

Government of West Bengal
Public Works Department

NOTIFICATION

No. 46-CRC/2M-57/2008

Dated, 19-05-2009

Whereas the Governor considers it necessary so to do;

Now, therefore, the Governor is pleased hereby to make the following amendments in the Public Works Department Code, as subsequently amended (hereinafter referred to as the said Code) :-

Amendments

In the said Code :-

1. In Volume-I, for rule 230, substitute the following rule :-

“230 (i) Enlisted contractors may deposit immediately a fixed permanent Security as detailed below, against which he will be eligible to submit tenders in all cases, other than open tender cases for any number of works within his class without having to deposit the Earnest Money as before, along with each individual tender.

Class	Area of operation	Financial limit of each contract	Amount of fixed Security Deposit
<u>(a) FOR ROADS & BUILDINGS WORKS CONTRACTORS</u>			
I.	The whole state of West Bengal	For contractors each above Rs. 25 lakh and upto Rs. 62.5 lakh.	Rs. 1,56,250/-
II.	The whole state of West Bengal	For contractors each above Rs. 12.5 lakh and upto Rs. 25 lakh.	Rs. 62,500/-
III.	Civil Division wise	For contractors each above Rs. 5 lakh and upto Rs. 12.55 lakh.	Rs. 31,250/-
IV.	District Wise	For contractors each upto Rs. 5 lakh.	Rs. 12,500/-
<u>(b) FOR SANITARY AND PLUMBING WORKS CONTRACTORS</u>			
I.	The whole state of West Bengal	For contractors each above Rs. 5 lakh and upto Rs. 10 lakh.	Rs. 25,000/-
II.	The whole state of West Bengal	For contractors each above Rs. 2 lakh and upto Rs. 5 lakh.	Rs. 12,500/-
III.	The whole state of West Bengal	For contractors each upto Rs. 2 lakh.	Rs. 5,000/-

Notes : The benefit of participating in tenders without depositing scheduled earnest money against fixed security deposit as per earlier notification 43-CRC dated 31.7.2000 will be available to the enlisted contractors till sixty days from the date of publication of the Kolkata Gazette.

Part-II, Sl. 24

SCHEDULE – B

WORKS AND THEIR EXECUTION

Details of powers delegated to officers of Public Works Directorate in respect of matters relating to works and their execution dealt with the Code :

Sl. 24 – SUBSTITUTE THE FOLLOWING :

Sl. No.	Nature of Power	Authority to which power is delegated	Extent of power delegated
		<u>(a) For Civil Works :</u>	
24.	Technical Sanction	(i) Superintending Engineer (Civil).	Upto Rs. 1.25 crore in each case.
	Power to accord technical sanction to original works including contribution works and power to vet other agencies estimates.	(ii) Executive Engineer (Civil)	Upto Rs. 25 lakh in each case.
		(iii) Superintendent, Governor's Estate.	Upto Rs. 25 lakh in each case.
		(iv) Assistant Engineer (Civil)	Upto Rs. 1.25 lakh in each case with concurrence of Executive Engineer.

Nature of Power	Authority to which power is delegated	Extent of power delegated
Tender -	<u>(a) For Civil Works :</u>	
	(i) Tender Committee appointed by the Govt. in accordance with 17(1) of Part IV of the Notification No. 3372-A dt. 20.3.1987 of P.W. Rules of 1987.	Above Rs. 1.25 Crore plus an excess of 5% of the estimate provided the lowest tender in respect of any work is accepted in each case. The Tender Committee will recommend each such case to the Government for according sanction to the acceptance of the tender.

P.W.D. Code, Volume-I, Schedule-B, Part-II,
Serial-31 : Substitute the following :-

Sl. No.	Nature of Power	Authority to which power is delegated	Extent of power delegated
31.	Tender -	<u>(a) For Civil Works :</u>	
	Power to acceptance of tenders (not being single tender) for works, estimates of which have been sanctioned.	(i) Superintending Engineer (Civil)	Upto Rs. 1.25 crore plus an excess of 5% of the estimate provided the lowest tender in respect of any work is accepted in each case.
		(ii) Executive Engineer (Civil)	Upto Rs. 25 lakh plus an excess of 5% of the estimate provided the lowest tender in respect of any work is accepted in each case.
		(iii) Assistant Engineer (Civil)	Upto Rs. 1.25 lakh plus an excess of 5% of the estimate provided the lowest tender in respect of any work is accepted in each case.

P.W.D. Code, Volume-I, for Rule-180 – provision of 5 percent unforeseen contingencies in estimates stood amended at 3 percent with effect from 15.4.2005.

P.W.D. Code, Volume-I, for Rule-216

Substitute the following :

*216 (1) Tenders should always be invited whenever there is sufficient time for such procedure. The following officers may however, at their discretion and for reasons to be recorded in writings, distribute works in respect of items and upto the limit noted against each of them, to contractors (irrespective of the classes) in the approved list of appropriate category without calling for tenders :-

Authority to whom power is delegated	Financial limit of power	Aggregate value per annum not to exceed Rupees
<u>(a) For Civil Works :</u>		
(i) Executive Engineer (Civil) & Superintendent, Governor's Estate.	(i) Original works of roads/buildings upto Rs. 25,000/- in each case, repair works of roads/buildings up to Rs. 10,000/- in each case and sanitary and plumbing works original/repair upto Rs. 5,000/- in each case.	Rs. 2.5 lakh
(ii) Assistant Engineer (Civil)	(ii) Repair works of roads/buildings upto Rs. 5,000/- in each case and sanitary and plumbing repair works up to Rs. 2,500/- in each case.	Rs. 50,000/-

Public Works Department Code, Volume-I for Rule-230 substitute the following : –

*230 (2) In cases of open tenders for works valued above Rs. 62.5 lakh or for sections thereof where enlisted (a) Class – I contractors, or (c) Class – III and Class – IV contractors forming a combination of the appropriate number, or (d) outside contractors are eligible to participate, they will have to deposit earnest money equivalent of 2% of estimated value of the work tendered for at the time of dropping of tender. Earlier notification no. of the department 1164-A dated 27.12.2001 published in the Kolkata Gazette stands cancelled.

*230 (3) In cases of tenders for works up to the limit of Rs. 62.5 lakh earnest money at 2 percent of the estimated value of the work tendered for shall have to be deposited at the time of dropping tender by those tenderers who have not deposited the fixed securities as detailed in sub-rule (1).

This issues with the concurrence of Finance (Audit) Department, Group-F, U/O. No. 1279, dated 05.12.08.

By order of the Governor,

Sd/-
Principal Secretary
P.W & P.W. (Roads) Department.