

JAIPUR VIDYUT VITARAN NIGAM LIMITED, JAIPUR

NO:JPD / CAO / Rules / F (235) / D. 3783

Jaipur, Dtd. 7.11.2001

ORDER**Sub-Amendment in Purchase Manual-1999.**

The Board of Directors in its 14th Meeting held on 20th Oct., 2001 has approved to make an amendment in the Purchase Manual-1999 substituting the penalty clause 1.24(a)(l) of the Schedule-II as under:-

"To effect recovery in case of orders placed by MM Wing for delay in delivery / execution @ ¼% per week or part thereof for first four weeks and thereafter ½% per week or part thereof, subject to a maximum of 5%. In case of orders placed by other Wings of the Company, recovery shall be effected for delay in delivery / execution @ ½% per week or part thereof subject to a maximum of 10% of delayed / unexecuted supply / works. The amount of recovery will be worked out on the basis of ex-works price on the date on which delivery was due without including taxes, duties and freight etc. In cases where ex-works prices have not been indicated, then the recovery shall be worked out on the basis of prices as shown in the Purchase Order."

The new clause inserted vide this office order No. JPD / CAO / Rules / F.235 / D.3290 dated 5.10.2001 in the Purchase Manual-1999 is to be numbered as Sub clause (iii) of clause 26.24 and accordingly clause 26.24 (iii) is as re-produced below:-

- (iii) "In case of supplies of following items where delivery schedule is not over, the supplies will be continued to be accepted during the delivery schedule as per the rates of the purchase order irrespective of whether lower rate has been received/negotiated in the subsequent NIT opened during the currency of the delivery schedule. Provided, however, that where the same supplier quotes a lower price or matches a lower price finalised in subsequent TN opened during the delivery schedule, the price fall clause will become operative after three months of the opening of tender.

(a) Auto / Power transformers (to be effective from 15.09.2001)"

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The above clause shall be effective prospectively for a period of two years.

The Board of Directors has further approved to insert the following sub-clauses at the end of the clause 26.24 (iii) for regulating the applicability of Price Fall Clause 26.24 :-

- (iv) The Price Fall Clause in domestic purchase cases will not be made effective with respect to procurement of material being made with World Bank Assistance.
- (v) Price Fall Clause of one company would not be applicable to other companies (i.e. not applicable across the five companies). The Price Fall Clause of the respective company would be applicable within the company only. The company can offer lower rates (counter offer) received by other company(s) at the time of finalisation of tender.
- (vi) Applicability of Price Fall Clause in case of subsequent TN decided at differential rates would be as under:
 - (a) In case, if subsequent tender is decided on differential rates and a firm has also participated in subsequent tender, the price fall clause would be applicable, if the same firm has accepted lower price in new tender.
 - (b) In case, the firm has not participated or not agreed to lower rates in subsequent tender, then price fall clause would be applicable with respect to highest differential price, decided under new tender, instead of the lowest, provided the highest price in subsequent tender is lower than the previous updated price minus penalty.
 - (c) In case where subsequent tender is decided at very less intervals and the firm is yet to commence the supply as per the delivery schedule when the revised rates in subsequent tenders are received lower, the Price Fall Clause will be made applicable after 3 months from the scheduled commencement of the delivery schedule in the respective item and for all other cases, 3 months period as prescribed in the Purchase Manual will remain same.

Following items will be added after Auto / Power transformer (item, a) in clause 26.24 (iii) for exclusion from the purview of Price Fall Clause prospectively for two years:

- (b) Control and Relay Panel
- (c) Circuit Breakers.

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(5)

Following note may be inserted after clause 26.24 in the Purchase Manual, 1999:

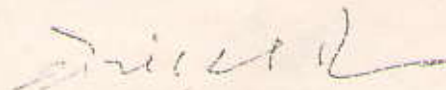
Note (i) When there is no prescribed time limit for the acceptance of the supply of previous tenders at lower rates which are received at earlier rates minus penalty or the subsequent lower rates, whichever is less, it is decided that supplies against such previous tenders will not be accepted after expiry of two years beyond original / extended delivery schedule and case will be considered as closed after recovery of penalty as per relevant provisions of the Purchase Manual."

By Order,


(A.K.Jain)
Chief Accounts Officer

Copy forwarded to the following for information and necessary action:-

1. The Chief /Adll / Dy. CE (), JPD, Jaipur.
2. The FA&COA, JPD, Jaipur
3. The Superintending Engineer (), JPD, _____
4. The Dy. Secretary (Adm) / Company Secretary, JPD, Jaipur
5. The Sr.Accounts Officer / Accounts Officer (), JPD,
6. The PA To CMD, JPD, Jaipur
7. Guard File.


(S.K. Patodia)
Asstt. Accounts Officer (Rules)