

Confidential

DELHI TRANSPORT CORPORATION
(Government of NCT of Delhi)

Minutes of 1st Meeting of 2017 of the DTC Board held on 16.3.2017 at 4.00 p.m. in the office of Principal Secretary (Finance), Govt. of NCT of Delhi, 4th Level, Delhi Sectt., New Delhi-110002.

PRESENT:

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| 1. | Shri Sandeep Kumar, IAS
Chairman-cum-Managing Director
Delhi Transport Corporation | Chairman |
| 2. | Shri S.N.Sahai, IAS
Principal Secretary (Finance),
Govt. of NCT of Delhi | Director |
| 3. | Shri Vikram Dev Dutt, IAS
Commissioner (Tpt.)
Govt. of NCT of Delhi | Director |
| 4. | Shri A.Anbarasu, IAS
Secretary (Land & Bldg.),
Govt. of NCT of Delhi | Director |

Joint Commissioner of Police (Traffic) Delhi and Commissioner (Planning), DDA could not attend the meeting.

ALSO PRESENT:

1. Shri B. Das, Secretary DTC Board.

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21/3/17

Confirmation of minutes of 6th meeting of 2016 of the DTC Board held on 27.12.2016.

The Draft Minutes of the DTC Board Meeting held on 27.12.2016 was circulated on 02.01.2017. Since no corrections/modifications have been received from the Directors, the afore-said Minutes was confirmed.

Resolution No. 1/2017 : Item 1/2017: Detailed Agenda on Board Resolution No. 89/2016 (Item No. 82/2016) dated 27.12.2016 indicating the details of number of scrap buses auctioned, yet to be auctioned as also the need for keeping the Reserve Price confidential.

(Shri V.K.Gupta, CGM (Tech.) was called in.)

The Board considered the Agenda Item and noted the same.

Resolution No. 2/2017 : Item 2/2017: International Association of Public Transport (UITP), Annual Membership fee for the year 2016.

(S/Shri Subhash Chandra, CGM (P) & T.K.Verma, Dy.CGM (P) were called in.)

The Board considered the Agenda Item and in view of the position explained therein, accorded sanction for Rs.2,70,375/- (Rupees Two lakhs Seventy thousand and three hundred seventy five only) as a membership fee of UITP for the year 2016 for payment to ASRTU.

The Board further directed that the delegation of financial powers to the CMD under different heads be enhanced for administrative convenience to run the Corporation.

The payment of Membership Fee to UITP in future be sanctioned by CMD.

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Resolution No. 3/2017 : Item 3/2017: Renewal of Agreement of Contractual Managers (M/T) for another two years on the existing terms & Conditions of their Appointment to meet the acute shortage of officers in DTC.

(S/Shri Subhash Chandra, CGM (P) & T.K.Verma, Dy.CGM (P) were called in.)

The Board considered the agenda item and noted the same.

The Board further resolved that the matters where the appointing authority is CMD be disposed at the level of CMD itself without referring to the Board.

Resolution No. 4/2017 : Item 4/2017: Status Note on Action Taken on the queries/ observations of DTC Board in Board Resolution No.50/2016 on Agenda Item No.48/2016 with respect to Introduction of fully Electric AC Buses in New Delhi by Delhi Transport Corporation as Pilot Project.

(S/Shri Subhash Chandra, CGM (SBU) & Kamlesh Gupta, Dy.CGM (SBU) were called in.)

The Board was briefed about the contents of Agenda Item regarding status report on the queries/ observations of DTC Board in Board Resolution No.50/2016 with respect to Introduction of fully Electric AC Buses in New Delhi by Delhi Transport Corporation as Pilot Project.

The Board was further informed that fully Electric Buses are not covered in the Gazette Notification No. SO 830 (E) dated 13.03.2015 on Scheme for FAME – India of Department of Heavy Industry [DHI] and Level-1 & Level-2 are applicable only for CNG variant Mild Hybrid Electric Vehicle [HEV] & Strong Hybrid Electric Vehicle [HEV]. Since the project is at a very preliminary stage and new technology of fully electric bus is being introduced in India which is not fully established yet, as such, Department of Heavy Industry [DHI] has no data for working out life cycle cost/ cost benefit analysis in respect of fully electric buses/ hybrid buses.

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After detailed discussions, the Board resolved as under -

- (i) In view of the financial grant in the form of demand incentives proposed by DHI under the FAME Scheme of DHI, Government of India, for purchase of Hybrid Electric Buses, a proposal for procurement of 100 Hybrid Electric Buses by the Corporation be submitted before the Board.
- (ii) The above proposal should also include the engagement of a Professional Consultant through Limited Tender Enquiry as done in the past, who will give detailed report on the scope of the project, its financial viability, technical specifications of the Hybrid Electric Buses, their maintenance aspects and charging infrastructure etc.
- (iii) A Depot for the operation of the Hybrid Electric Buses be identified.

Resolution No. 5/2017 : Item 5/2017: Ex-post Facto approval of DTC Board for Procurement of Lube Oil for the Year 2016-2017.

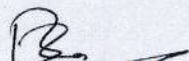
(S/Shri V.K.Gupta, CGM (Tech.) & Prem Chand, Dy.CGM (MS-I) was called in.)

The Board observed that the item 'Lube Oil' comes within purview of 'POL' and therefore, the procurement of Lube Oil for the year 2016-17 and sanction of entailed expenditure of Rs.1,26,58,986.90 is within the financial powers of CMD.

Resolution No. 6/2017 : Item 6/2017: Posting of Sh. V.K. Tripathi, DANICS as General Manager DTC on deputation as per Services Deptt; GNCTD's Order No. 554 dated 03.11.2015 in the pay band of Rs. 15600-39100+GP Rs. 7600 in his parents department & looking after the work of Chief General Manager DTC on deputation in the pay band of Rs.37400-67000+GP Rs.8700/- consideration thereof.

(S/Shri Subhash Chandra, CGM (P) & T.K.Verma, Dy.CGM (P) were called in.)

The Board considered the Agenda Item and after detailed discussion, observed that the proposal is not in accordance with the O.M. No.F.8/03/2017/S.I./756-761 dated 02.03.2017 issued by the Services Department GNCTD. The proposal was therefore not agreed to.



Resolution No. 7/2017 : Item 7/2017: Status Note on depleting Regular Staff Strength & Bus Fleet of the Corporation.

(S/Shri Subhash Chandra, CGM (SBU) & Kamlesh Gupta, Dy.CGM (SBU) were called in.)

The Board was briefed about the contents of Agenda Item regarding Status Note on depleting Regular Staff Strength & Bus Fleet of the Corporation. The Board was further informed that by the end of the year 2025, no bus will be left for operation in the DTC fleet and only 6517 (including 5052 regular drivers) regular employees will remain on roll.

After detailed discussions, the Board resolved that the status be informed to the Government.

Resolution No. 8/2017 : Item 8/2017: Engagement of Bus Conductors from (amongst the dependents of the deceased employees of the Corporation registered for the post of Conductor) on short term contract for a period of one year.

(S/Shri Subhash Chandra, CGM (P) & T.K.Verma, Dy.CGM (P) were called in.)


The Board considered the Agenda Item and noted the same.

Resolution No. 9/2017 : Item 9/2017: Budget Estimates for 2017-2018 and Revised Estimates for 2016-2017.

(S/Shri Subhash Chandra, CGM (F) & Madhva Nand, Sr. Mgr. (A/cs.) were 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, the Board accorded approval for Budget Estimates for 2017-2018 and Revised Estimates for 2016-2017 as per Annexure-I of the agenda item.

The Board also authorised FA-cum-CAO, DTC / Addl.CAO, DTC to forward the Budget Estimates for 2017-2018 and Revised Estimates for 2016-2017 to the Govt. of NCT of Delhi for approval.


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Resolution No. 10/2017 : Item 10/2017: Supply of 650 Low Floor (625 Non-AC & 25 AC) CNG Buses by M/s. Tata Motors Ltd (First Lot of Buses ordered in 2007) – Reg. 2nd Revision of Price List.

(S/Shri Subhash Chandra, CGM (SBU) & Kamlesh Gupta, Dy.CGM(SBU) were called in.)

The Board was briefed about the contents of Agenda Item regarding 2nd Revision of Price List of 650 Low Floor buses procured through First Tender.

After detailed discussions, the Board accorded approval of the reimbursement of price of 624 items (2nd Revision) as per the earlier approved 1st revised Price List [validity period from 05.10.2012 to 04.10.2014] as stop gap arrangement till TML submits the rate of these 624 items upto reasonable/ acceptable level for 2nd Revised Price List.

Resolution No. 11/2017 : Item 11/2017: Supply of 2032 Low Floor (1219 Non-AC & 813 AC) CNG Buses by M/s. Tata Motors Ltd (Second Lot of Buses ordered in 2008) – Reg. 2nd Revision of Price List.

(S/Shri Subhash Chandra, CGM (SBU) & Kamlesh Gupta, Dy.CGM (SBU) were called in.)

The Board was briefed about the contents of Agenda Item regarding 2nd Revision of Price List of 2032 Low Floor buses procured through Second Tender.

After detailed discussions, the Board accorded approval of the reimbursement of price of 299 items (2nd Revision) as per the earlier approved 1st revised Price List [validity period from 23.09.2013 to 22.09.2015] as stop gap arrangement till TML submits the rate of these 299 items upto reasonable/ acceptable level for 2nd Revised Price List.

Resolution No. 12/2017 : Item 12/2017: Ex-post facto approval for Temporary Transfer of land at Dichaun Kalan Depot, Punjabi Bagh Terminal, Millennium Depot and Seema Puri Depot to Transport Department on rental basis-Non realization of Rent thereof.

(Shri V.K.Gupta, CGM (Civil) was called in.)

The Board, in view of the details mentioned in the Agenda Item and discussion thereon, accorded ex-post-facto approval for Temporary Transfer of land at Dichaun Kalan Depot, Punjabi Bagh Terminal, Millennium Depot and Seema Puri Depot to Transport Department on rental basis.

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The Board further resolved that the matter be pursued with the Transport Deptt., GNCTD, for releasing of outstanding amount to DTC on account of Rent, Service Tax and Water Charges.

Resolution No. 13/2017 : Item 13/2017: Audit Report of DTC Employees Provident Fund Trust for the year 2014-15.

(S/Shri Subhash Chandra, CGM (F) & Madhva Nand, Sr. Manager (A/cs.) were called in.)

A copy of the comments of DTC on the Audit Report of DTC Employees Provident Fund Trust for the year 2014-15 was placed before the Board with the permission of the Chair.

The Board considered the Agenda Item and accorded approval to the Audit Report of DTC EPF Trust for the year 2014-15 together with the comments of DTC on the Audit Report with stipulation to give detailed comments and also forwarding the same to Govt. of NCT of Delhi for placing the same before Delhi Legislative Assembly under Section 20(1) of the CAG (Duties, Powers and Conditions of Services) Act, 1971.

Resolution No. 14/2017 : Item 14/2017: Enhancement of period of duration of issuance of Free passes to the Sportsmen from six months to 12 months at one stretch.

The Board deferred the Item.

Resolution No. 15/2017 : Item 15/2017: Decision on the buses likely to be held up due to completion of 7,50,000 kms operation before 12 years.

The item was withdrawn with the permission of the Chair.

Resolution No. 16/2017 : Item 16/2017: Procurement of 28 Nos. Staff Cars/ Operational Vehicles for Senior Officers and checking purpose.

(S/Shri V.K.Gupta, CGM(Tech.) & Prem Chand, Dy.CGM (MS-1) was called in.)

The Board considered the agenda item and in view of the details therein, resolved that the matter be referred to Finance Deptt. of Govt. of NCT of Delhi through Transport Deptt. of GNCTD for seeking permission to utilize capital fund of Rs.4.41 crores available with DTC meant for purchase of Float CNG Engines, to purchase staff cars/operational vehicles.

1.2.2017

Resolution No. 17/2017 : Item 17/2017: Amendment in existing Recruitment Rules for consideration for the post of TTC & Assistant Cashier.

(S/Shri Subhash Chandra, CGM (P) & T.K.Verma, Dy.CGM (P) were called in.)

The Board, in view of details given in the agenda item and after discussion thereon, resolved to approve the proposed amendment with regard to Column No.6 "Education & Other Qualification Required" in the Recruitment Rules for the post of TTC and Assistant Cashier.

Resolution No. 18/2017 : Item 18/2017: Posting of Sh. Subhash Chandra (DANICS: 1991), CGM, DTC on deputation.

(Shri T.K.Verma, Dy.CGM (P) was called in.)

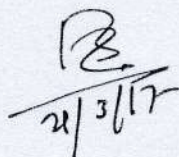
The Board considered the agenda item and accorded ex-post-facto approval for posting of Sh. Subhash Chandra (DANICS: 1991), as CGM DTC vide Dy. Secretary (Services), GNCTD's letter No. F. No. 30/04 /2006/S.I./ dated 07.02.17 (Order No. 44) on deputation basis and also for joining duties w.e.f. 22.02.17.

Resolution No. 19/2017 : Item 19/2017: Statement showing Action Taken Report on the Resolutions adopted by the DTC Board in its meeting held on 07.09.2016.

The Board considered the Item and noted the same.

Resolution No. 20/2017 : Item 20/2017: Statement showing Action Taken Report on the Resolutions adopted by the DTC Board in its meeting held on 27.12.2016.

The Board considered the Item and noted the same.


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Resolution No. 21/2017 : Item 21/2017: Disciplinary proceedings initiated against Shri B.P.Nigam, Dy.CGM- Consideration of the Findings of the Enquiry Officer & Observations of the CMD, DTC & imposition of penalty.

(S/Shri Subhash Chandra, CGM (DC) & Rajeev Vadehra, Sr. Manager (DC) alongwith the relevant records were called in.)

The Board in view of the facts of the case as brought out in the Agenda Item, was provisionally of the opinion that a penalty of "Stoppage of next due one increment without cumulative effect" be imposed upon Shri B.P.Nigam, Dy.CGM (Mech.).

The Board also authorised the Chairman-cum-M.D. to issue a Show Cause memorandum to Shri B.P.Nigam and thereafter, put up his reply before the Board for its further consideration.

**Chairman
DTC Board**

Rec
2/3/17

A. Balance Sheet

Assets

Interest accrued on Government securities (Schedule xii) – Rs. 28.61 crore

This includes Rs. 3.45 crore of interest accrued on the bonds of M/s Hindustan Organic Chemicals Ltd. (Rs. 2.40 crore) and M/s Bharat Heavy Plates and Vessels Ltd. (Rs. 1.05 crore) beyond their maturity period whereas there was no provision in the terms and conditions of the investment for payment of interest after the date of maturity. Both these companies have made full and final settlement of principal and interest to the Trust in July 2007 and March 2015 respectively. This has resulted in overstatement of Interest accrued on Securities/FDRs (Assets) by Rs. 3.45 crore. Consequently, the Interest Suspense Account (Liabilities) was also overstated to that extent.

The claim case of interest after the state of maturity of M/S Hindustan Organic Chemicals Ltd. and principal amount together with interest of M/s Bharat Heavy Plate & Vessels limited is still Pending in the court law.

B. Income & Expenditure Account

Income Rs. 160.12 crore

1. The interest earned on investments, FDRs, saving accounts and on delayed payments of CPF from DTC has been shown as Rs. 134.91 crore, whereas, as per their ledger accounts, the amount was Rs. 134.33 crore. This has resulted in overstatement of income by Rs. 0.58 crore. Consequently, the Interest Suspense Account carried forward to the balance sheet was also overstated to that extent.

Regarding late remittances of provident fund Trust by the management it is stated that the salary disbursement to DTC Employees is being made on dated 1st of every months (Ministerial staff) 10th (Driver, Conductor and workshop staff) & 12th (contractual staff). Due to precarious financial position of the corporation, it is not in position to remit the provident fund/Pension contribution of Rs. 30.00 Crore per months by 15th of every month. Further RPFC has also not raised any objection in regards to interest payment on the late remittances of P.F contribution to P.F Trust.

2. **Interest received on late payment of CPF from DTC Rs. 0.15 crore**

As per provisions of the Employees Provident Funds & Miscellaneous Provisions Act, 1952, the employer shall transfer to the Board of Trustees the contributions payable to the Provident Fund at the rate prescribed under the Act and in case of delay in payments, the employer shall be liable to pay simple interest at the rate of twelve percent per annum.

Need no comments being factual positions.

The Delhi Transport Corporation remitted Provident Fund contributions to Trust with delays ranging from one to 61 days during the year and thus was liable to pay interest of Rs. 1.42 crore on delayed remittance as per above provisions which has not been accounted for. This has resulted in understatement of income of the Trust by Rs. 1.42 crore and understatement of Assets to that extent. Consequently, the Interest Suspense Account has also been understated by Rs. 1.42 crore.

C. General

The trust has not disclosed that it was not following the investment pattern specified by the Ministry of finance, Department of

D. Grant in aid

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The Trust has not received any Grant-in-aid during the year 2014-2015.

(v) Subject to our observations in the preceding paragraphs, we report that the Balance Sheet and Income & Expenditure Account/Receipts & Payment Account dealt with by this report are in agreement with the books of accounts.

Need no comments being factual positions.

(vi) In our opinion and to the best of our information and according to the explanations given to us, the said financial statements read together with the Accounting Policies and Notes on Accounts, and subject to the significant matters stated above and other matters mentioned in Annexure to this Audit Report give a true and fair view in conformity with accounting principles generally accepted in India:

This is an introduction Need no comments being factual positions.

- a. In so far as it relates to the Balance Sheet, of the state of affairs of the Trust as at 31 March 2015 and
- b. In so far as it relates to Income & Expenditure Account of the surplus for the year ended on that date.

Annexure

- 1. **Adequacy of Internal Audit System:** The internal audit of Trust was not conducted for the year 2014-2015.
- 2. **Adequacy of Internal Control System:** The internal controls of the Trust need to be strengthened to have a system in place for detection and prevention of instances of booking of un-reconciled balances highlighted in the Audit Report. Trust has not prepared a trial balance also which ensures accurate reporting of the nominal ledgers for use in financial reporting.
- 3. **System of verification of Fixed Assets:** The Trust does not hold any fixed Assets.
- 4. **Regularity in payment of Statutory Dues:** No instances of non-payment of statutory dues by the trust were noticed during Audit.

It is true that the internal audit of the trust was not conducted during the year, because the govt Audit is regularly conducting the audit of trust, however the internal audit for the shall be carried out as suggested by the audit in due course.

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No. COM (F) / 1764F
Dated: 03-11-16
07-11-16

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18-11-16

Keeping in view of the above, the comments Of the observations made in the audit reports is submitted for approval for placing the audit reports before the DTC EPF Trust/DTC Borad as well as legislative assemble as requested by the Sr. Dy. Accountant General (ES) in his letter..

[Signature]
Dy. Mgr(A/c/s) PF

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Acctt

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AIBF

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JDA
07/11/16

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Sr Mgr(A/C) PR

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21/11/16

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C.G.P.(F)

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3.11.16

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DELHI TRANSPORT CORPORATION
(Government of NCT of Delhi)

Minutes of the emergent meeting of the DTC Board (2nd meeting of 2017) held on 12.4.2017 at 1.15 p.m. in the office of Principal Secretary (Finance), Govt. of NCT of Delhi, 4th Level, Delhi Sectt., New Delhi-110002.

PRESENT:

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| 1. | Shri Sandeep Kumar, IAS
Chairman-cum-Managing Director
Delhi Transport Corporation | Chairman |
| 2. | Shri S.N.Sahai, IAS
Principal Secretary (Finance),
Govt. of NCT of Delhi | Director |
| 3. | Shri Vikram Dev Dutt, IAS
Commissioner (Tpt.)
Govt. of NCT of Delhi | Director |
| 4. | Shri A.Anbarasu, IAS
Secretary (Land & Bldg.),
Govt. of NCT of Delhi | Director |
| 5. | Ms. Garima Bhatnagar, IPS
Joint Commissioner of Police (Traffic)
Delhi | Director |

Commissioner (Planning), DDA could not attend the meeting.

ALSO PRESENT:

1. Shri Subhash Chandra, Chief G.M. (Pers.)
2. Shri B. Das, Secretary DTC Board

12/4/17
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Resolution No. 22 /2017 : Item 22/2017: Compliance of Supreme Court's orders for the drivers suffering from colour blindness/other visual impairment.

(Shri Chander Prakash, Dy.CGM (PLD)-II was called in.)

The Board considered the agenda item and after detailed discussion thereon, resolved that the Order dated 22.11.2016 in Civil Appeal No.11154/2016 titled "Sh. Surender Singh & Ors. Vs DTC & Ors." for the drivers suffering from colour blindness/other visual impairment and Order dated 27.3.2017 in IA Nos. 3-4 /2017 ,5-6/2017 , 7-8 /2017 in Civil Appeal Nos. 11173-74/2016 in the case titled "Balwan Singh & Ors. Vs DTC" pronounced by the Hon'ble Supreme Court of India, be implemented by the DTC.

2. The Board observed that the Hon'ble Supreme Court of India vide its Order dated 22.11.2016 has directed inter-alia that in regard to all the 119 employees who were sought to be terminated, no action for termination shall be taken except in accordance with law, i.e., after an enquiry in which the employees would have an opportunity to show cause that the disability was acquired after their employment. The Hon'ble Court further clarified in its Order that the DTC shall not be restricted to the usual enquiry but would be entitled to obtain a medical opinion as to whether the employees acquired the disability before or after their employment.

3. The Board accordingly resolved to take up the matter with the Health Deptt., Govt. of NCT of Delhi immediately for constitution of an independent Medical Board to get all the 119 drivers as covered in the aforesaid order of the Apex Court, medically examined to ascertain whether these drivers were medically unfit due to Colour Blindness/other visual disability like DDV/DNV/Squint, at the time of appointment in DTC or acquired the disability subsequently.

B. B. B.
17/4/17

**Chairman
DTC Board**