

**Minutes of the 278<sup>th</sup> meeting of KWA held on 14/2/2006 at**  
**3.00 p.m. in the Conference Hall of Jalabhavan,**  
**Thiruvananthapuram.**

**Members Present:**

- |                                    |                   |
|------------------------------------|-------------------|
| 1. Sri. K. J. Mathew IAS           | Chairman          |
| 2. Smt. Jessy Peter                | Member            |
| 3. Sri. K.N.Murali                 | Member            |
| 4. Sri. T.P.Mohanlal               | Managing Director |
| 5. Sri. C. Suresh Babu             | Technical Member  |
| 6. Sri. V.K.Girijavallabhan, IA&AS | Accounts Member   |

*Item No. I (1) Confirmation of the Minutes of the 277<sup>th</sup> Meeting*

The Authority confirmed the minutes of the 277<sup>th</sup> meeting of Kerala Water Authority.

*Item No. I (2) Review of action taken on the decision of previous meetings.*

The Authority noted the contents.

*Item No. II (1) Review of billing and collection for the month of November 2005*

The Authority noted the contents and also ratified the action taken by Managing Director to extend the period of one time settlement up to 31/10/2005. Sri. K.N.Murali, Board Member pointed out that proper maintenance of the schemes are not done in Thodupuzha Division. The Board directed the Managing Director to conduct an audit on the maintenance expenditure of PH Division, Thodupuzha and place before the next Board Meeting. The Authority also noted that Board decisions for AMC has not been implemented so far. The reasons/explanations for not implementing the Board direction for AMC will be placed in the next Board Meeting.

*Item No. II (2) Revision of water tariff of M/s. Apollo Tyres – Chalakkudy – proposal placed*

Deferred

*Item No. II (3) Cash Flow Statement for the period 1st April 2005 to 31st December 2005*

The Authority noted the contents.

*Item No. III (1) Tender No. KWA/HO/SP-4/2005-06 opened on 16/6/2005 for the supply of Gas Chromatograph for quality Control Division of Kerala Water Authority*

The Authority directed to place before the Board a detailed note on the original tender requirements and necessity for the additional items, presently offered.

*Item No. III (2) Tender No. KWA/HO/SP-16/2004-05 due on 22/3/2005 for the supply of Hydrated lime on Running Contract basis*

Res. No. 7063 The Authority resolved to accord sanction to enter into contract for the supply of Hydrated Lime on Running Contract basis for one year as per details given below:

Name of firm	Rate (Rs./MT)	Quantity in MT	Destination	Amount
M/s. Star Lime Products, Thrippunithura	5205.00	102.00	Vandithadam, Vellayambalam, PTP Nagar	5,30,910.00
	5375.00	525.00	Aruvikkara TP-1, Aruvikkara TP-2	28,21,875.00
	5750.00	65.00	Kozhikkode	3,73,750.00
	5800.00	65.90	Vadakara, Malappuram, Manjeri, Parappanangadi, Edappal, Sulthan Bathery	3,82,220.00
	5900.00	29.00	Mattannur	1,71,100.00
	6000.00	16.75	Kannur, Kasaragod	1,00,500.00
		<b>803.65</b>		<b>43,80,355.00</b>
M/s. Gandhimathy Clays, Thiruvananthapuram	5500.00	91.50	Aryanad, Nedumangad, Neyyattinkara, Valiyakunnu, Avanavancherry	5,03,250.00
		<b>91.50</b>		<b>5,03,250.00</b>
M/s. Cicily Chemical Industries, Kottayam	4690.00	330.00	Aluva	15,47,700.00
	4775.00	113.40	Kothamangalam, Perumbavoor, Angamaly, Puthencruz	5,41,485.00
	4800.00	24.13	Muvattupuzha, North Parur	1,15,824.00
	4900.00	2.40	Piravom	11,760.00

	5100.00	6.00	Thodupuzha	30,600.00
	5300.00	56.00	Thrissur	2,96,800.00
	5400.00	29.50	Nattika & Irinjalakkuda	1,59,300.00
	5450.00	62.00	Thiruvalla	3,37,900.00
	5550.00	8.00	Palakkad	44,400.00
	5600.00	12.50	Kollam, Punalur	70,000.00
	5650.00	5.00	Chiranickal	28,250.00
	5700.00	10.50	Pathanamthitta, Mavelikkara & Chengannur	59,850.00
		<b>659.43</b>		<b>32,43,869.00</b>

**TOTAL : 81,27,474.00**

*Item No. III (3) Tender No. KWA/HO/SP-8/2005-06 opened on 09/8/2005 for supply of CID joints on Rate Contract basis – sanction sought for concluding Rate Contract*

The Authority directed the Managing Director to verify the rate of purchase through the Divisions and ascertain whether the rates are reasonable.

*Item No. III (4) Procurement of Ductile Iron pipes for the re-laying of existing Water Supply transmission main due to the widening of Varkala-Kallambalam Road by KSTP–Ratification sought for*

Res. No. 7064 The Authority resolved to ratify the action of the Managing Director in having directed the Chief Engineer (HRD & GI), in anticipation of formal approval from the Authority to invite tenders for the purchase of 1000 m of 600 mm and 650 m of 450 mm dia DI K-9 pipes amounting to Rs. 82.00 lakhs required for the work of re-laying of 600 mm & 450 mm Class 5 AC pipes with DI pipes, laid as transmission main for the Water Supply Scheme to Varkala and adjoining Panchayats for conveying potable water from Reghunathapuram OH Tank to Varkala.

*Item No. III (5) Supply of SW pipes by M/s. Tancem Stoneware Pipe Factory, Tamil Nadu – Extension of delivery period – proposal*

Res. No. 7065 In view of the fact that the reason stated by the firm for the delay in supplying the pipes seems to be genuine, the Authority resolved to accord sanction for the extension of delivery period up to 28/2/2006 without imposing liquidated damages.

*Item No. IV (1) JBIC Assisted Kerala Water Supply Project – Physical and Financial achievements – progress Report for December 2005*

The Authority noted the contents and instructed the Managing Director to expedite the implementation steps. The Board expressed anxiety about the delay noticed and non-compliance with time schedules.

*Item No. IV (2) JBIC Assisted Kerala Water Supply Project – Balance land requirement of five schemes – reg*

The Authority directed the Managing Director to place before the Board the details of the negotiated purchase of each land and present stage of acquisition. The Authority directed the Managing Director to closely follow up the matter and ensure the land for the scheme.

*Item No. IV (3) JBIC Assisted Kerala Water Supply Project, Pattuvam Sub Project – negotiated purchase of additional land required for the construction of OHSR at Karakkundu – reg.*

Res. No. 7066 Considering the urgency of land required for the construction of the OHSR at Karakkundu, the Authority resolved to accord sanction for the purchase of 2025 m<sup>2</sup> at the rate of Rs. 1950/cent.

*Item No. IV (4) JBIC Assisted Kerala Water Supply Project – Appointment of Special Officer on contract basis – Renewal of Contract period of Sri. K.Lokesan Nair – reg.*

Res. No. 7067 The Authority resolved to review the contract with Sri. K.Lokesan Nair, Special Officer, JBIC Project for a period of one year from 14/2/2006 in view of circumstances explained in the agenda note. The terms and conditions of the previous appointment shall be adopted for the contract.

*Item No. V (1) Adhoc Aug. of Kochi WSS – laying, testing and commissioning 1200 mm internal dia spirally welded steel pipes after cement mortar lining to inside and cement mortar lining or alternatively hot applied coal tar enamel reinforced with fibre glass fabric yarn to outside from HMT road – pipe line road junction to Pookkattupady road – pipeline road junction (approx. length 1970 m)- Reach III*

Res. No. 7068 The Authority discussed the note placed by the Managing Director on the financial standing and experience of the lowest tenderer and the recommendation to award the work to the lowest tenderer.

During discussions Sri. K.N.Murali and Smt. Jessey Peter, Members of the Board wanted the note given in the previous meeting for the other reaches of the same work awarded to M/s. ABG Engineering (India) Private Ltd. to be made applicable in this case also. The note is reproduced below:

“A Vigilance enquiry is being conducted on the orders of the Enquiry Commissioner and Special Judge, Thrissur regarding pre-qualification of ABG Engineering Pvt. Ltd. It is now resolved to recommend to award the work to ABG Engineering Pvt. Ltd. Awarding the work to this company against whom a vigilance enquiry is going on is against all norms of justice. Hence the work should not be awarded to ABG Engineering until the vigilance enquiry is completed and decision taken thereon.

While evaluating the financial standing of this company, the requirement of submission of certified balance sheet for the preceding three years has not been observed. This company was registered only in June 2003. Their experience as sub contractor to M/s. Super Tech., New Delhi need not be considered for reckoning the three-year period. If we consider this for this company alone then it would be an injustice to others who are desirous of quoting the tender.”

All the objections raised by the members were verified with records and it was found by the Board that the first point mentioned does not have any relevance since the Vigilance Commissioner and Special Judge, Thrissur had not found any prima facie substance in the complaint and had only asked for a preliminary enquiry by VACB to ascertain the genuineness and correctness of the allegations. It was also noted that the same set of allegations and complaints were considered by the Hon'ble High Court by the Single Bench and Division Bench in WP (C) No. 28444 of 2005 (J) and WP (C) No. 29494/2005 (S) and the petitions were dismissed. This was not brought to the notice of the Vigilance Court. However the court has not issued any direction for not considering the tender. Hence it is found that there is no need for postponing any action for executing the work.

In the light of the orders of the Hon'ble High Court and the observations in the judgment the proposal was scrutinized in detail. The financial standing and experience were thoroughly checked by the Chief Engineer (CR) and the Managing Director and it was found satisfying to the conditions specified in the NIT. In the judgment of the Hon'ble High Court it has been specially directed



that the past experience of the person who submits the tender is a relevant criterion to be taken into consideration by the Authority. However the experience cannot be construed to mean the experience of the tenderer alone but the experience gained by the persons who are in charge of the company and who are supposed to execute the work and it would constitute the experience of the tenderer. Their credentials have to be examined from a commercial point of view and not in a strict legalistic manner. The judgment continues that, "We find it unnecessary to finally express any opinion on those factors since the award of contract is yet to be finalized, especially when the litigation is a public interest litigation. We are sure, Water Authority will act in the interest of the general public."

The Board also noted the judgment of the Hon'ble High Court in WP (C) 34058/2005, dated: 27/1/2006. It was directed in the judgment to proceed with the award of contract in favour of the ABG Engineering (India) Pvt. Ltd.

The Board noted that the above work was long pending due to various reasons and was tendered twice before. The Hon'ble High Court of Kerala had also given directions to Kerala Water Authority and Government to complete the project most expeditiously to ease the severe water shortage problem of Kochi and Vypin area and assurance had been given by Kerala Water Authority and Government of Kerala that the remaining works would be completed as specified in the affidavit. Accordingly Government of Kerala had arranged the purchase of the required pipe through a Cabinet decision for the speedy implementation of the project. The pipes have arrived and waiting to be laid. The remaining works under the project have been arranged in a time bound manner. Therefore the Government of Kerala and Kerala Water Authority have to keep the public interest and implement the project at the earliest possible time. In fact all the actions taken in this regard are according to the directions given by the Hon'ble High Court and for public interest only. The lowest tenderer satisfies the pre-qualification norms for all intents and purposes and legalistic and hair splitting arguments presumably not based on considerations of public interest need not stand in the way of getting the work executed. Considering all these factors, the Board resolved to accord sanction for awarding the subject work to the lowest tenderer M/s. ABG Engineering (India) Pvt. Ltd. at 18% above the estimate rate ie, @ Rs. 1,29,80,000/-

- Item No. V (2)*      *ARWSS to Kumaramputhur and Payyanadam villages – Construction of 2.55 lakh litres capacity OHSR for Zone II at Vattampalam – Tender – reg.*
- Res. No. 7069      The Authority resolved to award the work of ARWSS to Kumaramputhur and Payyanadam Village – Construction of 2.55-lakh litres capacity OHSR for Zone-II at Vattampalam to the lowest tenderer Sri. P.T.Ramesh at 55% above estimate rate.
- Item No. V (3)*      *AUWSP – Kolazhy, Kuttur and Pottor Census towns – laying 250 mm DI K9 Clear Water Pumping Main (3950 m) and 200 mm CI Cl-B pumping main (3337 m) on supplying and laying basis – sanction – reg.*
- Res. No. 7070      The Authority resolved to accord sanction to arrange the work of ‘laying 250 mm DI K9 pumping main (3950 m) for Vilvattom Sump to Doctor’s Pady Junction and laying 200 mm CI Cl-B pumping main from Doctor’s Pady Junction to OHSR Zone-II (3337 m) for the schemes “AUWSP – Kolazhy, Kuttoor and Pattore for an amount of Rs. 90.8 lakhs and 90.7 lakhs respectively under supplying and laying basis.”
- Item No. V (4)*      *Adhoc Aug. of Kochi WSS – “Supplying and laying 1200 mm dia spirally welded steel pipes with cement mortar lining inside and with cement mortar lining or alternatively hot applied coal tar enamel reinforced with fibre glass fabric yarn to outside” from Pookkattupady road – pipe line road junction to Palarivattom Bypass*
- Res. No. 7071      The Authority discussed the note placed by the Managing Director on the financial standing and experience of the lowest tenderer and the recommendation to award the work to the lowest tenderer. During discussions, Sri. K.N.Murali and Smt. Jessey Peter, Members of the Board wanted the note given by them in the previous Board meeting while considering the tender of M/s. ABG Engineering (India) Pvt. Ltd. to be made applicable in this case also. The note is reproduced below:  
 “A Vigilance enquiry is being conducted on the orders of the Enquiry Commissioner and Special Judge, Thrissur regarding pre-qualification of ABG Engineering Pvt. Ltd. It is now resolved to recommend to award the work to ABG Engineering Pvt. Ltd. Awarding the work to this company against whom a vigilance enquiry is going on is against all norms of justice. Hence the work



should not be awarded to ABG Engineering until the vigilance enquiry is completed and decision taken thereon.

While evaluating the financial standing of this company, the requirement of submission of certified balance sheet for the preceding three years has not been observed. This company was registered only in June 2003. Their experience as sub contractor to M/s. Super Tech., New Delhi need not be considered for reckoning the three-year period. If we consider this for this company alone then it would be an injustice to others who are desirous of quoting the tender.”

All the objections raised by the members were verified with records and it was found by the Board that the first point mentioned does not have any relevance since the Vigilance Commissioner and Special Judge, Thrissur had not found any prima facie substance in the complaint and had only asked for a preliminary enquiry by VACB to ascertain the genuiness and correctness of the allegations. It was also noted that the same set of allegations and complaints were considered by the Hon'ble High Court by the Single Bench and Division Bench in WP (C) No. 28444 of 2005 (J) and WP (C) No. 29494/2005 (S) and the petitions were dismissed. This was not brought to the notice of the Vigilance Court. However the court has not issued any direction for not considering the tender. Hence it is found that there is no need for postponing any action for executing the work.

In the light of the orders of the Hon'ble High Court and the observations in the judgment the proposal was scrutinized in detail. The financial standing and experience were thoroughly checked by the Chief Engineer (CR) and the Managing Director and it was found satisfying to the conditions specified in the NIT. In the judgment of the Hon'ble High Court it has been specially directed that the past experience of the person who submits the tender is a relevant criteria to be taken into consideration by the Authority. However the experience cannot be construed to mean the experience of the tenderer alone but the experience gained by the persons who are in charge of the company and who are supposed to execute the work and it would constitute the experience of the tenderer. Their credentials have to be examined from a commercial point of view and not in a strict legalistic manner. The judgment continues that, “We find it unnecessary to finally express any opinion on those factors since the award of contract is yet to be



finalized, especially when the litigation is a public interest litigation. We are sure, Water Authority will act in the interest of the general public.”

The Board also noted the judgment of the Hon’ble High Court in WP (C) 34058/2005, dated: 27/1/2006. It was directed to proceed with the award of contract in favour of the ABG Engineering (India) Pvt. Ltd.

The Board noted that the above work was long pending due to various reasons and was tendered twice before. The Hon’ble High Court of Kerala had also given directions to Kerala Water Authority and Government to complete the project most expeditiously to ease the severe water shortage problem of Kochi and Vypin area and assurance had been given by Kerala Water Authority and Government of Kerala that the remaining works would be completed as specified in the affidavit. The remaining works under the project have been arranged in a time bound manner. Therefore the Government of Kerala and Kerala Water Authority have to keep the public interest and implement the project at the earliest possible time. In fact all the actions taken in this regard are according to the directions given by the Hon’ble High Court and for public interest only. The lowest tenderer satisfies the pre-qualification norms for all intents and purposes and legalistic and hair splitting arguments presumably not based on considerations of public interest need not stand in the way of getting the work executed. Considering all these factors, the Board resolved to recommend to Government for according sanction for awarding the subject work to the lowest tenderer M/s. ABG Engineering (India) Pvt. Ltd. at their quoted rate of Rs. 7,28,96,760/-

*Item No. V (5) Introduction of Multi layer filter media with anthracite at Chiranickal WTP of WSS to Adoor and adjoining Panchayats – sanction sought for*

Deferred. The Authority directed to submit a study on the cost aspects and availability of the material compared to regular using filter sand.

- Item No. V (6) RWSS to Thelliyoor, Valakkuzhy village in Ezhumattoor Panchayat – proposal for the completion of ongoing scheme – request for Administrative Sanction – reg.*
- Res. No. 7072 The Authority resolved to accord Administrative Sanction for Rs. 70.00 lakhs under Drought Relief Works 2004-05 for the commissioning of ongoing scheme of RWSS to Thelliyoor-Valakkuzhy village in Ezhumattoor Panchayat.
- Item No. V (7) Rehabilitation of Rural Water Supply Scheme to Karakulam (LIC aided) – Construction of 5 mld WTP at Kummi – sanction for arranging work*
- Deferred
- Item No. V (8) Thiruvananthapuram Sewerage Scheme – present status and Action Plan*
- Deferred
- Item No. V (9) UWSS to Kazhakuttom OG-ARWSS to Kazhakuttom – Menamkulam (Part) village – ARWSS to Edacode and adjoining villages, ARWSS to Irooppara – laying 450 mm CI Class-B pumping main from intake well cum pump house at Ayilamkadavu to Treatment Plant at Vekancode – proposal for executing second reach – sanction under supplying and laying basis*
- Res. No. 7073 The Authority resolved to accord sanction for arranging the work of laying 4450 m of 450 mm CI Class-B pumping main from intake well cum pump house at Ayilamkadavu to treatment plant at Velancode which is a common component for UWSS to Kazhakkuttam OG, ARWSS to Kazhakkuttam – Menamkulam (Part) village, ARWSS to Edacode and adjoining villages and ARWSS to Irooppara on supplying and laying basis.
- Item No. V (10) Construction of 16 mld water treatment Plant for KWA at PTP Nagar, Thiruvananthapuram – request for extension of time without liquidated damages*
- Res. No. 7074 The Authority resolved to extend the time of completion up to 31-7-2004 without liquidated damages on the specific condition that KWA need not entertain any other claims of the contractors for delayed payments, costs on account of change in design, delay in handing over the site etc. and need pay only the original contract amount.

- Item No. VI (1) KWA-Estt. – Promotion of Executive Engineer as Deputy Chief Engineer/Supervising Engineer – proposal furnishing of*
- Res. No. 7075 The Authority resolved to promote Sri. Satheesh, Executive Engineer, Head Office, Thiruvananthapuram, Sri. K.P.Krishnakumar, Executive Engineer (on deputation), KHRWS and Sri. S.Kumar, Executive Engineer, Head Office, Thiruvananthapuram in the arising vacancies
- Item No. VI (2) KWA-Estt. – Interest free loan as Medical Advance in respect of Smt. Vijaya.M.A, D-man Grade I, PH Sub Division, Aluva*
- Res. No. 7076 The Authority resolved to sanction an amount of Rs. 1,30,000/- (Rupees One lakh thirty thousand only) to Smt. M.A.Vijaya, D-man Grade I, PH Sub Division, Aluva towards interest free loan for medical purpose for the treatment of her husband for 'Bypass Surgery' at Amrita Institute of Medical Science, Kochi subject to the following conditions:
1. The advance shall be utilized within three months or else it should be refunded in full immediately on expiry of three months.
  2. The amount shall be adjusted against the final claim within six months and any balance amount remaining unadjusted shall be recovered from the salary @ Rs. 500/- per month.
  3. The sanction of the medical claim of the incumbent shall be subjected to the rules, applicable to Kerala Water Authority.
  4. An under taking shall be obtained to the above effect before disbursing the advance sanctioned.
  5. Unadjusted balance if any shall be recovered from the DCRG of the officer.
- Item No. VI (3) KWA-Estt. – Interest free loan as medical advance in respect of Sri. K.Purushan, Peon, WSP Sub Division, Harippad*
- Res. No. 7077 The Authority resolved to sanction an amount of Rs. 40,000/- (Rupees Forty thousand only) to Sri. K.Purushan, Peon, WSP Sub Division, Harippad towards interest free loan for medical purpose for the treatment of his mother for 'Cancer' at R.C.C., Thiruvananthapuram subject to the following conditions:
1. The advance shall be utilized within three months or else it should be refunded in full immediately on expiry of three months.
  2. The amount shall be adjusted against the final claim within six months and any balance amount remaining unadjusted shall be recovered from the salary of the incumbent.



3. The sanction of the medical claim of the incumbent shall be subject to the rules, applicable to Kerala Water Authority.
4. The undertaking shall be obtained to the above effect before disbursing the advance sanctioned.
5. Unadjusted balance if any shall be recovered from the DCRG of the officer.

*Item No. VI (4) KWA-Estt. – Interest free loan as medical advance in respect of Sri. K.Murugan Nair, Operator, WW (E) Sub Division, Thiruvananthapuram*

Res. No. 7078 The Authority resolved to sanction an amount of Rs. 45,000/- to Sri. K.Murugan Nair, Operator, WW East Sub Division, Thiruvananthapuram towards interest free loan for medical purpose for the treatment of his wife for “Carcinoma Breast” at RCC, Thiruvananthapuram subject to the following conditions:

1. The advance shall be utilized within three months or else it should be refunded in full immediately on expiry of three months.
2. The amount shall be adjusted against the final claim within six months and any balance amount remaining unadjusted shall be recovered from the salary of the incumbent.
3. The sanction of the medical claim of the incumbent shall be subjected to the rules, applicable to Kerala Water Authority.
4. An under taking shall be obtained to the above effect before disbursing the advance sanctioned.
5. Unadjusted balance if any shall be recovered from the DCRG of the officer.

*Item No. VI (5) KWA-Estt. – Medical reimbursement claim of Sri. Jacob Daniel, Junior Superintendent, PH Division, Thiruvalla*

Res. No. 7079 The Authority resolved to sanction the balance admissible amount of Rs. 8591/- (Rupees Eight thousand five hundred and ninety one only) towards medical reimbursement expenses incurred by Sri. Jacob Daniel, Junior Superintendent, PH Division, Thiruvalla for the treatment of himself and his son as a special case.

*Item No. VI (6) KWA-Estt. – Medical reimbursement special sanction – Sri. P.Rajan, UD Clerk, PH Sub Division, Alathur*

Res. No. 7080 The Authority resolved to sanction an amount of Rs. 20,164/- (Rupees Twenty thousand one hundred and sixty four only) towards medical reimbursement claim in respect of Sri. P.Rajan, UD Clerk, PH Sub Division, Alathur towards the treatment of himself for ‘Ischaemic Heart Disease’ as a special case.

- Item No. VI (7) KWA-Estt. – Waiving of liabilities in respect of Sri. Rajan.B (late), Driver – reg.*
- Deferred
- Item No. VI (8) KWA-Estt. – Employees who die-in-harness waiver of liabilities due to KWA up to an amount of Rs. 2.00 lakhs – proposal furnishing of – (Sri. Vasudevan, worker)*
- Deferred
- Item No. VI (9) KWA-Estt. – Employees who die-in-harness waiver of liabilities due to KWA up to an amount of Rs. 2.00 lakhs – proposal furnishing of – (Sri. K.Narayanan Nair, Shift Assistant cum Cleaner)*
- Deferred
- Item No. VI (10) KWA-Estt. – LWA for two years from 01/1/2006 to Sri. Ahammed Rasheed, AEE, KUDP Sub Division, Kozhikkode*
- Res. No. 7081 The Authority resolved to sanction Leave Without Allowance for two years with effect from 01/1/2006 or from the date of avail for better employment abroad to Sri. C,K.Ahammed Rasheed, AEE, KUDP Sub Division, Kozhikkode subject to the terms and conditions laid down in Rule 88 and Appendix XII A Part I KSR with a direction to produce employment certificate within six months
- Item No. VI (11) KWA-Estt. – Extension of LWA for five years to Sri. P.K.Salim, AEE, PH Sub Division, Keezhallur (on leave)*
- Res. No. 7082 The Authority resolved to sanction extension of Leave Without Allowance for five years for continuing his job abroad with effect from 17/01/2006 to Sri. P.K.Salim, Assistant Executive Engineer, PH Sub Dn, Keezhallur (on leave) subject to the terms and conditions laid down in Rule 88 and Appendix X11 A Part 1 KSR with a direction to produce Employment certificate within six months

- Item No. VI (12) KWA-Estt. – Extension of LWA for five years to Sri. C.T.Jayadeep, AE, Quality Control District Lab, Kasaragod*
- Res. No. 7083 The Authority resolved to sanction extension of Leave Without Allowance for five years for continuing his job abroad with effect from 13/02/2006 to Sri. C.T.Jayadeep, Assistant Engineer, Quality Control District Lab, Kasaragod subject to the terms and conditions laid down in Rule 88 and Appendix X11 A Part 1 KSR with a direction to produce Employment certificate within six months
- Item No. VI (13) KWA-Estt. – Extension of LWA for five years to Smt. Ganga Devi, AE, Kerala Water Authority (HO)*
- Res. No. 7084 The Authority resolved to sanction extension of Leave Without Allowance for five years, for continuing her job abroad, with effect from 04/1/2006 to Smt. S.Ganga Devi, Assistant Engineer, Kerala Water Authority (Head Office) subject to the terms and conditions laid down in Rule 88 and Appendix XII A Part I KSR with a direction to consider her as a new entrant on rejoining duty.
- Item no. VI (14) KWA-Estt. – LWA for five years to Sri. S.Prasannan, AE, IPD Division, Malappuram*
- Res. No. 7085 The Authority resolved to sanction Leave Without Allowance for five years for better employment abroad with effect from 12/05/2005 or from the date of avail to Sri. S.Prasannan, Assistant Engineer, IPD Division, Malappuram subject to the terms and conditions laid down in Rule 88 and Appendix X11 A Part 1 KSR with a direction to consider him as a new entrant on rejoining duty. He will be directed to produce Employment certificate within six months.
- Item No. VI (15) KWA-Estt. – LWA for five years to Sri. M.Saleem Kumar, Head D-man, PH Division, Palakkad*
- Res. No. 7086 The Authority resolved to sanction Leave Without Allowance for five years for better employment abroad with effect from 20/1/2006 or from the date of avail to Sri. M.Saleem Kumar, Head D-man, PH Division, Palakkad subject to the terms and conditions laid down in Rule 88 and Appendix XII A Part 1 KSR with a direction to consider him as a new entrant on rejoining duty. He will be directed to produce employment certificate within six months



- Item No. VI (16) KWA-Estt. Extension of LWA for five years to Sri. T.C.Satheesan, D-man Grade-I, IPD Division, Kochi*
- Res. No. 7087 The Authority resolved to sanction extension of LWA for five years for continuing his job abroad with effect from 21/05/2005 to Sri. T.C.Satheesan, D-man Gr.1, IPD Division, Kochi subject to the terms and conditions laid down in Rule 88 and Appendix X11 A Part I KSR with a direction to produce Employment certificate within six months.
- Item No. VI (17) KWA-Estt. – LWA for five years to Sri. V.Anoop, Surveyor Grade-II, IPD Section, Kannur*
- Res. No. 7088 The Authority resolved to sanction Leave Without Allowance for five years with effect from the date of avail for better employment abroad to Sri. V.Anoop, Surveyor Grade-II, IPD Section, Kannur under IPD Sub Division, Thalassery subject to the terms and conditions laid down in Rule 88 and Appendix XII A Part I KSR and he is considered as a new entrant on rejoining duty.
- Item No. VI (18) KWA-Estt. – LWA for five years to Smt. K.V.Prameela, LD Clerk, PH Sub Division, Palakkad*
- Res. No. 7089 The Authority resolved to sanction Leave Without Allowance for five years with effect from 05/1/2006 or from the date of avail for better employment abroad to Smt. K.V.Prameela, LD Clerk, PH Sub Division, Palakkad subject to the terms and conditions laid down in Rule 88 and Appendix XII A Part I KSR with a direction to produce employment certificate within six months
- Item No. VI (19) KWA-Estt. – Medical reimbursement special sanction – Sri. C.Narayanan, DA, PH Division, Malappuram*
- Deferred
- Item No. VI (20) KWA-Estt. – Employment assistance under CES: Sri. S.Naveen Kumar, Overseer Grade-III, WS Section, Kanjiramkulam- Request for the conversion of post as D-man Grade-II*
- Deferred

*Item No. VI (21) KWA-Estt. – Creation of posts for the pump houses at Vaduthala and Puthuvypu, the Vypin component of the HUDCO Project – proposal*

Deferred.

*Item No. VII (1) Dream City Project, Kozhikkode – Transfer of KWA land to Tourism Department*

Deferred

*Item No. VII (2) Acquisition of land for laying separate gravity main to Parimadom sump for supplying drinking water to Mahe region*

Deferred

*Item No. VII (3) LIC aided RWSS to Alakkode (Phase-I) – procurement of land for treatment plant and booster pump house – request for procuring additional 14 cents of land in Sy. No. 11/1 of Alakkode Village*

Deferred

*Item No. VII (4) Repair of Department vehicle KL 01 AF 7465, Maruti Baleno*

Deferred

*Item No. VII (5) Printing and supply of KWA Calendar for 2006*

Deferred

*Item No. VII (6) Tsunami Relief Works – Request for issuing Mobile phones to the Project Engineers of ADB – sanction*

Deferred

*Item No. VII (7) 2006ലെ കേരള വാട്ടർ അതോറിറ്റി സ്റ്റാഫ് അസോസിയേഷന്റെ ഡയറിയിൽ കേരള വാട്ടർ അതോറിറ്റിയുടെ പരസ്യം നൽകണമെന്ന സ്റ്റാഫ് അസോസിയേഷന്റെ സെക്രട്ടറി ശ്രീ. ആന്റണി ആൽബർട്ടിന്റെ അപേക്ഷ*

Deferred

*Item No. VII (8) JBIC Assisted Kerala Water Supply Project – Tenders for ICB Package-II – Clear Water Transmission Mains – Bids for Thiruvananthapuram, Meenadu, Kozhikkode (2A & 2B) and Pattuvam Schemes – approval*

Res. No. 7090 The Authority considered in detail the Agenda Note on the proposal for awarding the contracts for Package-II bids for Thiruvananthapuram / Meenadu / Kozhikkode-2A / Kozhikkode-2B and Pattuvam schemes and observed that the lowest bidder, M/s. L & T, Chennai have quoted respectively 17% and 15% above estimate rate for Thiruvananthapuram and Kozhikkode-2B bids whereas they have quoted 0.24% below estimate rate for Kozhikkode-2A bid. The Board enquired about the reasons for such variations in the three tenders by the same bidder. The Chief Engineer (JBIC Project) was also invited to the Board to explain the reasons for the variations. The explanations were offered for the variations in quoted rates.

L&T have quoted higher rates when compared to the estimate especially for one particular item in the BoQ viz. telemetry in all the three tenders. This item is not substantial in Kozhikkode-2A. The number of telemetry out stations in Thiruvananthapuram and Kozhikkode-2B are 14 & 20 where as in Kozhikkode-2A the number of telemetry outstations are only seven.

Large length of the transmission line routes in Thiruvananthapuram and Kozhikkode-2B packages pass through densely populated areas and busy roads in cities where construction works will be difficult because of narrow roads, heavy traffic and closely located structures. Extra precautions may be required for protection of public life and property.

In some areas the work may have to be carried out during night hours.

During clarifications, L & T contented that over all their rates are competitive. But some items have been quoted less and others more.

They have considered pricing for the whole package and pricing of individual items, therefore will not reflect the correct picture because rates of individual items have been put either very high or



very low. This is a strategy usually adopted by all bidders to hide their real price from competitors. They have also contended that they turned out to be L1 bidder only because of their competitive quote in keenly contested tenders and in the process they quoted a substantially low rate for Kozhikkode-2A bid. The L2 offer was more by Rs. 30.00 crores.

They requested that each tender should be considered as an independent entity and they have quoted their rates considering many factors including winning more than one contract.

The scope for negotiation is limited as JBIC guidelines do not permit direct negotiation on prices unless there is change in specification. The possibility of deleting over priced items from the scope of work was also examined by the PIU and Technical Committee, but the same was found not feasible due to inter linkages with items in other packages. The time schedule would also be difficult to adhere to, in such a case. It was considering all these aspects in details that the recommendation for award were made by the Technical/ Negotiation Committee and the Consultants.

In the view of the above clarifications, the Authority resolved to recommend to the Empowered Committee in Government for considering award of the contract for the Package -II works of

- (i) Thiruvananthapuram Scheme at an amount of Rs. 78,89,72,001/- to M/s. L & T, Chennai.
- (ii) Meenadu Scheme at an amount of Rs. 74,46,85,211/- to M/s. Subhash Projects and Marketing Ltd., Bangalore.
- (iii) Kozhikkode 2A at an amount of Rs. 149,98,52,321/- to M/s. L & T, Chennai.
- (iv) Kozhikkode 2B at an amount of Rs. 118,02,83,904/- to M/s. L & T, Chennai.
- (v) Pattuvam Scheme at an amount of Rs. 102,88,95,103/- to M/s. Subhash Projects and Marketing Ltd., Bangalore.

The Chairman also instructed the Managing Director to make available a detailed note to the Empowered Committee properly examining justification if any for the comparatively higher rates for Thiruvananthapuram and Kozhikkode 2B.

*Item No. VII (9) CARWSS to Kurittisserry-Bharanikkavu and adjoining villages Phase-I & II – Construction of 15 mld Water Treatment Plant and 6.25 lakh litre sump at Chennithala – LS tender.*

Res. No. 7091 The Authority resolved to accord sanction to award the work of construction of 15 mld Water Treatment Plant and 6.25 lakh litre Sump at Chennithala for CARWSS to Kurittisserry – Bharanikkavu and adjoining villages Phase-I & II to M/s. SMS Paryavaran Pvt. Ltd. at their quoted amount of Rs. 197.50 lakhs.

**Sd/-  
SECRETARY**

**Sd/-  
MANAGING DIRECTOR**

**Sd/-  
CHAIRMAN**