**

**01. Sub: Administrative Approval & Expenditure Sanction of revised estimates of Rs. 280 Lakhs (original Rs. 250 Lakhs) for Procurement of Medicines.**

**02. Name of Department: - Medical Department.**

**03. Brief History of the Subject: - The Council vide its Reso. No. 09(E-01) dated 19.05.2010 (**Annexure 'A' See pages 39 - 40**) had accorded Administrative Approval & Expenditure Sanction of the allocated budget amounting to Rs. 250 lacs inclusive of taxes, for the purchase of allopathic medicines during the year 2010-11. The Council vide said resolution had also approved the rate contract for these purchases valid till 18.05.2011.**

**04. Detailed Proposal on the subject/Project: - As per inventory management instructions issued by the Council vide its resolution no. 26 (E-6) dated 19.12.2007 (**Annexure 'B' See pages 41 - 42**), the department has already placed three quarterly supply orders in accordance with the approved rate contract worth Rs.246 lacs. But the stock of some of the medicines are not likely last till May, 2011 due to inordinate increase in the number of patients both in the O.P.D. and the indoors. Consequently the department has requested for an additional amount of Rs.30 lacs in the revised estimates for the year 2010-11 to ensure continuity of availability of medicines. The finance department has already approved the allocation of an additional amount of Rs.30 lacs demanded in the revised estimates but the same is awaiting the approval of the Council. In view of the above said facts the case was submitted for Administrative Approval & Expenditure Sanction of an additional amount of Rs.30 lacs to the Competent Authorities. The proposal was accepted by the Competent authorities vide orders dated 01.03.2011 in anticipation of the Council's approval of the Revised Estimates.**

**05. Financial Implications of the Proposed Project: - Rs.30 lacs.**

**06. Implementation Schedule: - The supply orders for the procurement of additional quantity of allopathic medicines have already been placed with the firms at the rates approved under the Rate Contract in anticipation of Council's approval in exigency of services.**

**07. Comments of the Finance Department on the subject: - Concurred vide no. 355/Finance dated 01.03.2011.**

**08. Comments of the Department on Comments of Finance: - Nil.**

**09. Legal Implications of the Subject: - Nil.**

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

1. Reso. No. 09 (E-01) dated 19.05.2010. (**Annexure 'A' See pages 39 - 40**)

2. Reso. No. 26 (E-6) dated 19.12.2007. (**Annexure 'B' See pages 41 - 42**)

**11. Comments of the Law Department of the Subject/Project: - Nil.**

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

**14. Recommendations: - Administrative approval and expenditure sanction of an additional amount of Rs.30 lacs in addition to the original Administrative Approval & Expenditure Sanction of Rs. 250 Lakhs for the procurement of allopathic medicines for the year 2010-11. Approval may also be granted for placement of orders in anticipation of Council's approval.**

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

Resolved by the Council to accord administrative approval and expenditure sanction for additional amount of Rs.30 lacs, in addition to the original administrative approval & expenditure sanction of Rs.250 Lacs, for the procurement of allopathic medicines for the year 2010-11.

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

The Council further authorized the Chairperson to grant additional funds, if and when there is a need to purchase more medicines and the same may be put up for information of the Council, ex post facto.

**ITEM NO. 09 (E- 01)/19.05.2010**

1. **Subject:** - Procurement of Allopathic Medicines For The Year 2010-11: -
  - i. Administrative approval and expenditure sanction of Rs. 2.50 Crores.
  - ii. Approval of rate contract for the year 2010-11.
  
2. **Name of the Department:** - Medical Department.
  
3. **Brief History of the Subject:** - Medical care through its hospitals, dispensaries and MCWCs is an obligatory function of the council under section 11 of NDMC Act 1994. All basic and essential medicines required by these institutions for the treatment of patients are provided free by NDMC. A sum of Rs. 2.5 Crores has been allocated under head of account D-2-2-4 in the budgetary estimates for the year 2010-11 for this purpose.
 

The department registers firms every fifth year based on pre-qualification criterion. At present there are 45 firms on NDMC roles empanelled vide councils resolution no. 22(E-5) dated 18.06.2008 (Annexure A ). The orders are placed every quarter (or in between if the need so arises) with the firm approved for the specified drug at a rate approved in the rate contract following the inventory management instructions for the department approved vide resolution no. 26(E-6) dated 19.12.2007 (Annexure B)
  
4. **Detailed Proposal on the Subject/Project:** - The preliminary estimate (PE) of Rs. 250 lacs for the procurement of medicines during the year 2010-11 is based on the rate of consumption of medicines during the year 2009-10 and the total expenditure incurred by the department during this period. This estimate includes the expenditure to be incurred on routine and emergent requirement as well as the indent purchases from the Kendriya Bhandar for the exclusive benefit of the NDMC employees & their dependants.
 

Sealed tenders in respect of the list of drugs finalized by the purchase sub committee were invited from the empanelled firms as per the drug procurement policy of NDMC. Thirty Nine of the forty five firms empanelled with NDMC participated in the tender process. A comparative statement of the rates quoted for each and every salt/preparation by these participating firms was drawn up and the firm which quoted the lowest (L1) rate for the particular salt/preparation has been recommended for approval. The said rate contract will be valid for a period of 12 months from the date of councils approval (Annexure C ).
  
5. **Financial Implications of the Proposed Project:** - Rs. 250 Lacs.
  
6. **Implementation Schedule:** - The rate contract will come in to effect from the date of councils approval. The supplies in qualities calculated based on rate of consumption of different salts/preparations in the previous quarter and the stock position at hand will be indented every quarter by placing supply order with the approved firm for the specified salt/preparation under the rate contract.
  
7. **Comments of the Finance Department on the Subject:** - Concurred Vide No: 1005/PS/FA/D/10 Dated: 14.05.2010
  
8. **Comments of the Department on Comments of Finance:** - Nil.

**9. Legal Implications of the Subject:** - Nil.

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

- i) Resolution No. 22 (E-5) dated 18.06.2008 regarding empanelment of firms.
- ii) Resolution No. 26 (E-6) dated 19.12.2007 role of finance and user department as defined by council.

**11. Comments of The Law Department of The Subject/Project:** - Nil.

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

**14. Recommendations:** -

- i) Administrative approval and expenditure sanction of preliminary estimate of Rs. 250 Lacs (Rupees Two Hundred Fifty Lacs Only) inclusive of taxes for purchase of Allopathic Medicines during the year 2010-11.
- ii) (a) Approval of annual rate contract as proposed in (Annexure III) for a period of one year from the date of council resolution for the procurement of allopathic medicines.
- iii) Placement of supply orders of 1<sup>st</sup> installment in anticipation of the confirmation of the minutes.

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

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.250 Lacs, inclusive of taxes, for purchase of Allopathic Medicines during the year 2010-11.

Further resolved by the Council to accord approval for the annual rate contract for procurement of allopathic medicines as proposed in (Annexure 'C'), for a period of one year from the date of Resolution of the Council.

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

**ITEM NO. 26 (E-6)/19.12.2007****1. Name of the Subject / Project.**

Policy regarding role of Finance and Medical Departments for the concurrence of preliminary estimates for the procurement of medical consumables.

**2. Name of the department**

Health (Medical Sector )

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

At present the quantities of various medical consumables projected by the department for the calculation of preliminary estimates for procurement are subject matter of review by the Finance Department. In the event of divergence of opinion between the departments over the quantities projected in the preliminary estimates, its resolution often takes substantial time which in turn results in delays in procurement. It has necessitated review of the existing system for seeking concurrence of preliminary estimates.

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

During the deliberations on the expenditure sanction for the procurement of allopathic medicines in the Council meeting dated 17.10.07, it emerged that assignment of definite roles to the various departments involved in the process of procurement of medical consumables shall expedite the process of finalization of the proposals. Accordingly, the following definite roles have been proposed for these departments to avoid over-lapping of functions :

**A. Role of the Finance Department for the concurrence of the preliminary estimates and approval of the rate contract.**

1. Monitoring of budget allocations so that the expenditure does not exceed the sanctioned allocations.
2. To ensure that the proposed expenditure is for the purpose for which the funds are allocated.
3. That all codal requirements proposed in the General Financial Rules to ensure total transparency, competitiveness, fairness and elimination of arbitrariness in the process of procurement have been observed.
4. Enforcement of efficiency, economy and accountability in the procurement system.
5. That the proper care was taken in the evaluation, selection, ranking the responsive bids and selection of the successful bidder for placing of contract.

**B. Role of the Medical Department.**

1. Determination of the quantities of the consumables based on fair and justifiable grounds.
2. Proper Inventory Management to avoid over-stocking or short falls.
3. To ensure that there is no wastage of municipal funds on account of mis-use or expiry of supplies or on account of inventory carrying cost due to over-stocking.

**5. Financial implications for the proposed subject.**

Nil

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

N.A.

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

In the matters of concurrence for quantities and estimated cost, a substantive decision needs to be taken, formulating a policy spelling out the specific point of reference.

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

None.

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

Nil

**10. Details of previous Council Resolutions./Existing Law of Parliament and Assembly on the subject.**

None.

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

Nil.

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

**None.**

**13. Recommendations :**

The policy formulated in para 5 is noted to Council for information and adoption.

**COUNCIL'S DECISION**

The policy regarding procurement of Medical consumables as enumerated in para 4 (A) & (B) was noted by the Council.

It was further resolved by the Council that Sh. Mukesh Bhatt, Member of the Council may be associated by the Deptt. in the procurement process.

**ITEM NO. 07 (E-02)****1. Name of the Subject / Project.**

Administrative Approval and expenditure sanction of Rs. 300 Lacs for procurement of Allopathic Medicines for the year 2011 -2012.

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

Health, (Medical Sector)

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

NDMC provides medical care including medicines to masses free of cost. A sum of RS. 300 Lacs has been allocated under Head of A/C 230/80/47/304 in the budgetary proposal for the year 2011 – 2012 for the procurement of Allopathic Medicines. A sum of Rs.279.69 Lacs out of the allocated amount of Rs.280 Lacs were spent on the purchase of Allopathic Medicines during the year 2010 – 2011. The medicines are procured from

- (i) The firms at the rates approved under the Rate Contract by placing supply orders every quarter.
- (ii) Kendriya Bhandar especially medicines required by the employees and their dependents and are not in stock in the Central Medical Store.
- (iii) The open market by calling short terms quotations specially the life saving vital drugs required in emergent cases but are neither under the rate contract nor are available with the firms registered with NDMC.

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

The Council vide its resolution No. 09 (E-01) dt 19.05.2010 (**Annexure – I See pages 45 - 46**) had approved the Rate Contract for the purchase of Allopathic Medicines for a period of one year from the date of execution of agreement. The said Rate Contract is valid till 18.05.2011. Accordingly, the department will place supply orders of the first quarter on the terms and conditions of the exiting rate contract. In addition department has to resort to local purchases of medicines with a ceiling of Rs.2 Lacs per month to fulfill its medical care obligations. The consumption of various medicines during the year 2010 – 2011 along with stock position as on 01.04.2011 has been documented in (**Annexure – II See pages 47 - 62**).

Logistic Management is the function of Medical Department as per Council Resolution No. 26 (E-6) DT 19/12/2007 (**Annexure – III See pages 63 - 64**).

This is a proposal for administrative approval and expenditure sanction of the budgeted amount of Rs.300 Lacs for the procurement of Allopathic Medicines during the year 2011-2012.

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

Rs.300 Lacs

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

The supply order will be placed every quarters based on the rate of consumption of various drugs during the proceeding quarter. Normally one month time period is granted from the date of placing of the supply orders for making completing the deliveries.

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

Concurred vide endorsement No: 731/PS/FA/D/11 dated 15.04.2011

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

Nil

**9. Legal implications of the subject**

Nil

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

Reso. No. 09 (E-01) Dated: 19.05.2010.

Reso. No. 26 (E-06) Dated: 19.12.2007

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

L.A. has seen the case

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

None

**13. Certificate 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.**

- a) Administrative approval and expenditure sanction of preliminary estimate of Rs. 300 Lacs (Rupees Three Hundred Lacs only) inclusive of taxes for purchase of Allopathic Medicines during the year 2011-2012.
- b) Approval to place supply orders every quarter based on requirement during the proceeding three months with a provision to place a supplementary order in between if, the need so arises, to the firms under the approved rate contract.
- c) Approval to place the first quarter supply order in anticipation of the confirmation of the minutes.

**COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.300 Lacs, inclusive of taxes, for purchase of Allopathic Medicines during the year 2011-2012.

Further resolved by the Council to accord approval to place the supply orders every quarter, based on requirement during the proceeding three months, with a provision to place a supplementary order in between, if the need so arises, to the firms under the approved rate contract.



**ITEM NO. 09 (E- 01)/19.05.2010**

- 01. Subject:** - Procurement of Allopathic Medicines For The Year 2010-11: -
- iii. Administrative approval and expenditure sanction of Rs. 2.50 Crores.
  - iv. Approval of rate contract for the year 2010-11.
- 02. Name of the Department:** - Medical Department.
- 03. Brief History of the Subject:** - Medical care through its hospitals, dispensaries and MCWCs is an obligatory function of the council under section 11 of NDMC Act 1994. All basic and essential medicines required by these institutions for the treatment of patients are provided free by NDMC. A sum of Rs. 2.5 Crores has been allocated under head of account D-2-2-4 in the budgetary estimates for the year 2010-11 for this purpose.
- The department registers firms every fifth year based on pre-qualification criterion. At present there are 45 firms on NDMC roles empanelled vide councils resolution no. 22(E-5) dated 18.06.2008 (Annexure A ). The orders are placed every quarter (or in between if the need so arises) with the firm approved for the specified drug at a rate approved in the rate contract following the inventory management instructions for the department approved vide resolution no. 26(E-6) dated 19.12.2007 (Annexure B)
- 04. Detailed Proposal on the Subject/Project:** - The preliminary estimate (PE) of Rs. 250 lacs for the procurement of medicines during the year 2010-11 is based on the rate of consumption of medicines during the year 2009-10 and the total expenditure incurred by the department during this period. This estimate includes the expenditure to be incurred on routine and emergent requirement as well as the indent purchases from the Kendriya Bhandar for the exclusive benefit of the NDMC employees & their dependants.
- Sealed tenders in respect of the list of drugs finalized by the purchase sub committee were invited from the empanelled firms as per the drug procurement policy of NDMC. Thirty Nine of the forty five firms empanelled with NDMC participated in the tender process. A comparative statement of the rates quoted for each and every salt/preparation by these participating firms was drawn up and the firm which quoted the lowest (L1) rate for the particular salt/preparation has been recommended for approval. The said rate contract will be valid for a period of 12 months from the date of councils approval (Annexure C ).
- 05. Financial Implications of the Proposed Project:** - Rs. 250 Lacs.
- 06. Implementation Schedule:** - The rate contract will come in to effect from the date of Councils approval. The supplies in qualities calculated based on rate of consumption of different salts/preparations in the previous quarter and the stock position at hand will be indented every quarter by placing supply order with the approved firm for the specified salt/preparation under the rate contract.
- 07. Comments of the Finance Department on the Subject:** - Concurred Vide No: 1005/PS/FA/D/10 Dated: 14.05.2010
- 08. Comments of the Department on Comments of Finance:** - Nil.

- 09. Legal Implications of the Subject: - Nil.**
- 10. Details of Previous Council Resolution, Existing Law of Parliament and Assembly on the Subject: -**
- (i) Resolution No. 22 (E-5) dated 18.06.2008 regarding empanelment of firms.
- (ii) Resolution No. 26 (E-6) dated 19.12.2007 role of finance and user department as defined by council.
- 11. Comments of The Law Department of The Subject/Project: - Nil.**
- 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: - It is certified that all the CVC guidelines have been followed.**
- 14. Recommendations: -**
- Administrative approval and expenditure sanction of preliminary estimate of Rs. 250 Lacs (Rupees Two Hundred Fifty Lacs Only) inclusive of taxes for purchase of Allopathic Medicines during the year 2010-11.
- Approval of annual rate contract as proposed in (Annexure III) for a period of one year from the date of council resolution for the procurement of allopathic medicines.
- Placement of supply orders of 1<sup>st</sup> installment in anticipation of the confirmation of the minutes.

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

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.250 Lacs, inclusive of taxes, for purchase of Allopathic Medicines during the year 2010-11.

Further resolved by the Council to accord approval for the annual rate contract for procurement of allopathic medicines as proposed in (Annexure 'C'), for a period of one year from the date of Resolution of the Council.

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

**Annexure 16 pages**

































**Annexure ends**

**ITEM NO. 26 (E-6)/19.12.2007****1. Name of the Subject / Project.**

Policy regarding role of Finance and Medical Departments for the concurrence of preliminary estimates for the procurement of medical consumables.

**2. Name of the department**

Health (Medical Sector )

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

At present the quantities of various medical consumables projected by the department for the calculation of preliminary estimates for procurement are subject matter of review by the Finance Department. In the event of divergence of opinion between the departments over the quantities projected in the preliminary estimates, its resolution often takes substantial time which in turn results in delays in procurement. It has necessitated review of the existing system for seeking concurrence of preliminary estimates.

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

During the deliberations on the expenditure sanction for the procurement of allopathic medicines in the Council meeting dated 17.10.07, it emerged that assignment of definite roles to the various departments involved in the process of procurement of medical consumables shall expedite the process of finalization of the proposals. Accordingly, the following definite roles have been proposed for these departments to avoid over-lapping of functions :

**A. Role of the Finance Department for the concurrence of the preliminary estimates and approval of the rate contract.**

1. Monitoring of budget allocations so that the expenditure does not exceed the sanctioned allocations.
2. To ensure that the proposed expenditure is for the purpose for which the funds are allocated.
3. That all codal requirements proposed in the General Financial Rules to ensure total transparency, competitiveness, fairness and elimination of arbitrariness in the process of procurement have been observed.
4. Enforcement of efficiency, economy and accountability in the procurement system.
5. That the proper care was taken in the evaluation, selection, ranking the responsive bids and selection of the successful bidder for placing of contract.

**B. Role of the Medical Department.**

1. Determination of the quantities of the consumables based on fair and justifiable grounds.
2. Proper Inventory Management to avoid over-stocking or short falls.
3. To ensure that there is no wastage of municipal funds on account of mis-use or expiry of supplies or on account of inventory carrying cost due to over-stocking.

**5. Financial implications for the proposed subject.**

Nil

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

N.A.

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

In the matters of concurrence for quantities and estimated cost, a substantive decision needs to be taken, formulating a policy spelling out the specific point of reference.

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

None.

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

Nil

**10. Details of previous Council Resolutions./Existing Law of Parliament and Assembly on the subject.**

None.

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

Nil.

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

**None.**

**13. Recommendations :**

The policy formulated in para 5 is noted to Council for information and adoption.

**COUNCIL'S DECISION**

The policy regarding procurement of Medical consumables as enumerated in para 4 (A) & (B) was noted by the Council.

It was further resolved by the Council that Sh. Mukesh Bhatt, Member of the Council may be associated by the Deptt. in the procurement process.

**ITEM NO. 08 (G-01)****1. Name of the Subject/Project:**

Procurement of additional 50 MW of power from Pragati Power Plant II of PPCL at Bamnauli.

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

Power (Commercial) Department

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

- (i) New Delhi Municipal Council (NDMC) is entrusted with distribution of electricity in the New Delhi area as per Sections 195 to 201 of the New Delhi Municipal Council Act, 1994. Section 201 of the NDMC Act 1994, provides that NDMC shall receive bulk supply of electricity from the Authority which may be prescribed by the Central Government. Delhi Transco Limited (DTL) was the sole entity responsible for bulk procurement and bulk supply of power in Delhi till 31<sup>st</sup> March, 2007. All the Distribution Companies (Discoms) in Delhi had to purchase power from DTL at an approved Bulk Supply Tariff (BST) based on their capacity to pay.
- (ii) Government of NCT of Delhi issued a set of policy directions on 28 June, 2006 for making power supply arrangements in Delhi w.e.f. 1<sup>st</sup> April, 2007, vide which the responsibility for arranging supply of power was entrusted to the Discoms in accordance with the provisions of the Electricity Act, 2003 and the National Electricity Policy. Delhi Electricity Regulatory Commission (DERC) was entrusted with responsibility of making arrangements on the existing Power Purchase Agreements (PPAs) in a manner to take care of different load profiles of the three Discoms, the New Delhi Municipal Council (NDMC) and Military Engineering Services (MES).
- (iii) **DERC vide its order dated 31.03.2007 allocated 350 MW Power to NDMC from a single power station i.e. Badarpur Thermal Power Station (NTPC). The allocation was effective up to 31.03.2011. In order to avoid the pitfalls in allocating power from a single source, DERC vide its order dated 07.03.2008 allocated the power to NDMC in the following manner**

Badarpur Thermal Power Station, NTPC	125 MW
Dadri Power Plant, NTPC	125 MW
Pragati Power Plant, PPCL	<u>100 MW</u>
<b>Total</b>	<b><u>350 MW</u></b>

The above allocation was subject to condition that 15% of this allocated power, i.e., 52.5 MW was treated as unallocated share at the disposal of Govt. of NCT of Delhi. By this arrangement of DERC the availability of power to NDMC reduced to 265.3 MW as per the details as under:

S. No	Name of Generating Station	Net Cap. Allocation (in MW) [after 15% cut]	Auxiliary losses (in percentage)	Transmission losses of central sector transmission system (approx.)	Transmission losses of DTL system	Net Power available to NDMC (in MW)
1	Badarpur Thermal Power Station, NTPC	106.25	11%	-	1.5%	92.9 MW
2	Dadri Power Plant, NTPC	106.25	9%	4%	1.5%	91.2 MW
3.	Pragati Power Plant, PPCL	85	3%	-	1.5%	81.2 MW
<b>Total</b>		<b>297.5</b>				<b>265.3</b>

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

- (i) In spite of allocation of 350 MW power to NDMC area, on account of 15% of the allocated power, i.e., 52.5 MW being treated by DERC as unallocated share at the disposal of Govt. of NCT of Delhi, the availability reduces to 297.5 MW. Taking to account the Plant Load Factor (PLF) & auxiliary losses at the generating stations, transmission losses of Central Sector (Interstate Grid) & DTL System, the peak net power available to NDMC is only 265.3 MW which is not sufficient to meet the anticipated peak power demand of about 350 MW during the summer months.
- (ii) The shortages, if any, are presently being met up by buying power on bilateral and/or day ahead basis through Power exchange.
- (iii) In order to ensure reliable & adequate power supply in future, particularly during the summer months, the Council has signed PPA for additional 100 MW from Pragati Power Plant III of PPCL at Bawana. The plant is likely to be commissioned by July, 2011.
- (iv) In order to meet up the future demands, the department intends to obtain 50 MW power from Pragati Power Plant II of PPCL at Bamnauli. The plant is likely to be commissioned in the year 2014.

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

There are no financial implications as on date, which will arise when Power Purchase Agreements are executed with the individual power Generating Stations/Companies and actual power is purchased.

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

As per provisions of Section 201 of the NDMC Act 1994, the approval of the Central Government would be obtained after the case has been seen by the Council.

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

The approval of the Competent Authority has already been obtained for procurement of additional 50 MW power from Bamnauli Power project of PPCL-II. Finance Department has no comments to offer, however, necessary formalities as stated under the NDMC Act be done.

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

The necessary follow up action would be taken as per provisions of the NDMC Act.

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

No legal implications.

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

Item No. 22(G-01) dated 17.06.2008.

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

The case be brought to the notice of the Council.

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

Not required.

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

Not applicable.

**14. Recommendations**

The case is brought before the Council for information for procurement of 50 MW power from Pragati Power Plant II of PPCL at Bamnauli to meet the shortfall of power in NDMC area in future.

**15. Draft Resolution**

Information Noted.

**COUNCIL'S DECISION**

Information noted.

**ITEM NO. 09 (G-02)****1. Name of Subject/ Project:**

Administrative approval and expenditure sanction for procurement of HT and LT CT operated electronic energy meters for replacement of existing meters and new connections being sanctioned.

**2. Name of the Department:**

Commercial Department

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

- (i) As per Section 55 of the Electricity Act, 2003, electricity has to be supplied by the licensee through installation of correct meter in accordance with regulations to be made in this behalf by the Authority.
- (ii) The appropriate authority, i.e., Central Electricity Authority has since issued CEA (Installation and operation of Meters) Regulations, 2006 on 17<sup>th</sup> March, 2006 prescribing that all interface meters, consumer meters and energy accounting and audit meters shall be of static type. The meters not complying with the regulations shall be replaced by the licensee on his own or on the request of the consumer.
- (iii) Delhi Electricity Regulatory Commission (DERC) has issued the Delhi Electricity Supply Code Performance Standards Regulation, 2007 on 23<sup>rd</sup> April, 2007 wherein it has been reiterated that all meters shall conform the requirement as laid down in the Regulations made by the Authority under Section 55 of the Electricity Act, 2003.
- (iv) Accordingly, NDMC has adopted phase-wise programme for replacement of existing meters. Approximately 750 LT, CT operated and 100 HT electro mechanical meters exists at site. Also 240 meters are reported to be defective which needs immediate replacement. Further, 10% of the installed quantity needs to be kept in stock for replacement at site.
- (v) Implementation of the proposal will make NDMC compliant with the directions of DERC in the matter that all electro-mechanical meters are replaced by static meters.

- 4. Detailed proposal on the subject/ project:** The current proposal is for procurement of 1200 Energy Meters (1,000 LT CT operated and 200 HT) so as to replace all the existing old electro-mechanical meters and new connections being sanctioned in order to comply with the statute. Accordingly, a preliminary estimate amounting to Rs. 1, 00, 62,815/= (One Crore Sixty Two Thousand Eight Hundred Fifteen only) has been framed for purchase of 1,000 LT, CT Operated and 200 HT static Electronic Energy Meter on the basis of the last purchase order for similar meters. The estimate has been checked by the Planning Division of the Electricity Department. Finance Department has also concurred to the Preliminary Estimate vide their Diary No. 515/Finance/R-comm1. dated 21.03.2011. The purchases will be made by the Electricity Department.

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

The proposal involves a tentative expenditure of about Rs.1,00,62,815/- (Rupees One Crore Sixty Two Thousand Eight Hundred Fifteen only).

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

- a) Approval of detailed estimate: 15 days
- b) Approval of NIT: 15 days
- c) Call of Tenders: 1 month
- d) Award of Work: 1 month
- e) Execution/Supply of Energy Meters: 3 months



7. **Comments of the finance department on the subject/ project:**  
Finance Department has concurred to the proposal vide their Dy. No. 515/Finance/R-Comml. dated 21.3.2011.
8. **Comments of the department on comments of the finance department.**  
Not applicable.
9. **Legal implication of the subject:**  
No legal implications.
10. **Details of previous Council's resolution existing law of Parliament and Assembly on the subject.**  
Nil.
11. **Comments of the Law department on the subject.**  
Not required.
12. **Comments of the department on the comments of law department.**  
Not applicable.
13. **Certification by the department:**  
All Central Vigilance Commission's (CVC) guidelines have been followed.
14. **Recommendations of the department:**  
The case is placed before the Council for consideration and accord of administrative approval and expenditure sanction to the preliminary estimate amounting to Rs. 1,00,62,815/- (Rupees One Crore Sixty Two Thousand Eight Hundred Fifteen only) for procurement of 1200 Nos. static type energy meters (1,000 Nos. LT, CT operated and 200 Nos. HT).
15. **Draft Resolution**  
Preliminary estimate amounting to Rs 1,00,62,815/- (One Crore Sixty Two Thousand Eight Hundred Fifteen only) is administratively approved for procurement of 1200 Nos. static type energy meters (1,000 Nos. LT, CT operated & 200 Nos. HT).

### **COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to Rs.1,00,62,815/- for procurement of 1200 Nos. static type energy meters (1,000 Nos. LT, CT operated & 200 Nos. HT).

**ITEM NO. 10 (W-01)****1. Name of the Project:**

Consultancy Services for Improvement and Revamping the existing Water Supply System including Water Audit, Consumer Survey, GIS Mapping, Measures to Reduce NRW/UFW, Achievement of Service level Benchmark and Upgrading the System for Continuous (24x7) Water Supply to the command area of NDMC.

**2. Name of Department: Projects Department****3. Brief History of the Project:**

- I. NDMC, with area of 43 sqkm and population of 3 lac (2001 Census), is in the core area of National Capital Territory of Delhi and it houses Rashtrapati Bhawan, P.M. House, other VVIP residences, Five Star Hotels, Hospitals and government & private residential colonies. There is a floating population of about 15 lacs people. Present water supply to the NDMC area is 130 MLD with Delhi Jal Board (DJB) supplying about 120 MLD and about 10 MLD being supplemented through deep tube wells of NDMC. NDMC has also prepared the efficiency improvement plan for existing water supply infrastructure including reduction in water losses and improving energy efficiency of the system with strengthening of existing water distribution network.
- II. Based on studies carried out by M/s Span Consultants, there is about 12% loss (Non Revenue Water or NRW) in the reservoirs and about 10% distribution losses. However, no systematic leakage assessment surveys have been carried out in NDMC and therefore the extent of water loss through leakage from the distribution system is not correctly known. As per section 36 of Delhi Water Board Act, 1998, NDMC should continue to get 120 MLD from DJB. However, given the rapid population increase in areas outside NDMC and Cantonment Board and regularization of over 1600 unauthorized colonies, there will be increased water demand from these areas. Further given the constraints on raw water supply, NDMC needs to manage its water demand within the present water availability more efficiently for achieving continuous and equitable availability. For this, it is necessary to correctly assess losses & weaknesses in its distribution network and revamp the existing water supply system. The approximate length of water network in NDMC area is about 400 km with pipe size varying from 2" to 42" dia. There are approximately 30000 consumer connections are in NDMC of various categories.
- III. Ministry of Urban Development, Govt. of India has set certain service level benchmarks in the Water Supply sector that should be targeted while moving towards improving efficiency in the water distribution system. These benchmarks are illustrated at **(Annexure-I See pages 77 -78)**. A number of cities in the country have started undertaking such projects through Public Private Partnership methods with funding support under the JNNURM (Jawaharlal Nehru National Urban Renewal Mission). A few such examples are enclosed at **(Annexure-2 See page 79)**.
- IV. NDMC also proposes to undertake such a Project for achievement of services level benchmarks through reduction in non revenue water and efficiency improvement. As first step towards this a detailed water audit, house to house consumer survey, GIS mapping of water network, hydraulic modeling etc. needs to be carried out to assess the intervention needed to achieve the service level benchmarks. Thereafter a competent agency would be appointed on a PPP model and funding from JNNURM/VGF to implement the project. NDMC has announced the project in its budget 2011-12.
- V. Accordingly, it is proposed to appoint a competent consultancy firm to carry out the above work. A detailed Request for Proposal (RFP) was floated by NDMC with due

approval of Chairperson and concurrence of Finance Department. The scope of services to be provided by the consultancy firm are :-

- a) Preparation of feasibility report incorporating study of present status of water supply system for the command area w.r.t various Service Level Benchmarks (SLB) fixed by MoUD for the sector to decide the priority of implementation of components. Find out shortfall in system, suggest suitable measures/works to be undertaken with their costing, finalized priority of improvement/ augmentation work to be under taken along with detailed Implementation & Investment plan to achieve the desired target, in phasing of next five years and submission for approval of client, state Government & Government of India
- b) Mapping of basic technical data of NDMC's water supply system, viz. geographic boundary, Operational Zones, locations & technical details of existing supply system and civil works infrastructure, on either digitized base map or GIS platform to a scale of 1:10,000. Conducting complete household survey for NDMC area and mapping consumer details on GIS / digitized platform.
- c) Establishment of Baseline Conditions through detailed study, validation of existing study reports, condition assessment and physical evaluation of present water supply system, viz. under ground reservoir (Primary & Secondary), transmission and distribution network, bulk and consumer metering, consumer database for all categories, analysis of consumer data identification of unauthorized use, un-metered consumption, 100% measuring with good quality meters, unbilled consumption & revenue collection mechanism.
- d) Conducting detailed water loss study in DMAs (minimum 200 connections each) to realistic assess the condition of internal distribution network. In areas outside DMAs, field samples (minimum 1 field sample per 3 km for distribution network & 2 km linear length for peripheral main) will be collected and analyzed for correct assessment of age, material, size, loss levels, pumping hours, pressure, supply timing, energy consumption.
- e) Assessment of usage of public stand posts, tankers deployed, water extraction by Tube wells. Analysis and study of under ground reservoirs, transmission and distribution network, manpower deployed, bulk and consumer metering, consumer database for all categories, analysis of consumer data identification of unauthorized use, un-metered consumption, unbilled consumption & revenue collection mechanism.
- f) Conducting preliminary network analysis and measuring flow and pressure at various points of command area (Pressure measurement points at the rate of one point per every 2 km). Preparing network model with proper zoning using the updated information available & analysis of network model from the tasks above and the proposed strengthening measures through optimization and analysis of the model & also through examination of leakages measuring data.
- g) Assessment of weaknesses of the existing water supply distribution system by comparing the actual with theoretical output of the network analysis. Carrying out site survey including taking levels for fixing alignment of pipelines and deciding on introduction of additional facilities like line boosters, sluice valves, air valves, Chlorination for post chlorinates, scour valves, Fire hydrants etc, for ensuring daily and equitable water supply from the existing source to all areas including the existing un served areas / areas with low pressure. The consultants shall also look at aspects like optimal / effective utilization of the existing infrastructure with a view to minimize the project cost.
- h) Formulation of system improvement plan, as per CPHEEO standards, based on the site surveys, condition assessment, flow / pressure measurement, network analysis & zoning, updating of GIS network data, building of network model, proper calibration of the model, optimization of rehabilitation work, techno-economic investigations, estimation for capital works, revenue collection strategies, study of water balance as also the analysis of various options (based on cost benefit analysis) etc. to reduce NRW to within 15% by reducing leakages & unmeasured supply to improve service standards in a period of 5 to 8 years.
- i) Thorough analysis of alternative investment options and strategies in terms of environmental costs and benefits, viz JnNURM, VGF, private operator, International funding agencies, term loan, tariff revision, bonds etc. Checking feasibility of PPP model for the Project and for the identified model, analyzing the technical, operational, financial, and economic feasibility.
- j) Feasibility study on technical, financial, contractual, risk allocation, legal and operational aspects for structuring and financing model of the project as per the guidelines of Ministry

- of Finance, Ministry of Urban Development and Planning Commission on Public Private Partnerships (PPP). Feasibility Report should incorporate brief about the suitable measures to be undertaken for achievement of desired SLB benchmark.
- k) Preparation of Detailed Project Report (DPR) in JnNURM format by complying with JnNURM toolkit for PPP projects covering
- i. Definition and framing of detailed scope of contractual services (capital and O&M), service standards, performance measurement standards & targets, compensation structure & parameters;
  - ii. analysis of risk & responsibilities, best allocation of risks & rewards;
  - iii. Present Status of water supply system for the command area w.r.t various Service Level Benchmarks (SLB), suggest suitable measures/works to be undertaken to achieve the desired target along with detailed Implementation & Investment plan.
  - iv. cost estimates of capital works & O&M requirements, bill of quantities and total quantities of each item of the improvement plan;
  - v. bid documents, prequalification criteria, selection criteria;
  - vi. contract agreement, implementation schedule, performance measurement mechanism, Liability and Performance enforcement, insurance, disputes resolution, penalties and liquidated damages
- l) Planning the process of introducing PPP participation by developing the Policy, designing the arrangement, selecting the operator and managing the arrangement. Identifying stakeholders (Public representatives, Administrative & Technical), RWA's/MTA's and developing a strategy for engaging stakeholders. Undertaking stakeholder consultation through meetings, seminars to interact with different groups of stakeholders and to develop consensus of proposal approval through media interaction
- m) Assistance in getting necessary approvals at State and Central level, including those of CPHEEO, Ministry of Urban Development , etc
- n) Assistance in developing legal structure for performance management and regulations and in developing, administrative regulatory structure. Allocating responsibilities among different levels of NDMC, determining the appropriate market structure, setting service standards, estimation the cost of service, determining the mix of tariffs and subsidies. Developing Contract agreement, implementation schedule, performance measurement mechanism, Liability and Performance enforcement, insurance, disputes resolution, penalties and liquidated damages, risk allocation & mitigation of risk.
- o) Assistance in selection of operator by developing bid documents covering PQ documents / LOI /RFP / RFQ / CA /Evaluation criteria / Marking. Assistance in pre-bid meetings, clarifications, tendering, evaluation and award process (bid evaluation) and transition period framework
- p) Stakeholder participation in planning and implementation for proper disclosure and consultation with all stakeholders, Stake holder involvement, & public communication
- q) Project Management Consultancy including performance assessment during the contract period through close watch on execution programme (PERT/ CPM Charts), checks on equipment, personnel & finances, review of construction documents (report delivery levels, design etc.), construction supervision, quality control, testing of facilities, analysis of claims/ EOT, compliance monitoring, notices, documents and certification, etc.
- VI. Thus the selected consultancy firm has to assess existing water supply system, Check feasibility of the refurbishment project, develop DPR as per JnNURM / VGF requirements, assist NDMC in getting necessary approvals. The same firm will assist NDMC in bidding process and developing a balanced PPP structure. Once the project is awarded, it will assist NDMC in monitoring of execution as the project management consultant. For these 3 phases, separate fee components have been captured in the RFP as detailed below :-

S.no	Description	Time Period	Percentage of total fees
1.	<b>Phases-I :-</b> Consultancy Services for the project and preparation of Detailed Project Report as per JnNURM Toolkit & VGF Guidelines and approval under IIPDF.	170 days	40%
2.	<b>Phase-II :-</b> Preparation of Bid Document and Evaluation Criteria for implementation of Project through PPP options under JnNURM & VGF.	160 days	30%
3.	<b>Phase-III :-</b> Project Management Consultancy & Monitoring for construction and rehabilitation period.	27 months	30%

- VII. The in principle approval for appointment of consultant was obtained from the Chairman on 20.01.2011. The draft RFP was concurred in by the Finance and Law Deptt. before floating the same. Estimated cost of consultant was calculated based on similar projects being undertaken by DJB in different areas of Delhi. The estimated cost of Rs. 2.55 Crores was vetted by Planning Deptt.

#### 4. **Detailed Proposal on the Subject/Project**

i) The emphasis was on getting an experienced and expert consulting firm. Hence it was clearly stated in the RFP that maximum 5 firms securing more than 70 marks in technical evaluation & having experience in water sector will be considered for opening of the financial bid. As per the condition of the RfP, the technically qualified agency quoting the lowest rate in Financial Bid shall be the successful bidder.

ii) The above scope of services requires expertise in technical (water sector), financial, mass communication, project monitoring, legal and contractual aspects. As all these can't be covered by a single consultant, hence joint ventures were allowed. Accordingly, the RFP was floated through open tendering giving wide publicity on 27.1.2011. A pre – bid conference was held on 7.2.2011. On due date for submission, i.e. 9.3.2011, total Ten (10) bids were received. The names of the bidding firms / JVs are as under:

- 1) ENGINEERS INDIA LTD ( EIL)
- 2) WAPCOS LTD with SPA GEOTECH
- 3) EGIS INDIA with CONSULTING ENGINEERING SERVICES (CES)
- 4) IL & FS with CH2MHILL INDIA PVT LTD
- 5) DRA CONSULTANTS with SHAH TECH CONSULTANTS and MIYA, MANILA WATER PROJECTS
- 6) MWH INDIA with CRISIL INFRA
- 7) TATA CONSULTING ENGINEERS LTD with GRANT THORNTON ADVISORY LTD and JALAKKAM SOLUTIONS
- 8) NJS CONSULTANTS with AECOM CONSULTANTS
- 9) SNC – LAVALIN INFRASTRUCTURE PVT LTD
- 10) SCOTT WILSON INDIA PVT LTD with ERNST & YOUNG and WINDMILL SALES

iii) To evaluate the bids, an Evaluation Committee was constituted with the approval of Competent Authority. The Evaluation Committee comprised of Director (Projects) as Convener, Director (Finance), Superintending Engineer (PH), Law Officer, Executive Engineer (Projects) and 2 Executive Engineers of DJB as outside experts. The technical bids were opened on 11.3.2011 in the presence of the Evaluation Committee members and the representatives of the Bidding firms. After opening the bids, it was evaluated by the Evaluation Committee based on RFP criteria and series of joint meetings. Out of 10 bids, 04

(four) bids are found to be non-responsive (not fulfilling the mandatory RfP conditions) for the following reasons :-

No	Consulting Firm	Reasons for being Non responsive
1	WAPCOS LTD with SPA GEOTECH	None of the document / details were self attested by the bidder as desired in the RfP.
2	ENGINEERS INDIA LTD ( EIL)	The certified turn over and financial details from Chartered Accountant are not enclosed. Further the mandatory undertaking against debar of the company and no deviation statement is not submitted. The signed copy of downloaded RfP is also not added.
3	IL & FS with CH2MHILL INDIA PVT LTD	None of the document / details were self attested by the bidder as desired in the RfP.
4	EGIS INDIA with CONSULTING ENGINEERING SERVICES (CES)	The mandatory undertaking against debar of the company and no deviation statement is unsigned by the authorized representative.

iv) Rest 6 bids were evaluated by the Evaluation Committee and based upon the marking pattern (already described in RfP). The eligibility of the firms was checked based on documentary evidence with attested copy of work-order for the work executed within last 7 years, showing the complete scope of work completion. As regards completion of work, the Firms were asked to provide copy of NIT /RfP of the main project by Principal Employer or LoI to the Concessionaire or Concession Agreement or Work Order to the Concessionaire by Principal Employer who has engage them as a Consultant. Preference was given to maximum number of projects completed. For General and Technical experience, the bidder were required to have minimum 2 (Two) completed consultancy jobs. Experience of consultancy firms was checked on the basis of water audit & feasibility report for water loss reduction project & preparation of DPR. For project management consultancy experience, it was considered for construction supervision & quality control services in water sector as also in preparation of Feasibility Report/ DPR under JNNURM/ VGF and in getting various approvals. As the proposed scope of services requires expertise in technical (water sector), financial, mass communication, project monitoring, legal and contractual aspects, NDMC had asked for 8 key positions of Project Manager, Specialists in Water Civil Engg, Specialist-Network Modeling, Specialist- Mechanical Plant, Specialist-Electrical System, Financial Analyst, Legal Expert and Communication Expert apart from 13 support staffs. The qualifications & work experience of the key staff proposed by the bidding firms were checked based on curriculum vitae and certificates. Based on these, the final evaluation by the Committee is as under:

S.n	Name of Bidder	Avg. Marks (Tech Evaluation)	Remarks
1	DRA Consultants JV with Shah TC Pvt. Ltd & MIYA	84	QUALIFIED
2	MWH JV with CRISIL Infrastructure Advisory	80	QUALIFIED
3	TATA CONSULTING ENGINEERS LTD with GRANT THORNTON ADVISORY LTD and JALAKKAM SOLUTIONS	75	QUALIFIED
4	NJS Consultants Co. Ltd. with AECOM India Ltd	72	QUALIFIED
5	SNC - LAVALIN	61	NOT –QUALIFIED*

6	SCOTT WILSON INDIA PVT LTD with ERNST & YOUNG and WINDMILL SALES	54	NOT –QUALIFIED*
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(\*Minimum Qualifying Marks were 70 out of 100)

Accordingly, on 7.4.11, the financial bids were opened in the presence of Evaluation Committee members and the representatives of all the four (4) Technically Qualified Bidders. The details are as under:

S. No	Name of Bidder	Financial Quote	Remarks
1	DRA Consultants JV with Shah TC Pvt. Ltd & MIYA	<b>Rs.1,40,00,000.00</b> (Rupees One Crores Forty Lakhs only)	<b>L-1</b>
2	NJS Consultants Co. Ltd. with AECOM India Ltd	<b>Rs.1,66,93,965.00</b> (Rupees One Crore Sixty Six Lakh Ninety Three Thousand Nine Hundred Sixty Five only)	<b>L-2</b>
3	MWH JV with CRISIL Infrastructure Advisory	<b>Rs.3,10,64,032.00</b> (Rupees Three Crores Ten Lakhs Sixty Four Thousand and Thirty Two only)	<b>L-3</b>
4	Tata Consulting Engineers Ltd TATA CONSULTING ENGINEERS LTD with GRANT THORNTON ADVISORY LTD and JALAKKAM SOLUTIONS	<b>Rs.4,45,00,000.00</b> (Rupees Four Crores Forty Five Lakhs only)	<b>L-4</b>

(\*\*All above quoted rates are exclusive of the Local Tax viz. Service Tax.)

From the above details, it is evident that M/s DRA Consultants JV with Shah TC Pvt. Ltd. & MIYA has quoted the lowest rates. As per the condition of the RfP, the technically qualified agency quoting the lowest rate in Financial Bid shall be the successful bidder.

#### **5. Financial Implication of the proposed Project**

**The consultancy charges of Rs. 1.4 crores (excluding local taxes) are to be paid to the agency M/s DRA Consultants.**

#### **6. Implementation Schedule with Time Limits for such stage including Internal processing**

<b>Schedule of Completion of Tasks:- (I<sup>st</sup> Phase)</b>	<b>-</b>	<b>170 Days</b>
<b>(II<sup>nd</sup> Phase)</b>	<b>-</b>	<b>160 Days</b>
<b>(III<sup>rd</sup> Phase)</b>	<b>-</b>	<b>27 months</b>

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

Finance Department has seen and concurred with the proposal vide diary No. 666/FD, Dated 15.04.2011

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

NIL

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

Nil

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

Nil

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

LAW Department has seen and concurred with the proposal vide diary No.R-69/PS/LA/11, Dated 13.04.2011 and observed that it has no immediate legal implications L.O. was associated with this exercise and he has already agreed , hence, no further comments from Law Deptt.

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

Nil

**13. Certification by the department that all CVC guidelines have been followed while processing the case**

Certified that all the CVC guidelines have been followed while processing the case.

**14. Recommendations**

- 1. A/A & E/S amounting to Rs. 2.55 Crores for appointment of qualified consultant for Consultancy Services for Improvement and Revamping the existing Water Supply System including Water Audit, Consumer Survey, GIS Mapping, Measures to Reduce NRW/UFW, Achievement of Service level Benchmark and Upgrading the System for Continuous (24x7) Water Supply to the command area of NDMC.**
- 2. Acceptance of the lowest quoted rates of, M/s DRA Consultants Pvt. Ltd. JV with Shah Technical Consultants Pvt. Ltd & MIYA, at Rs.1,40,00,000/- (Rs. One Crore forty lacs only) exclusive of local taxes, for the work.**

**COUNCIL'S DECISION**

Resolved by the Council, by majority, to accord administrative approval and expenditure sanction amounting to Rs.2.55 Crores for appointment of qualified consultant for Consultancy Services for Improvement and Revamping the existing Water Supply System including Water Audit, Consumer Survey, GIS Mapping, Measures to Reduce NRW/UFW, Achievement of Service level Benchmark and Upgrading the System for Continuous (24x7) Water Supply to the command area of NDMC.

Further resolved by the Council to accept the lowest quoted rates of M/s DRA Consultants Pvt. Ltd. JV with Shah Technical Consultants Pvt. Ltd & MIYA, at Rs.1,40,00,000/- exclusive of local taxes, for the work.

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



**ANNEXURE 3 PAGES**



**ANNEXURE ENDS**

**ITEM NO. 11 (A-03)****1. NAME OF SUBJECT:**

Improvement to Community Centre at Malcha Marg (Including Electric Work).

**2. NAME OF THE DEPARTMENT:**

Civil Engineering Department (BM-PK division)

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

Malcha Marg community centre was constructed in 1986-87 by NDMC at Malcha Marg in Chanakyapuri. The building has two floors and a basement. This is used by the residents of the area for their cultural and other functions. The Residents Welfare Association of Malcha Marg and residents of adjoining area have demanded for its renovation and improvement. Accordingly the CA Branch has prepared the drawings for its improvement and renovation after inspection of the community centre and meeting the Residents Welfare Association. On the basis of preliminary architectural drawings issued by the CA Branch NDMC, provision of one new staircase & lift, granite stone cladding in stair case, renovating the toilets, granite stone flooring in the central hall, adjacent rooms, improving the outdoor area with cement concrete tiles etc. and demolition of the old stair case have been considered.

**4. DETAILED PROPOSAL OF THE PROJECT:**

(A) Civil Works:-

- (a) Construction of new staircase.
- (b) Provision of lift.
- (c) Granite stone flooring in the central hall and adjacent rooms.
- (d) Renovation of toilets and kitchen with modern fixtures.
- (e) Granite stone cladding inside the staircase.
- (f) Structural toughened glass in the exterior of staircase.
- (g) Providing cement concrete tiles in outdoor space.
- (h) Fire prevention and fire safety measures.

(B) Electrical works: -

- (a) Internal electric installation.
- (b) Passenger lift of capacity 8 persons.
- (c) Air Conditioning work.
- (d) D G set 75 KVA.

The A. A. & E. S. for Rs. 1,26,55,000/- was approved by the Council. Accordingly the tenders were invited after completing the codal formalities. The tenders were opened on 01.02.2011 through e-tendering. Five tenders were received and all were found eligible, the details of tenderers alongwith their quoted rates are as under:

S.No.	Name of agency	Tendered amount in Rs.	Percentage above/below the Estimated Cost	Remarks
1	M/s Himcon Engineers (India) Pvt. Ltd.	1,66,93,779/-	21.63% above	5 <sup>th</sup> lowest
2	Sh. Yatender Singh	1,60,51,829/-	16.95 % above	4 <sup>th</sup> lowest
3	M/s Vishesh Builders	1,60,49,660/-	16.93 % above	3 <sup>rd</sup> lowest
4	Sh. Vijay Tyagi	1,46,75,959/-	6.92% above	2 <sup>nd</sup> lowest
5.	Sh. Vir Bhan Mittal	1,33,15,029/-	2.99 % below	1 <sup>st</sup> lowest

The justification has been prepared and checked by planning division as 1.99 % above the estimated cost of Rs. 1,37,25,549/-. The tendered amount is Rs. 1,33,15,029/- which is 2.99% below the estimated cost. The tendered amount of lowest tenderer is 4.88 % below the justified cost.

**5. FINANCIAL IMPLICATIONS OF THE PROPOSED SUBJECT:**

The tendered amount is Rs. 1,33,15,029/-. The expenditure shall be charged to Budget Head of Account D.4.2.4, (Item no. 26) for community Centre at Malcha Marg.

**6. IMPLEMENTATION SCHEDULE WITH AND TIME LINES:**

Twelve (12) months from the award of the work.

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

Finance has concurred the case vide diary No. 735/PS/FA/D/11 dated 15.04.2011 and seen the agenda. There are no comments to offer.

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

No comments in view of concurrence of the finance Deptt.

**9. LEGAL IMPLICATION OF THE PROJECT/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 the Council vide Resolution no. 13(A-16) dated 21.07.2010 for Rs. 1,26,55,000/-.

**11. Comments of the law Department on this Subject:**

NIL

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

NIL

**13. Certification by the Department that all CVC guidelines had been followed, while processing the case:**

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

**14. Recommendations:**

It is recommended that the lowest offer of Sh. Vir Bhan Mittal @ 2.99 % below the estimated cost with tendered amount of Rs. 1,33,15,029/- may be accepted. It is also proposed to award the work and take further action in anticipation of the confirmation of the minutes of the council.

**15. Draft Resolution:**

Resolved that the work be awarded to the lowest tenderer Sh. Vir Bhan Mittal at their tendered amount of Rs.1,33,15,029/- (Rupees One crore thirty three lacs fifteen thousand and twenty nine only) and letter of award/start be issued to the agency and further action be taken in anticipation of confirmation of the minutes of the council.

**COUNCIL DECISION**

Resolved by the Council to accord approval for awarding the work to the lowest tenderer, Sh.Vir Bhan Mittal at their tendered amount of Rs.1,33,15,029/-.

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

**ITEM NO. 12 (A-04)****1. Name of the Project:****Sub: Improvement to Community Centre, Golf Link.****SH : Construction of an additional floor on the existing building of Community Centre, Golf Link - Approval of Statements & R.P.E****2. Name of the Department** Civil Engineering Deptt. Zone –II**3. Brief History of the Project:**

P.E. amounting to Rs. 113 lacs was approved by Council vide Reso. No. 6(A-48) dt. 5.11.07 for the improvement to Community Centre Located in Golf Link. The estimate was sanctioned for Civil works for Rs. 76 lacs and Electric & Fire Fighting works for Rs. 37 lacs. The tenders for the Civil works were invited and the work was awarded to M/s India Guniting Corporation at the negotiated tendered amount of Rs. 1,19,13,480/- which is 45.14% above the estimated cost of Rs. 82,08,306/- as per Resolution No. 18(A-35) dt. 18.6.08. Since the tendered amount was exceeding more than the deviation limit and as such revised A/A & E/S was given by Council for Rs. 1,19,13,480/- The work pertaining to Electric, Fire Fighting and Horticulture works were taken up separately by the respective Deptt. through separate tender against sum of Rs. 37 lacs which have been taken up in the scope at the time of approval of PE.

**4. DETAILED PROPOSAL OF THE PROJECT:**

During the execution of work certain additional/extra/substituted items were got executed due to certain modifications which were recommended due to revised drawings as proposed by Architect Deptt. The items were necessary for execution and the same has been got executed after obtaining approval in principle. The work of Civil, Electric, Fire Fighting and Horticulture work has been taken up separately by the concerned Deptt. and there is a deviation and as such the revised estimate has been prepared after taking the expenditure from different deptts. Where works has been executed. The detail of which is given as under:-

Works	A/A & E/S vide Reso. No. 6(A-48) dt. 5.11.07 for Rs. 113 lacs	Revised A/A & E/S vide Reso. No. 18(A-35) dt. 18.6.08	Expenditure Details		Reasons for Deviation
Civil Works	Rs. 76 lacs	Rs. 1,19,13,480/-	Civil Works	Rs. 1,65,15,093/-	Separate tenders were invited and A/A & E/S were revised for Rs. 1,19,13,480/- for civil works which is due to contractor's enhancement. Execution of extra /addl./substituted items after obtaining AIP
Electric and fire fighting work	Rs. 37 lacs	To be revised	Electric work	Rs. 69,02,195/-	As per decision taken by Chairman and other senior officers for centrally air-conditioning of the bldg and for the fancy type of fittings.
			Fire Fighting Works	Rs. 3,80,843/-	
			Total	Rs. 2,37,98,131+ 3% contingencies = Rs. 2,45,12,000/- with net excess of Rs. 1,32,12,000/-	

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

The work has since been completed with a total cost of Rs. 2,45,12,000/- which is inclusive of the expenditure of all the Deptts. The Budget provision of Rs. 60 lacs under plan funds is available vide item No126 page 157 under head D.4.2.4 for capital/original works of Civil Engg. Deptt.

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

The work stands completed in all respect by all the concerned Departments.

#### 7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT(with Diary No. 128/Finance dated 4.2.2011 )

Finance Deptt. Has concurred the proposal vide Diary No. 641/Finance Dated 6.4.2011

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

No comments in view of above.

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

NIL



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

The Council accorded A/A & E/S vide Reso. No. 6(A-48) dt. 5.11.2007 and vide Reso. No 18(A-35) dt 18.6.2008 alongwith Revised A/A & E/S.

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

Nil.

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

Nil

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

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

**14. RECOMMENDATIONS:**

The Case is placed before the Council for consideration and approval of the Revised Administrative approval and expenditure sanction for Rs.2,45,12,000/-.

**15. DRAFT RESOLUTION:**

It is resolved by the Council that administrative approval and expenditure sanction in Revised Preliminary Estimate for Rs. 2,45,12,000/- is accorded.

**COUNCIL'S DECISION**

Resolved by the Council, by majority, to accord administrative approval and expenditure sanction to the Revised Preliminary Estimate amounting to Rs.2,45,12,000/-.

**ITEM NO. 13 (M-01)****1. Name of the Subject/project:**

Up-gradation of two Secondary NDMC Schools to Senior Secondary level and merger of 4 schools (2 primary and 2 middle level) and their up-gradation to Secondary level.

**2. Name of the department:**

Education Department

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

(i) As per Section 11(r) of the NDMC Act, 1994, the establishment, maintenance of, and aid to, schools for primary educations subject to such grants as may be determined by the Central Government from time to time is an obligatory function of the Council. As per Section 12(a) furtherance of education including cultural and physical education is a discretionary function of the Council.

(ii) There are 25 Primary, 10 Middle, 7 secondary and 5 Senior secondary schools to cater to the needs of all children residing in NDMC area comprising of approximately 42.2 sq. km. However, it has been noticed that there is some drop out of students at Senior Secondary stage. A comprehensive survey of dropped out students was done and it was found that lack of continuity of schools or composite school was one of the major issues. For this as approved by secretary NDMC, a committee of Ms. Raj Bala, OSD (NSES), Mr. R K Bhardwaj, DEO (A), Mr. S C Kaushik, Coordinator (Computers) and Mr. Suresh Chandra, DEO (G) was formed to suggest corrective measures. The report of the committee is **annexed at Annexure I See pages 91 - 92.**

(iii) The matter was further examined in depth and after an exhaustive feasibility study by the department, following factors emerged as justification for up-gradation of schools:

(a) Parents prefer to admit their children in a composite school, i.e., in a school from class I to class XII, hence it is necessary to upgrade the primary schools.

(b) With change in the gradation system at level of X standard, it is all the more necessary to go in for senior secondary schools.

(c) There is a popular demand for up-gradation of the schools by the residents of NDMC areas.

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

After due consideration of factors like potential strength of students in class IX, X in secondary schools, optimal utilization of existing infrastructure and uneven geographical location of existing Sr. Sec Schools of NDMC, it is proposed that following schools be upgraded as outlined below:

- i) Up-gradation of 2 existing NDMC Secondary Schools to composite Co – Ed Senior Secondary Schools at Tilak Marg and Lodhi Estate.
- ii) Up-gradation and merger of 4 Schools namely: NP Boys Primary School, Lodhi Road, NP Girls Primary School, Lodhi Road, NP Boys Middle School, Lodhi Road and NP Girls Middle School, Lodhi Road to a composite Co-Ed Secondary level school.

- iii) Merger of NP Pry. School, Pandara Road with N. P. Pry. School, Kaka Nagar and relocation of all students of Pandara Road, Pry. School to N. P. Primary School, Kaka Nagar.
- iv) Up-gradation of Navyug Pry. School, Tilak Marg to a secondary level school and its relocation in the building of NP Pry. School, Pandara Road.
- v) Creation of 2 posts of Principals in the scale of Rs.15600-39100 + Grade Pay Rs.7600, one post of Vice-Principal in the scale of Rs. 15600 – 39100 + Grade Pay Rs.5400 and 16 posts of lecturers in the scale of Rs. 9300 – 34800 + Grade Pay Rs.4800.

The detailed proposal is as under:

**(i) NP Co-Ed. Sec. School, Lodhi Estate, to be upgraded to Sr. Sec. Level**

This school has a huge building with 50 class rooms and one hall to function as a composite Sr. Sec. School. As of now, there are 118 students in Class IX and 76 students in Class X. These class X students (76) will be enrolled in class XI (Sr. Sec. Level) in this academic session, commencing after declaration of Class X CBSE result in May, 2011. In addition to this, 59 students of class X passing out from N.P. Sec. School, Aurangzeb Lane will also be admitted in Class XI at Lodhi Estate. Therefore, the total strength in class XI will be 135 (76+59). Three sections may be started in class XI, two of Humanities and one of Commerce Stream.

**(ii) NP co-Ed Sec. School, Tilak Marg to be upgraded to Sr. Sec. Level**

This school has full potential to be upgraded to Sr. Secondary level as there are 196 students in class IX and 186 students in class X. There are only 23 class rooms in the building but there is another Navyug school in the same building separated by erecting a channel gate having 11 class rooms, 1 hall divided in 3 rooms, one office for the Head of school, one school office and sick room. It is proposed that existing Navyug School, Tilak Marg may be relocated to Pry. School, Pandara Road which has adequate infrastructure to run an independent School up to Secondary level.

The students of existing Pry. School, Pandara Road may be transferred to Pry. School, Kaka Nagar which is in close proximity (half km.) of Pandara Road and to NDMC aided Nirmal Pry. School in the same locality. The building of N P Pry. School, Pandara Road has 27 rooms with a play-ground and a lawn in the premises.

**(iii) Merger and up-gradation of NP Girls/ Boys Middle Schools, Lodhi Road to Sec. Level**

Presently, at Lodhi Road, NDMC is running 5 Schools namely Nry. School, Girls Primary, Girls Middle, Boys Primary and Boys Middle in two separate buildings divided by a common wall only. This is a huge building and is not adequately utilized. It is suggested that existing four schools (two primary and two middle) be merged and upgraded as a Secondary Co-ed School. The school has enormous potential in terms of availability of physical infrastructure as well as enrollment of students.

Resultantly, all the nursery, primary and middle classes of all four Primary and middle (Girls and Boys) Schools may be merged. Consequent upon merging, it will become a Co-ed school and may be upgraded to Secondary level.

## 5. Financial implications of the proposal/subject:

As a result of proposed up-gradation of schools, some posts have to be created and financial implications\* are as detailed below:

### (a) Principal 2 posts

Pay-band	Grade Pay	DA	HRA	T.A.	Total
15600-39100	7600	51%	30%	4832	11, 23,776

### (b) Vice – Principal 1 post

Pay-band	Grade Pay	DA	HRA	T.A.	Total
15600-39100	5400	51%	30%	4832	5,14,104

### (c) Lecturer 16 posts\*\*

Pay-band	Grade Pay	DA	HRA	T.A.	Total
9300-34800	4800	51%	30%	2416	53,63,904

**\*\*Subject wise details of 16 posts of lecturer are as under:**

Subject	No. of posts
Hindi	02
English	02
Maths	02
Economics	02
Commerce	02
History	02
Political Science	02
IP	01
Painting	01

\* The cost has been worked out at the minimum of the corresponding pay-band on annual basis. Total expenditure: Rs.70, 01,784 per annum.

Consequent upon merging, there will also be **deduction in number of posts** as well as reduction in cost.

- 10 number of TGT posts shall be reduced through up-gradation of 2 schools : Rs. 33,09,000/- per annum. These 10 TGT's shall be adjusted against contract teachers who are working against sanctioned vacant posts as on date.
- 2 posts of HM (Middle) shall also be reduced due to up-gradation of the existing two Middle schools in to a secondary school : Rs. 6,70,488/- per annum. Two posts of HM (Middle) shall be adjusted against two vacancies arising in May and November 2011 due to retirement.

Financial savings due to reduction in no. of posts: 39,79,488/-

Hence, net annual financial expenditure will be approximately Rs.30,22,296/- through up gradation of two Sec. Schools at Sr. Sec. level. Up-gradation of 1 middle school to a Secondary School while downgrading of another Middle School at Lodhi Road to a Primary Level.

After the approval of the council two existing schools namely N. P. Co-Ed. Secondary School, Lodhi Estate and N. P. Co-Ed. Secondary School, Tilak marg will be upgraded to Sr. Sec. level from Secondary level and 4 schools (2 primary and 2 middle) will be upgraded to Secondary level from Middle level at Lodhi Road.

**6. Comments of the Finance Deptt. on the subject :** Finance Deptt. vide Dy. No. 710/PS/FA/D/2011 dated 11.4.2011 has communicated no objection to the proposal.

**7. Comments of the Deptt. on comments of Finance Deptt. :** Not applicable.

**8. Legal implication of the subject/project :** Nil

**9. Comments of the Law deptt. on the subject :** It is an administrative decision and involves no legal issue. Primary education is our obligatory function and these should be no reduction in the said scheme.

**10. Comments of the Deptt. on comments of Law :**

The draft has been modified as per advice of Law department. Also, Primary schools are being merged for optimal utilization of existing infrastructure and in the interest of children.

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

**12. Recommendations :**

It is recommended that :

- a. Upgradation of 2 existing NDMC Secondary Schools to composite Co – Ed Senior Secondary Schools at Tilak Marg and Lodhi Estate.
- b. Upgradation and merger of 4 Schools namely: N. P Boys Primary School, Lodhi Road, NP Girls Primary School Lodhi Road, NP Boys Middle School Lodhi Road and NP Girls Middle School Lodhi Road to a composite Co-Ed Secondary level school.
- c. Merger of NP Pry. School Pandara Road with N. P. Pry. School, Kaka Nagar and relocation of all students or Pandara Road Primary School to N. P. Primary School, Kaka Nagar.
- d. Up-gradation of Navyug Pry. School, Tilak Marg to a secondary level school and its relocation in the building of NP Pry. School, Pandara Road.
- e. Creation of 2 posts of Principals in the scale of Rs.15600-39100 + Grade Pay Rs.7600, one post of Vice – Principal in the scale of 15600 – 39100 + Grade Pay Rs.5400 and 16 posts of lecturers in the scale of Rs. 9300 – 34800 + Grade Pay Rs.4800.

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

Not applicable

**14. Draft Resolution :**

It may be resolved that :

- a. Up-gradation of 2 existing NDMC Secondary Schools to composite Co – Ed Senior Secondary Schools at Tilak Marg and Lodhi Estate.
- b. Up-gradation and merger of 4 Schools namely: NP Boys Primary School, Lodhi Road, NP Girls Primary School Lodhi Road, NP Boys Middle School Lodhi Road and NP Girls Middle School Lodhi Road to a composite Co-Ed Secondary level school.
- c. Merger of NP Pry. School Pandara Road with N. P. Pry. School, Kaka Nagar and relocation of all students or Pandara Road Primary School to N. P. Primary School, Kaka Nagar.
- d. Up-gradation of Navyug Pry. School, Tilak Marg to a secondary level school and its relocation in the building of NP Pry. School, Pandara Road.
- e. Creation of 2 posts of Principals in the scale of Rs.15600-39100 + Grade Pay Rs.7600, one post of Vice – Principal in the scale of 15600 – 39100 + Grade Pay Rs.5400. Chairperson is competent to create the posts of Lecturer.

**COUNCIL'S DECISION**

Resolved by the Council to accord approval to the following:-

- a. Up-gradation of 2 existing NDMC Secondary Schools to composite Co – Ed Senior Secondary Schools at Tilak Marg and Lodhi Estate.
- b. Up-gradation and merger of 4 Schools namely: NP Boys Primary School, Lodhi Road, NP Girls Primary School Lodhi Road, NP Boys Middle School Lodhi Road and NP Girls Middle School Lodhi Road to a composite Co-Ed Secondary level school.
- c. Merger of NP Pry. School Pandara Road with N. P. Pry. School, Kaka Nagar and relocation of all students or Pandara Road Primary School to N. P. Primary School, Kaka Nagar.
- d. Up-gradation of Navyug Pry. School, Tilak Marg to a secondary level school and its relocation in the building of NP Pry. School, Pandara Road.
- e. Creation of 2 posts of Principals in the scale of Rs.15600-39100 + Grade Pay Rs.7600, one post of Vice – Principal in the scale of 15600 – 39100 + Grade Pay Rs.5400. Chairperson is competent to create the posts of Lecturer.

The Council further directed the department to examine on similar lines merger of a couple of N.P. Schools in Netaji Nagar area and opening of Navyug School in one of the school buildings likely to be spared by such merger.

**Annexure 2 pages**

Annexure ends



**ITEM NO. 14 (M-02)**

**1. Name of the subject/project: Mid day meal scheme.**

**2. Name of the department/departments : Education Department.**

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

National Programme of Nutritional support to Primary Education commonly known as the mid day meal scheme was launched as a centrally sponsored Scheme on 15<sup>th</sup> Aug.1995. The objective of the scheme was to boost universalization of Primary Education by increasing enrolment, attendance, retention and learning level of the children especially those belonging to the lower section of the society and to improve Nutritional status of the children.

NDMC implemented the scheme in August 2003 and 60 schools out of 82 schools were covered in the year 2003-04. The scheme was fully implemented in the month of September 2004 in all the NDMC, NDMC Aided & Navyug Schools run by the Navyug School Educational Society, a fully funded Society of the NDMC. Since then NDMC is providing cooked mid day meal in all the Schools up to Class V through NGOs/Caterers. NDMC extended the benefit of mid day meal scheme up to class XII in the year 2007-08. In the year 2010-11 two suppliers Iskcon Food Relief Foundation & M/s Manjeet Caterer will be supplying mid day meal up to the closing of schools i.e. 10<sup>th</sup> May, 2011 (before summer vacation) in all the NDMC, NDMC Aided & Navyug Schools. The existing and revised rate /Nutritive value/weight of the cooked meal mentioned against the each category as given below:

<b>Category of the students</b>	<b>Rate per day per child</b>	<b>Requisite Nutritive value</b>	<b>Approx. Weight of cooked meal</b>
Nursery	Rs.2.50/- (Proposed revised rates Rs. 2.89/- w.e.f. 1.7.2011)	450 calories 10 Gms. Protein	250 Gms. to 300 Gms.
Primary	Rs.2.89/- with 100 gms. of free grain subsidy i.e. wheat/rice	450 calories 20 gms. protein	300 Gms.
Middle	Rs.4.33/- with 150 gms. of free grain subsidy i.e. wheat/rice	700 calories 30 gms. protein	350 Gms.
Sec. & Sr. Sec.	Rs.4.50/- (Proposed revised rates Rs. 5.18/- w.e.f.1.7.2011)	700 calories 20 gms. protein	350 Gms.

**Table (A) Estimated Expenditure:-**

Sr. No	Class	Tentative Enrollment (Approx)	Rats / meal Per Child Rs	No. of Days	Total (in Rs)
1	Primary	14533	2..89	200	8400074
2	Upper Primary	6449	4.33	200	5584834
3	Nursery	2087	2.50	200	1043500
4	Sec Sr. Secondary	4910	4.50	200	4419000
	<b>Total</b>				<b>19447408</b>

**Table (B) Estimated expenditure on the basis of the average attendants (i.e.85%).**

Sr. No	Scheme	Classes	Total Estimate	85% of Total Estimate
1	Plan	Primary	8400074	7140062.9
2	Plan	Upper Primary	5584834	4747108.9
3	Non Plan	Nursery	1043500	886975
4	Non Plan	Secondary & Sr. Secondary	4419000	3756150
	<b>Total</b>		<b>19447408</b>	<b>16630296.8</b>

**4. Detailed Proposal on the Subject/project**

The work of the Mid Day Meal supplier may be assigned on existing terms & conditions for the year 2011-14 with a stipulation that the contract would be initially for a period of one year i.e. 2011-12 and can be extended for the year 2012-2013 and 2013-2014 if the performance is found satisfactory. The items of food to be supplied are as under: -

**Wheat based items:**

Atta & Besan Puri with Alloo curry/or mixed vegetables  
Atta Poori with chhole (mashed vegetables added to the gravy)  
Suji Halwa with chhole

**Rice based items:**

Rice Chhole with mashed vegetables added to the gravy  
Rice with sambhar/Daal (with vegetables added to the gravy)  
Rice with Kadhi (with vegetables added to the gravy)

**4.1 Health and Hygiene**

4.11 The service provider NGOs/Caterer/others who will be assigned the job of supplying mid day meal in NDMC schools shall supply the meal in the sealed container and unseal the container in the presence of the Head of the school/Members of the school committee before the distribution of the cooked meal in tiffin box/disposal plates of good quality.

4.12 MOH will monitor the quality and hygiene of food supplied to the school children by deputing Doctors/Dietician.

4.13 Committee comprising of Head of the Institution/HM, a domestic science teacher/science background teacher and a PTA member/residential welfare member of the area will supervise the scheme and head of the school will ensure that the food supplied by the supplier is in accordance to

the prescribed norms as mentioned in para 4.1. The cooked food will be tasted by the members of the committee and the concerned class teachers before the distribution among the children.

#### **4.2 Monitoring & Checking**

4.21 Parents preferable Mothers can be made a formal member of the existing school level monitoring committee. Modified committee shall meet at least four times a year to review/assess implementation of the programme.

4.22 The committee members shall visit the kitchens of the suppliers. The programme of visit shall be decided by the Head of school. Observations made during visits shall be informed to the supplier as early as possible. In case of any adverse observations HQs shall be informed immediately. Every school shall have a complaint/suggestion register.

4.23 In order to minimize any irregularity and for proper monitoring and accountability all the schools under the jurisdiction of NDMC were divided into 8 zones and Nodal officers were appointed to monitor the scheme in each zone.

4.24 PTA shall be requested to make sure at least one parent by rotation should be present to check and taste the meal. A register shall be maintained by the Head of the school on which the entries of (i) Name of the parents (ii) Name of the students (iii) Class of the students (iv). Address & (v) Remarks for each date with signature of the parents shall be maintained.

4.25 To have an idea of impact of mid day meal on the Health of the children a regular Health checkup through the Doctors have already been started.

4.26 The supply of cooked meal will contain 8-12 gms of protein and 300 calories as prescribed in table of para-3 for each category. or as specified by the Ministry of HRD /GNCTD from time to time. The Council has right to get the sample tested from kitchen of suppliers /school from Shri Ram Institute for Industrial Research or any recognized Lab. at its own cost. In case deviation is found more than 5% in the preparations /specification and the supply is otherwise fit for consumption the bill of such supply claimed by the supplier shall be deducted proportionately. In case the variation is found in five or more than five samples , the council has right to discontinue the supply without any further reference an action as deemed fit will be initiated against the supplier.

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

Rs 166 Lacs only (One Hundred Sixty Six Lacs Only)

It is also pertinent to mention here that the GNCT of Delhi has been sanctioning grant for Mid-day Meal for all the NDMC, NDMC Aided schools for Primary & Upper-Primary classes i.e. class 1<sup>st</sup> to VIII<sup>th</sup> including Navyug schools. The Navyug School has been sending us the consumption report for grains allotted by GNCT of Delhi free of cost. However, the expenditure incurred on providing of mid-day meal to the students of Navyug Schools, the Navyug School Educational Society has been making payment to the suppliers directly, it results in saving of the grant received on mid-day meal for Navyug Schools from GNCT of Delhi. On the other hand, it results in increase in expenditure of Navyug Schools. It would be appropriate that even for Navyug Schools the payment to the suppliers on mid-day meals is released by the Education Department from within the grant received from GNCT of Delhi after completing all the formalities of releasing payments as is being done in the case of NDMC Schools. It will result in optimal utilization of Mid-day-Meal grant received from GNCT, Delhi and proper maintenance of accounts.

The existing total budget provision under mid day meal scheme for all schools of NDMC and NSES is of Rs. 140 Lacs under Plan 2604015 & Non Plan in the Head of account 2308027 for the year 2011-2012. However, revised estimated expenditure is of Rs. 166 lacs. Expenditure, which will incurred for implementing the Scheme I to class VIII, will be charged under the Plan Head and for Nursery, IX to XII classes will be borne by NDMC under the Non Plan head.

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

Mid day meal scheme is an ongoing scheme and the meal is to be provided to the students on all the working days. The said proposal is for the period 1<sup>st</sup> July 2011 to academic session 2011-14.

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

The Finance Department has seen and concurred vide Diary No. 603 dated 06.04.2011

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

No Comments required.

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

N. A.

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

N.A.

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

N.A.

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

(i) Resolutions No. 16(M-1) dated 02-07-04

(ii)Resolutions 12(M-2) dated 27-04-05

(iii) Resolutions 13(M-3) dated 19-05-06

(iv) Resolutions 10(M-1) dated 18-07-07

v) Resolutions No. 06(M-3) dated 16-07-08

vi) Resolution No. 06(M-01) dated 15-04-2009

vii) Resolution No. 05(M-01) dated 21-07-2010

**13. Certificate that all CVC Guidelines on the subject have been followed.**

Not Applicable.

**14. Recommendations**

- a) To accord administrative approval and revised estimated expenditure sanction for an amount of Rs.166 lacs as provided in para – 3.1 above.
- b) The responsibility of Mid Day Meal suppliers, (who will be selected in Tender process ) on existing terms and condition for the session 2011-2014.(Academic Session)
- c) **Initially, the work will be given for supply of Mid Day meal for a period of one year only i.e. 2011-12. If performance of the organization found satisfactory, the work order for mid day meal supply may be extended for two more years, on annual basis.**

**COUNCIL'S DECISION**

Resolved by the Council :

- a) To accord administrative approval and revised estimated expenditure sanction for an amount of Rs.166 lacs as provided in para – 3.1 of the agenda.
- b) That the responsibility will remain with the Mid Day Meal suppliers, (who will be selected in Tender process ) on existing terms and condition for the session 2011-2014. (Academic Session)
- c) Initially, the work will be given for supply of Mid Day meal for a period of one year only i.e. 2011-12. If performance of the organization is found satisfactory, the work order for mid day meal supply may be extended for two more years, on annual basis.

**ITEM NO. 15 (H-01)****1. NAME OF SUBJECT:**

**Council's Guidelines on Recruitment Regulations for the post of Clerical Assistant – case referred by Ministry of Home Affairs.**

**2. NAME OF THE DEPARTMENT:**

**Secretary's Establishment (Personnel Department)**

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

**(i) The cadre of Clerical Assistant was created and RRs for the post were framed vide Resolution No. 31 dated 11.6.1992. The same were amended vide Resolution No. 13 dated 7.6.1993 and thereafter on 22.5.1998.**

(ii) As per the extant RRs the post is filled 90% by direct recruitment and 10% by departmental promotion from regular Group 'D' employees. The essential qualifications for the post are:

- a. Matriculation or equivalent from a recognized Board/University.
- b. Typing speed 30 WPM in English or 25 WPM in Hindi.
- c. Knowledge of computer operation.

The desirable qualification is Computer course recognized by All India Council of Technical Education. Remarks column of the said Recruitment Rules reads as under:

**"This will be an initial Clerical post. Candidates appointed without qualifying type test will not be granted annual increments till qualifying the said test."**

**A copy of the extant RRs is enclosed as Annexure-I See pages 103 - 107.**

**(iii) In the year 2004, there were 18 vacancies for departmental promotion quota and action was initiated for filling up the said promotion quota by issuing a circular on 02.06.2004 as per copy at Annexure- II (See page 108). 218 Group-"D" eligible candidates were called for written test on 25.07.2004. In all 199 candidates appeared in written test, out of which 125 candidates who scored 60% of above marks were short listed for further scrutiny, the short listed candidates were given computer training and thereafter a speed test on computer was conducted on 15.1.2005. The said test was challenged by some of the candidates in the Hon'ble High Court of Delhi and due to the said Court case, it was decided that the typing test of all the 125 short listed candidates of written test would be conducted as per the Recruitment Rules.**

(iv) Accordingly, the typing test was held on 25<sup>th</sup> & 26<sup>th</sup> June, 2005 and 20 candidates were declared qualified in the type writing test as per the Recruitment Rules. A DPC was held for 17 vacancies and 3 persons were placed in the waiting. A panel of Clerical Asstt. was thereafter drawn up on 26.12.2005.

(v) When the candidates were short listed without a typing test for selection after giving them a training on the computer, the decision was challenged in the Court and thereafter it was decided that all the 125 persons shall be eligible for the typing test. A writ petition was filed in the Delhi High Court seeking interim stay against the recruitment of the Clerical Asstt., the Court declined to give the stay and thereafter the decision of the Single Judge was challenged before Division Bench of the Delhi High Court in LPA No.2015-28/2005, the DB of the High Court examined the matter in detailed and their decision dated 20.9.2005 is at Annexure-III (See pages 109 – 114). The observations contained in para 6 & 7 of the order are as under:

“6. In the light of the aforesaid submission of the Counsel for the Appellants, we have carefully considered the records. In the advertisement/circular inviting applications for selection to the post of Clerical Asstt., it is clearly stated that the candidates will have to qualify in the departmental examination and thereafter also in the typing test. The terms ‘qualification’ cannot be subsequently challenged or altered to be made less stringent.”

“7 The Court thereafter dismissed the appeal.”

(vi) The writ petition itself was dismissed as infructuous vide Court orders dated 22.03.2007, an extract from the said order is as under :-

“Counsel for the petitioners states that the writ petition has become infructuous in view of the fact that the petitioners had approached the Division Bench of this Court by way of an appeal for non-issuance of a stay order in the respect of the interim application filed by them in the present proceedings. Pursuant to the filing of the said appeals, the Division Bench, after hearing the parties, dismissed the appeals. Aggrieved by the said order, the petitioners approached the Supreme Court by way of an SLP, which was also dismissed. In this view of the matter, counsel for the petitioners states that nothing further survives in the present writ petitioner and the same have been rendered infructuous.

**The writ petitions stand dismissed as having been rendered infructuous. The file be consigned to the record room."**

**(vii) The 18 vacancies in the cadre of Clerical Asstt. were thus filled in as per RRs and the circular issued by the NDMC and as approved by the Court.**

(viii) It appears that after the scrapping of the list of short listed candidates and a separate test on the computer conducted on 15.01.2005 Shri Kiran Pal, Peon, a candidate who had qualified the written test but did not appear in the typing test represented before the National Commission for Scheduled Castes(NCSC) against denial of promotion to the post of Clerical Asstt. The case was discussed number of times in the Commission, detailed replies sent and personal hearing given to the applicant. The then Chairman, NCSC vide his communication dated 24.05.2010, addressed to Union Home Secretary found the case 'fit' for promotion to Group-'C' post and requested him to look into the matter personally and given necessary directions to NDMC.

(ix) It can be seen from the above that when the panel was drawn without a typing test, it was challenged before the Court that panel cannot be drawn without a typing test and when the candidates failed in the typing test and they approached the Court that typing test is not necessary, the Court held that the NDMC cannot change the terms of the 'advertisements' after the process of selection has been completed.

**(x) DoP&T's guidelines on the issue are as under :-**

**(a) DoP&T's OM dated 29.9.1992 regarding exemption from typing test for drawl of increments and confirmation in service, forwarded by the Government of NCT of Delhi vide their letter dated 29.9.92 has been adopted for NDMC employees in toto vide Circular dated 31.1.1993. The GOI instructions are applicable to persons appointed as LDC by promotion from Group 'D' or by direct recruitment or compassionate appointment or ad hoc basis.**

(b) DoP&T's O.M. dated 16.08.1996 which relates to "Group 'D' employees appointed as LDCs in subordinate offices on the basis of qualifying examination" prescribes that they can pass typing test within two years of their appointment, failing which, they would revert to their earlier Group 'D' post.

**(c) DoP&T's Notification dated 8.11.2010 regarding CSCS(LDC qualifying examination for Group 'D' staff) Regulations prescribes that the candidates have to pass type writing test within a period of one year from the date of appointment,**



**failing which no annual increments shall be allowed. The candidates who fail to pass the type-writing test within the period of probation shall be liable to be reverted to the posts held by them earlier.**

**(xi) Column 12 of the Recruitment Rules for the post under the column " Remarks" reads "This will be an initial Clerical post. Candidates appointed without qualifying type test will not be granted annual increments till qualifying the said test." It is clear that typing test 30 WPM in English and 25 WPM in Hindi is one of the essential qualification. Item 12 relates to "initial Clerical post". In other words, it deals with those posts which are meant for direct recruits and not for promotees.**

**4. FINANCIAL IMPLICATIONS OF THE PROPOSED SUBJECT:**

Nil.

**5. IMPLEMENTATION SCHEDULE WITH TIMELINES FOR EACH STAGE INCLUDING INTERNAL PROCESSING:**

Not applicable.

**6. COMMENTS OF THE FINANCE DEPTT. ON THE SUBJECT:**

**It is an administrative matter and detailed comments of Law Deptt. are available. Hence, no comments.**

**7. COMMENTS OF THE DEPARTMENT ON COMMENTS OF FINANCE DEPTT.:**

Not required.

**8. LEGAL IMPLICATIONS OF SUBJECT:**

The Hon'ble High Court of Delhi in LPA No. 2015-28/2005 dated 20.09.2005 in the matter of Sh. Jitender Kumar & Others Vs NDMC has held that every person who is successful in the written test shall have to appear in the typing and computer literacy test for seeking promotion to the post of Clerical Asstt. In case relaxation in RRs is given, the candidates, who had failed in the typing test or even did not appear in the same may seek promotion to the post of Clerical Assistant.

**9. DETAILS FOR PREVIOUS COUNCIL RESOLUTIONS, EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THE SUBJECT:**

(i) Resolution No. 31 dated 11.6.1992

(ii) Resolution No. 13 dated 7.6.1993

**10. COMMENTS OF THE LAW DEPTT.:**

The department has reiterated its earlier comments which are as follows:

(a) As per RRs typing test is essential qualification both for direct recruits and departmental candidates.

(b) The remarks against item 12 of the statutory RRs relates to "initial clerical post". In other words they pertain to direct recruitment and not recruitment by promotion.

(c) As per decision dated 20.09.2005 of the Division Bench of Delhi High Court, persons who had failed in the typing test cannot turn back and say that it was not obligatory for them to qualify in the typing test for getting promotion to the post of Clerical Assistant.

(d) The instructions of DoP&T dated 16.08.1996 are administrative in nature and they cannot override statutory rules.

**11. COMMENTS OF THE DEPARTMENT ON THE COMMENTS OF THE LAW DEPTT.:**

No comments.

**12. RECOMMENDATIONS:**

The Competent Authority for amendment in the RRs is the Council. As advised by the MHA, the matter is put up to the Council for guidance in this regard so that the MHA and National Commission for Scheduled Castes(NCSC) could be informed of the decision of the Council.

**COUNCIL'S DECISION**

The Council noted that Recruitment Rules for the post are slightly not in conformity with the instructions issued by the DoP&T regarding exemption from typing test. It was in this background that the Department had earlier referred the issue to DoP&T for advice, but they asked NDMC to route the proposal through the concerned administrative ministry viz. Ministry of Home Affairs (MHA). The Council also noted that when the matter was referred to MHA, it sought specific recommendations of the Council in the matter.

After detailed discussion, it was resolved by the Council that the Recruitment Rules for the post be modified and "Remarks" Column at Serial no. 12 of the extant RRs be deleted so as to bring them in conformity with DoP&T instructions and to maintain equality between Direct Recruits and Promotees, the amendment to be effective from the date of approval of the competent authority. Thereafter, the case be referred back to DoP&T/MHA for advice.

**ANNEXURE 12 PAGES**























**ANNEXURE ENDS**

**ITEM NO. 16 (O-01)****1. Name of the subject/project**

Annual Audit Report for the year ended March 2009.

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

Office of the Chief Auditor

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

The Annual Audit Report for the year ended 31 March 2009 has been prepared in terms of Section 59 (17) of the New Delhi Municipal Act, 1994 for presentation before the Council.

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

The office of the Chief Auditor was created in September 1996 vide Council Resolution No.3 (V) dated 19.8.1996. The office has so far presented twelve Annual Audit Reports before the Council as detailed below:

<b>S.No.</b>	<b>Report for the year end</b>	<b>Date of Presentation</b>
1	March 1997	10 February 1999
2	March 1998 &1999	23 March 2001
3	March 2000	8 August 2002
4	March 2001	31 October 2003
5	March 2002	2 July 2004
6	March 2003	27 April 2005
7	March 2004	15 December 2005
8	March 2005	15 November 2006
9	March 2006	22 August 2007
10	March 2007	20 August 2008
11	March 2008(Reviews)	18 February 2009
12	March 2008	24 February 2010

Present proposal is for presentation of thirteenth Annual Audit Report for the year ended March 2009. **The report will be tabled in the meeting.**

The Annual Audit Report basically highlights the deficiencies in the accounting system and budgetary control mechanism, cases of non-recovery of arrears of Council's dues resulting in accumulation of heavy arrears in various Departments, cases of avoidable expenditure etc.

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

Nil

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

Not applicable

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

Not applicable as the Draft Agenda Item relates to presentation of Annual Audit Report, which is a 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 law of Parliament and Assembly on the subject**

The details of previous Council Resolutions regarding presentation of Annual Audit Reports are as under:

- (i) Item No.1 dated 10.2.1999
- (ii) Item No.3 (xii) dated 23.3.2001
- (iii) Item No.3 (xxx) dated 8.8.2002
- (iv) Item No.11 (0-4) dated 31.10.2003
- (v) Item No.11 (0-2) dated 2.7.2004
- (vi) Item No.13 (0-1) dated 27.4.2005
- (vii) Item No.05 (0-6) dated 15.12.2005
- (viii) Item No. 08 (0-1) dated 15.11.2006
- (ix) Item No. 09 (0-3) dated 22.08.2007
- (x) Item No. 09(0-4) dated 20.08.2008
- (xi) Item No. 07(0-8) dated 18.02.2009
- (xii) Item No. 14(0-05) dated 24.02.2010

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

Not applicable, since the Draft Agenda Item is for presentation of Annual Audit Report on the accounts of the Council 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 Annual Audit Report on the accounts of the Council for the year ended March 2009 may be presented to the Council.



**15. Draft Resolution**

"Information noted. The Council further decided that the reply (Action Taken Note) to the paras of the Annual Audit Report may be furnished by the Departments to the Chief Auditor within six weeks so that the Chief Auditor may place the same before the Standing Committee on Audit in NDMC along with his recommendations".

**COUNCIL'S DECISION**

Information noted.

The Council further decided that the reply (Action Taken Note) to the paras of the Annual Audit Report may be furnished by the Departments to the Chief Auditor within six weeks so that the Chief Auditor may place the same before the Standing Committee on Audit in NDMC along with his recommendations.

**ITEM NO. 17 (C-01)****1. Name of the subject/Project**

Annual Administrative Report for the year 2010-11.

**2. Name of the Department**

Council Secretariat Department

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

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

**"Annual Administration Report-**

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

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

**(3) Copies of the report shall be kept for sale at the municipal office."**

As the Central Govt. has not prescribed any format for the AAR, or the content, the Annual Administrative Report used to be sent in the form of a letter alongwith inputs provided by the different departments without any formatting. In the absence of a duly printed report, copies are also not kept for sale, as required under Section 410(3). Since 2007-08, the report has been attempted in a format approved by the Chairman, NDMC.

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

The Annual Administrative Report has been prepared keeping in view the specific requirements of Section 410 of the NDMC Act. The Proposed Annual Administrative Report contains the achievements of 2010-11 and targets for 2011-12. In addition, the important

event photographs have been included in the Report. The report contains XXIX chapters and is of 109 pages. A copy of the report is circulated separately.

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

Nil

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

N.A.

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

Finance Department has concurred vide Dy.No.713/PS/FA/D/11 dated 11.04.2011 advising to ensure that all figures are updated.

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

All figures taken in the Report are based on the data provided by the Deptts. Efforts have been made to ensure that date upto 31.03.2011 is reflected.

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

Nil

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

Annual Administrative Report in respect of NDMC for the preceding year viz. 2009-10 was approved by the Council vide Reso. No.15(C-11) dated 21.07.2010.

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

L.A. has seen and concurred vide Dy.No.R-367/Adv(R&L) dated 11.04.2011.

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

No comments required.

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

Not applicable.

**14. Recommendation:**

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

**COUNCIL'S DECISION**

Resolved by the Council that the Annual Administrative Report for the year 2010-11 is approved and the same may be forwarded to the Central Govt.

**ITEM NO. 18 (C-02)****CONTRACTS/SCHEMES INVOLVING AN EXPENDITURE OF RS. 1 LAC BUT NOT EXCEEDING RS. 100 LACS.**

Section 143 (d) of NDMC Act, 1994 provides that every contract involving an expenditure of Rs.1 lac but not exceeding Rs.100 lacs under clause 143 (c) shall be reported to the Council. In pursuance of these provisions, a list of contracts entered/executed upto March, 2011, have been prepared.

A list of the contracts, entered into for the various schemes, is accordingly laid before the Council for information. **(See pages 122 - 135 ).**

**COUNCIL'S DECISION**

Information noted.

ANNEXURE 14 PAGES





























ANNEXURE ENDS

**ITEM NO. 19 (C-03)**

**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 January, 2011, had already been included in the Agenda for the Council Meeting held on 23.02.2011.

A report on the status of execution of the ongoing schemes/works awarded upto March, 2011, is placed before the Council for information. **(See pages 137 - 218 ).**

**COUNCIL'S DECISION**

Information noted.

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Annexure ends

**ITEM NO. 20 (K-01)****1. Name of the Project / Subject:**

Partial modifications in the guidelines for Booking of Barat Ghars in NDMC area.

**2. Name of Department:**

Welfare Department

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

There are eleven Barat Ghars and one Shaadi Ground functioning under the Welfare Department for which NDMC had framed guidelines for booking of Barat Ghars/Shaadi ground, vide various resolutions viz. item no. **3 (XX) dated 30.10.1998 (Annexure 1, See pages 222 – 227), resolution no 16 (K-3) 17.10.2007 (Annexure 1A See pages 228 – 235) , resolution no. 25 (K-8) dated 13.02.2008 (Annexure 2 See pages 236 – 238) and resolution no. 18 (K-01) dated 16/06/2010 (Annexure 3 See pages 239 - 244).**

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

While administering booking of these Barat Ghars as per approved policy, it is seen that Kaka Nagar Barat Ghar has maximum popularity, i.e., 87% followed by Lodhi Road Barat Ghar, Moti Bagh Barat Ghar and Netaji Nagar Barat Ghar (**Annexure 4 See pages 245 - 246**). In terms of revenues, NDMC has received Rs. 1.56 Cr (approx.) in past 10-11 months, out of these, Rs. 1.28 Cr (approx.) is from the renovated Barat Ghars at Kaka Nagar, Moti Bagh & Netaji Nagar.

Some of these Barat Ghars have been renovated, while Barat Ghars at Sarojini Nagar, Laxmibai nagar and Mandir marg are under renovation. The comparison of occupation reports of pre-renovation period & post-renovation clearly brings out the fact that bookings & utilization has doubled after renovation of the Barat Ghars (**Annexure 5 See page 247**). However, the occupation and utilization of the Baratghars still needs to be improved. Hence to rationalize the present booking system, certain modifications are proposed. The gist of the existing guidelines and the amendments proposed is as under:

<b><i>EXISTING</i></b>	<b><i>PROPOSED</i></b>
Booking of Barat Ghars shall be open on "first come first serve" basis. Time limit for making booking applications will be as follow: -  <b><u>For Marriage</u></b> 1. Booking of Barat Ghars shall be open for the NDMC employees and residents of NDMC area without any time limit on first come first basis. 2. Non-residents of the NDMC	1. NDMC employees/residents can book Barat Ghars any time subject to availability. 2. Non-residents of the NDMC area can book the Barat Ghars 90 days prior to marriage functions, subject to: a) Clear authentication of such requests by Chairman /Secretary/ Member of Council including Vice Chairperson. b) Immediate payment of fee with in four days. c) Specific case-to-case relaxation

<p>area can book Barat Ghars 30 days in advance of the date of function for marriage purpose only.</p> <p><b><u>For Other functions</u></b></p> <p>NDMC employees, Residents and non-residents of NDMC area can book Barat ghars for Social functions except marriage like Ring Ceremony, Birthday, Marriage reception or Commercial functions etc, 30 days in advance from the actual date of function.</p>	<p>approved by Chairman.</p> <p>d) Additional fee of Rs. 5000/- for such cases.</p> <p>3. If outsiders are to be given such accommodation even prior to 90 days, it should not be more than 10 days in a month, and remaining days should be as per normal booking guidelines.</p> <p>4. The period of four days during which the payments are to be made shall be treated as provisional booking period.</p> <p>5. The local Managers/Dy. Managers shall keep a strict watch on any subletting/ misuse by anyone including Tentwala's and report such events to headquarters.</p>
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**5. Financial implication of the proposed project/subject**

The additional amount of Rs.5000/- will be charged from the Non-NDMC area residents.

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

Not Applicable

**7. Comments of the Finance Department on the subject with diary No. and dated**

Finance Department has concurred the proposal vide diary No. 680/Finance/R-Welfare dated 18/04/2011.

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

No comments required.

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

Nil

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

Resolution No. 16 (K-3) dated 17<sup>th</sup> October 2007, Resolution No. 25(K-8) dated 13<sup>th</sup> February 2008 and Resolution No. 18 (K-01) dated 16<sup>th</sup> June 2010.

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

Legal Advisor has seen vide diary No. R-200/Adv.(R&L) dated 28<sup>th</sup> February 2011 and has given suggestions for incorporating in the Agenda.

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

The suggestions given by L A have been incorporated in the Agenda.



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

Certified that all the CVC guidelines have been followed.

**14. Recommendation**

The case is placed before the Council for approval of modified guidelines of booking of Barat Ghars in NDMC area.

**COUNCIL'S DECISION**

Resolved by the Council to accord approval to the following guidelines, for booking of Barat Ghars in NDMC area, subject to the condition that an additional fee of Rs.2000/-, instead of Rs.5000/- as proposed in the agenda, will be charged from those who are neither residents of NDMC area nor NDMC employees, for availing of NDMC Barat Ghar facilities :-

1. NDMC employees/residents can book Barat Ghars any time subject to availability.
2. Non-residents of the NDMC area can book the Barat Ghars 90 days prior to marriage functions, subject to :
  - a) Clear authentication of such requests by Chairman /Secretary/ Member of Council including Vice Chairperson.
  - b) Immediate payment of fee within four days.
3. If outsiders are to be given such accommodation, even prior to 90 days, it should not be more than 10 days in a month, and remaining days should be as per normal booking guidelines.
4. The period of four days during which the payments are to be made shall be treated as provisional booking period.
5. The Managers/Dy. Managers of the Barat Ghars shall keep a strict watch on any subletting/ misuse by anyone including Tentwala's and shall report such events to the headquarters immediately.
6. The Council also authorized the Chairperson to accord case specific relaxation for booking of Barat Ghars to non-residents of NDMC area, even before 90 days of the booking date, subject to payment of additional fee and other conditions as mentioned above.

Note :

An issue regarding delay in release of salary to the Contractual Doctors in NDMC also came up for discussion. The Council Directed that the Director (MS), the Financial Advisor and the Chief Accounts Officer should devise a system to ensure that the payment of salary to the Doctors working on contractual basis is released by 10<sup>th</sup> day of each month.

**(SANTOSH D. VAIDYA)**  
**SECRETARY**

**(PARIMAL RAI)**  
**CHAIRPERSON**