

PROCEEDINGS OF THE GOVERNMENT OF KARNATAKA

Sub:-Constitution of a Committee for the Preparation of Bid Documents for works proposed to be taken up under Performance Based Road Maintenance Contract, for completed roads by KRDCCL and KSHIP - Reg. (Modified Government Order)

- Read:-1) G. O. NoPWD 26 EAP 2006 Bangalore, Dated 9-6-2006
2) Proceedings of the meeting held in the Chambers of Secretary, PWD on 08-08-2006.
3) Government Order of even No. dated 19-10-2006.

PREAMBLE:-

Karnataka Road Development Corporation (KRDCCL) and Karnataka State Highways Improvement Project (KSHIP) authorities have completed construction / Improvement of high quality State Roads. The Completed roads are transferred to Public Works department for maintenance. These roads are high value assets, will have to be operated and managed effectively for better performance. It is necessary to establish a proper contract mechanism to operate and maintain these high value assets. This is also a legal covenant under the agreement with World Bank.

In this regard the World Bank has proposed a model Document Performance Based Maintenance Contracts. This document have to be simplified keeping in view of the local Construction Industry and condition of the roads in the region

Government of Karnataka, in G.O. dated 9-6-2006, has constituted a committee under the Chairmanship of Secretary, PWD, Government of Karnataka with other officers of PWD as members to review and finalise the Output based Performance Contract Bidding Documents based on the Model Document made available by the World Bank.

The above Committee in its meeting held on 08-08-2006 has decided that, the roads those are completed by KRDC & KSHIP and handed over to PWD for further maintenance will now be maintained by KRDC. The existing road maintenance methodology may be followed upto 31-03-2007. From 01-04-2007, the maintenance of these roads are proposed to be taken up adopting Performance Based Contract conditions.

Further, the Committee has decided to get the Bid Documents for contracts for maintenance under Performance Based Contract, through a group consisting of competent retired Senior Engineers above the rank of Chief Engineers.

Due to typographical errors in the G.O. already issued vide read (3) the same have to be withdrawn and a modified Government Order has to be issued.

Hence, the following order:

GOVERNMENT ORDER NO PWD 26 EAP 2006 BANGALORE DATED 28-10-2006

After examining all aspect of the issue in detail, the Government is pleased to constitute a committee with the following members.

1. Dr. C.S.Chandrasekhar
Former Staff Consultant
Asian Development Bank
2. Sri S.C. Somashekarappa
Former Engineer-in -Chief,
National Highways (GOK)

The conditions and Terms of Reference are mentioned below:

The committee to review and finalize the **Output Based Performance Road maintenance contract (OPRC)** bidding documents based on the **Sample Bidding Document** made available by the World Bank.

The tasks of the Committee also includes

- i) To review roads completed under KSHIP and KRDCCL for formulating suitable size of the package for procuring the OPRC Contracts
- ii) To finalize different performance indicators for different level of services depending on the condition of the road.
- iii) To review and finalize the risk allocation between contractor and Government, unpredicted costs and penalties for non compliance with mandatory requirements under OPRC contracts.
- iv) Keeping in view the local construction industry and conditions of road, finalize the adoptable simplified OPRC Document, which can be operated conveniently.

The service of the above committee members shall commence from 1st November 2006. The Committee shall submit a detailed report on the scheme of maintenance before the end of November 2006. The Bid Document generally comprising of the following, shall be submitted before 15th January 2007.

1. Part 1 - Bidding Procedures

- i. Instruction to Bidders
- ii. Bid Data Sheet
- iii. Evaluation and Qualification Criteria
- iv. Bidding Forms etc.

2. Part 2 - Works Requirements

- i. Detail Specification for OPRC
- ii. The drawings and supplementary information that describes the services and works to be procured etc (the specification have to be prepared specifically for each contract to be procured).

3. Part 3 - Conditions of Contract & Contract Forms

- i. General Conditions
- ii. Particular Conditions

- iii. Annex to the Particular Conditions - Contract Forms (Performance Security and Advance Payment Security)
- iv. Invitation for Bids (Attachment)

The above two members committee shall periodically discuss with the committee constituted under the Chairmanship of Secretary PWD, vide G.O. dated 9-6-2006, and finalize the Report and the Documents.

The payments for the services shall be made as follow

For administrative purposes the Managing Director, KRDC Bangalore has been assigned to administer the assignment. All payments to the committee members will be made by Managing Director, KRDC.

Each Members will receive payment as follows

- i) A professional fee Rs. 25,000 per month.
- ii) In addition to the above, all reasonable and necessary travel expenses (including less than first class air fare, II AC or I class train fare and other direct travel expenses) as well as the cost of boarding and lodging, if MD KRDC desire that there is a necessity of the committee members to visit any neighboring state, who have already operated Performance Based Road Maintenance
- iii) All reasonable and necessary travel expenses (including II AC or I class train fare and other direct travel expenses) as well as the cost of boarding and lodging in case of visit to / inspection of roads proposed to be taken up under Performance Based Road Maintenance Contract.
- iv) All travels shall be made only after obtaining the approval of the MD KRDC.
- v) Office, Secretarial services, necessary in this connection will be made available separately
- vi) All expenses towards stationary required, photocopying and office supplies will be met separately

- vii) The expenditure of this job shall be met out of the State Highway maintenance grants under head of account "3054-03-337-0-05-200"

In accepting this assignment, the members of the committee should understand and agree that they are responsible for any liabilities and costs arising out of risks associated with travel to and from the place of assignment. This includes (but is not limited to) risks such as accident (death and injury), illness, emergency repatriation, loss or damage to personal/professional effects and property. They are advised to effect personal insurance cover in respect of such risks, if they do not already have such cover in place. In this regard, they shall maintain appropriate medical, travel, accident and third-party liability insurance. The obligation under this paragraph will survive till termination of this appointment.

The services of this committee will expire by the end of February 2007.

**By Order and in the name of the
Governor of Karnataka**



(VIJAY) 28/2

**Under Secretary to Government,
Public Works Department (EAP).**

Copy for information to:

1. The Accountant General (Karnataka) Bangalore
2. P.S to Chief Secretary Government Karnataka to bring it to kind notice of the Chief Secretary
3. ACS & Principal Secretary to Government, Public Works Department, Bangalore.
4. The Secretary to Government, Public Works Department, Bangalore
5. The Chief Project Officer, KSHIP, Bangalore.
6. The Managing Director, KRDC, Bangalore.
7. The Project Director, KSHIP, Bangalore.
8. Sri. Chandrasekhar C. S., appt No. 301, Adrash Court, No.480, 7th Cross, Jayanagar, 7th Block, Bangalore.
9. Sir. S. C. Somshekarappa, #88, Mallesha Krupa, 1st Cross, Rajendra Nagara, Shimoga - 577 204.
10. Spare.