

DEENDAYAL PORT TRUST

MINUTES OF THE MEETING NO.1 OF 2021-22 OF THE BOARD OF TRUSTEES OF THE PORT OF DEENDAYAL HELD AT 1500 HOURS ON FRIDAY, 23RD APRIL, 2021, AT GANDHIDHAM

P R E S E N T

1. Shri S.K. Mehta, IFS,
Chairman, DPT
2. Shri Nandeesh Shukla, IRTS,
Dy. Chairman, DPT
3. Shri Arvind Chaudhary,
Economic Advisor, (Thro' VC)
Ministry of Ports, Shipping & Waterways
4. Shri Subrat Mohapatra, IFS
Dy. Director General of Forests (Central) (Thro' VC)
5. Shri T.V. Ravi, IRS, (Thro' VC)
Commissioner of Customs
6. Shri Prabhat Kumar, IRTS, (Thro' VC)
Chief Freight Transportation Manager,
Western Railway, Mumbai
7. DIG Rajesh Makwana, TM & BAR, (Thro' VC)
Chief of Staff, Coast Guard Regional (NW), Gandhinagar
8. Capt. Santoshkumar Darokar,
Principal Officer, Mercantile Marine Department
9. Shri L. Satyanarayan,
Trustee, Representing Labour

Also present

Shri C. Harichandran, Secretary

I. Leave of absence:-

The following Trustees were granted leave of absence:-

1. Smt. Avantika Singh Aulakh, IAS,
CEO & Vice Chairman, GMB
2. Commodore Rajiv Ashok,
Naval Officer-in-Charge

3. Approval for declaration of "Godown No.10 to 12, 19 to 23 and 25 (9 nos.)" inside Cargo Jetty area obsolete, unserviceable and to demolish, as appended in form GFR-10".

Resolution

01

Resolved to approve declaration of "Godown Nos.10 to 12, 19 to 23 and 25 (9 Nos.)" inside cargo jetty area Obsolete, Unserviceable and to demolish, as appended in form GFR-10.

4. Request For Proposal (RFP) for appointment of Programme Management Consultant for development of Smart Industrial Port City (SIPC) at Kandla Gandhidham Adipur Complex: Final Variation – Req.

Resolution

02

Resolved to approve the final Variation statement with net saving of Rs.2,99,05,965/- which is 26.75% of contract value of Rs.11,17,98,000/- for the work of "Request for Proposal (RFP) for Appointment of Programme Management Consultant for Development of Smart Industrial Port City (SIPC) at Kandla Gandhidham Adipur Complex".

5. Allotment of office space to Bureau of Indian Standards, GoI, New Delhi for a period of 10 years on Leave and License basis.

Resolution

03

Resolved to approve the proposal to allot about 750 sq. ft (consisting of two rooms) of area in the first floor, Crane Office, besides ATM's Office, inside the Port area, to Bureau of Indian Standards, Government of India, New Delhi, @ Rs.100.87 per sq. mtr or part thereof, per month (i.e. present applicable rate. The rate shall be escalated from time to time & may vary, as per prevailing SOR), for a period of 10 years on leave & license basis (by executing renewable Leave and License agreement for 11 months) for setting-up of BIS Office, as recommended by Land Allotment Committee.

- 6. Awarding the work of "Hiring of 02 nos. Steel Hull Mooring Launches and Crew and Mooring Gangs at OOT, Vadinar, for a period of five years."**
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Resolution

04

Resolved to approve the following:-

1. To ratify the action taken to approve the Corrigendum No.01 issued in respect of reply to pre-bid queries.
2. To ratify the action taken to approve the proposal to qualify bidders at sr. no. 01 to 05 and dis-qualify the bidder at sr. no. 06 to 08, as mentioned below, and to open the price bids of qualified bidders::

Qualified bidders

- (i). M/s. Knowledge Marine & Engg. Works Ltd., Mumbai
- (ii). M/s. Maritime Tug Services, Gandhidham
- (iii). M/s. Shreeji Shipping, Jamnagar
- (iv). M/s. Sadhav Shipping Limited, Mumbai
- (v). M/s. Pacific Shipping Services, Mumbai

Disqualified bidders

- (vi). M/s. Silver Port Services Pvt. Ltd., Navi Mumbai
- (vii). M/s. Sea Care Marine Services, Navi Mumbai
- (viii). M/s. KNK Ship Management, Mumbai

3. To issue Work Order in favour of L1 bidder M/s. Knowledge Marine & Engg. Works Ltd., Mumbai, for Rs.9,12,46,350/-, which is 27.21% below the estimated cost of Rs.12,53,49,780/-.

- 7. Implementation of the Scheme for optimum utilization of Fertilizer Bagging Plant at New Godown No.34**
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Resolution

05

Resolved to approve the proposal to implement the following scheme for a period of six months w.e.f. 1st May, 2021 to 31st October, 2021 and the utilization of the plant and revenue generated would be reviewed thereafter.

- (i) Port shall not levy the bagging and rake loading charges for the fertilizers bagged at other private facilities but loaded from Line No.15 upto 20% quantity.

- (ii) If more than 20% of fertilizer cargo is bagged at other private facilities and loaded from Line No.15, rebate of Rs.95 per ton will be given to the importer in the bagging and rake loading charges, for the quantity beyond 20%, which is otherwise paid to the O & M Contractor, if the fertilizer is bagged in the Bagging Plant and the remaining Rs.65 per ton will be charged from the importer.
 - (iii) The quantity of cargo bagged and loaded at the bagging plant will be charged as per SOR.
 - (iv) Terminal Handling Charges as well as Special Port Service Charges will be levied as per Schedule of Rates (SOR) in all cases.
 - (v) Fertilizer cargo loading will not be permitted in other port railway lines unless the bagging plant is occupied/not in use.
 - (vi) On projected indents, Port will permit the available idle space towards north and south end of NG 34 for storage upto 8000 tons of fertilizers on rental terms without affecting operations of fertilizer bagging plant and permit to pre-cart fertilizer alongside of the bagging plant for the indent already placed.
 - (vii) The user and contractor shall ensure non-mixing of different commodities of fertilizers at NG-34 by adopting proper cleaning method while storing.
8. **Supply, Installation, Testing & Commissioning of Sprinkling System for coal dust suppression in 34-Ha. Coal Yard with five years' operation and comprehensive maintenance contract - Approval of Estimate, as per recommendation of standing committee – Reg.**

Resolution

06

Resolved to approve:-

- (a) the Estimate of Rs.3089.67 Lakhs for the work of "Supply, Installation, testing & commissioning of Sprinkling System for Coal dust suppression in 34-Ha. Coal yard with five years' operation and Comprehensive Maintenance Contract" based on the recommendation of the Standing Committee of DPT.
- (b) to Authorize the Chairman, DPT, to approve the detailed estimate & DTPs for the work, and, Tendering stages till award of the work. However, from time to time the Board will be informed in this regard by way of ratification thereof.

9. Grant of Special Increment to the Sports Person in terms of Board Resolution No.308 dated 09.03.2007 and partial amendment thereof

Resolution

07

The Board resolved to modify para – (c) of the Board Resolution No.308 dated 09.03.2007 as under:-

The increments so granted will continue to be drawn at the same rate as Personal to the individual till retirement and will not count for any service matters like pay fixation on promotion, retirement benefits or DA/CCA etc. The increment(s) will be in the form of Personal Pay equal to the amount of the next increment due at the time of grant of the incentive and shall remain fixed during the entire service.

10. Transfer of Provident Fund amounts of HoDs transferred to Deendayal Port Trust.

Resolution

08

Resolved to accord approval to the proposal to accept the amount receivable from the Major Port Trusts and to credit the same into the GPF Account allotted at DPT, as per Regulation-24 of the KPE (GPF) Regulations, 1964.

11. Ratification of the action taken by the Chairman with respect to issue of corrigenda, approval and issue of pre-bid clarifications/ replies to queries, issue of addenda, evaluation of technical bids, opening of price bids, acceptance of lowest offer, etc. for the work "Dredging in the Navigational Channel & alongside Cargo Berths/Oil Jetties at Deendayal Port Trust for year 2020-23"- Reg.

Resolution

09

The Board resolved to approve:-

- (i) To ratify the action already taken by the Chairman for initially extending the date for submission of the bids from 04/07/2020 to 14/07/2020 vide Corrigendum-1 (issued on 20/06/2020) and again from 14/07/2020 to 21/07/2020 vide Corrigendum-4 issued on 12/07/2020. Corrigenda 1 & 4 placed at {Annexure – 25 (P:87-88)}
- (ii). To ratify the action already taken by the Chairman by approval of pre- bid replies / clarifications & Addendum-1 {Annexure – 26 (P:89-146)}, Addendum—2 (Information for Security Clearance from Bidders- offline mode in hard copy) {Annexure – 27 (P:147-154)} and amendment wherein TSHD preferably with two suction pipes & dredge pumps was incorporated in lieu of TSHD with two suction pipes & dredge pumps vide Addendum-3 {Annexure – 28 (P:155-160)}

- (iii) To ratify the action already taken by the Chairman for accepting the recommendations of the tender committee in technically and commercially qualifying all the five bidders {Annexure – 29 (P:161-163)} and approving the PQ of the five bidders and for opening of price bid subject to receipt of security clearance for the bidders.
- (iv) To ratify the action already taken by the Chairman with respect to opening of price bids of the technically qualified bidders (whose bids are valid) on 10/03/2021 after receipt of security clearance for the bidders from MoPS&W on 09/03/2021 {Annexure – 31 (P:165)}
- (v) To ratify the action already taken by the Chairman for evaluation of price bids and acceptance of the lowest offer of M/s Adani Ports and Special Economic Zone Ltd., Ahmedabad with contract price of Rs 310,04,24,997/- (Rupees Three Hundred Ten Crore Four Lacs Twenty Four Thousand Nine Hundred Ninety Seven Only). i.e. 21.27% below the estimated amount put to tender of Rs.393,80,67,694/- for the work of "Dredging in the Navigational Channel & Alongside Cargo Berths/Oil Jetties at Deendayal Port Trust for the year 2021-24" as per recommendation of the tender committee {Annexure – 32 (P:166-170)}
- (vi) To ratify the action already taken for issue of Letter of Acceptance to lowest bidder M/s. Adani Ports and Special Economic Zone Ltd., Ahmedabad, for the work of "Dredging in the Navigational Channel & Alongside Cargo Berths/Oil Jetties at Deendayal Port Trust for the year 2021-24" for the contract price of Rs.310,04,24,997/- {Annexure – 33 (P:171)}

Due to the urgency cited, the Board also confirmed the above Resolution.

12. Up-gradation & Strengthening of existing road from West Gate-III to 16th Cargo Berth (Phase-I) - Ratification of action taken for acceptance of L-1 offer of M/s. MKC Infrastructure Ltd., Anjar – Reg

Resolution

10

Resolved to approve:-

- (i) To Ratify the action taken to open the Technical bids, Qualify bidders at Sr. No.1 to 12 and disqualify Bidders Sr. No. 13 & 14, as mentioned below and to open the price bids of Twelve (Sr. no. 1 to 12) qualified bidders.

Technically Qualified following 12(Twelve) bidders

1. M/s MMS Infratech Private Ltd, Anjar
2. M/s K K Sorathia JV Hariom Earthmovers & Transport, Bhuj
3. M/s MMC Projects India Pvt. Ltd., Gandhidham
4. M/s Mohandas V. Rajani, Adipur
5. M/s RBPL-SMBIPL (JV), Surat

6. M/s LCC Projects Pvt. Ltd., Ahmedabad
7. M/s Ashapura Roadlines, Bhachau
8. M/s MKC Infrastructure Ltd., Anjar
9. M/s SCC Infrastructure Pvt. Ltd., Ahmedabad
10. M/s Dineshchandra R Agrawal INFRACON PVT., A'bad.
11. M/s Katira Construction Pvt. Ltd., Bhuj
12. M/s GPC Infrastructure Pvt. Ltd.,

Disqualify Following Two Bidders; due to non-fulfilling the required qualification Criteria as per the tender.

13. M/s Kaluwala Construction Pvt. Ltd., Haryana
14. M/s Kalithia Engineering And Construction Ltd., Ahmedabad

- (ii) To Ratify the action taken to accept the L1 offer of M/s. MKC Infrastructure Ltd., Anjar, amounting to Rs.41,49,76,807.14 /- (GST extra as applicable) and to issue Letter Of Acceptance.

13. **Development of land in the West of existing 66 Hectare area for storage of cargo (Extension of Custom Bonded Area) - Ratification of action taken for acceptance of L-1 offer - Reg.**

Resolution

11

Resolved to ratify the action taken by the Chairman as under:-

- (i) Approval of the detail estimate & DTP's and issuance of NIT.
- (ii) Opening of the Technical bids and qualify the 09 (nine) and opening of the price bids of 09 (nine) qualified bidders.

Qualified Bidders:

- (1) M/s. Aarti Construction co.
- (2) M/s. Backbone Construction Private Ltd.
- (3) M/s Indian Infrastructure and Project India Pvt. Ltd. J/v
M/s Dipesh Construction Co. Anjar.
- (4) M/s. GPC Infrastructure Pvt. Ltd.
- (5) M/s. Kalthia Engineering and Construction Ltd., Ahmedabad
- (6) M/s. Katira Construction, Bhuj
- (7) M/s. K K Sorthia JV M/s. Hariom Earth mover & Transport
- (8) M/s. MMS INFRATECH PRIVATE LIMITED
- (9) M/s. Mohandas V. Rajani, Adipur

- (iii) Issuance of letter of acceptance to the L1 bidder M/s. Kalthia Engineering and Construction Ltd., Ahmedabad, amounting to Rs.33,38,07,839.35 (GST extra, as applicable) and commencement of the work.

14. Development of Plots, Roads & SWD in 34 Hectare Area inside Cargo Jetty area - Ratification of action taken for acceptance of L-1 offer - Reg.

Resolution

12

Resolved to ratify the action taken by the Chairman, as under:-

- (i) Approval of detailed Estimate & DTPs and issuance of NIT.
- (ii) Opening of the Technical bids and qualify the 08 (eight) bidders and disqualify 01 (one) bidder, as mentioned below and opening of the price bids of 08 (eight) qualified bidders.

Qualified Bidders:

Sr. No.	Name of Bidder
1	M/s. Bhimji Velji Sorathia Construction PVT LTD.
2	M/s. Katira Construction
3	M/s. MMS Infratech PVT LTD
4	M/s Mohandas V Rajani
5	M/s K K Sorathia JV M/s. MMC Projects India Pvt. Ltd.
6	M/s. MMS INFRATECH PRIVATE LIMITED J/v with M/s. Ramesh Meghji Sorathia
7	M/s. Mohandas V. Rajani, Adipur
8	M/s. Patel Construction co. Gandhidham

Disqualified Bidder:

1	M/s. KKB Projects Pvt. Limited, Surat J/V M/s. R R Infraprojects Pvt Ltd, Surat
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- (iii) Issuance of letter of acceptance to the L1 bidder M/s. Bhimji Velji Sorathia Construction PVT LTD., Adipur, amounting to Rs.36,59,85,172.00 (GST extra as applicable) and commencement of the work.

15. Extension of Life Span of Steel Hull Heave up Barge Bhimsen.

Resolution

13

Resolved to ratify the action taken by CME to extend life span of Steel heave up barge Bhimsen for a further period of three years i.e. upto 31/12/2023.

16. **Proposal for ratification regarding extension of Storage period of Imported Fertilizers on Rental Terms in respect of 06 Vessels.**

Resolution

14

Resolved to ratify the action taken by the Chairman in extension of the storage period of fertilizers on rental terms up to 120 days instead of 90 days (December-2020 & January-2021) & 60 days (February-2021) for 06 vessels, whose balance stock was lying inside the Port area as on 01/03/2021, as a special case.

17. **Design, Supply, Installation, Testing and Commissioning of Access Control System at various places at Vadinar, Kandla and Gandhidham of Kandla Port Trust with Comprehensive Operation and Maintenance Contract (Implementation of Phase-I) - Extension of time limit for comprehensive operation and maintenance & approval of Anticipated Variation Statement No.4 - Reg.**

Resolution

15

Resolved to approve, as under, for the work of "Design, Supply, Installation, Testing and Commissioning of Access Control System at various places at Vadinar, Kandla and Gandhidham of Kandla Port Trust with Comprehensive Operation and Maintenance Contract (Implementation of Phase-I)"

- (i) Grant the extension of time limit for 01 (one) month i.e. up to 30.04.2021 without LD or upto the approval of the new tender.
- (ii) The Anticipated Variation Statement No.4 amounting to Rs.29,37,22,771.96 which includes O&M cost for One (1) Month Extension which is 7.64% excess of awarded Tender cost of Rs.27,28,66,361/- and 0.36% above the Revised sanction cost of Rs.29,26,58,221.96 approved by the Board, vide Resolution No.112, in its meeting held on 19.02.2021.
18. **Proposal to Write off accrued interest of Rs.3,28,81,710/- on three defunct investments of Provident Fund already distributed in the past but not actually received.**

Resolution

16

Resolve to write off accrued interest of Rs.3,28,81,710/- in the books of DPT during the current financial year 2020-21 which has already been distributed to the members of Provident fund but not actually received in respect of the following three investments of Provident Fund which have turned bad and since swapped with General Fund Investments to comply with the observations of the C&AG in the Special Audit Report of DPT for the year 2019-20.

Name of the Company	Accrued Interest to be written off
Uttar Pradesh Coop. Spinning Mills Federation (UPCSMFL)	64,23,277
Pradeshiya Industrial Investment Corporation of UP (PIICUP)	2,44,71,233
Madhya Pradesh State Industrial Development Corporation	19,87,200

19. **Request of M/s. Coviva Energy Terminals Limited (CETL) (Concessionaire) for extension of time limit for completion of construction & corresponding extension of concession period in connection with the Project of "Development of Marine Liquid Terminal Facilities consisting of SPM & two Product Jetties in KPT Waters at OOT, Vadinar, Deendayal Port on Captive Use basis"**

Resolution

17

Resolved to Approve, as under, for the proposal of "Development of Marine Liquid Terminal facilities consisting of SPM & two product jetties in DPT waters at OOT, Vadinar, Deendayal Port on captive use basis":

- (1) Not to accept request of M/s. CETL for extension of time for completion of construction up to 31/8/2026 & extension of concession period accordingly and to inform the same to M/s. CETL. However, the Board is requested to kindly approve to grant Extension of the first milestone date mentioned in the Appendix 5 of the Concession Agreement for a period of six months i.e. from 16/8/2020 to 15/2/2021, without levy of Liquidated Damages to M/s CETL (due to COVID 19 Pandemic Force Majeure Event) and consequently, to extend the Construction phase from 36 months to 42 months.
- (2) Authorize Chairman to approve addendum to the concession agreement to be executed between DPT & M/s. CETL to reflect above changes, which is to be prepared by the Transaction Advisor, M/s. Ideck and also to authorize Chief Engineer to sign the said addendum to the CA using common seal of DPT.

22. **Approval to write-off the loss for the work of "Sewage Treatment Plant"**

Resolution

18

Resolved to approve the proposal to "write-off the amount of Rs.27,81,719/- worked out by the department towards the stolen/deteriorated items of Sewage Treatment Plant".

23. Ratification of the Board for the appointment of IIT-M, Chennai, for the work of "preparation of Technical Feasibility Report, detailed Design, Drawings, Estimates, Tender and monitoring/supervision of work, etc. for setting up of Ro-Ro/Ro-Pax/Ferry Services at Pipavav & Muldwarka" on nomination basis.

Resolution

19

Resolved to ratify the action taken by the Chairman for the appointment of IIT-M, Chennai for the work of "Preparation of Technical Feasibility Report, detailed Design, Drawings, Estimates, Tender and monitoring / supervision of work, etc. for setting up of RoRo/RoPax/Ferry Services at Pipavav & Muldwarka", amounting to Rs.507.40 lakh, including GST, on nomination basis.

24. Discharge & Re-invitation of "E-tender-cum-E-auction for allotment of 07 nos. of Plots of various sizes for the purpose of installation of Mobile Towers on 10 years' lease on As is Where is basis at Kandla"

Resolution

20

Resolved to approve the recommendation of the Tender Committee, to discharge & re-invite the "E-tender-cum-E-auction for allotment of 07 nos. of plots of various sizes for the purpose of installation of mobile towers on 10 years lease on as is where is basis at Kandla", to get the better response & rate.

25. Discharge of E-tender-cum-E-auction for "allotment of 06 nos. of Plots of various sizes between Village Bhachau and Jungi, for production of Salt, on 30 years' lease on 'As is Where is basis'" & refund of EMD, Security Deposit & Annual Lease Rental to the allottees of land of DPT in compliance with various orders passed by the Hon'ble NGT

Resolution

21

Resolved to approve the following by considering the Legal Opinion received from the Advocate, Supreme Court of India, M/s. Parekh & Co., New Delhi, vide e-mail dated 20/01/2021 and as mentioned by the NGT in its order dated 11/09/2019 to cancel all such leases with immediate effect, which falls under CRZ category 1-A area:-

- (i) to discharge/terminate the e-tender-cum-e-auction for allotment of 06 Nos. of plots of various sizes between village Bhachau and Jungi, for production of Salt, on 30 years lease on "as is where is basis".
- (ii) to refund the amount towards EMD, Security Deposit & Annual Lease Rental deposited by following allottees in respect of land allotment through e-tender-cum-e-auction of 06 Nos. of Plots :-

SR. NO.	NAME OF ALLOTTEE	PLOT NO.	AREA (IN ACRES)	AMOUNT DEPOSITED FOR		
				E.M.D.	SECURITY DEPOSIT	ADVANCE ANNUAL LEASE RENT
1	M/s. Gujarat Solar Salt	1	500	10,17,300/-	--	--
2	M/s. Shree Ram Salt Supply	2	1000	20,34,500/-	4,13,19,910/-	2,06,69,955/-
3	M/s. Shree Jyoti Salt Industries	3	500	10,17,300/-	2,46,45,920/-	1,23,22,960/-
4	M/s. Shree Jyoti Salt Industries	4	500	10,17,300/-	2,40,45,920/-	1,20,22,960/-
5	M/s. Shree Jyoti Salt Industries	5	1000	20,34,500/-	4,44,91,840/-	2,22,45,920/-
6	M/s. Shree Jyoti Salt Industries	6	500	10,17,300/-	2,48,45,920/-	1,24,22,960/-

27. Disposal of Warlike material lying at Deendayal Port – Awarding the work of transportation of the material to C.A.D., Pulgaon, to M/s.Gautam Freight Private Limited, Gandhidham

Resolution

22

Resolved to ratify the action taken by the Administration in awarding the work of transportation of war-like material available inside the Port to CAD, Pulgaon, to M/s. Gautam Freight Pvt. Ltd., Gandhidham at a total cost of Rs.37,50,000/- (Rupees Thirty-Seven lakhs Fifty thousand only) plus GST extra.

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