SCC : MMCT Div. 81/97

Claims in Arbitration ≯ 20% of value of Contract

WESTERN RAILWAY
MUMBAI DIVISION

37

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10. The aspect of vitiation of tender with respect to variation in quantities should be checked and avoided. In case of vitiation of the tender (both for increase as well as decrease of value of contract agreement), sanction of the competent authority as per single tender should be obtained.

52. RESTRICTIONS ON ARBITRATION CLAUSES:

52.1 The provisions of the Clauses 63 and 64 of General Conditions of Contract will be applicable only for settlement of claims or disputes between the parties for value less than or equal to 20% of the value of the contract. When claims or disputes are of value more than 20% of the value of the contract, provisions of clauses 63 and 64 and other relevant clauses of General Conditions of Contract will not be remedy for settlement of such disputes.

52.2 The contractor shall not be entitled to ask for reference to arbitration before the completion of the work assigned to him under this contract.

52.3 The contractor shall seek reference to arbitration to settle the disputes only once within the ambit of the above conditions.

52.4 These special conditions shall prevail over existing clauses 63 and 64 of General Conditions of Contract.

53. JURISDICTION OF COURTS: If any dispute arises between the parties with respect to this contract, any application or suit shall be instituted only in the court within the local limits of whose jurisdiction, the Western Railway Divisional Headquarters Office is situated and both the parties shall be bound by this clause.

54. INSPECTION REGISTER AND RECORDS:

54.1 The Contractor/s shall maintain accurate records, plans and charts showing the dates and progress of all main operations and the Engineer shall have access to this information at all reasonable times. Records of tests made shall be handed over to the Engineer/s representative after carrying out the tests. The following registers will be maintained at site by the Contractor/s.

54.2 Site Order Register: The Contractor/s shall promptly acknowledge by putting his signature in the site order against any order given therein by the Engineer or his representative or his superior officers and comply with them. The Compliance shall be reported by the Contractor/s to the Engineer in good time so that it can be checked.

54.3 Labour Register: This register will be maintained to show daily strength of labour in different categories employed by the Contractor/s.

54.4 LOG book of events: All events are required to be chronologically logged in this book shift wise and date wise.

DRM (WA) BCT
(For & Behalf of President of India)

Signature Not Verified
Digitally signed by HIMANSHU SHARMA
Date: 2025.10.29 13:49:05 IST
Reason: IREPS-CRIS
Location: New Delhi