

Confidential

DELHI TRANSPORT CORPORATION
(Govt. of NCT of Delhi)

Minutes of 2nd Meeting of 2015 of the DTC Board held on 28.5.2015 at 3.30 p.m. in the office of Principal Secretary (Finance), Govt. of NCT of Delhi; 4th Level, Delhi Sectt., I.P.Estate, New Delhi.

PRESENT:

- | | | |
|----|--|-------------|
| 1. | Smt.Gitanjali Gupta, IAS
Chairperson & MD, DTC
& Commissioner-cum-Secretary,(Tpt.),
Govt. of NCT of Delhi | Chairperson |
| 2. | Shri S.N.Sahai, IAS
Principal Secretary (Finance),
Govt. of NCT of Delhi | Director |
| 3. | Shri Tarsem Kumar,
FA & CAO,
DTC | Director |

Principal Secretary (Land & Building), Govt. of NCT of Delhi; Joint Commissioner of Police (Traffic), Delhi; and Commissioner (Planning), DDA could not attend the meeting.

ALSO PRESENT:

1. Shri B. Das, OSD to CMD/Secretary DTC Board.

The meeting of the DTC Board was adjourned for 30 minutes and re-scheduled for 4.00 p.m. for want of quorum as per provisions contained in Clause 6 titled "Quorum" of DTC (Meetings) Regulations, 1991 and the Directors were duly informed over telephone accordingly. The adjourned meeting was convened with the permission of the Chair at 4.00 p.m.

On 28.5.2015 at 4.00 p.m. in the office of Principal Secretary (Finance), Govt. of NCT of Delhi; 4th Level, Delhi Sectt., I.P.Estate, New Delhi.

PRESENT:

- | | | |
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| 1. | Smt.Gitanjali Gupta, IAS
Chairperson & MD, DTC
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Govt. of NCT of Delhi | Chairperson |
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Principal Secretary (Finance),
Govt. of NCT of Delhi | Director |
| 3. | Shri Tarsem Kumar,
FA & CAO,
DTC | Director |

Principal Secretary (Land & Building), Govt. of NCT of Delhi; Joint Commissioner of Police (Traffic), Delhi; and Commissioner (Planning), DDA could not attend the meeting.

ALSO PRESENT:

1. Shri B. Das, OSD to CMD/Secretary DTC Board.

**Confirmation of minutes of 1st meeting of 2015
of the DTC Board held on 23.4.2015.**

Confirmed.

Resolution No.19/2015:Item 11/2015: Installation of Solar Power Energy Units in DTC through DSIIDC.

(Shri A.K.Kakkar, Dy.CGM (IT) was called in)

1. The Board considered the agenda item and in view of the position explained therein, accorded approval to the following:
 - i) In principle approval for installation of Solar Power Energy Systems in DTC Depots/offices including ex-post-facto approval to installation in following three depot complexes which already stands completed :
 - a. Hari Nagar Depot Complex
 - b. Wazirpur Depot Complex
 - c. BBM Depot Complex
 - ii) The Board directed that the joint testing of the functioning of Solar Power Energy System by DTC & DSIIDC be carried out immediately.
 - iii) Considering payback feature of the Project indicated in para 1.5(iii) of the agenda item, the Board also decided that DTC would return the money spent by the Govt. on this project in a period of 5-6 years as per the salient features.
 - iv) That DTC should take up the matter with the Govt. of NCT of Delhi preferably Power Deptt. for making available funds for the project for the three depots already completed and the future projects.
2. The Board further resolved that in future, such projects/initiatives should only be carried out in DTC subject to availability of funds and diversion of funds from one project to other is not desirable.

Resolution No.20/2015:Item 15/2015: Budget Estimates for 2015-2016 and Revised Estimates for 2014-2015.

(Shri N.K.Sharma, Addl.CAO was called in)

The Board considered the agenda item and discussed the same in detail. After discussion & in view of the position explained in the agenda item, accorded approval for Budget Estimates 2015-2016 and Revised Estimates 2014-2015 as per Annexure-I of the agenda item.

The Board further authorised FA-cum-CAO, DTC / Addl.CAO, DTC to forward the Budget Estimates 2015-2016 and Revised Estimates 2014-2015 to the Govt. of NCT of Delhi for approval.

Resolution No.21/2015:Item 18/2015: Ex-post-facto approval of the Recruitment Rules for the post of Dy. Manager (Accounts) meant for Direct Recruitment.

The Board considered the Agenda Item. The Board was informed that in response to DTC's letter dated 7.11.2014 to DSSSB sending therewith the requisition for filling up of various posts alongwith the post of Dy.Manager (Accounts) meant for direct recruitment, DSSSB vide its letter dated 25.02.2015 had requested to furnish the requisition in the prescribed proforma after removing the discrepancies as explained in Para 1 of the Agenda Item.

DTC conveyed the clarification after removing the discrepancies to DSSSB vide letter No.PLD-I(Direct Rect.)/2015/446 dt. 9.4.2015, as under for which ex-post-facto approval is being sought:

“Two years experience in a Supervisory capacity with Bank or Govt. office or any Public Limited Company”.

Additionally, Pr.Secretary (Finance) observed that in Column 9 of the Draft/Revised Recruitment Rules (Annexure-F to the Agenda Item), ‘Method of Recruitment’ is mentioned as under:

“50% posts to be filled by promotion
&
50% by direct recruitment”

Although there is no method of recruitment on ‘transfer on deputation’, it is mentioned in Column No.10 that the officers under the Central/State Government/UT Government/Public Sector Undertaking will be considered for ‘transfer on deputation’ against the post.

In view of above, it was suggested that the following word may also be incorporated in Column No.9 (‘Method of Recruitment’) of the RRs of the post of Dy.Manager (Accounts):-

“ failing which, by transfer on deputation from amongst the officers under the Central / State Government / UT Government / Public Sector Undertaking holding analogous post on regular basis or with five years regular service in the Grade Pay of Rs.4200/-.”

The Board while granting ex-post-facto approval to the clarification already sent by DTC vide letter No. PLD-I(Direct Rect.)/2015/446 Dt. 9.4.2015, directed that the above observations/suggestions may be considered for insertion and comprehensive proposal for amendment to R.Rs. be put up for consideration of Board.

The Board also directed that henceforth, prior approval of the Board be sought while framing of the Recruitment Rules or amendment in existing Recruitment Rules for all posts.

Resolution No.22/2015:Item 19/2015:

- i) **Ex-post-facto approval of Selection Committee approved by the CMD for filling up the post of Dy.CGM (Security) on deputation basis.**
- ii) **Approval of the minutes of Selection Committee met on 29.04.2015 for selection of the candidates who have been found 'fit' for appointment to the post of Dy.CGM (Security) on deputation basis.**

The Board considered the agenda item and in view of the position explained therein, accorded ex-post-facto approval of Selection Committee as approved by the CMD for filling up the post of Dy. CGM (Security) on deputation basis.

The Board also accorded approval to the minutes of Selection Committee dated 29.04.2015 in which the following candidates who have been found 'fit' for appointment to the post of Deputy Chief General Manager (Security) on deputation basis in the following order:-

- 1.Sh. Anam Saxena
- 2.Dr. Ram Kumar
- 3.Sh. Bibhuti Bhushan Kumar
- 4.Sh. Pranay Kumar

Resolution No.23/2015:Item 20/2015: Filling up the post of Dy. CGM (Personnel) in the pay band of Rs.15600-39100 + Grade Pay Rs.7600/-by way of promotion and approval of Selection Committee.

The Board considered the agenda item and in view of the position explained therein, accorded approval on the following:

- i) For filling up one vacant post of Dy.CGM (Personnel) by way of promotion.
- ii) The Selection Committee for the purpose, as under –

- CMD, DTC	Chairperson
- CGM (F), DTC	Member
- Sh.A.K.Goyal, CGM(O)	Member
- Sh.S.R.Kataria, CGM(A)	Member, SC Representative

The Board further authorized CMD, DTC to accord administrative approval as well as constitution/approval of the Selection Committee for filling up the vacant post meant for promotion in future for which DTC Board is the appointing authority. Thereafter, the minutes of the Selection Committee in such cases be placed before the Board for consideration and approval.

Resolution No.24/2015:Item 21/2015: Extension of term of contract for engagement of Sh. S.P. Sethi , as Consultant for a period of another six months i.e. up-to 31.10.2015 (AN) on a consolidated amount of Rs.38,000/- per month on the existing terms and conditions against the vacant post of Senior Manager (Mech.) meant for direct recruitment – Information thereof to the Board.

The Board noted the item.

Resolution No.25/2015:Item 22/2015: Ex-post-facto approval of the Recruitment Rules for the post of Manager (Information & Technology) meant for Direct Recruitment.

The Board considered the Agenda Item. The Board was informed that while scrutinising the requisition for the post of Manager (IT) sent by DTC, DSSSB vide its letter dated 16.12.2014 had requested to furnish the clarifications on the discrepancies as under:

1. As per the requisition, in educational qualification, it is not clear that master degree in which subjects are required.
2. Period of Probation in RR is different from the Proforma 001.

The following clarification was sent vide letter No.PLD-I(Direct Rect.)/2015/57 DT. 16.1.2015 for which ex-post-facto approval is being sought:

Column No.7**Essential :**

i) Master's Degree in Computer Applications/ M.Tech. (with specialization in computer Application & Information Technology) from a recognized University or equivalent.

(ii) 4 years experience of Electronic Data Processing, out of which at least 1 *year experience should be actual* programming on an Electronic Computer.

DESIRABLE :

Formal training in Computer Programming/System Design/ Analysis.

Column No.9

Period of probation, if any : One year extendable by another year.

Additionally, Pr.Secretary (Finance) observed that Column No.10 i.e. Method of recruitment contains "Contract/Deputation, failing which by direct recruitment". However, in Column No.5, it is mentioned that 'Selection'.

As per GOI, DOPT O.M.No.35034/7/97-Estt.(D), dated 08.02.2002, when promotion is proposed to be made on the basis of merit, the word 'Selection' may be used and when promotion is to be made on the basis of seniority subject to the rejection of the unfit, the word 'Non-Selection' may be used,. In the case of direct recruitment or deputation, the entry should be "Not Applicable".

Hence, it was suggested that the word "Selection" may be replaced with "Not Applicable" in Column No.5 of the RRs of the post of Manager (Information & Technology).

The Board while granting ex-post-facto approval to the clarification already sent by DTC to DSSSB vide letter No. PLD-I(Direct Rect.)/2015/57 Dt. 16.1.2015, directed that the above observations/suggestions may be considered for insertion and comprehensive proposal for amendment to R.Rs. be put up for consideration of Board.

The Board also directed that henceforth, prior approval of the Board be sought while framing of the Recruitment Rules or amendment in existing Recruitment Rules for all posts.

Resolution No.26/2015:Item 23/2015: Procurement of 500 fully built Non Air-conditioned CNG propelled Midi Buses – Cost Benefit Analysis.

(S/Shri R.K.Kasana, CGM (SBU); K.C.Gupta, Dy.CGM(SBU)
& S.P.Sethi, Consultant were called in.)

The Board was apprised of the Cost Benefit Analysis carried out in respect of Midi Bus as per UBS-II and Standard 900mm Floor Height CNG Buses of Cluster Scheme as brought out in Para-III of the Agenda Item based on the data available with the Corporation in respect of latest tender dated 30.06.2014 with some assumptions. The semi variable cost [manpower] was not taken in the aforesaid Cost Benefit Analysis as the same would be same for both type of buses and neutralize. The earnings were also not considered in view of the same is dependent on fair structure which is decided by the Government and the same was last revised in 2009.

2. In order to have the full financial implications, a comparison sheet was prepared taking into account traffic earnings and the same was placed on table [copy enclosed]. It was apprised to the Board that after taking into account bus cost, maintenance cost & fuel cost in Rupees per km, the cost of bus per km comes to Rs.29.97 for Midi Bus & Rs.41/- for Standard Bus. After taking into account traffic earnings of Rs.23.96 per km for Midi Bus & Rs.31.95 per km for Standard Bus, the net loss in case of Midi Bus is Rs.5.99 per km & Rs.9.05 per km for Standard Bus. The Board took into consideration the semi variable cost of Rs.36.40 per km as per DTC's data and observed that the net loss would be about Rs.42.39 per km and not Rs.5.99 per km.

3. Principle Secretary (Finance) was of the view that the procurement of Midi Buses may not be a financially viable project. The Board was informed that the decision for procurement of 500 Midi Buses was taken in the Review Meeting under the chairmanship of Hon'ble Transport Minister, Delhi on 09.04.2015 wherein Officers of Transport Department, GNCTD & DTC were present. Further, the decision for procurement of 500 Midi Buses was again reiterated in the meeting held on 25.04.2015 under the chairmanship of Hon'ble Transport Minister

with MLAs & DTC officers in the Conference Hall, DTC SBU Office at Hauz Khas, New Delhi.

4. It was also pointed out the connectivity in rural areas is poor and needs to be augmented. It is the social obligation of the Corporation to provide connectivity to remote areas where other modes of transport are not readily available.

5. After detailed discussion, the Board resolved as under:

- (i) To inform the Government of NCT of Delhi for favour of further decision on the project for procurement of 500 Midi Buses keeping in view the prime responsibility to provide connectivity especially in rural areas even though it may not be financially viable.

Resolution No.27/2015:Item 24/2015: Procurement of 1380 fully built Non Air-conditioned 650mm Floor Height Semi Low Floor CNG Propelled City Buses on UBS-II without Annual Maintenance Contract (AMC) – Further decision.

(S/Shri R.K.Kasana, CGM (SBU); K.C.Gupta, Dy.CGM(SBU) & S.P.Sethi, Consultant were called in.)

The Board was apprised of the project for procurement of 1380 fully built Non Air-conditioned 650mm Floor Height Semi Low Floor CNG City Buses on Urban Bus Specifications – II of Ministry of Urban Development, Government of India in place of 1380 fully built Non Air-conditioned 900mm Floor Height Semi Low Floor CNG City Buses with responsibility for maintenance as per the specifications of Cluster Buses earlier decided vide Cabinet Decision No.2086 dated 03.10.2013.

2. The Board also apprised of the options for annual maintenance contract of buses through Vehicle Manufacturers/ their authorized Service Providers through separate tenders or in-house through DTC R&M Staff. It was informed that as per the Operational Statistics of March'2015, there is 3974 R&M Staff on roll of the Corporation which is surplus by 1218 for the existing fleet of 4712 buses/ vehicles. However, 50% of the existing R&M Staff will be retiring in the next four years. The existing staff is aging and may need induction of young R&M Staff for proper & efficient maintenance of buses to meet the scheduled out-shedding requirements.

3. The Board was apprised of the salient features of 650mm Floor Height Semi Low Floor CNG Buses as per UBS-II which may be followed in procurement of the subject buses as brought out in Para-II (6) of the Agenda Item with 0.8m/second/second acceleration of CNG Engine, Automatic Transmission, Air Suspension, ITS – On Bus Intelligent Transport System, Passenger Information System, Automatic Vehicle Location System, Security Camera Network System, Vehicle Health Monitoring & Diagnostics, On-board Pole Mounted Ticketing Machine & Single Control Unit, Electro Pneumatically Controlled Service Doors etc.

4. Salient features of MoUD, GOI Guidelines for Model Request for Proposal Document which may be followed in procurement of the subject buses such as Performance Security, Delivery Schedule, Payment Terms, Warranty Period, Liquidated Damages, Bid Validity, Quality Assurance Plan, Inspection & Testing, Recoveries in case of Defects/Deficiencies and Validity of Spare Parts Price List.

5. The Board discussed the Agenda Item in detail and observed that some changes may be considered in line with the existing terms & conditions of the Corporation detailed as under:

- (i) Delivery Schedule: Same as given but without mobilization advance.
- (ii) Payment Terms: Existing DTC Payment terms of 80% on receipt of buses within 45 days on issue of Provisional Receipt Certificate and 20% within 45 days on issue of Final Acceptance Certificate. No mobilization advance of 10% as stipulated in the MoUD Guidelines.
- (iii) Warranty Period: 2 years or 1,50,000 Kilometers whichever is later from the date of registration of bus in place of 2 years or 2,00,000 Kilometers whichever is earlier.
- (iv) Bid Validity: 240 days from the Bid due date in place of 120 days.

- (v) Validity of Spare Parts Price List: The relevant Price Index of the Government of India need to be specified in the RFP Document by the Bid Management Consultant.
- v) After detailed discussions held on the issue of Maintenance of Buses, it was felt that the maintenance of 50% of the quantity of buses i.e. 690 may be carried out by outsourcing from Service Providers through separate open tender with workable & reasonable terms and conditions. The maintenance of remaining 50 % quantity of buses i.e. 690 may be carried out through in-house R&M Staff and maintenance facilities.

6. The Board approved/ resolved as under:

- (i) Procurement of UBS II compliant 1380 fully built Non AC 650mm Floor Height CNG Propelled City Buses without AMC involving an estimated expenditure of about Rs.552 crore subject to actual cost of procurement against competitive bidding through Global Tender.
- (ii) Maintenance of 50% of the quantity of buses i.e. 690 to be carried out through outsourcing from Service Providers through separate open tender.
- (iii) Maintenance of remaining 50 % quantity of buses i.e. 690 to be carried out through in-house R&M Staff and maintenance facilities of the Corporation.
- (iv) Urban Bus Specifications II amended upto date of MoUD, GOI with changes as brought out in Para-5 above [Annexure-III & Para-II (6)].
- (v) Guidelines for Model Request for Proposal Document of MoUD, GOI with changes as brought out in Para-5 above [Annexure-V & Para-II (9)].
- (vi) To engage the Consultancy Services of Bid Management Consultant through Limited Tender Enquiry as brought out in Para-II (12) above for piloting the Global tenders.

- (vii) To put up the matter to the Government of NCT of Delhi for approval/ sanction of funds in the form of equity for procurement of 1380 fully built Non AC 650mm Floor Height CNG Propelled City Buses in place of 1380 fully built Non Air-conditioned 900mm Floor Height Semi Low Floor CNG City Buses with responsibility for maintenance as per the specifications of Cluster Buses earlier decided vide Cabinet Decision No.2086 dated 03.10.2013.
- (viii) Authorized CMD, DTC to take further necessary action including any changes required in UBS II specifications & Guidelines for RFP, floating of tenders, limited tender enquiry for appointment of Bid Management Consultant, evaluation of bids etc.

Resolution No.28/2015:Item 25/2015: International Association of Public Transport (UITP), Annual membership fee for the year 2015.

The Board considered the agenda item and in view of the position explained therein, accorded sanction for Rs. 2,63,200/- (Rupees two lakhs sixty three thousand and two hundred only) as a membership fee of UITP for the year 2015 for payment to ASRTU.

Resolution No.29/2015:Item 26/2015: MACA No. 887/2012, DTC Vs Navjyot Singh & Ors. (Navjyot Singh & Ors. Vs. Attar Singh & Ors., Suit No. 328/2010/2003). – approval for total compensation amount of Rs.1,09,85,035/- (for ex-post-facto approval of amount of Rs. 40,82,750/- which was already deposited and balance payable amount of Rs. 69,02,285/- plus per day interest Rs.447/- as vetted by Accounts Deptt.) in compliance of Judgment dated 10.04.2015 of H'ble High Court of Delhi.

(Smt.Archana Punn, Dy.CGM (Tr.) Law was called in.)

The Board considered the agenda item and in view of the position explained therein, accorded approval of total compensation amounting to Rs. 1,09,85,035/- (ex-post -facto approval of Rs. 40,82,750 which has already been deposited) and also for the balance payable compensation of Rs. 69,02,285/- and for further per day interest of Rs. 447/- which is liable to be paid on balance principal amount i.e. Rs. 17,88,000/- @ 9% interest p.a. till payment.

**Chairperson-cum-M.D.
Delhi Transport Corporation**