

# DEENDAYAL PORT TRUST

MINUTES OF PROCEEDINGS OF MEETING NO. 8 OF 2018-19 OF THE BOARD OF TRUSTEES OF THE PORT OF DEENDAYAL HELD AT 1000 HOURS ON FRIDAY, 22<sup>ND</sup> FEBRUARY, 2019, AT GANDHIDHAM.

## P R E S E N T

Shri Sanjay Bhatia, IAS, Chairman

## Trustees

Shri Prabhat Kumar  
Capt. R.K. Muduli  
Shri L. Satyanarayan

DIG S.B. Mishra  
Shri M.L. Bellani

## Also present

Shri Bimal Kumar Jha, Secretary & Dy. Chairman (I/c)

### I. Leave of absence: -

The following Trustees were granted leave of absence:-

Shri R.K. Agarwal, Jt. Secretary (Ports)  
Shri Sanjay Agarwal  
Cmde. M. Govardhan Raju  
Shri Mukesh Kumar  
Dr. Tejinder Singh

### 3. Proposal for Recognition of hospitals to provide medical treatment facilities to the Port beneficiaries.

## Resolution

130

- (i) RESOLVED to approve the Proposal for inviting Expression of Interest for empanelment of Hospitals as per the EOI document placed as Annexure-5;
- (ii) Constitution of a Committee, consisting of two Sr. Dy. CMOs, Dy. CMO, AO / AAO (to be nominated by FA&CAO) and Sr. Assistant Secretary, for submission of suitable recommendations for empanelment of Hospitals;
- (iii) Publication of EOI Notice in the newspapers, as per the Advertisement Policy and norms;

- (iv) To extend the recognition of the existing Hospitals beyond 16<sup>th</sup> March, 2019 till the new panel of referral Hospitals comes into operation, subject to the consent.

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

4. Approval to the Panel of Advocates and Fee Structure for the Advocates Empanelled to represent DPT at Local Courts, Gandhidham.

Resolution

131

Resolved to approve:-

- (i) To empanel the following Advocates, along with the existing Panel of Advocates, comprising Shri V. C. Tejwani, Shri L. A. Kella, Shri G. A. Pariyani, to represent DPT at District Courts, Gandhidham, on the terms & conditions recommended by the Committee :-
1. Shri Rajendra B. Sejpal
  2. Shri Rahul D. Buchia
  3. Shri S. S. Gadhvi
  4. Smt. Sapna D. Dadlani
- (ii) To engage any Advocate(s) outside the Panel to fully protect the Port's interests, depending upon the nature and sensitivity of the cases; and
- (iii) To accept the recommendations of the Committee in Para 4 of the Proposal;
- (iv) The new fee Structure would be applicable to the Advocates from the date of Board Resolution.
5. Extension of Engagement of Consultant for Railway matters on Contractual basis for a period of six months.

Resolution

132

Resolved to approve to extend the period of engagement of Shri SPM Tripathi, ex-Sr. Dy. Traffic Manager, Consultant on Railway matters, on contractual basis for a further period of 6 months w.e.f. 26.02.2019, on the same terms & conditions, as contained under Office Order No.TF/SH/Railway/3230/2004 dated 26.02.2018 and Corrigendum No.TF/SH/Railway/3230/2455 dated 21.06.2018.

6. Transfer of Provident Fund money of Shri Yogesh Kumar Singh, Personnel Officer, from Kolkata Port Trust to Deendayal Port Trust in terms of Regulation-12 of the Kandla Port Trust Employees' (General Provident Fund) Regulations -1964.

Resolution

133

Resolved to approve the Proposal to accept the Provident Fund Amount, so received from the Kolkata Port Trust, in respect of Shri Yogesh Kumar Singh, Personnel Officer, to the DPT's GPF Account No.G07706, allotted to him as per Regulation-12 of the Kandla Port Trust Employees' (General Provident Fund) Regulations, 1964.

7. Transfer of Provident Fund money of Shri Rajendra Singh, Deputy Secretary, from Mormugao Port Trust to Deendayal Port Trust in terms of Regulation-12 of the Kandla Port Trust Employees' (General Provident Fund) Regulations-1964.

Resolution

134

Resolved to approve the Proposal to accept the Provident Fund Amount, so received from the Mormugao Port Trust, in respect of Shri Rajendra Singh, Deputy Secretary, to the DPT's GPF Account No.G07723, allotted to him as per Regulation-12 of the Kandla Port Trust Employees' (General Provident Fund) Regulations, 1964.

8. Claiming deduction u/s 11 of Income Tax Act, 1961, as suggested by M/s. Sundaram & Narayanan, Chartered Accountants, Chennai, in their Corporate Tax Planning Report.

Resolution

135

Resolved to approve that out of income of the Deendayal Port Trust (Erstwhile Kandla Port Trust) for the previous year ending 2017-18 and relevant to Assessment year 2018-19, an amount of Rs. 7,103.54 Lakhs (Rupees Seven thousand One Hundred Three point Fifty Four Lakhs) be accumulated or set apart and utilized for creation of the following infrastructure facilities and services, as per Section-42 of the Major Port Trusts Act, 1963.

- a. Landing, shipping or transshipping passengers and goods between vessels in the port and wharves, piers, quays or docks belonging to or in the possession of the Board;

- b. Receiving, removing, shifting, transporting, storing or delivering goods brought within the Board's premises;
  - c. Carrying passengers by rail or by other means within the limits of the Port or Port approaches, subject to such restrictions and conditions as the Central Government may think fit to impose;
  - d. Receiving and delivering, transporting, booking and dispatching goods originating in the vessels in the Port and intended for carriage by the neighboring railways, or vice versa, as a Railway Administration under the Indian Railway Act, 1890;
  - e. Piloting, hauling, mooring, remooring, hooking, or measuring of vessels or any other service in respect of vessels;
  - f. Developing and providing, subject to previous approval of the Central Government, infrastructure facilities for Ports;
- within the time limit provided under section 11 of the Income Tax Act, 1961.
9. Engagement of M/s. Mitesh P. Vora & Co. for preparation/ furnishing of details in the matter of Arbitration between ABGKCTL vs. DPT.

Resolution

136

Resolved to ratify the action taken to engage M/s. Mitesh. P. Vora & CO., CA, in the matter of Arbitration between ABGKCTL Vs. DPT, at the professional fees of Rs.2.00 lacs + GST, as applicable.

10. Ratification on action taken in submission of fresh Fixed Deposits equivalent to Matured amount of Fixed Deposits replaced in compliance of the Order dated 1.11.2018 of Hon'ble High Court of Gujarat in the case of DPT Vs. Kandla Container Terminal Limited (KCTL) (erstwhile ABGKCTL).

Resolution

137

Resolved to approve and ratify the action taken, as per Court's order dated 01.11.2018, to submit FDRs, amounting to Rs.150.00 Crores, to the Registrar of Hon'ble High Court of Gujarat, Ahmedabad, in case of DPT Vs. Kandla Container Terminal Limited (KICTL), (erstwhile ABGKCTL).

11. Item for information of the Board

- (I) Medium to Long-Term ECB in the Dollar Denomination.
- (II) Proposal for Award of work of "Service Tax/GST & related TDS matter on Revenue Collection" in favor of M/s. Shah Thacker & Co., CAs, on nomination basis.
- (III) Status of Revision of Rate Structure and fixing of Reserve Price/Market Value of Kandla land by TAMP for the period from 01.01.2019 to 31.12.2023.
- (IV) Award of works by Marine Department– Information of the Board.

12. Procurement of 2 nos. of 50 T BP Tugs in replacement of MT Mekan and MT Jumbo, awarded to M/s. Hindustan Ship Yard Ltd., Visakhapatnam – Extension thereof.

Resolution

138

Resolved to approve the Proposal to grant extension of time limit for the Work of 'Procurement of 2 Nos. 50 T BP Tugs in replacement of MT Mekan and Jumbo', awarded to M/s. Hindustan Shipyard Limited, up to 30/09/2018 with LD @ 10% of the Contract price.

13. Grant of Provisional Pilotage Licence to Capt. Manish Kumar Misra, appointed as Pilot on Contractual Basis, for Pilotage operations at Deendayal Port.

Resolution

139

Resolved to approve the recommendations dated 16-01-2019 of the Examination Committee, Constituted for conducting the Examination of Pilots, in accordance with Clause 8 of the Kandla Port (Authorization of Pilots) Regulations 2013, as at Annexure-33, for grant of Provisional Pilot License to Capt Manish Kumar Misra to pilot vessels in and out of the Port, berth and un-berth vessels (except dangerous petroleum tankers, men-of-war and ships loaded with explosives), not exceeding 11000 tonnes gross register, between OTB to inner harbour and vice-versa independently during the light hours only at Deendayal Port with immediate effect; subject to further approval of the Ministry of Shipping.

14. Grant of Provisional Pilotage License to Capt. Hemant Dhruv, appointed as Pilot on Contractual Basis, for Pilotage Operations at Deendayal Port.

Resolution

140

Resolved to approve the recommendations dated 16-01-2019 of the Examination Committee, Constituted for conducting the Examination of Pilots, in accordance with Clause-8 of the Kandla Port (Authorization of Pilots) Regulations 2013, as at Annexure-36, for grant of Provisional Pilot License to Capt Hemant Dhruv to pilot vessels in and out of the Port berth and un-berth vessels (except dangerous petroleum tankers, men-of-war and ships loaded with explosives), not exceeding 11000 tonnes gross register, between OTB to inner harbour and vice-versa independently during the light hours only at Deendayal Port independently with immediate effect; subject to further approval of the Ministry of Shipping.

15. Continuation of Revised Terms & Conditions for Engagement of Pilots on Contract Basis for Kandla/Vadinar Pilotage Operations from 01-07-2018 onwards.
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Resolution

141

Resolved to approve:-

Scheme-I

- (1) Continuation/extension of Daily Allowance with increase of progressive daily allowance @10% every year from 01-07-2018 onwards as under:-
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Full tonnage Pilot w.e.f.

1-7-2018 daily allowance Rs.17,600/-+10% = Rs.19,300/- per day (rounded off)

1-7-2019 daily allowance Rs.19,300/-+10% = Rs.21,300/- per day (rounded off)

1-7-2020 daily allowance Rs.21,300/-+10% = Rs.23,400/- per day (rounded off)

- (2) Inclusion of Clause in the existing Qualification Criteria

- a) Must hold Certificate of Competency of Master Foreign Going;
- b) Age Limit-60 years - preference shall be given to Pilots below the above age of 58 years. However, relaxable upto 65 years, considering the fact that a number of Mariners retired as Pilots from other Major Ports may be available to meet the requirement;
- c) Ex-Pilots of D.P.T., those who leave the job on retirement/transfer and voluntary retirement, may also be considered for appointment as Pilots on contractual basis,

Except the above changes, all the General Terms & Conditions applicable to Scheme-I, Scheme-II and Scheme-III will remain unchanged/unaltered.

16. Hiring of 4 nos. 60 BP Tugs (2 nos. for Vadinar and 2 nos. for Kandla).

142

Resolved to approve the Proposal for hiring of 3 Nos. 60 BP Tugs (2 for Vadinar and 1 for Kandla) at an estimated cost of Rs. 268.04 crores for 10 years for smooth shipping operations and to authorize the Chairman to approve the Estimate & DTPs for the Proposal, subject to the observations in para-16.10.

17. Proposal for Engagement of Trainee Nurses and Trainee Pharmacists on Contractual Basis.

Resolution

143

Resolved to approve the Proposal to:-

- (1) Engage 10 Trainee Nurses and 5 Trainee Pharmacists at a fixed monthly remuneration of Rs.15,000/- per month (For persons having up to two years' experience) and Rs. 18,000/- per month (For persons having more than two years' experience), for a period of 11 months, with a provision to extend the engagement twice on satisfactory performance;
- (2) To constitute a Selection Committee, consisting of Dy. Chief Medical Officer, Sr. Assistant Secretary and Accounts Officer, for selection of the candidates;
- (3) To publish the advertisement in newspapers, as per the Advertisement Policy and norms.

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

18. Authorization of Officers of Deendayal Port Trust to operate Bank/Demat Account, etc.

Resolution

144

Resolved to approve that all cheques/letters on banking/de-mat accounts be signed and all bills, notes and other negotiable instruments be drawn, accepted, and made on behalf of Deendayal Port Trust (erstwhile Kandla Port Trust) jointly by any two of the following officers: -

1. Chairman

2. FA&CAO
3. Secretary
4. Senior Dy.CAO
5. DY. CAO
6. Sr. Accounts Officer
7. Accounts Officer
8. Assistant Accounts Officer.

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

19. Development of Marine Liquid Terminal Facilities consisting of SPM & two Product Jetties in KPT Waters at OOT, Vadinar, Deendayal Port, on Captive Use Basis. – Request of M/s. Vadinar Liquid Terminals Limited (Concessionaire) for extension of time limit for fulfillment of the Conditions Precedent.

#### Resolution

145

Resolved to approve the Proposal to grant extension of time limit to M/s. Vadinar Liquid Terminals Limited (Concessionaire) for fulfilment of the remaining Conditions Precedent for the period from 1/1/2019 to 31/07/2019, without any financial or legal commitment from Deendayal Port Trust (Concessioning Authority).

20. Construction of 16<sup>th</sup> berth for Multipurpose Cargo (other than liquid)" at Kandla - Anticipated Variation Statement No.1.

#### Resolution

146

Resolve to approve the anticipated variation Statement no.1, including Extra Item Statement no.1, with net overall saving of Rs. 18,26,87,722.00/-, which is 12.21% of the awarded cost of Rs. 149,56,59,979.00/- for the work of "Construction of 16th berth for multipurpose cargo (other than liquid)" at Kandla.

The Board also decided that in future, all civil works should be got vetted by IIT, Mumbai, and all Marine works should be got vetted by IIT, Chennai.

21. Engagement of Local Part-time visiting Specialists to provide OPD Consultation/Treatment in the Port Hospital, Gopalpuri.

Resolution

147

Resolved to approve the Proposal to:-

- (1) Engage the following part-time visiting Specialists for providing specialized consultation/treatment to the beneficiaries in the Port Hospital, Gopalpuri, for a period of one year w.e.f. 17<sup>th</sup> March, 2019:-

Sr. No.	Specialty	Part-time visiting Specialist as well as Panel Doctor
1	Physician	Dr. Babita Agaria Dr. Manan R. Thacker
2	Surgeon	Dr. Y.V. Joshi
3	Dentist	Dr. Manisha Chadotra Dr. Durgesh Chauhan
4	Pediatrics	Dr. Rajesh M. Maaheshwari Dr. Navin Thakkar Dr. Rupesh Sheth
5	ENT Surgeon	Dr. Jagdish H. Chawla Dr. Dinesh Harani
6	Ophthalmology	Dr. Sunil Massand Dr. Arun Gor
7	Psychiatric	Dr. Dhaiwat Mehta Dr. Sanjay S. Barot
8	Ayurved	Dr. Vishal S. Pandya Dr. Seema K. Patel Dr. Varsha R. (Panel Doctor)
9	Orthopedic Surgeon	Dr. Jignesh Thacker Dr. Amit Shah Dr. Deepak Sharma Dr. Hemang Patel
10	Homeopathy	Dr. Mallika Thacker Dr. Priyamvada Dr. Govind N.M. (Panel Doctor)
11	Dermatology	Dr. Anand B. Prajapati
12	Anesthesia	Dr. Hitesh Shah (Panel Doctor)

- (2) Engagement of Specialists for attending the Port Hospital, Gopalpuri, daily for (02) two hours, on payment of Rs.1,500/- per visit. For Ayurvedic and Homeopathic Specialists, the amount of honorarium shall be Rs.1,300/- per visit;
- (3) Rs.700/- will be paid to the Part-time visiting Specialists for the extra visit;
- (4) Rs.700/- will be paid to the Specialists on panel, who are called on to attend the patients;

- (5) Payment of 50% of CGHS rates to the visiting Dentist for performing Dental procedures at Gopalpuri Hospital.
- (6) The engagement can be terminated without assigning any reason by giving 15 days' notice.

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

22. Item for information of the Board

Construction of Oil Jetty No.8 at Old Kandla - Confirmation regarding role of JV Partner of M/s. Kargwal KM Joint Venture, Mumbai.

The Board noted the position.

23. Construction of 14th berth for Multipurpose Cargo (other than Liquid/Container) - Anticipated Variation Statement No.1.

Resolution

148

Resolved to approve the Anticipated Variation Statement No.1, including Extra Item Statement No.1, with net saving of Rs. 5,09,26,771/-, which is 3.68% of the tender cost of Rs.138,28,04,281/-, for the work of "Construction of 14th berth for multipurpose cargo (other than liquid/container)" .

24. Engagement of Medical Officers on Contractual Basis.

Resolution

149

Resolved to approve the Proposal for:-

- (1) Engagement of four (04) Medical Officers on contractual basis at a consolidated monthly remuneration of Rs.65,000/- for a period upto 11 months or till the posts are filled-in on regular basis or till the arrangement of Govt. to run the Hospitals on PPP model is made, whichever is earliest, after due notification, and the engagement could be extended twice on satisfactory performance & mutual consent;
- (2) Enhancement of remuneration of the existing Medical Officer, already engaged on contractual basis, from the date of joining of First Medical Officer;

- (3) Publication of advertisement in newspapers, as per the Advertisement Policy and norms.

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

25. Approval of the Revised Master Plan Layout for Location 1 at Adipur of Smart Industrial Port City (SIPC), Deendayal Port Trust (DPT).
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Resolution

150

Resolved to approve the revised Master Plan Layout for Location-1 of SIPC at Adipur, admeasuring 580.82 Acres, for Development of Smart Industrial Port City (SIPC) at Kandla – Gandhidham – Adipur Complex.

26. Taking over the land allotted to M/s. Food Corporation of India. – Determination of date thereof.
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Resolution

151

Resolved to approve the date of taking over of the land, admg. 136164 SM, licenced out to FCI in the year 1985, as 30.11.2016 and to recover the dues, amounting to Rs.2,87,43,444/-, for the period from April, 2016 to November, 2016.

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

27. Allotment of land admeasuring 5000.00 sq. mtrs on 30 years' lease basis to the Office of the Commissioner of Goods & Service Tax, Kutch - Gandhidham (Gujarat), for Office accommodation.
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Resolution

152

Resolved to approve allotment of land, admeasuring 5000 Sq. Mtr. in 'Government Offices Area, Gandhidham', to the GST Commissionerate, Kutch, Gandhidham, for construction of their Office Building at Gandhidham on 30 years' lease on an Up-front premium (100%), amounting to Rs.4,86,47,739.00 (Provisional) Plus GST @ 18% & Ground Rent at Re.1.00 per Sq. Mtr. per annum on present SOR, for the purpose of Office Accommodation, subject to the following conditions:-

- i) All land Policy Guidelines and Scale of Rates from time to time will be strictly applicable;
- ii) The rates applied are provisional, based on SOR 2010, and the SOR, as approved by the TAMP w.e.f. 1.1.2019, will be applicable;
- iii) The Plot should be used only for the purpose for which it is allotted;
- iv) The lease will be non-transferable;
- v) After expiry of the lease period, the party will have to hand over the land back to DPT in original condition;
- vi) Construction should be completed as per the time stipulated in the land policy guidelines of GOI.

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

28. Construction of Indian Coast Guard Jetty at OOT, Vadinar – Deposit Work.

Resolution

153

Resolved to approve:-

- (1) The estimate and draft tender documents, for Rs.80,92,50,000/- and Rs.52,82,20,953/-, respectively, for the work of "Construction of Jetty for Indian Coast Guard at OOT Vadinar – Deposit Work", prepared by IITM, Chennai;
- (2) To invite the tender for "Construction of Jetty for Indian Coast Guard at OOT Vadinar";
- (3) To authorize the Chairman to approve the pre-bid clarifications and finalise the tender for this work, subject to ratification of the Board.

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

29. Award of work to "The Gujarat State Security Force Society (GSSFS), Ahmedabad, a Govt. of Gujarat undertaking", on Nomination Basis, for "Providing Security Services at Off-Shore Oil Terminal Department, Deendayal Port Trust, Vadinar, for a period of 02 years.

Resolution

154

Resolved to approve the following Proposal:-

- a) To award of Work to the Gujarat Industrial Security Force Society (GISFS), Ahmedabad, a Government of Gujarat undertaking, on Nomination Basis, for providing security services at OOT, Vadinar, for a period of two (2) years; (extendable for further one year on mutual consent and the same terms & conditions), at an estimated cost of Rs.1,26,95,007/- only, on the terms & conditions, as mentioned under the 'Offer letter' submitted by the Gujarat Industrial Security Force Society (GISFS), Ahmedabad, vide Letter No. GISFS/Offer/390/2019 dated 20-02-2019;
- b) To enter into an agreement, as per the pro forma of the GISFS, between the DPT and the GISFS.

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

30. Continuance of GPF benefits to the Temporary Winchmen of Cargo Handling Division who were subsequently absorbed by the DPT.

Resolution

155

Resolved to approve the Proposal to allow continuance of GPF benefits to (14) temporary Winchmen of Cargo Handling Division, who were subsequently been absorbed by Deendayal Port Trust, and to amend the condition No.5 of the office order No. CHD/TF/TWN/3050/818 dated 12-09-2013 suitably.

31. Ratification of the Proposal for Extension of Storage time from 60 days to 90 days for Storage of Imported Fertilizers on Rental terms during the lean season from Dec., 2018 to April, 2019.

Resolution

156

Resolved to ratify the action taken for extension of storage time from 60 days to 90 days for storage of imported fertilizer on rental terms during the lean season from December, 2018 to April, 2019, and to be reviewed thereafter.

32. Award of work to the Gujarat State Security Force Society (GSSFS), Ahmedabad, (A Govt. of Gujarat Undertaking), on Nomination Basis, for providing Security Services to various Departments of Deendayal Port Trust for a period of 02 years.

Resolution

157

Resolved to approve the following Proposal:-

- a) Discharge of the ongoing online Security Service Tender, initiated by the Land Section, DPT;
- b) Award of Work to the Gujarat Industrial Security Force Society (GISFS), Ahmedabad, a Government of Gujarat Undertaking, on Nomination Basis for providing security services to various Departments of Deendayal Port Trust for a period of 02 years (extendable for further one year on mutual consent and the same terms & conditions), at an estimated cost of Rs.4.76 crores only, on the terms & conditions, as mentioned under the 'Offer letter' submitted by the Gujarat Industrial Security Force Society (GISFS), Ahmedabad, vide Letter No. GISFS/CEO/339/2019 dated 13-02-2019.

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

33. Development of Smart Industrial Port City (SIPC) at Kandla – Gandhidham – Adipur Complex – Letter to Secretary, MOS, Govt. of India, regarding SIPC land rates & Norms.

Resolution

158

- (i) Resolved to approve the Proposal to send the letter to the Secretary to the Govt. of India, Ministry of Shipping, confirming that the Board is going ahead with the assumption that SIPC land is not for pure storage purpose and aim of this Pilot Project is to create modern infrastructure facilities, to generate direct & indirect employment, boost industrial activities through import/export and coastal movement, realizing the objectives of 'Sagarmala' initiatives of the MOS, Govt. of India, to boost the Port-based industries. As this Project has been approved by the PIB, the Port solicits the confirmation of this approach from the Ministry of Shipping.
- (ii) To authorize the Chairman, DPT, to send the letter to the Secretary to the Govt. of India, Ministry of Shipping.

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

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