

No. EM1(10)83/ 8110/

Dated: 18.6.91

STANDING INSTRUCTION NO. 334.

Sub: Deletion of Arbitration Clause for a period of two years w.e.f. 21.3.91.

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In regard to deletion of Arbitration Clause from future contracts for a period of two years w.e.f. 21.3.91 the office orders issued vide Nos. EM2(46)89/Arbn./4193 dated 19.3.91 and even No. 7058 dated 29.5.91 may be referred to ensure that arbitration clause and other references to it wherever these exist in the contract forms are deleted.

The following instructions may also be noted for strict compliance by all concerned:-

1. Enter into contract cautiously; for example if the clear land/site is not going to be available, we should not give a false picture while calling tenders that the "land is available".
2. Operate the contract properly and not in a high handed manner; all contracts lay down the obligations to be performed by both parties to the contract and one is not supposed to be superior to the other or no one is master and other a servant.
3. Carry out obligations faithfully; these are particularly required to be seen in the context of supply of drawings, materials and decisions - timely and not take things leisurely without considering the element of time.
4. Take action against the contractors who are more interested in litigations than a executing the works and are seen to be seeking arbitration with inflated claims.
5. Finalise bills and settle claims of contractor promptly.
6. The SEs/CEs should hear the contractors patiently and settle as many disputes as possible even if the attempts of the contractor to have the settlement arrived at the level of EB have failed, and
7. In case of action against the contractor under clauses 2 and 3 and also under clauses 14 and 17 of the contract which pertain to levy of compensation for delay, rescission of contract and getting the balance work completed at the risk and cost of the contractor and about the rectification of defects, the DDA officers must act fast

and not allow in-ordinately long time so as to make
the position of DDA weak before the Arbitrator/Court of Law.

This issues with the approval of E.M.

Mhatre
(R. G. BHATNAGAR)
DIRECTOR(WORKS)
/o

Copy to:

1. All Chief Engineers, DDA
2. All S. Es, DDA
3. All E. Es, DDA
4. Director(Hort.) North & South, DDA
5. G.M., ISBT, DDA
6. Chief Engineer(QC), DDA
7. S. E. (Vig.)-I & II, DDA
8. Chief Engineer(D&T), DDA
9. Chief Engineer(Slum & JJ) for appropriate
action as deemed fit.

Mhatre
Director(Works)
D. D. A.

" N O T I F I C A T I O N "

It is notified for the information of all concerned that as per rules for enlistment of contractors in D.D.A., the registration is valid only for a period of 3 years from the date of registration and thereafter, the contractor has to apply for renewal of registration, on the basis of performance of works executed by him in various divisions, by obtaining a report from the concerned Executive Engineer. The contractor shall also have to submit the list of works awarded/executed to/by him, alongwith confidential report of performance from the respective Executive Engineer.

In the cases of registrations made before 31.12.88, the contractors shall have to seek renewal for the period subsequent to 31.12.91.

The contractors who were enlisted on or after 31.12.88 are required to apply for renewal of registration/enlistment atleast 3 months before the expiry of 3 years from the date of their registration/enlistment.

The contractors registered prior to 31.12.88 are required to apply for renewal of registration/enlistment, latest by 31.8.91

The prescribed application form for renewal of registration can be obtained on payment of Rs.100/- from counter No.11, D-Block Vikas Sadan between 10 A.M. to 1.30 P.M. and is to be submitted on counter No.14, 'D' Block, Vikas Sadan, New Delhi completed in all respects.

The contractors who fail to secure any work during the last three consecutive years in D.D.A. are liable to be weeded out from the approved list of D.D.A. contractors.

The decision of Contractors Registration Board, DDA, on the application for renewal of enlistment/registration shall be final and binding.

Sd/-
Secretary (CRB)
1st floor, 'B' Block
Vikas Sadan, I, N.A. Colony
NEW DELHI.

No.F4(B)73/Secy./CRB/8412.

Dt. 25.6.1991.

Copy Forwarded to:-

1. All Chief Engineer i/c C.E.(Slum) & (Elect.) with 20 spare copies to circulate among S.Es & E.Es (Civils & Elect.) for displaying on the notice board for information of all concerned.
2. G.M., I.S.B.I., DDA, for displaying on the notice Board.
3. All Contractor Association DDA. for information.

(Signature)
Secretary (CRB)