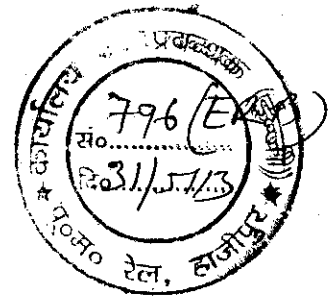


भारत सरकार Government of India
रेल मंत्रालय Ministry of Railways
(रेलवे बोर्ड) (Railway Board)



No. 2012/CE-I/CT/O/20

New Delhi, Dated 10.05.2013

Addressed to :
As per list attached.

Sub : Modification of Clause 26 and introduction of New Clause 26A to IR's General Conditions of Contract (GCC) on the subjects of 'Provision of efficient and competent staff at work sites by the contractor' & 'Deployment of qualified Engineers at work sites by the contractor' and related instructions.

Ref : (i) Railway Board's letter no. 81/W1/CT/16 dated 18.03.1983
(ii) Railway Board's letter no. 2007/CE-I/CT/18 dated 30.06.2009

Clause 26 to IR's General Conditions of Contract deals with the provision of "Efficient and competent staff at work sites by the contractor". Railway Board have reviewed the clause and other instructions on the subject of deployment of qualified engineers at work sites by the contractors, as issued vide Railway Board's letter no. 81/W1/CT/16, dated 18.03.83 and no. 2007/CE-I/CT/18, dated 30.06.09.

Since long period has passed when the existing limits of penalty for non-deployment of engineers were prescribed, Railway Board, after review and examination of the matter, have approved revised instructions as under in continuation to and in reference to Clause 26 to GCC. Accordingly, it has been decided to re-word Clause 26 on the subject of 'Provision of efficient and competent staff at work sites by the Contractor' and to incorporate new Clause 26A on the subject of 'Deployment of Qualified Engineers at work sites by the Contractor' in IR's GCC, as detailed in Annexure-A.

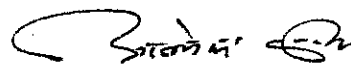
3. In terms of provisions of new Clause 26A.1 to the General Conditions of Contract (GCC), contractor shall also employ following Qualified Engineers during execution of the allotted work :

- (a) One Qualified Graduate Engineer when cost of work to be executed is Rs. 200 lakh and above, and
- (b) One Qualified Diploma Holder Engineer when cost of work to be executed is more than Rs. 25 lakh, but less than Rs. 200 lakh.

4. Further, in case the contractor fails to employ the Qualified Engineer, as aforesaid in Para 3 above, he, in terms of provisions of Clause 26A.2 to the General Conditions of Contract, shall be liable to pay an amount of Rs. 40,000 and Rs. 25,000 for each month or part thereof for the default period for the provisions, as contained in Para 3(a) and 3(b) above respectively.
5. Provision for deployment of Qualified Engineers (Graduate Engineer or Diploma Holder Engineer) shall be for the values as prescribed above. However, for the works contract tenders, if it is considered appropriate by the tender inviting authority, not to have the services of qualified engineer, the same shall be so mentioned in the tender documents by the concerned Executive with the approval of Officer not below the level of SAG Officer, for reasons to be recorded in writing.
6. This issues with the concurrence of the Finance Directorate of the Ministry of Railways.

Please acknowledge receipt.

संलग्नक / उपरोक्तानुसार


(आलोक कुमार)
10.05.13

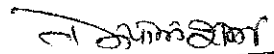
कार्यकारी निदेशक/सिविल इंजीनियरिंग(जी)/रेलवे बोर्ड

No. 2012/CE-I/CT/O/20

New Delhi, Dated 10.05.2013

Copy forwarded for information to :

1. The FA&CAOs, All Indian Railways.
2. The Deputy Comptroller & Audit General of India (Railways), Room No. 224, Rail Bhawan, New Delhi (with 46 copies).



For Financial Commissioner/Railways