

**Minutes of the 294<sup>th</sup> meeting of KWA held on 07/5/2007 at 5.00 p.m.  
in the Conference Hall, Kerala Water Authority, Jalabhavan,  
Thiruvananthapuram.**

**Members Present:**

1. Sri. Sayan Chatterjee IAS	Chairman
2. Sri. G.Rajendra Prasad	Member
3. Sri. Illickal Augusty	Member
4. Sri. C.Ravindran	Member
5. Sri. Velayudhan Vallikkunnu	Member
6. Sri. T.P.Mohanlal	Managing Director
7. Sri. C.Suresh Babu	Technical Member
8. Sri. V.K.Girijavallabhan, IA&AS	Accounts Member

*Item No. I (1) Confirmation of the Minutes of the 293<sup>rd</sup> Meeting held on 28/3/2007.*

The Authority confirmed the Minutes of the 293<sup>rd</sup> meeting held on 28<sup>th</sup> March 2007.

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

The Authority noted the contents.

*Sl. No. 12. Revised NIT for contracts of Kerala Water Authority*

The Authority directed the Managing Director to place before it the final draft NIT incorporating the Govt. direction for its approval in the next meeting.

*Item No. II (1) Review of billing and collection for the month of February 2007*

Noted with satisfaction on the progress achieved in overall revenue collection.

*Item No. II (2) One time settlement of water charge arrears*

Res. No. 7369 The Authority noted that the request for the one-time settlement placed before the Authority has been received after the expiry of the period allowed earlier. After discussion the Authority resolved to allow one-time settlements (1) to the Consumer No. KMR 88 (under PH Division, Attingal) subject to the condition that the Consumer shall pay 12% interest and 5% collection

charges of the proposed amount for revenue recovery and Rs. 2/- for the demand notice apart from the amount arrived as per one-time settlement and (2) to Consumer No. PCH 776/N (under PH Division, Thiruvananthapuram) at the usual condition of one-time settlement.

*Item No. III (1) Purchase of Water Quality Field Test Kits for testing pH, Chloride, Fluoride, Iron & Nitrate in all drinking water sources in Kerala for monitoring the water quality – Administrative Sanction sought for*

Res. No. 7370 The Authority resolved to accord sanction for issuing Administrative Sanction for the purchase of 1346 Nos of Field Test Kits at an estimated cost of Rs. 33.65 lakhs for providing the Kits to 999 Grama Panchayats, to the State Referral Institute (Quality Control Division, Aluva), 14 District Panchayats and 152 Block Panchayats for the demonstration of the Kits to implement the water quality monitoring & surveillance in Rural Sectors of the State as envisaged in National Drinking Water Quality Monitoring & Surveillance Programme (NDWQMSP) in Rural Sectors of the State with the full financial assistance of Government of India. The Authority also resolved to ratify the action of Chief Engineer (HRD & GI) in having invited the tenders for the purchase of Field Test Kits, considering the urgency in procuring the Kits and in anticipation of approval of Authority

*Item No. III (2) Banning business dealings with the firms, M/s. Star Lime Products, Tripunithura and M/s. Cicily Chemical Industries, Kottayam - squashing the orders of KWA by Hon'ble High Court of Kerala in Judgment dated 30.01.2007*

Res. No. 7371 The Authority resolved to direct Managing Director to withdraw the orders banning business dealing with the firms, M/s. Star Lime Products, Tripunithura and M/s. Cicily Chemical Industries, Kottayam, in the light of the judgment dated 30.01.2007 of Hon;ble High Court in the Writ Petitions No. WP(C) No.24688 of 2006(L) and WP(C) No.31324 of 2006(D) filed by the firms against the orders issued by KWA vide No.KWA/HO/SP-7475/2004/ Lime/Star Lime & Cicily dated 01/09/2006.

- Item No. IV (1) JBIC Assisted Kerala Water Supply Project – Physical and Financial achievements - Progress as on March 2007*
- The Authority noted the physical and financial achievements on JBIC Assisted KWSP till March 2007. Managing Director informed the Authority that there are some short fall in achieving the targets already fixed and that the short fall will be made good during the year so as to complete the works within the targeted period.
- Item No. IV (2) KWA - JBIC Assisted Kerala Water Supply Project- Package 2- Transmission mains and associated works- Provision in BoQ towards road reinstatement and shifting of utilities – Excess*
- Res. No. 7372 The Authority noted the item and after detailed discussion resolved to approve the excess amount of the Provisional Sum of the Package 2 works of the JBIC Assisted Kerala Water Supply Project amounting to Rs. 20,66,00,000/- making the total provisional sum to Rs. 34,69,00,000/- against the original amount provided of Rs. 14,03,00,000/-
- Item No. V (1) AUWSS to Panniyannur town – Revised Project Estimate*
- Res. No. 7373 The Authority noted the contents and resolved to approve the Revised Project Estimate for the scheme AUWSS to Panniyannur Town for the revised project estimate amount of Rs. 390.00 lakhs which is 74.17% excess over original project estimate (excluding cost of construction of weir at Pathipalam of Rs. 9.80 lakhs) of Rs. 223.92 lakhs.
- Item No. V (2) Augmentation of Water Supply Scheme to Kannur, Thalassery, Mahe Municipalities and adjoining towns – Laying 700mm AC gravity main from Chalod Junction up to Karadi towards Chavasseriparamba Reach V – Revised Estimate*
- Res. No. 7374 The Authority noted the contents and resolved to approve the Revised Estimate for the work of laying 700mm AC gravity main from Chalod junction up to Karadi towards Chavasseriparamba Reach V for Augmentation of Water Supply Scheme to Kannur, Thalassery, Mahe Municipalities and adjoining towns for an amount of Rs. 18,74,971/- which is 150.84% excess over tendered PAC of Rs. 7,47,468/-.

*Item No. V (3) ARWSS to Ettumanoor & adjoining villages in Kottayam district – Revised Administrative Sanction*

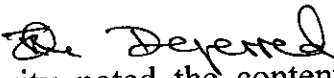
Res. No. 7375 The Authority noted the contents. The Managing Director informed the Authority that due to redesigning of the project for which Administrative Sanction has been sought, there will not be any additional financial commitment over the Administrative Sanction for Rs. 3100.00 lakhs issued earlier. Considering this, the Authority resolved to accord sanction for the subject work including the Gandhi Nagar Township and Kottayam Dental College for a total amount of Rs. 3099.93 lakhs as noted below:

Phase I	-	Rs. 890.57 lakhs
Phase II	-	Rs. 1866.64 lakhs
Gandhi Nagar Township & Dental College	-	<u>Rs. 342.72 lakhs</u>
<b>Total</b>	-	<b>Rs. 3099.93 lakhs</b>

*Item No. V (4) CWSS to Manimala and adjoining village – Construction of 9 mld Water treatment plant at Kulathinkal- sanction to invite tenders*

Res. No. 7376 The Authority resolved to accord sanction to invite tenders for the Construction of 9 mld Water Treatment Plant at Kulathinkal for the scheme CWSS to Manimala and adjoining villages subject to the condition that the proposal for the completion of the balance work under Phase II already taken up under LIC aid is got approved by the next SLSC.

*Item No. V (5) Proposal for introducing Annual Maintenance Contract for all types of maintenance work undertaken by Kerala Water Authority*

  
The Authority noted the contents and the Managing Director informed that the proposal may be treated as withdrawn.

*Item No. V (6) Limiting the usage of AC pipes in Water Supply Schemes due to the frequent breakage experiencing all over the State*

The Authority noted the draft resolution proposed for the item to limit the usage of AC pipes in water supply schemes and to consider alternative material whenever new projects are proposed to be implemented.

Item No. VI (1) *Constitution of a Screening Committee in Kerala Water Authority for promotion*

~~The Authority noted the contents, directed the Managing Director to have a discussion with the service organizations before placing the item again in the Board. The Managing Director informed the Authority that the proposal be treated as withdrawn for the time being.~~

*Deferred*

Item No. VI (2) *KWA-Estt. – Promotion of Executive Engineer as Superintending Engineer / Deputy Chief Engineer – Detailed note on the proposal for the promotion of Smt. Aniamma Alex, Executive Engineer*

Res. No. 7377 The Authority discussed the item in detail and after evaluating the Confidential Reports of the incumbent, resolved to promote Smt. Aniamma Alex, Executive Engineer, MMU, Kerala Water Authority, Jalabhavan, Thiruvananthapuram as Deputy Chief Engineer/Superintending Engineer.

Item No. VI (3) *KWA-Estt. – Medical Advance – Smt. Ronikam, deployed Meter Reader, WW Central Sub Division, Thiruvananthapuram*

Res. No. 7378 The Authority resolved to sanction an amount of Rs. 45,000/- (Rupees Forty five thousand only) to Smt. Ronikam, Meter Reader, WW Central Sub Division, Thiruvananthapuram for treatment of herself for 'Carcinoma Breast' at Regional Cancer Centre, Thiruvananthapuram subject to the following conditions:

- (1) The advance shall be utilized within three months or else it should be refunded in full along with 12% simple interest, immediately on expiring of three months. Utilization certificate should be furnished to the Loan Disbursing Authority within three months of receipt of the loan.
- (2) The amount shall be adjusted against the final claim within six months and any balance amount remaining unadjusted along with 12% simple interest shall be recovered from the salary of the incumbent @ 500/- per month.
- (3) The sanction of the medical claim of the incumbent shall be subject to the rules, applicable to Kerala Water Authority.

- (4) An undertaking shall be obtained to the above effect before disbursing the advance sanctioned.
- (5) Un-recovered balance if any shall be recovered from the DCRG of the incumbent.

*Item No. VI (4) KWA-Estt. – Medical Advance – Sri. P.A.George Nelson, UD Clerk (HG), PH Sub Division, Irinjalakkuda*

Res. No. 7379 The Authority resolved to sanction an amount of Rs. 63252/- (Rupees Sixty three thousand two hundred and fifty two only) to Sri. George Nelson.P.A, UD Clerk (HG), PH Sub Division, Irinjalakkuda for the treatment of his wife Smt. Sheela.K.J of 'Sims node dysfunction' at Lisie Hospital, Kochi subject to the following conditions:

- (1) The advance shall be utilized within three months or else it should be refunded in full along with 12% simple interest, immediately on expiring of three months. Utilization certificate should be furnished to the Loan Disbursing Authority within three months of receipt of the loan.
- (2) The amount shall be adjusted against the final claim within six months and any balance amount remaining unadjusted along with 12% simple interest shall be recovered from the salary of the incumbent @ 500/- per month.
- (3) The sanction of the medical claim of the incumbent shall be subject to the rules, applicable to Kerala Water Authority.
- (4) An undertaking shall be obtained to the above effect before disbursing the advance sanctioned.
- (5) Un-recovered balance if any shall be recovered from the DCRG of the incumbent.

*Item No. VI (5) KWA-Estt. – Medical Advance – Sri. Sasidharan Nadar.Y, Worker, WW South Sub Division, Kuriathy*

Res. No. 7380 The Authority resolved to sanction an amount of Rs. 50,000/- (Rupees Fifty thousand only) to Sri. Sasidharan Nadar.Y, Worker, WW South Sub Division, Kuriathy for the treatment of his wife Smt. Sugandhi.P for 'Carcinoma Breast' at Regional Cancer Centre, Thiruvananthapuram subject to the following conditions:

- (1) The advance shall be utilized within three months or else it should be refunded in full along with 12% simple interest, immediately on expiring of three months. Utilization certificate should be furnished to the Loan Disbursing Authority within three months of receipt of the loan.
- (2) The amount shall be adjusted against the final claim within six months and any balance amount remaining unadjusted along with 12% simple interest shall be recovered from the salary of the incumbent @ 500/- per month.
- (3) The sanction of the medical claim of the incumbent shall be subject to the rules, applicable to Kerala Water Authority.
- (4) An undertaking shall be obtained to the above effect before disbursing the advance sanctioned.
- (5) Un-recovered balance if any shall be recovered from the DCRG of the incumbent.

*Item No. VI (6) KWA Estt. – Test exemption for declaration of probation – Sri. V.V. Balakrishnan, LD Clerk (Rtd.), PH Division, Sulthan Bathery.*

Res. No. 7381 The Authority resolved to exempt Sri. V.V. Balakrishnan, LD Clerk (Rtd.) from passing the obligatory departmental tests for the limited purpose of sanctioning the pensionary benefits only.

*Item No. VII (1) Tender No. KWA/HO/SP – 3/2006-07 opened on 25.10.2006 for the supply of CID joints sanction sought for concluding Rate Contract*

Res. No. 7382 Authority resolved to accept the offer of M/s Bikaner Engineering (Foundry) Works, Jaipur and M/s SILK, Ottappalam for concluding Rate Contract for the CID joints at the rates noted below:

## M/s Bikaner Engineering (Foundry) Works, Jaipur

SI No.	Particulars	Class 5/10	Class 15	Class 20	Class 25
	Cast iron detachable joints for Asbestos Cement Pressure pipes of class 5, 10, 15, 20 & 25 tested to 5 kg/cm <sup>2</sup> , 10 kg/cm <sup>2</sup> , 15 kg/cm <sup>2</sup> , 20 Kg/cm <sup>2</sup> and 25 kg/cm <sup>2</sup> respectively including rings, nuts & bolts conforming to BIS specification (IS 1894/1988)	Rate including ST @ 10% & Entry Tax @ 4%	Rate including ST @ 10% & Entry Tax @ 4%	Rate including ST @ 10% & Entry Tax @ 4%	Rate including ST @ 10% & Entry Tax @ 4%
1	80	146.00	146.00	150.00	155.00
2	100	183.00	183.00	187.00	192.00
3	125	232.00	232.00	254.00	263.00
4	150	290.00	297.00	301.00	318.00
5	200			466.00	485.00
6	250			638.00	661.00
7	300			800.00	825.00
8	350			1,349.00	1,436.00
9	400			1,592.00	1,767.00
10	450			1,864.00	2,089.00
11	500			2,798.00	3,059.00
12	600			4,155.00	4,652.00

## M/s SILK, Ottappalam

SI No.	Particulars	Class 20	Class 25
	Cast iron detachable joints for Asbestos Cement Pressure pipes of class 20 & 25 tested to 20 Kg/cm <sup>2</sup> and 25 kg/cm <sup>2</sup> respectively including rings, nuts & bolts conforming to BIS specification (IS 1894/1988)	Rate including KVAT @ 10%	Rate including KVAT @ 10%
1	225	750.00	750.00

Item No. VII (2) Request of M/s. Gandhimathy Clays and Rubbers, Thiruvananthapuram for canceling the contract awarded to them for the supply of Hydrated Lime on Running Contract basis

The Authority noted the contents of the item and also noted the action of the supplier firm with displeasure. The reasons put forth by the firm are inadequate for considering his request. The unilateral violation of the firm's <sup>condition of</sup> contract by

forfeiture of the security deposit. Hence the Authority directed the Managing Director to take action against the firm accordingly.

*Item No. VII (3) Technology Mission – CARWSS to Pudussery and adjoining villages – Laying raw water pumping main Reach I, II & III on supplying and laying basis – Three proposals – Sanction requested*

Res. No. 7383 The Authority resolved to approve the proposals for laying the 350mm DI K9 Raw water pumping main of "Technology Mission – CARWSS to Pudussery and adjoining villages" under supplying and laying basis for a total length of 4860m with total cost of Rs. 210.75 lakhs, i.e. Reach I – 1600m for Rs.69.25 lakhs, Reach II – 1600m for 69.50 lakhs and Reach III – 1660m for Rs. 72.00 lakhs

*Item No. VII (4) Technology Mission – CARWSS to Pudussery and adjoining villages – laying common clear water pumping mains to Zone II, Reach I, II, & III and Zone III, Reach I & II – on supplying and laying basis – Five proposals – Sanction requested.*

Res. No. 7384 The Authority resolved to approve the supplying and laying proposals for arranging Zone II – Reach I, II and III and Zone III – Reach I & II of the 13705m long clear water pumping mains of the Technology Mission – CARWSS to Pudussery and adjoining villages – using 250mm, 200mm & 150mm DI K9 pipes for a total amount of Rs. 325.75 lakhs.

**Zone II**

Reach I – Rs. 48.00 lakhs.

Reach II – Rs. 59.75 lakhs.

Reach III – Rs. 41.00 lakhs.

**Zone III**

Reach I – Rs. 94.50 lakhs.

Reach II – Rs. 82.50 lakhs.

**Total – Rs. 325.75 lakhs.**

*Item No. VII (5) Providing Water Supply to Kannur Medical College Hospital, Anjarakandy, Kannur (Institution under private sector) as a deposit work – Proposal for sanction.*

The Authority noted the item and after detailed discussion directed the Managing Director to place fresh technical report for taking up the project including proposal for alternate source for its consideration.

*Item No. VII (6) KWA- JBIC Assisted Kerala Water Supply Project- Revised Administrative Sanction – Prior approval.*

Res. No. 7385 The Authority resolved to move the proposal for seeking prior approval for according revised Administrative Sanction for Rs.2589.90 Crores (2006 level) for the Kerala Water Supply Project to Government.

*Item No. VII (7) Proposal on the revised consultancy manning schedule and consultancy cost for the completion of project by August 2009.*

Res. No. 7386 The Authority noted the item and after detailed discussion resolved to approve the proposal for revised and resultant manning schedule for consultants as noted below. Considering the fact that the overall consultancy charge has not exceeded and the original contingency provision is also not utilized so far and apart kept for future requirements.

<b>MANNING SCHEDULE- ORIGINAL PLAN, ACTUAL DEPLOYMENT AND FUTURE PLAN</b>			
No.	Position Description	Total Man-months	
		Original plan	Revised Plan
<b>PRO- A: INTERNATIONAL STAFF</b>			
<u>Key Staff</u>			
1	Team Leader	42	48.14
2	Design Eng. (Mechanical)-1	10	8.99
3	Design Eng. (Mechanical)-2	10	0
4	Design Eng. (Electrical)-1	10	10.9
5	Design Eng. (Electrical)-2	10	15.12
6	Design Eng. (Structural)-1	10	9.9
7	Design Eng. (Structural)-2	10	7.19
8	Design Eng. (Process)	10	13.76
9	Design Eng. (Hydraulics)-1	10	11
10	Design Eng. (Hydraulics)-2	10	7.06

11	Project Analyst	15	16.9
12	Financial Expert	15	11.87
13	Design/Document Sp.		8.5
14	Resident Engineer- TM/DS- Pattuvam	30	30
15	Resident Engineer - WTP- Kozhikode	30	30
16	Resident Engineer - Replace/rehab- Cherthala	30	24.5
17	QA/QC & Resident Engineer - Trivandrum and Meenad	15	30
18	Commissioning Engineer	15	0
	<u>Specilist Support Staff</u>		
19	Pipeline Design	2	0
20	Network Design	2	0
21	Training Manager	3	6.42
22	MIS Specialist	6	3.38
23	Contracts Specialist	5	0.61
<b>TOTAL OF PRO-A</b>		<b>300</b>	<b>294.24</b>
<b>PRO- B: LOCAL KEY STAFF</b>			
1	Deputy Team Leader	42	62.02
2	Design Eng. (Mechanical)-1	10	6.29
3	Design Eng. (Mechanical)-2	10	9.41
4	Design Eng. (Mechanical)-3	10	11.7
5	Design Eng. (Mechanical)-4	10	11.45
6	Design Eng. (Mechanical)-5	10	11
7	Design Eng. (Electrical)-1	10	2.38
8	Design Eng. (Electrical)-2	10	6.89
9	Design Eng. (Electrical)-3	10	14.27
10	Design Eng. (Electrical)-4	10	6.4
11	Design Eng. (Electrical)-5	10	18.33
12	Design Eng. (Structural)-1	10	7.63
13	Design Eng. (Structural)-2	10	10.95
14	Design Eng. (Structural)-3	10	8.48
15	Design Eng. (Structural)-4	10	7.44
16	Design Eng. (Structural)-5	10	0
17	Design Eng. (Environment)-1	10	18.98
18	Design Eng. (Environment)-2	10	21.47
19	Design Eng. (Environment)-3	10	7.68
20	Design Eng. (Hydraulics)-1	10	6.44
21	Design Eng. (Hydraulics)-2	10	3.75

22	Design Eng. (Hydraulics)-3	10	24.58
23	Site Engineer - TVM - Pck I & V	30	31
24	Site Engineer - TVM - Pck II	30	27.18
25	Docu. Specialist - TVM - Pck III	30	27
26	Docu. Specialist - TVM - Pck IV	30	31.94
27	Site Engineer - MND - Pck I	30	27.88
28	Doc. specialist - MND - Pck II	30	27.74
29	Site Engineer - MND - Pck III	30	27
30	Site Engineer - MND - Pck IV	30	25
31	Site Engineer - CRT - Pck I	30	27
32	Site Engineer - CRT - Pck II	30	29
33	Site Engineer - CRT - Pck III	30	27
34	Docu. Specialist - CRT - Pck IV	30	25
35	Site Engineer - KZD - Pck I & V	30	32.66
36	Site Engineer - KZD - Pck II A&B	30	27.13
37	Doc. Specialist - KZD - Pck III	30	31.95
38	Site Engineer - KZD - Pck IV	30	25
39	Site Engineer - PVM - Pck I	30	28
40	Site Engineer - PVM - Pck II	30	27.75
41	Site Engineer - PVM - Pck III	30	27
42	Site Engineer - PVM- Pck IV	30	25
43	IT Engineer- Inst. Strengthening		12
44	CM Engineer- Inst. Strengthening		17
SUB-TOTAL OF PRO-B		<b>852</b>	<b>863.77</b>
<b>C: LOCAL SUPPORT STAFF</b>			
1	Senior Engineer	405	405
2	Junior Engineer	618	618
3	Sr.Site Inspector	540	708
4	Jr. Site Inspector	1122	1739
5	CAD Operator	480	480
6	Sr. Accountant	96	96
7	Accountant	240	240
8	Office Manager	240	212
9	Office Assistant	672	672
10	Reprographic Facilitator	240	240
11	Computer Assistant	480	480
12	Office Attendant	576	576
SUB-TOTAL OF C		<b>5709</b>	<b>6466</b>
SUB-TOTAL PRO-B & C		<b>6561</b>	<b>7330</b>
GRAND TOTAL		<b>6861</b>	<b>7624</b>

*Item No. VII (8) Cash Flow Statement for the period 01/04/2006 to 31/03/2007.*

The Authority noted the contents.

*Item No. VII (9) KWA-Estt. – Medical Advance – Sri. K.L.Joy, Driver (HG), PH Division, Irinjalakkuda.*

Res. No. 7387 The Authority resolved to sanction an amount of Rs. 82,000/- (Rupees Eighty two thousand only) to Sri. K.L.Joy, Driver (HG), PH Division, Irinjalakkuda for treatment of himself for Cardiac Bypass Sugary at Amrita Institute of Medical Sciences Research Centre, Kochi subject to the following conditions:

- (1) The advance shall be utilized within three months or else it should be refunded in full along with 12% simple interest, immediately on expiring of three months. Utilization certificate should be furnished to the Loan Disbursing Authority within three months of receipt of the loan.
- (2) The amount shall be adjusted against the final claim within six months and any balance amount remaining unadjusted along with 12% simple interest shall be recovered from the salary of the incumbent @ 500/- per month.
- (3) The sanction of the medical claim of the incumbent shall be subject to the rules, applicable to Kerala Water Authority.
- (4) An undertaking shall be obtained to the above effect before disbursing the advance sanctioned.
- (5) Un-recovered balance if any shall be recovered from the DCRG of the incumbent.

*Item No. VII (10) KWA-Estt. – Medical Advance – Smt. Anitha R.K, Overseer Grade-III, PH Sub Division, Kannur.*

Res. No. 7388 The Authority resolved to sanction an amount of Rs. 26,436/- (Rupees Twenty six thousand four hundred and thirty six only) to Smt. Anitha R.K, Overseer Grade-III, PH Sub Division, Kannur for treatment of her father for Bypass Surgery at Pariyaram Medical College, Kannur subject to the following conditions:

- (1) The advance shall be utilized within three months or else it should be refunded in full along with 12% simple interest, immediately on expiring of three months. Utilization

certificate should be furnished to the Loan Disbursing Authority within three months of receipt of the loan.

- (2) The amount shall be adjusted against the final claim within six months and any balance amount remaining unadjusted along with 12% simple interest shall be recovered from the salary of the incumbent @ 500/- per month.
- (3) The sanction of the medical claim of the incumbent shall be subject to the rules, applicable to Kerala Water Authority.
- (4) An undertaking shall be obtained to the above effect before disbursing the advance sanctioned.
- (5) Un-recovered balance if any shall be recovered from the DCRG of the incumbent.

*Item No. VII (11) Malayalam Varika – 10<sup>th</sup> Anniversary issue – Display advertisement request from Sri. G.Suresh, SMD, NIE.*

Res. No. 7389 The Authority resolved to give display advertisement worth Rs. 10,000/- (Rupees Ten thousand only) in the special edition of Malayalam Varika of The Indian Express group being published during May 2007.

*Item No. VII (12) Display Advertisement – to Deshabhimani daily – Special issue - in connection with Golden Jubilee year of Kerala's first Ministry.*

Res. No. 7390 The authority resolved to ratify the action of the Managing Director in releasing the display advertisement amounting to Rs. 20,000/- for Deshabhimani daily in connection with the auspicious occasion of the Golden Jubilee year of Kerala's first Communist Ministry

*Item No. VII (13) Display Advertisement – Keralakaumudi daily – Special issue album – in connection with the Golden Jubilee year of Kerala's first Ministry.*

Res. No. 7391 The Authority resolved to ratify the action of the Managing Director in releasing the display advertisement amounting to Rs. 10,000/- for Kerala Kaumudi daily in connection with the suspicious occasion of the Golden Jubilee year of Kerala's first Communist Ministry.

*Item No. VII (14) Rate Revision for Indian Express daily and The Hindu daily.*

Res. No. 7392 The Authority resolved to approve the offered rates by the Hindu daily and The Indian Express daily for their advertisements with effect from 01/4/2007 as noted below:

<b>THE INDIAN EXPRESS DAILY</b>			
Sl. No.	Description	Existing Rate from 10/2005	Proposed Rate with effect from 01/4/2007
1.	All India Editions (Tenbnders/Display)	Rs. 1125/Sq. cm	Rs. 1350/Sq. cm
2.	All South Editions (Tender/Display)	Rs. 600/Sq. cm	Rs. 750/Sq. cm

<b>THE HINDU DAILY</b>				
Sl. No.	Edition	Category	Existing Rate from 10/2005	Proposed rate with effect from 01/4/2007
1.	All India	Tender	Rs. 725/Sq. cm	Rs. 1050/Sq. cm
2.	All South	Tender	New introduction instead of Kerala Edition	Rs. 998/Sq. cm
3.	All Kerala	Tender/Display	Rs. 85/Sq. cm	With drawn

*Item No. VII (15) World Bank aided CWSS to Chavara & Panmana- Package V – Tender.*

Res. No. 7393 The Authority noted the item in detail and resolved to recommend to KRWSA, the lowest offer of M/s. WPIL Ltd., Chennai for an amount of Rs. 92,49,360.00 at 16.67% below the estimate rate.

*Item No. VII (16) Revision of schedule of rates in Kerala Water Authority on par with the revision of schedule of rates in PWD with effect from 1/4/2007*

Res. No. 7394 The Authority resolved to adopt the revised schedule of rates approved vide G.O (Rt) No.595/2007/PWD dt. 26/4/2007 in Kerala Water Authority with effect from 1/4/07.

*Item No. VIII (1) JBIC Assisted Kerala Water Supply Project – issue of Project Authority Certificate to LCB contractors.*

Res. No. 7395

The Authority noted that the Agenda item is related to requests received from three contractors of Package II works for issuing Project Authority Certificate to be produced before the Central Excise Department, for claiming exemption from Excise Duty for pipes as per the Government of India notification dated, 01.03.2007. As per the Agenda Notes, there is no specific provision in the contracts for claiming the excise duty exemption benefit either by the contractor or by the Kerala Water Authority and the general intent of the tender conditions was that all risks due to increase in prices and all benefits due to decrease in prices are to the account of contractors. The price variation clause provides for absorbing the increase as well as decrease in costs by the Contractor and are linked to specified price indices. During prebid clarifications, the Kerala Water Authority had informed to the bidders that, 'as per current information, excise and customs duty exemptions are not available for distribution system'. Based on this, the Consultants and Kerala Water Authority were of the view that the benefit of excise duty exemption shall be to the client, the contractor being eligible only for a service charge for availing the benefits. The Project Implementation Unit has consulted on the matter with the Tax Consultant who was also of the general opinion that exemption benefits shall be to the client, and any tax cuts can be claimed by the Contractor. But he has stated that a conclusive opinion can be given only after an indepth study of the contract documents and previous negotiations on the contract. The three contractors did not agree with any of the above views and stated that as per contract conditions they are eligible for the full benefit of the exemption. They had expressed their preference for getting the matter settled through Courts in case the Kerala Water Authority did not agree to their view. However, by way of amicable settlement, they were willing to pass on the exemption benefit to the extent of ~~45%~~ 40% to the Kerala Water Authority which was subsequently revised to 55%. The Board was also informed about the legal opinion obtained on the subject by the PIU from which it is seen that "this is not a fit case to say that we will get a hundred percent favourable view from the court. The chance is only 50:50 in the light of the view taken by Hon'ble Supreme Court in the decision reported in (1997) 5 SCC 289 (Bihar State Electricity Board and another Vs. Usha Martin Industries and another)"

40%

The options recommended by the Technical Committee of Kerala Water Authority for consideration by the Kerala Water Authority Board were the following :

1. Negotiated settlement with the contractors in which case 55% of the exemption benefit will be passed on to Kerala Water Authority
2. PAC may be issued subject to final decision on the matter by the Court, as per the dispute resolution mechanism in the contract, but in this case, postponement of the recovery of the exemption by the Kerala Water Authority has been demanded by the Contractors.

*Approved  
by  
Empowered  
Committee  
be*

The Authority considered the pros and cons of both options and finally resolved to go by the legal opinion for negotiated settlement and to recommend the same to the Empowered Committee in Government, ~~after conducting~~ another round of negotiation with the Contractors by the Technical Committee. The result of negotiation shall be reported to the Empowered Committee. ✓

*Item No. VIII (2) JBIC Assisted Kerala Water Supply Project – Water Supply Scheme to Cherthala and adjoining villages – LA – Rehabilitation of the families and provisions for roads.*

Res. No. 7396 The Authority considered the proposal for rehabilitation of five families coming within the area acquired for construction of the sludge lagoon component of the WTP for Cherthala Scheme and to provide access roads in lieu of the existing roads within the acquisition. As per the proposal a total of 42 ares of land which is inclusive of 5 cents of land for rehabilitation of each family are to be spared from the already acquired area. It has been informed to the Authority that the proposal for the rehabilitation of the Project Affected Persons is in line with the JBIC requirements. It is also similar to the proposal previously approved for rehabilitation for homesteads within the area acquired for the Water Treatment Plant. It was also informed to the Authority that the provision of gravel roads will cost about Rs. 2 lakhs, as detailed in the agenda notes and sanction for the proposal including cost of formation of the roads is required to be issued.

After detailed deliberations, the Authority approved the proposal and directed the Managing Director to seek the sanction of the Government for the proposal urgently..

Item No. VIII (3) JBIC Assisted Kerala Water Supply Project – Construction Supervision Manual and Project Quality Plan – Approval.

Res. No. 7397 The Authority resolved to approve the Construction Supervision Manual Manual Vol. 1 and II as recommended by the Technical Committee and to place the same before the Empowered Committee in Government for consideration and necessary orders

  
SECRETARY

  
MANAGING DIRECTOR

  
CHAIRMAN