



राज्य UTTAR PRADESH

CM 130297

AGREEMENT

(AGAINST LOI NO. 13554/PVVNL-MT/PIME/DDUGJY/RECPDCL/14-15 DATED 12.01.2015 (INCLUDING REVISION IN TERMS & CONDITION VIDE LETTER NO. 14566/PVVNL-MT/PIME/RECPDCL/14-15 DATED 03.02.2015) for appointment of Project management Agency (PMA) for work of Survey, Preparation of NAD/DPR and PMC services for Deen Dayal Upadhyaya Gram Jyoti Yojana (DDUGJY) and Integrated power Development Scheme (IPDS) for Paschimanchal Vidyut Vitran Nigam Limited., (PVVNL).

THIS AGREEMENT made on 30th day of March 2015 between REC Power Distribution Company Limited (hereinafter referred to as "the RECPDCL") on the part and The Paschimanchal Vidyut Vitran Nigam Ltd., Meerut (hereinafter called "PVVNL") on the other part:

Whereas the PVVNL has appointed RECPDCL as Project management Agency (PMA) for work of Survey, Preparation of NAD/DPR and PMC services for Deen Dayal Upadhyaya Gram Jyoti Yojana (DDUGJY) and Integrated power Development Scheme (IPDS) for Paschimanchal Vidyut Vitran Nigam Limited., (PVVNL) and detail specified in said LOI and revision in terms and conditions vide Letter No. 14566/PVVNL-MT /PIME/ RECPDCL/14-15 dated 03.02.2015, for the purpose of identification has been signed between REC Power Distribution Company Limited (RECPDCL), New Delhi and Paschimanchal Vidyut Vitran Nigam Ltd., (PVVNL), Victoria Park, Meerut.

The Engineer (or the PVVNL) on behalf of the PVVNL all of which are deemed to form part of this contract as though separately set out herein and are included in the expression "Contract" whenever herein used.

contd.....

*[Handwritten signature]*

AJAY KUMAR शर्मा मुख्य  
Chief Technical officer/मुख्य तकनीकी अधिकारी  
REC Power Distribution Company Ltd.  
आ. ई. सी. पावर डिस्ट्रिब्यूशन कंपनी लि.  
Min. of India Energy/भारत सरकार का विभाग  
1018-1023, 10th Floor  
Devika Tower Nehru Place, New Delhi-110019  
1018-1023, 10वीं मंजिल, देविका टावर, नेहरू प्लेस,  
नई दिल्ली-110019

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*[Handwritten signature]*

And whereas the PVVNL has accepted the proposal of the RECPDCL for the appointment of Project management Agency (PMA) for work of Survey, Preparation of NAD/DPR and PMC services for Deen Dayal Upadhyaya Gram Jyoti Yojana (DDUGJY) and Integrated power Development Scheme (IPDS) for Paschimanchal Vidyut Vitran Nigam Limited., (PVVNL) to RECPDCL via Letter of Intent No. 13554/PVVNL-MT/ PIME/ DDUGJY/ RECPDCL/14-15 DATED 12.01.2015 (including revision in terms & condition vide letter no. 14566/PVVNL-MT/PIME/RECPDCL/14-15 dated 03.02.2015) upon the terms and subject to the conditions hereinafter mentioned.

NOW THESE PRESENT WITNESS and the parties hereto hereby agree and declare as follows, that is to say, in consideration of the payments to be made to the RECPDCL by the PVVNL as hereinafter mentioned the RECPDCL shall and will duly provide & maintain the said Work of appointment of Project management Agency (PMA) for work of Survey, Preparation of NAD/DPR and PMC services for Deen Dayal Upadhyaya Gram Jyoti Yojana (DDUGJY) and Integrated power Development Scheme (IPDS) for Paschimanchal Vidyut Vitran Nigam Limited., (PVVNL) on the terms and conditions mentioned in the Contract.

And in consideration of the due provisions of the said work by RECPDCL and due performance of his part of the contract, the PVVNL, does hereby for himself, his successors or assigns covenant with the RECPDCL that the PVVNL or his successors or assigns will pay to the RECPDCL as per the terms and conditions of the Lol & under the Provisions of this Contract, such payments to be made at such time and in such manner as is provided by this contract.

IN WITNESS WHERE OF THE PARTIES HAVE SCRIBED THEIR RESEPECTIVE HANDS ON THESE COVENANTS ON THE DAY AND YEAR HERE IN AFORE MENTIONED.

For REC Power Distribution Company Ltd

For Paschimanchal Vidyut Vitran Nigam Ltd

*[Signature]*  
(AJAY KUMAR)  
CHIEF TECHNICAL OFFICER

*[Signature]*  
(P.K.GUPTA)  
CHIEF ENGINEER (COMMERCIAL & HR)  
PASCHIMANCHAL VIDYUT VITRA  
NIGAM LTD.

AJAY KUMAR/अजय कुमार  
Chief Technical Officer/मुख्य तकनीकी अधिकारी  
REC Power Distribution Company Ltd  
1018, 1023, 10th Floor  
(A Govt. of India Enterprise) भारत सरकार की उद्यम  
DEWIS TOWER, NEW DELHI-110019  
1018, 1023, 10th Floor, DEWIS TOWER, NEW DELHI, INDIA

In the presence of	Witness
<p><i>[Signature]</i> (AMIT MITTAL)</p>	<p><i>[Signature]</i> (G.K GUPTA) SUPERINTENDING ENGINEER(MM) 30/03/15</p>

संग्रह विद्युत वितरण  
 FOR ELECTRICITY IN THE INTEREST OF THE NATION

CIN-U31200UP2003SGC027458

दूरभाष / Fax: 0121-2666062  
 टेलीफोन / Ph. 0121-2665734



कार्यालय  
 Office of the  
 GENERAL MANAGER  
 MANAGING DIRECTOR  
 पश्चिमी विद्युत वितरण निगम लि.  
 Paschimanchal Vidut Vitran Nigam Ltd.  
 विद्युत वितरण निगम, मेरठ  
 Victoria Park, MEERUT-250 001

No.: 14566/PVVNL-MT/PIME/RECPDCL/14-15

Date:- 03.02.2015

Subj:- Appointment of Project Management Agency (PMA) for work of Survey, Preparation of NAD/DPR and PMC services for Deen Dayal Upadhyaya Gram Jyoti Yojana (DDUGJY) and Integrated Power Development Scheme (IPDS) for Paschimanchal Vidut Vitran Nigam Limited., (PVVNL).

M/s REC Power Distribution Company Ltd.,  
 1016-1023, 10<sup>th</sup> Floor, Devika Tower,  
 Nehru Place, New Delhi-110019

Email: recpdcl@rediffmail.com  
 scgarg.rec12@gmail.com  
 Ph. 011-44128752  
 Fax. 011-44128768

Kind Attn: Er. S.C. Garg, Addl. Chief Executive Officer (Mob. 09810964380)

Dear Sir,

Please refer to your letter no. RECPDCL/Tech/BD/2014-15/2057 dated 28.01.2015 raising few observations regarding LOI issued vide this office letter no. 13554/PVVNL-MT/PIME/DDUGJY/RECPDCL/14-15 Dated 12.01.2015, in this regard I have been directed to inform that PVVNL has granted approval as mentioned in the column no. '5' of the following table:-

Sl. No.	As per the LOI No. 13554 Dt. 12.01.2015	LOI/RECPDCL Proposal Clause No.	Observations made by RECPDCL	PVVNL Approval on RECPDCL Observations
1	2	3	4	5
1	Value of the Project Outlay not defined in the LOI	Under Payment Terms Clause no. b in RECPDCL Proposal	As per RECPDCL proposal clause C under payment terms Initial Project Outlay of Rs. 2600 Cr. needs to be defined since the first 3 installments of fixed monthly payment shall be linked with the initial project outlay. The final awarded rates of 1.05% are as a special case for PVVNL and are based on the minimum initial project outlay of Rs. 2600 Cr.	As the preparation of DPRs and thereafter approval by respective Nodal Agency may take 3 months time, therefore during this period for the fixed monthly payment (@1.25% of contract fees) to RECPDCL shall be made on the basis of approved value of NAD till the approval of DPR by respective nodal agency.
2	Penalty Clause for completion of field survey within 3 months.	Under Penalty Clause no. 6 in LOI	This clause may not be applicable and requested to delete as the rates agreed and conveyed are very-very low for the work and are based on the fact that lot of data for DPR preparation have to be provided by PVVNL. However, we assure you to complete the assignment up to your satisfaction.	As this is a standard clause in all the tenders and agreements of PVVNL therefore its deletion is not in per view of the PVVNL.
3	Restriction of the awarded rates for other Discom	Under Terms and Conditions (Clause no. 5) point no. 6 in LOI	This clause should not be applicable since as part of capacity building and strategic reasons, RECPDCL is involved with the works of DPR preparation for Mathura for PVVNL, free of cost.	As the DPR of Mathura is being prepared by M/s RECPDCL under special circumstances, therefore it does not seem reasonable on the part of M/s RECPDCL to compare the PMA work of Mathura to this utility.

Sl. No. 3

AJAY KUMAR/अजय कुमार  
 Chief Technical Officer/मुख्य तकनीकी अधिकारी  
 REC Power Distribution Company Ltd.  
 1016-1023, 10<sup>th</sup> Floor, Devika Tower, Nehru Place, New Delhi-110019  
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 1016-1023, 10<sup>th</sup> Floor, Devika Tower, Nehru Place, New Delhi-110019  
 and Dehradun-248001

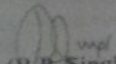
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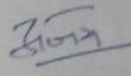
The percentage milestone payments are based on the approved cost of the DPR.	Under Payment Terms Clause no. 7 in point no. 1 in LOI	The percentage milestone payments shall be adjusted on the cost of the executed works or approved DPR, whichever is higher.	As per approved cost of sanctioned DPR/Revised DPR.
Services beyond Project Timelines (beyond 36 months)	Under Payment Terms Clause no. d in RECPDCL Proposal	In case the project is delayed beyond agreed Contract Period of 36 months, PVVNL shall compensate the same by paying equal fixed monthly installment for the extended duration.	In case the project delayed beyond agreed contract period of 36 months then in such case further need of PMA shall be reviewed by PVVNL and if required, the term of PMA shall be extended on mutually agreed terms & conditions.

Hope you will find the above in order. You are also requested to depute some officer for executing the contract agreement.

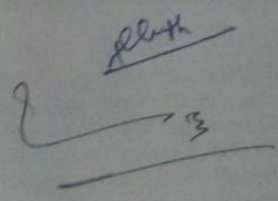
Thanking You.

Your faithfully

  
(R.P. Singh)  
Chief Engineer (PIME)



AJAY KUMAR/2019  
Chief Technical Officer (Civil) (PIME) RECPDCL  
REC Power Distribution Company Ltd.  
Plot No. 101, Sector 10, Gurgaon, Haryana  
(A Govt. of India Enterprise)  
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Dwarka Tower, Narva Plaza, New Delhi-110019  
101B-1023 10th Floor, Sector 10, Gurgaon, Haryana



एन सी ई आर सी लिमिटेड  
 IN THE INTEREST OF THE NATION  
 CTN-1312001P2003SGC027458



REC  
 Office of the  
 Senior Engineer  
 Electrical (DC) Distribution  
 Paschimanchal Vidyut Vitran Nigam Ltd.  
 Paschimanchal Vidyut Vitran Nigam Ltd.  
 Paschimanchal Vidyut Vitran Nigam Ltd.  
 Paschimanchal Vidyut Vitran Nigam Ltd.

फोन / Ph: 0121-2665734  
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 ईमेल / Email: ddugjy@pvvnl@gmail.com

Date: 11.01.2015

No.: 13554/PVVNL-MT/PIME/DDUGJY/RECPDCL/14-15

**LETTER OF INTENT**

Sub:- Appointment of Project Management Agency (PMA) for work of Survey, Preparation of NAD/DPR and PMC services for Deen Dayal Upadhyaya Gram Jyoti Yojana (DDUGJY) and Integrated Power Development Scheme (IPDS) for Paschimanchal Vidyut Vitran Nigam Limited., (PVVNL).

M/s REC Power Distribution Company Ltd.,  
 1016-1023, 10<sup>th</sup> Floor, Devika Tower,  
 Nehru Place, New Delhi-110019

Email: recpdcl@rediffmail.com  
 segarg.rec12@gmail.com  
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 Fax. 011-44128768

Kind Attn: Er. S.C. Garg, Addl. Chief Executive Officer (Mob. 9981096458)

Dear Sir,

This is in reference to your offer vide letter no. RECPDCL/Tech/BD/2014-15/1714 dated 20.12.2014 and subsequent negotiation and final offered rate after negotiation vide letter no. RECPDCL/Tech/BD /2014-15/1739 dated 26.12.2014 regarding work of survey, preparation of Need Assessment Documents (NAD), Detailed Project Reports (DPR) and Project Management Consultancy (PMC) services for Deen Dayal Upadhyaya Gram Jyoti Yojana (DDUGJY) and Integrated Power Development Scheme (IPDS) in all the 14 districts of Paschimanchal Vidyut Vitran Nigam Limited (PVVNL), we intend to place an order on rates, terms & conditions as per following details:-

**1. PRICES:-**

Sl. No.	Description of work	Awarded Rates after Negotiation Percentage (In %) of Approved Cost of the DPR (Excluding Taxes)
1.	Work of Survey, Preparation of NAD/DPR, Bid Management along with PMC services for Deen Dayal Upadhyaya Gram Jyoti Yojana (DDUGJY) for all the district of Paschimanchal Vidyut Vitran Nigam Limited., Meerut.	1.05%
2.	Work of Survey, Preparation of NAD/DPR, Bid Management along with PMC services for Integrated Power Development Scheme (IPDS) for all the district of Paschimanchal Vidyut Vitran Nigam Limited., Meerut.	1.05%

**2. CONTRACT PERIOD:-** The work completion period shall be divided into two parts

- 2.1- **Preparation of Detailed Project Report:-** 3 months from the date of Letter of Award towards the Preparation of Need Assessment Document and Detailed Project Report (DPR) or as required by the respective nodal agency.
- 2.2- **Project Management Consultancy Services:-** 30 months from the date of sanction of Detailed Project Report (DPR) by Nodal Agency (subject to variation as per actual requirement).

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AJAY KUMAR/अजय कुमार  
 Chief Technical officer/मुख्य तकनीकी अधिकारी  
 REC Power Distribution Company Ltd.  
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 Devika Tower, Nehru Place, New Delhi-110019

*Handwritten signature/initials*

### 3. SCOPE OF WORK:-

Paschimanchal Vidyut Vitran Nigam Limited, Meerut is consisting of 4 Nos. Distribution Zones, 21 Nos. Rural/Urban Distribution Circles and 69 Nos. Rural/Urban Distribution Divisions in 14 Districts.

RECPDCL shall carry out complete survey work, preparation of NAD/DPR and smooth implementation of approved projects as per stipulated framework of timelines, quality and financial parameters for all the Distribution Divisions under PVVNL.

- i. Monitoring and coordination of bidding process:
  - a) Assist utilities in preparation of tender documents for appointment of turnkey contractor.
  - b) Assist utilities in bidding process (including pre bid meetings etc) and technical evaluation of bids.
  - c) Assist the utilities for placement of Letter of Award and related activities.
- ii. Project Planning and Implementation :
  - a) Assisting Discoms in preparation of detailed work implementation schedule (PERT) in association with turnkey contractor.
  - b) Coordination & monitoring of project implementation activities.
  - c) To monitor receipt and issue of materials by the contractor
  - d) Identification of anticipated bottlenecks in project implementation & preparation of remedial action plan in consultation with utilities & Contractor.
  - e) Verification of invoices raised by the contractors
  - f) Supervision of flow of funds in dedicated bank account of projects
  - g) To verify creation of assets from asset register of the utility
- iii. Quality Monitoring :
  - a) To prepare a Quality Assurance (QA) Plan with the approval of the utility
  - b) Field quality inspection of ongoing/ completed works
  - c) Joint inspection (along with representative of state utility) of material at site on sample basis i.e. 10% of major materials (Poles, Conductor, Meters, Transformers, Cable).
- iv. MIS & Web Portal up-dation
  - a) Assisting utilities in timely updation of information on Web portal.
  - b) Periodic reporting to the Project Management Cell of Discom.
- v. Coordination with Nodal Agency/ MoP and any other works as may be required to achieve the objectives of the scheme.
- vi. RECPDCL shall be responsible for timely completion of survey work and preparing the need assessment document (NAD) in hardcopy & softcopy and thereafter preparation of Detailed Project Report (DPR) in hardcopy & softcopy including single line diagrams and assisting in process of getting the DPR approved from the Nodal Agency. The numbers of hardcopies to be prepared by RECPDCL shall be the sum of copies required by the nodal agency plus 4 nos.
- vii. RECPDCL shall be responsible for Bid management, such as arranging the pre bid meetings, preparation of Tender Documents, loading the tender documents on website, preparation of comparative statements, recommendations, reasonability of rates, preparing of LOIs and contract agreements.
- viii. RECPDCL shall provide project management consultancy services for 30 months from the date of approval of the DPR by the nodal agency.
- ix. The NADs and DPRs shall be prepared distribution circle wise, for all the circles under PVVNL, Meerut.
- x. Proposal of new 11 KV feeders along with route survey and preparation of single line diagram.
- xi. Bifurcation and augmentation of existing 11 KV feeders.
- xii. Preparation of cost estimation of projects for all 14 districts.

The Scope of Work for both the schemes shall be mainly as per guidelines issued by the under secretary, Ministry of Power Govt. of India vide their letter no. 44/44/2014-RE(Part-I) dated 28.11.2014 and also as per approved guidelines issued by respective nodal agency M/s REC, New Delhi and M/s PEC, New Delhi, duly approved by monitoring committee for both the schemes (DDUGJY & IPDS) and any other direction on the subject to be issued by MOP/REC/PFC etc in due course of time.

3/10/14

AJAY KUMAR/अजय कुमार  
Chief Technical Officer/मुख्य तकनीकी अधिकारी  
REC Power Distribution Company Ltd  
REC नगरीय वितरण कंपनी लिमिटेड  
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110019

3/10/14

**4. DEPLOYMENT OF MANPOWER:**

- (i) RECPDCL shall establish their offices including requisite manpower, vehicles and other infrastructure at the district level to oversee the project in the entire district and ensure smooth interface with utility and contractor for day to day affairs.
- (ii) RECPDCL shall submit the list of personal at the time of agreement.
- (iii) The personal deployed for this project should be exclusively for this project only.
- (iv) RECPDCL shall establish a well equipped office, having sufficient no. of computers, fax machine, photocopier, telephone, internet connection etc., in the vicinity of PVVNL head office at Meerut.
- (v) Preferably following personnel shall be deputed by RECPDCL for DDUGJY & IPDS or as required by the field conditions for timely completion of the work.

**(A) Preparation of NAD/DPR:**

Sl. No.	Designation	No. of Persons	Minimum Qualification	Minimum Experience	Shall be Deployed at,
1.	Surveyor	2 Teams, (Each comprising two Persons)	Graduation or III	1 Year	Distribution Division wise
2.	DPR Zonal Incharge/survey coordinator	01	Graduate Engineer	07 Years	Each Zonal HQ/ EUDC Noida
3.	DPR Head	01	Graduate Engineer	10 Years	PVVNL, Head Quarter, Meerut

**(B) Bid Management and Project Management Consultancy Services**

Sl. No.	Designation	No. of Persons	Minimum Qualification	Minimum Experience	Shall be Deployed at,
1.	Project Manager	01	Graduate Engineer	10 Years	PVVNL Head Quarter, Meerut
2.	Senior Project Engineer	02	Graduate Engineer (1 for IPDS and 1 for DDUGJY)	07 Years	PVVNL Head Quarter, Meerut
3.	Project Engineer	01	Graduate Engineer	03 Years	Distribution Circles wise
4.	Assistant Project Engineer	01	Graduate Engineer	01 Year	Distribution Division wise

**5. TERMS AND CONDITIONS:-**

1. All rules & regulations of erstwhile UPSEB/UPPCL/PVVNL shall be observed.
2. Prices shall be firm during currency of the contract.
3. Service Tax and other taxes (if any) shall be paid extra at actual applicable at the time of payment. However the present rate of service tax is 12.36%.
4. The payment for above work will be made by SE, Head Quarter, PVVNL, Meerut after verification of bills by the Nodal Officer designated for the purpose.
5. The Chief Engineer (PIME), PVVNL, Meerut, shall be 'Engineer of Contract' by virtue of signing the agreement on behalf of PVVNL.
6. If RECPDCL is awarded similar nature work in any other Discom of UPPCL, on the lesser rates than the awarded rates by PVVNL (i.e., 1.05%), in such circumstances the rates awarded by the PVVNL shall also be automatically get reduced to that extent.
7. As the REC Power Distribution Company Ltd., New Delhi is a wholly owned subsidiary of Rural Electrification Corporation Ltd., which is a Govt. of India, Public Sector under taking. Therefore as requested by RECPDCL, they are exempted from depositing the performance security.

**6. Penalty:-**

In case M/s RECPDCL does not complete the field survey work, NAD and DPR within stipulated period of 3 Months from the date of issue of LOA than a penalty of half percent per week shall be levied for such distribution circles, whose DPR remains uncompleted during the stipulated period of 3 months.

*[Handwritten signatures and marks]*

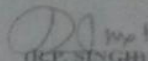
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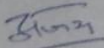
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Payment Terms:-

Preparation of DPR, Bid Management along with project management consultancy fee will be paid by PVVNL in two components as follows:-

- i- Fixed monthly payment at the rate of 1.25% of the contract fee as per approved cost of DPR shall be paid on monthly basis for a period of 36 months (starting from the date of issuance of Letter of Award).
- ii- Variable monthly payment (totaling to 55% of the contract fee) shall be paid as a percentage of the contract fee defined hereunder on completion of the defined.
  - a) 5% of the rate offered by RECPDCL shall be released on estimated cost of the DPR on submission of DPR to PVVNL.
  - b) 10% of the rate offered shall be released on the sanctioned cost of DPR after sanction of the DPR. Any amount outstanding towards difference in the cost of provisional and sanctioned DPR shall be adjusted against this bill.
  - c) 10% of the rate offered by RECPDCL shall be released on placement of order/award to the turnkey contractor.
  - d) 5% of the rate offered by RECPDCL shall be released on completion of joint survey with turnkey contractor.
  - e) 15% of the rate offered by RECPDCL shall be released on installation/erection of the material/electrification works by the turnkey contractor on pro rata basis after adjusting the extra payment made if any on any mile stone on the basis of sanctioned DPR cost.
  - f) 5% shall be released after 3 months of completion of project and 5% on drawal of last installment of grant by the utility.

  
(J.P. SINGH)  
CHIEF ENGINEER (PIME)

  
AJAY KUMAR  
Chief Technical Officer  
REC Power Distribution Company Ltd.  
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