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**INDIAN INSTITUTE OF INFORMATION TECHNOLOGY
DESIGN AND MANUFACTURING (IIITDM), KANCHEEPURAM,
CHENNAI-600127**

Proceedings of the 26th meeting of the Building and Works Committee held at 11.00 AM on Saturday, 30th January, 2021 (through Google Meet).

Members Present

Prof. BanshidharMajhi	Chairman
Prof. S. Narayanan	Member
Prof Alagusundaramoorthy	Member
Dr. M. Sreekumar	Member
Mr. R. Gunasekaran	Member & Secretary

Leave of Absence was granted to Superintending Engineer, Electrical (TNEB Chengalpattu), Member.

The Chairman welcomed the members to the meeting.

Item No.1	Confirmation of proceedings of the 25th meeting of the BWC
Resolution No. BWC-26(2021)-01	<p>The Proceedings of the 25th meeting of the BWC held on 26th June, 2019 was circulated to all members vide letter No. No. IIITDM/7/2011/BWC/ dated 26.07.2019. No comments were received from the members.</p> <p>During the meeting, it was informed that the BWC in its last meeting approved AA&ES for an amount of Rs.1,21,80,000 towards construction of separate residence for the Director. However, subsequently with the approval of the Director, the residence has been constructed in the faculty quarter B block itself by converting two adjoining flats and within the AA&ES amount of faculty quarters. The BWC was further apprised about the action taken by the institute on other items approved by the BWC in its earlier meeting</p> <p>The BWC, after due deliberation, resolved to confirm the minutes of the 25th meeting held on 26th June, 2019.</p>

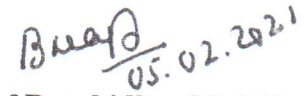
Item No.2	Approval for Award of arbitration case in respect of Construction of Lab- South and North Block
Resolution No. BWC-26(2021)-02	<p>The BWC was apprised that AA&ES for the work for construction of laboratory South block and North block was issued during Aug 2011 and March 2012 respectively after due approval of the BWC and BOG for Rs.69,93,34,000/- & Rs.58,43,91,000/-. The work was taken up by CPWD simultaneously under two separate agreements and the same were awarded to the agency M/s URC constructions Pvt. Ltd during 2013. External work up to G+6 floors and internal work up to G+2 floors was completed at the time of foreclosure of work during May 2017 and the building has been put in to use. The foreclosure was on account of non-availability of funds. Subsequent to foreclosure, M/s. URC constructions Pvt Ltd., raised dispute on payments of certain items and referred the matter to the Chief Engineer, CPWD.</p> <p>It was also informed that The CE, CPWD, has been vested with powers, and accordingly, CE CPWD awarded pre DRC award Rs.2,20,12,764/- for Lab South and Rs.2,16,51,310/- for Lab North totaling an amount of Rs.4, 36, 64,074/- to the claimant contractor. The said amount was settled by the institute after due approval of BoG/ MHRD. However, the agency, not satisfied with the award, preferred to refer the matter to arbitration.</p> <p>The BWC was further apprised that the Chief Engineer, CPWD in exercise of powers under Clause 25 of the agreement, appointed a sole Arbitrator to determine the disputes on 09.10.2019. The arbitration proceedings were conducted on 12.09.2020; 26.09.20; 17.10.20; 07.11.20 and 28.11.20. In the proceedings, CPWD was represented by Sh. N Rajarathinam, Executive Engineer and our consultant engineer also participated in all the proceedings. Based on argument of claimant and respondent, the arbitrator has pronounced his award of Rs.73,77,113/ for North Block and Rs.82,23,250 for South Block totaling Rs.1,56,00,363/ plus payment of interest on the award amount commencing from 01.01.2021 till the date of settlement of payment (including settlement day) at a simple interest rate of 12% p.a. An abstract of details of claims; the corresponding award and comments of the arbitrator is as Annexure-I. In addition, a copy of award received from CPWD vide its letter dated 28.12.2020 is enclosed as Annexure-II. In the said letter, the Executive Engineer, has requested for depositing the award amount immediately as the award is interest bearing.</p> <p>As per extant procedure, the arbitration order is required to be vetted by Ministry of Law and Justice and the same has also been forwarded by CPWD vide its letter dated 07.01.2021, a copy of the same is placed as Annexure-III.</p>

As the award is interest bearing and institute is not having requisite funds, it is proposed to take up the matter with the ministry to release the requisite funds on urgent basis. Further, each of claim made by the URC construction and corresponding award was elaborated to BWC. Further, BWC was requested to consider the arbitration award and recommend for consideration of Finance Committee and BoG for settlement of the award amount.

BWC, after due deliberation, resolved to recommend for consideration of Finance committee and BoG for according approval for settlement of arbitration award amounting to Rs.1,56,00,363/- including interest amount till date of settlement.



(R.Gunasekaran)
Member & Secretary, BWC



(Prof.Banshidhar Majhi)
Chairman, BWC