

Government of Orissa
Works Department

Office Memorandum

No.FAR-5/08. 14220 W. Dated. 14-8-08

Sub: - Amendment to codal & contractual provision.

After careful consideration Government have been pleased to make following amendments to codal & contractual provisions.

1.(i) Budget provision of minimum 15% of project cost for accordance of administrative approval and to process tender (amendment to Para-3.2.3 of O.P.W.D. Code, Volume-I) :-

Taking into account the necessity of the situation, budget provision of minimum 15% of the project cost required for according administrative approval and to process tender may be relaxed with the concurrence of Finance Department.

Further, the provision of minimum of 15% of the project cost are not to be insisted in case of resource tied up projects like RIDF, AIBP etc. subject to fulfillment of the following conditions:-

- a. No financial liability shall be incurred beyond the budgetary provision.
- b. DPR & GAD have been prepared.
- c. Survey & investigation have been completed, and
- d. Land acquisition & forest clearance have been obtained.
- e. Adequate provision of funds should be made in the subsequent budget (annual/ supplementary).

(ii) Recovery of outstanding Government dues from the security deposit & other dues payable to contractor {Rule-13 of P.W.D. Contractors' Registration Rule, 1967 (Appendix-VIII) of OPWD Code, Volume-II}

Outstanding Government dues in respect of a work may be recovered from a contractor from the security deposit, EMD or other dues payable to the contractor for the work or for any other work executed by him in the same Division or for work executed by such contractor in any other Division or executing agency irrespective of the Department to which it relates. Before such recovery, reasonable opportunity should be given to the contractor by issue of a notice to show cause.

(iii) Negotiation only with lowest valid tenderer (L₁) (Rule-30 of Appendix-IX of OPWD Code, Volume-II).

Negotiation may be made only with the lowest valid tenderer (L₁), if its/ their quoted rate exceeds the estimated cost.

(iv) Deletion of provision of quoting special condition/ concession (Rule-21 of Appendix-IX of OPWD Code, Volume-II).

The provision of quoting special condition and special concession by the bidder at the time of submission of bid is deleted.

2. Relevant codal/ contractual provision stands modified with effect from the date of issue of this Office Memorandum.

BY ORDER OF THE GOVERNOR

S.K. Ray

EIC - cum- Secretary to Government

Memo No. 14221

/W, Dated. 14-8-08

Copy forwarded to P. S. to Hon'ble Minister, Finance, Orissa/ P. S. to Hon'ble Minister, Works, Housing, Orissa for information and necessary action.

FA - cum- Addl. Secretary to Government

Memo No. 14222

/W, Dated. 14-8-08

Copy forwarded to OSD to Chief Secretary, Orissa/ P.S. to Development Commissioner- cum-Additional Chief Secretary, Orissa/ P.S. to Principal Secretary to Chief Minister, Orissa for information and necessary action.

FA - cum- Addl. Secretary to Government

Memo No. 14223

/W, Dated. 15-8-08

Copy forwarded to Finance Department/ Department of Water Resources/ Housing & Urban Development Department/ Rural Development Department/ Panchayati Raj Department/ all other Departments/ Managing Director, OB & CC Ltd./ Managing Director, O CC Ltd for information and necessary action.

FA - cum- Addl. Secretary to Government

Memo No. 14224 W, Dated. 14-8-08

Copy forwarded to EIC (Civil), Orissa /EIC, Water resources, Orissa/ FA-cum-Addl. Secy. to Govt., R.D. Deptt/ Chief Engineer, DPI & Roads, Orissa/ Chief Engineer, Buildings, Orissa/ Chief Engineer, N. Hs., Orissa/ Chief Engineer, R.D. & Q.P., Orissa/ Chief Engineer, World Bank Project, Orissa/ Chief Architect, Orissa/ Chief Engineer, Water Resources, Orissa/ Chief Engineer, R.W.-I, Orissa/ Chief Engineer, R.W.-II, Orissa/ Chief Engineer, P.H.(Urban), Orissa/ Chief Engineer, Electricity, Orissa/ FA-cum-Addl. Secy. to Govt., Water Resources Deptt/ FA-cum-Addl. Secy. to Govt., H&U.D. Deptt/ FA-cum-Joint Secy. to Govt., Energy Deptt./ Special Officer-cum-Joint Secy. to Govt., Fin. Deptt. for information and necessary action.

Memo No. 14225 FA - cum- Addl. Secretary to Government W, Dated. 13-8-08 14-8-08

Copy forwarded to the Accountant General (A&E), Orissa, Bhubaneswar/ Senior D.A.G. (Works Audit & Projects), Orissa, Puri for information and necessary action.

Memo No. 14226 FA - cum- Addl. Secretary to Government W, Dated. 14-8-08

Copy with soft copy forwarded to the Head, State Portal Group, IT Centre, Ground Floor, North Annex of Secretariat for information and necessary action. He is requested to display this amendment in the web-site of State Government.

Memo No. 14227 FA - cum- Addl. Secretary to Government W, Dated. 14-8-08

Copy forwarded to the Director, Printing, Stationary & Publication, Orissa, Cuttack for information and necessary action. He is requested to publish this amendment in the next issue of Orissa Gazette.

Memo No. 14228 FA - cum- Addl. Secretary to Government W, Dated. 14-8-08

Copy forwarded to all Officers/ Superintending Engineers/ Executive Engineers/ Sections/ P.S. to EIC-cum-Secretary to Govt., Works Department/ 20 (twenty) spare copies to Guard file for information and necessary action.

FA - cum- Addl. Secretary to Government 13

Jan 23/8