

# **DEENDAYAL PORT AUTHORITY**

## **MINUTES OF THE MEETING NO.5 OF 2023-24 OF THE MEMBERS OF THE BOARD OF DEENDAYAL PORT AUTHORITY HELD AT 1100 HOURS ON FRIDAY, 08TH DECEMBER, 2023, AT GANDHIDHAM**

### **P R E S E N T**

1. Shri S.K. Mehta, IFS,  
Chairman, DPA
2. Shri Nandeesh Shukla, IRTS,  
Dy. Chairman, DPA
3. Shri Sushil Kumar Singh, (Thro' VC)  
Joint Secretary, Ministry of Ports, Shipping & Waterways
4. Shri M. Rammohan Rao, IRS,  
Commissioner of Customs
5. Cmde. Sudip Malik, (Thro' VC)  
Naval Officer-in-Charge

**Also present**  
**Shri C. Harichandran, Secretary**

At the outset, Chairman welcomed the Hon'ble Members to the meeting.

Secretary informed that this is the fifth meeting of the Board of DPA for the Financial Year 2023-24 being held on 08.12.2023.

#### **I. Leave of absence: -**

The following Members were granted leave of absence:-

1. Shri Rajkumar Beniwal, IAS,  
Vice Chairman & CEO, GMB
2. Shri Narender Panwar, IRTS,  
Chief Freight Transportation Manager, W.R.

3. **Development of Multipurpose Cargo Berth Off Tuna Tekra outside Kandla Creek at Kandla on BOT basis under PPP Mode"- Ratification of actions taken by the Chairman – reg.**
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**Resolution**

**133**

**Resolved to ratify the actions taken by Chairman, DPA, in approving the following:-**

- (i) **Extension of RFQ Application Due date from 18.08.2023 to 05.09.2023, 20.09.2023, 05.10.2023, 20.10.2023, 10.11.2023, and 12.12.2023 along with Addendum No.01 to 06 to RFQ respectively.**
- (ii) **Authority's Response to Queries as per Annexure – 01 (P:05-07).**
4. **Grant of permission to M/s. Jio Digital Fibre Pvt. Ltd., Ahmedabad, for laying Optical Fibre Cable alongside DPA road at OOT, Vadinar, for providing Wireline Broadband Services.**
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**Resolution**

**134**

**Resolved to approve "to ratify the action taken to grant permission to M/s. Jio Digital Fibre Pvt.Ltd., Ahmedabad, for laying of OFC cable along DPA road from DPA Circle to Jio Tower opposite to IOCL Tank farm at Vadinar, for a length of about 2194 metres, as per Land Policy Guidelines and Indian Telegraph Act, 1885 and the Indian Telegraph Right of way Rules, 2016, as amended from time to time, subject to payment of charges and terms and conditions mentioned therein".**

5. **Final variation for 'Comprehensive Annual Maintenance Contract for Port owned five nos. of Pilot Launches, one no. Survey Launch & two nos. of Mooring Launches for a period of two years', Tender No. ML/WK/3992, WO NO. ML/WK/3992/97 dated 18.03.2021.**
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**Resolution**

**135**

**Resolved to ratify the recommendation of Variation Committee as Final Variations for the Tender No.ML/WK/3992, WO No. ML/WK/3992/97 dated 18.03.2021:-**

- (i) **Excess of Rs.24,00,000/- which is 6.87% excess compared to the accepted tender cost of Rs.3,49,40,000/- (excluding of GST) i.e. extension for two months, deletion of two Pilot Launches and addition of two Mooring Launches.**
- (ii) **Total Final saving of Rs.1,89,58,261/- which is 54.26% less compared to the accepted tender cost of Rs.3,49,40,000/- (excluding GST).**

**6. Providing and laying additional 450mm dia express Water Supply Pipeline at Kandla**

**Resolution**

**136**

**Resolved to approve the following:-**

- 1. The Block Estimate amounting to Rs.1120.43 Lakhs for the work of "Providing and Laying Additional 450mm dia. Express Water Supply Pipeline at Kandla".**
  - 2. To authorize the Chairman to approve (i) Detailed Estimate and DTPs, (ii) issue NIT, (iii) open the Technical bids, (iv) Qualify/Disqualify bidders, (v) open the Price Bids of qualified bidders and (vi) acceptance to L1 Bidder. The above actions taken by the Chairman shall be ratified by the Board.**
- 7. Appointment of Independent Engineer for the work of "Development of Container Terminal at Tuna Tekra, Deendayal Port on BOT basis under PPP Mode for a concession period of 30 years" - Ratification of the actions taken by the Chairperson in approving the proposal.**

**Resolution**

**137**

**Resolved to ratify the actions taken by the Chairperson, DPA, in approving the following:-**

- (a) Technically Qualify and Open Financial Proposal (Price Bid) of
    - (i) M/s. BMT Consultants India Pvt. Ltd.,**
    - (ii) M/s. RITES Ltd.**
    - (iii) M/s. VCS Quality Services Pvt. Ltd****
  - (b) Technically Disqualify M/s. ABPS Infrastructure Advisory Pvt. Ltd., as they are not fulfilling the Minimum Qualifying Criteria.**
  - (c) Open the price bids of technically qualified bidders.**
  - (d) Accept the lowest offer of M/s. RITES Ltd. amounting to Rs.2,98,20,000.00 plus applicable GST**
- 9. Ratification of legal expenses incurred for defending and filing Court cases in various Courts, Tribunals and Forums for the period from July 2023 to September 2023**

**Resolution**

**138**

**Resolved to ratify the action taken by the Administration for the payment of legal expenses, amounting to Rs.76,07,600.00 and for Arbitration fees, amounting to Rs.Nil for the period July, 2023 to September, 2023.**

**10. Compassionate Appointments in Deendayal Port Authority – Appointment/Regularization of Daily Rated Workers engaged on Compassionate ground basis thereof.**

**Resolution**

**139**

Resolved to approve to appoint following 14 Nos. of Daily Rated Workers by way of regularizing them in the posts of Khalasi (Class-IV) in the scale of pay of Rs.20900-43600, in the order of their seniority, on compassionate ground basis, against 14 Nos. of vacancies, i.e. 5% of 279 vacancies of Direct Recruitment posts identified for the years from 2017-18 to 2022-23:-

SR. NO.	SR. NO. IN SENIORITY LIST	NAME
1	32	Shri Kiran Jogi
2	33	Smt. Meena Nitin Gadhvi
3	34	Shri Karshan Meghji
4	35	Shri Mehul R. Rajgor
5	36	Shri Raju J. Lakhwani
6	37	Shri Vijay G. Rathod
7	39	Shri Hassam J. Mangwana
8	40	Shri Lalit H. Chandnani
9	41	Shri Karim Ayub Budha
10	43	Shri Ghanshyamsinh A.J.
11	44	Shri Suresh F. Koli
12	45	Smt. Anita S. Panicker
13	46	Smt. Gangaben M. Makwana
14	48	Shri Ranjit K. Bamaniya

In view of the urgency cited, the Board also confirmed the above Resolution.

**12. Allotment of Plots to successful bidders, as per the terms and conditions of accepted tender for the work of E-tender-cum-E-auction for allotment of 02 nos. of Plots for the purpose of Godowns/Warehouses on 30 years' lease on As is Where is basis, as per the provisions of PGLM, 2015.**

**Resolution**

**140**

Resolved to approve Allotment of Plots/lands to following highest bidders, as per the terms and conditions of accepted tender for the work of "E-auction for the allotment of 02 nos. of plots situated at Kandla for the purpose of Godowns/Warehouses on 30 years' lease on As is Where is basis.

SR. NO.	AREA (IN SQ. MTRS)	PLOT NO.	RESERVE PRICE FOR CARRYING OUT E-AUCTION (PER SQ.MTRS / PER ANNUM)	HIGHEST PREMIUM QUOTED DURING E-AUCTION	HIGHEST RATE RECEIVED DURING THE E-AUCTION PROCESS	NAME OF THE HIGHEST BIDDER
1	15690	58	221.69	20.00	241.69	M/s. Shree Ashapura Stevedores
2	15690	59	221.59	20.00	241.59	M/s. Gurdeo Export Corporation Private Limited

13. **Ratification of action taken with regard to work assigned on Nomination basis to Gujarat Institute of Desert Ecology (GUIDE), Bhuj, for "Greenbelt Development in Deendayal Port Authority and its surrounding areas (Phase-II) - reg.**
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**Resolution**

**141**

Resolved to ratify the action taken by the Competent Authority with regard to work assigned on Nomination basis to the Gujarat Institute of Desert Ecology (GUIDE), Bhuj, for "Greenbelt Development in Deendayal Port Authority and its surrounding areas - (Phase-II)", at the cost of Rs.59,08,700.00 + 18% GST by accepting all terms and conditions mentioned in the offer submitted by GUIDE, Bhuj, vide Communication No. GUIDE/DPA/Greenbelt/ 114/2023 dated 7/6/2023.

15. **Retrofitting of Cargo Berth No.8 & 9 (Panel No.66 to 76) – Approval of final Variation Statement - reg.**
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**Resolution**

**142**

Resolved to approve the Final Variation Statement with overall saving of Rs.2,11,37,432/-, which is 4.47% of the awarded cost of Rs.47,26,77,150/- for the work of Retrofitting of Cargo Berth No.8 & 9 (Panel No.66 to 76).

16. **Development of land in the West of existing 66 Hectare area for Storage of Cargo (Extension of Custom Bonded area) – Approval for Final Variation Statement - reg.**
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**Resolution**

**143**

Resolved to ratify the Final variation for the work of "Development of land in the west of existing 66 Hectare area for storage of cargo (Extension of custom bonded area)" with net excess of Rs.37,27,730.45 i.e. 1.12% of the tender cost of Rs.33,38,07,839.35".

17. **E-tender-cum-E-auction for allotment of Plots for various purposes on 30 years' lease on As is Where basis, as per the provisions of the Policy Guidelines on Land Management, 2015.**
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**Resolution**

**144**

Resolved to approve the Draft Tender Papers (DTP) and Notice Inviting Tenders (NIT) for the work of "E-Tender cum E-Auction for allotment of Plots for various purposes on 30 years' on As is Where basis keeping the Reserve Price, as mentioned below against each Plot per sq. mtrs/per annum with 2% annual escalation, as per the provision of PGLM, 2015.

<b>PLOT NO. FOR E-AUCTION</b>	<b>AREA (IN SQ. MTRS)</b>	<b>PURPOSE</b>	<b>CATEGORY</b>	<b>UPDATED TAMP APPROVED RATE (PER SQ. MTRS/PER ANNUM</b>	<b>SITUATED AT</b>
01	6,000=00	Commercial & Institution	F1	245.96	On SEZ side from Kandla Railway Station
02	8,000=00	Commercial & Institution	F1	245.96	
03	20,000=00	Commercial & Institution	F1	245.96	
04	64,000=00	Commercial & Institution	F1	245.96	
05	40,000=00	Commercial & Institution	F1	245.96	
06	30,000=00	Commercial & Institution	F1	245.96	
07	50,000=00	Commercial & Institution	F1	245.96	
08	52,000=00	Commercial & Institution	F1	245.96	
09	33,000=00	Commercial & Institution	F1	245.96	
10	52,000=00	Commercial & Institution	F1	245.96	
11	3,346=00	Storage of Edible Oil	G1	1081.77	Plot No. 3 & 4 at New Kandla .
12	1673=00	Storage of Edible Oil	G1	1081.77	Allotted to M/s. Parker Agro Chem on leave and license basis.
13	27458=00	Liquid Storage Tanks	G1	1081.77	Earlier allotted to M/s. Dhara Vegetable, New Kandla
14	5098=00	Storage of Edible Oil	G1	1081.77	Earlier allotted to M/s. Parker Agro Chem.
15	15,000=00	Commercial & Institution	F2	481.86	On A'bad side from Kandla Railway Station

18. **Grant of permission for laying of Pipelines from "Y" Junction to Tank Farms situated outside Port area.**
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**Resolution**

**145**

Resolved to approve the proposal for inviting E-Tender for laying of pipelines from "Y" Junction to Tank Farms situated outside Port area by fixing the Reserve Price of Rs.1622.64 per sq.mt per annum for Terminals beyond 5 kms and Rs.3245.28 per sq.mt per annum for Terminals situated upto 5 km (Rate for the year 2023), as recommended by the Land Allotment Committee and as per Draft Tender Papers placed at Annexure – 53 (P:311-332).

19. **Execution of Loan Agreement with Dredging Corporation of India Limited in connection with grant of loan of Rs.36.00 crores for acquiring 12000 CuM Trailing Suction Hopper Dredger to be built at Cochin Shipyard Limited**
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**Resolution**

**146**

Resolved to execute Loan Agreement between DCIL and DPA with regard to loan amount of Rs.36.00 crores granted to DCIL for acquiring 12000 CuM Trailing Suction Hopper Dredger to be built at Cochin Shipyard Limited, as per Draft Loan Agreement placed as Annexure-60 (P:352-355).

20. **"Operation & Maintenance Contract of 2 Nos. Italgru make Harbour Mobile Cranes of 120T capacity along with Grabs inside Cargo Jetty area for a period of two years"- Ratification of the actions taken thereof - req.**
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**Resolution**

**147**

Resolved to approve the ratification of the following action taken by the Chairman, DPA, for the 'Operation & Maintenance Contract of 2 Nos. ITALGRU make Harbour Mobile Cranes of 120T Capacity, along with Grabs inside Cargo Jetty Area for a period of Two Years':-

- (i) to approve Pre-bid clarifications;
- (ii) approval for Technical bids;
- (iii) acceptance of L1 bidder, M/s. Italgru India private Limited, New Delhi, amounting to Rs.10,47,66,000/-, which is 5% below the estimated cost put to tender of Rs.11,02,80,000/- (GST Extra);
- (iv) issue of LOI;
- (v) issue of Work Order

21. **Proposal for grant of rebate on Vessel Related Charges (Pilotage, Port dues & Berth Hire Charges) Coastal Container Vessels and Foreign Container Vessels on a slab-wise basis and change in the GRT slab upto 35000 in the case of foreign vessels for extending the concession to vessels having GRT between 35000 to 40000.**

**Resolution**

**148**

Resolved to approve the proposal for reinstatement of discount for Coastal Container Ships and change in the GRT slab upto 35000 in the case of foreign run vessels for extending the concession to vessels having GRT between 35000 to 40000 as per the following slabs, w.e.f. 01.01.2024:-

VESSELS (FOREIGN/COASTAL)	GRT SLAB	REBATE/ CONCESSION IN %
Coastal Container Vessel	---	40% on the prevailing charges of coastal vessels
Foreign Container Vessel	Upto 35,000 GRT	50%
Foreign Container Vessel	35,001 to 65,000 GRT	75%
Foreign Container Vessel	65,001 GRT onwards	80%

22. **Development of land West side of road in between junction of West Gate 1 & 2 and Railway-line to 12th berth – Phase I - Approval for anticipated Variation Statement-1 - reg.**

**Resolution**

**149**

Resolved to approve the Anticipated variation statement-I with overall excess of Rs.15,72,58,459/-, which is 28.21% of the tender cost of Rs.55,73,59,936/-for the work of Development of Land west side of Road in between junction of West Gate 1 & 2 and Railway-line to 12th Berth – Phase I.

23. **Approval to expansion of panel of Port Advocates, as per approved Fee Structure**

**Resolution**

**150**

Resolved to approve the empanelment for following advocates and fees payable to them as under:-

NAME OF THE ADVOCATE	PROPOSED PANEL ADVOCATE FOR	PROPOSED FEE STRUCTURE
1. Mr. S. Thananjayan	Supreme Court, Legal opinion	Board Resolution No.31, in its meeting dated 09/06/2023
2. Mr. Parv Gupta	High Court of Gujarat	Board Resolution No.68, in its meeting held on 9/10/2012
3. Tandon Associates, Gandhidham	District Court at Gandhidham	Board Resolution No.131, in its meeting dated 22.02.2019



24. **"Extension of life of 02 Nos. Italgru make Harbour Mobile Cranes (HMCs) having capacity of 63ton along with 03nos. Grabs (18m3 capacity) for the period of four years i.e from 30.06.2021 to 30.06.2025 - Approval of the actions taken thereof - reg.**

**Resolution**

**151**

To approve the "Extension of life of 02 nos Italgru make Harbour Mobile Cranes (HMCs) having capacity of 63 Ton along with 03 nos. grabs (18m3 capacity)" for the period of Four years i.e from 30.06.2021 to 30.06.2025, as recommended by the representatives of DGFASLI.

25. **Procurement of 04 nos. of 100 MT & above capacity Tyre Mounted Electric & Diesel driven (duo) HMCs with five years' Operation & three years' Comprehensive AMC (CAMC) after free CAMC of two years.**

**Resolution**

**152**

The Board has resolved to approve the following:-

- (a) Ratification on the action taken for approval of the recommendation of the committee on Pre-bid clarifications, acceptance of deviations, technically qualifying single bidder M/s. Italgru srl, Italy, opening its price bid,
- (b) Acceptance of the offer of M/s. Italgru, srl, Italy, amounting to price of €1,97,70,000 towards the cost of Procurement of 04 nos. of HMCs with 12 nos. of grabs + 6 nos. hook blocks as per the tender conditions (excluding the customs duty & GST) and ₹31,16,11,200 (inclusive of all expenses, charges, insurance, transportation, all incidental charges, duties, levies, taxes etc. but excluding GST) towards the operation of the cranes for five years and comprehensive maintenance of cranes & grabs for three years after the free guarantee period of two years as per the tender conditions [total tendered cost of the project considering the exchange rate of ₹87.8984 / Euro to be ₹204,93,62,568 for the work of "Procurement of 04 nos. of 100 MT & above capacity tyre mounted Electric & Diesel driven (DUO) HMCs with five years' Operation & three years' Comprehensive AMC (CAMC) after free CAMC of two years".

27. **Proposal for engagement of Ward Orderly on contractual basis**

**Resolution**

**153**

Resolved to approve engagement of Shri Ganpat Makwana, Ward Orderly, on retirement from Board Services, on contractual basis at a consolidated monthly remuneration of Rs.25,000/- (Rupees Twenty Five Thousand only) for a period of 11 (eleven) months w.e.f. 01.01.2024 or till alternate arrangement is made, whichever is earlier.

28. **Development of backup area of Oil Jetties No.8 to 11.(Phase-I) – Approval for anticipated Variation Statement No.01 & time extension of work - reg.**
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**Resolution**

**154**

Resolved to approve the Anticipated variation statement-I & Time extension proposal for the work of "Development of Backup Area of Oil Jetties No. 8 to 11.(Phase-I)" as under:-

- (i) Anticipated variation statement-I with overall excess of Rs.13,15,65,806/-, which is 19.76% of the tender cost of Rs.66,58,30,144/-.
  - (ii) Time extension for 3 Months i.e. from 21.12.2023 to 20.03.2024 without LD.
29. **"Construction of Oil Jetty No.7 at Old Kandla"- Ratification to the proposal to approve revised contract value due to implementation of GST with effect from 1.7.2018.**
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**Resolution**

**155**

Resolved to ratify recovery of Rs,3,84,61,008/ towards "Excise + VAT+ WCT" on implementation of GST from Final bill of M/s. Kargwal Construction Pvt. Ltd., Mumbai, for the work of "Construction of Oil Jetty No.7 at Old Kandla thereby revising contract value from Rs.50,74,08,128.24 (As per approved Final Variation) plus Service Tax to Rs.46,89,47,120.00 plus GST".

30. **Proposal for "consideration of allocation of funds for CSR for the year 23-24 & proposal received for funding from DPA CSR funds"**
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**Resolution**

**156**

Resolved to approve as under:-

- (i) Allocation of 2% of profit of the year 2022-23 for allocation to CSR activities (i.e. 2% of Rs.1074.64 Cr which amounts to Rs.21.49 Cr) for the year 2023-24
- (ii) Empanelment of consultancy firms for comprehensive consultancy assignment of CSR works instead of empanelment of Engineers for preparation of Drawings, Estimates & Designs.
- (iii) To drop the work of "CSR activities for the Tuna Village", and that no further action be taken as regards to the tenders received for subject work.
- (iv) Funding of Rs.12.39 Lakhs to "Kutch Seva Trust" for purchase of manufacturing machine for sanitary pads.

**31. Approval for the Estimate & DTPs and invitation of tender for the "Dredging in the Navigational Channel, Kandla Creek & alongside Cargo Berths/Oil Jetties at Deendayal Port Authority for the year 2024-27"**

**Resolution**

**157**

**Resolved to approve:-**

- (i) Estimate and DTPs for the work of "Dredging in the Navigational Channel, Kandla, Creek & alongside cargo berths/Oil jetties at Deendayal Port Authority for the year 2024-27" for amounting to Rs.414.87 Cr (excluding GST) and Rs. 408.74 Cr (excluding GST)- respectively.**
- (ii) Invitation of Global tender, as per draft NIT for the work of "Dredging in the Navigational Channel, Kandla, Creek & alongside cargo berths/ Oil jetties at Deendayal Port Authority for the year 2024-27".**
- (iii) Proposed Tender/Dredging Committee Member consisting of Dy. Chairman, Chief Engineer, Dy. Conservator, Traffic Manager, FA & CAO, CME, Dy. CE and XEN (H&D) for scrutiny of technical bids, including pre-bid queries and financial bids for the works.**
- (iv) To authorize the Chairman to approve the addendum, corrigendum, pre-bid clarifications, qualification and evaluation of technical bids, opening of price bids, acceptance of lowest offer and any other clarifications required during the evaluation of bids, on behalf of the Board subject to ratification of Board.**

**Looking to the urgency, the Board also confirmed the above Resolution.**

**32. Grant of Pilotage Licence to Capt. Karan Datt, appointed as Pilot on contractual basis for pilotage operations at Deendayal Port.**

**Resolution**

**158**

**Resolved to approve the recommendations dated 07.12.2023 of the Examination Committee, Constituted for conducting the Examination of Pilots in accordance with the Chapter-II – Training and examination of the Guidelines for Authorisation & Licensing of Pilots in Major Ports as at Annexure II for grant of Pilot License to Capt. Karan Datt to carry out the pilotage operations at Deendayal Port Authority as per the terms and conditions of the contract with immediate effect; subject to further approval of the Ministry of Ports, Shipping & Waterways, GoI.**

**33. Developing Dry Bulk Terminal off Tekra near Tuna outside Kandla Creek at Deendayal Port on BOT basis – Stressed PPP Projects – Rationalization of Storage Charges.**

**Resolution**

**159**

**Resolved to approve the recommendations of SOR committee, to the following:**

- (i) To consider the Project for Developing Dry Bulk Terminal off Tekra near Tuna, outside Kandla Creek at Kandla Port on BOT basis as 'Stressed Project'.**
- (ii) For removal of the stress of the Project, as per MoPSW directions, approve the rationalized storage charges for the period from 20.02.2021 up to 19.02.2023 and to approve charging of the following rates:-**

**Import/Export**

**(Rate in Rs. Per MT Per day)**

<b>COMMODITY</b>	<b>RATE FROM 1ST DAY TO 10TH DAY</b>	<b>RATE FROM 11TH DAY TO 20TH DAY</b>	<b>RATE FROM 21ST DAY ONWARDS</b>
<b>All types of Cargo</b>	<b>0.31</b>	<b>0.62</b>	<b>0.94</b>

- (a) The above tariff will be indexed to inflation of 60% of variation in WPI occurring between 01 January 2010 and 1st January of the relevant year.**
  - (b) The proposed revised tariff for storage will be effective from 20-02-2021 to 19-02-2023.**
- (iii) Considering the present capacity utilization of the Project, the Port will recover the royalty on storage charges as per TAMP order of the 2010 beyond 19-02-2023.**

**The Board also confirmed the above Resolution looking to the urgency.**

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