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DELHI JAL BOARD: GOVT. OF N.C.T OF DELHI
(VIGILANCE DEPARTMENT)
VARUNALAYA PH-II, KAROL BAGH, DELHI-05

No: DJB/VIG/2013/ 69085 Dated: 12/6/13

ADVISORY

Subject: Proper mentioning of the tender eligibility conditions

During investigation of a CVC reference regarding award of one construction work of a sewage treatment plant on DBO basis, it was observed that the concerned Division had not adhered to the conditions of the NIT covering technical experience, current net worth, etc. in the pre-qualification evaluation process of the prospective bidders. Also, conditions with respect to defect liability period (DLP) had not been clearly mentioned in the NIT.

It has further come to notice that conditions related to DLP also vary from NIT to NIT. At times DLP is not at all mentioned and as such in such cases DLP is assumed to be a minimum for one year.

In view of above observations, it is hereby instructed that the DLP should be clearly mentioned and possibly should be taken for the same duration for similar nature of works. In case, the DLP varies from one contract to the other, the tender conditions should also clearly indicate the period in terms of months and years. Similarly for O&M experience also, the number of years and/or months of successful operation under O&M contract from either the date of expiry of DLP or of the date of commissioning should be clearly mentioned in the NIT. There should be not left to any assumptions.

In the above contended case, the condition of 'current net-worth' in the NIT also created an ambiguity due to the addition of the prefix 'current' with 'net worth.'

EXECUTIVE ENGINEER (EDP)
DIARY No. 1673
DATE 17/06/2013

EE CEDP/ sanjay kr.

The net worth is normally evaluated at the end of financial year i.e. March and not on the any other month of the year.

Therefore, the officials who draft and approve the conditions of the NIT must be clear about the meaning of net worth and should mention the same accordingly.

The Commission while examining the above observations made by this office, has advised the DJB that **'the concerned technical wings should ensure that the eligibility conditions are clearly specified in all future tenders while leaving no room for any ambiguity on any count.'**

In addition to above, it is further advised that the Sub-Technical Committees should be chaired by the respective Chief Engineer (Planning), and not by the concerned Chief Engineer, as per CEO's orders dated 26.8.2008. The concerned Chief Engineer should scrutinize all the cases from the procedural, administrative, technical and vigilance angles, and submit his recommendations in the approved proforma to the Sub-Technical Committee (STC) for a view.

The Engineering Departments are, therefore, advised to take note of the above instructions/advisory for all future DBOs and other project works.

This issues with the approval of the competent authority, DJB.

CHIEF VIGILANCE OFFICER

All EEs

Copy to:

1. CEO - for kind information.
2. Member (A)/F/WS/Dr./Secy.
3. All Chief Engineers/All Directors.
4. All SEs.

CHIEF VIGILANCE OFFICER