

**Minutes of 77<sup>th</sup> Meeting of Punjab Water Regulation and Development Authority held on 20.12.2023 at 3.00 P.M. in the Committee Room under the chairmanship of Sh. Karan Avtar Singh, Chairperson, PWRDA.**

**Present: Mr. Sushil Gupta Member, Mr. Surinder Singh Kukal Member;**

**In Attendance: Mr. Chander Gaiind, IAS Secretary, Mr. J.K. Jain Additional Secretary.**

**Item No. 77.01: Confirmation of the Minutes of 76<sup>th</sup> Meeting of PWRDA.**

The Minutes of 76<sup>th</sup> Meeting held on 14.12.2023 were emailed to all concerned. No comments received. Minutes may be confirmed.

**Decision:** *Confirmed.*

**Item No. 77.02: Action Taken Report.**

The Action Taken Report on the decision taken in the 76<sup>th</sup> Meeting of PWRDA will be put up in the next meeting of the Authority.

**Decision:** *Noted.*

**Item No. 77.03: Recruitment to one post of Manager (Legal).**

Authority in its 63rd Meeting held on 29.03.2023 approved to fill one post of Manager (Legal) on contract basis at the monthly remuneration of Rs. 1.00 lakh (fixed) by calling applications from both Public & Private Sectors. The qualification/ experience from Public/ Private Sector were decided as follows:

- I. Public Sector:** Candidate should be A Law Officer who is working as or has retired from the post of Deputy District Attorney or equivalent.
- II. Private Sector:** Candidate should be LLB from recognized University/ Institute and at least 10 years' experience of legal work out of which at least five years should be as a practicing Advocate in a High Court.

2. The post was advertised on 16.05.2023. As per the report of the Scrutiny Committee only three applications from Private Sector were received via email till the cut-off time and none was received from the Public Sector. All the three were considered eligible as per qualification and experience required for the post.

3. A committee consisting of Sh. Sushil Gupta, Member, PWRDA, Sh. JK Jain, Additional Secretary, Sh. Rajesh Vashisht, Technical Advisor, Mr. Maninder Singh, XEN and Sri H S Sitta, Deputy Advocate General, Punjab as Domain Expert (nominated by the office of

Advocate General, Punjab) was constituted to interact with the candidates in terms of Resolution No. 61.06 of the Authority.

4. The committee interacted with the candidates and reported that “None of the candidates fulfilled the minimum qualifying marks. Hence, the Committee does not recommend any of the three candidates interviewed for appointment to the post of Manager (Legal)”.

5. Groundwater Directions, 2023 have come into force w.e.f. 01.02.2023. The services of Manager (Legal) are required. The Authority may consider filling one vacant post of Manager (Legal).

6. PWRDA Employees Service Regulations, 2020 are at **Annexure A77.03.01**.

7. The Authority may decide to fill one vacant post of Manager (Legal) and may decide the mode of recruitment, qualifications, experience, monthly remuneration and period of contract.

Placed before the Authority for consideration.

**Decision:** *Deferred.*

#### **Item No. 77.04: Hiring of Motor Vehicles.**

ਅਥਾਰਟੀ ਨੇ 76ਵੀਂ ਮੀਟਿੰਗ ਵਿੱਚ ਮਤਾ ਨੰ. 76.05 ਰਾਹੀਂ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ ਫੈਸਲਾ ਲਿਆ:

*"A. Comprehensive proposal regarding hiring of online taxi services be put up in the next meeting. Till such time, staff may continue to avail online and offline taxi services for cars, three wheelers, two wheelers etc. for local journeys within the tri-city with the approval of Secretary PWRDA. Actual expenses be reimbursed on production of bill/invoice duly verified by the claimant."*

*B. Since, the Government instructions dated 02.03.2023 are silent on hiring of vehicles for journeys below 250 KM, hence a fresh proposal be put up hiring of vehicles below 250 KM in the next meeting.*

*C. Secretary to examine the model hiring contract agreement circulated by the Government. Changes required, if any, in the model contract agreement, be put up in the next meeting."*

2. ਅਥਾਰਟੀ ਨੇ ਸਕੱਤਰ ਨੂੰ ਵਿਭਾਗੀ ਮੁੱਖੀ ਦੇ ਬਰਾਬਰ ਮੰਨਦੇ ਹੋਏ ਉਸ ਲਈ ਗਰੁੱਪ-2 ਦੀ ਇੱਕ ਗੱਡੀ ਅਤੇ ਆਫਿਸ ਪੂਲ ਲਈ ਗਰੁੱਪ-1 ਦੀਆਂ ਦੋ ਗੱਡੀਆਂ ਟੈਂਡਰ ਰਾਹੀਂ ਕਿਰਾਏ ਤੇ ਲੈਣ ਲਈ ਮਤਾ ਨੰ. 01, ਮਿਤੀ 02.03.2021 ਰਾਹੀਂ ਮੰਨਜ਼ੂਰੀ ਦਿੱਤੀ ਸੀ।

3. ਪੰਜਾਬ ਸਰਕਾਰ ਨੇ ਪੱਤਰ ਮਿਤੀ 22.02.2023 (**Annexure A77.04.01**) ਰਾਹੀਂ ਗੱਡੀਆਂ ਕਿਰਾਏ ਤੇ ਲੈਣ ਲਈ ਅਧਿਕਾਰੀਆਂ ਦੀ ਪਾਤਰਤਾ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ ਤਹਿ ਕੀਤੀ ਹੈ।

Group-1: Vehicles in price range of Rs of 5 lakhs to 10 lakhs.

Group-2: Vehicles in price range of Rs of 10 lakhs to 20 lakhs.

(The fore mentioned prices are to be GeM prices/ Ex-show room prices)

Group-1: All Officers below the rank of HOD including pool vehicles.

Group-2: DC, SSP, Divisional Commissioner, Range DIG, Police Commissioner, IG, ADGP, HOD and above.

4. ਪੰਜਾਬ ਸਰਕਾਰ, ਟਰਾਂਸਪੋਰਟ ਵਿਭਾਗ ਵੱਲੋਂ ਜਾਰੀ ਹਦਾਇਤਾਂ ਮਿਤੀ 02.03.2023 (**Annexure A77.04.02**) ਅਨੁਸਾਰ ਗਰੁੱਪ-1 ਅਤੇ ਗਰੁੱਪ-2 ਦੇ ਅਧਿਕਾਰੀਆਂ ਲਈ ਗੱਡੀਆਂ ਕਿਰਾਏ ਤੇ ਲੈਣ ਲਈ ਰੇਟ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ ਜਾਰੀ ਕੀਤੇ ਹਨ:

**“1. Hiring of Vehicles for 3 years extendable up to 5 years:**

Group	Monthly rates (2000 Km per month) (In Rs.)	Charges for extra kms (over 2000 km per month) in Rs. Per KM (In Rs.)	Night halting charges. (In Rs.)
Group 1 Cost of the vehicles ranging from Rs. 5 lacs to Rs. 10 lacs (GeM Prices/Ex-show room prices).	45,000	10.00	200
Group 2 Cost of the vehicles ranging from Rs. 10 lacs to Rs. 20 lacs (GeM Prices/Ex-show room prices).	50,000	11.75	200

Wherever, there is entitlement of Innova Crysta Vehicles, the rates of the same are as follows:

Group	Monthly rates (2000 Km per month)			Charges for extra Kms (over 2000 Km per month) in Rs. per Km (in.Rs.)	Night Halting Charges (in Rs.)
	Fuel Charges (2000 Kms) (in Rs.)	Other Charges (Driver, Maintenance, insurance, Road Tax and License Charges etc) (in Rs.)	Total (in Rs.)		
Innova Crysta GX/VX	15000	45000	60000	14	200

**Note: Concerned authorities shall ensure that all payments are made from their respective budgetary provisions.**

*The vehicles shall be hired as per entitlement fixed by the Motors Vehicles Board from time to time. The concerned department will ensure to compliance of the instructions regarding the purchase and hiring of vehicles issued by the finance Department from time to time. The department can also hire the vehicles from the market through open tender by following the instructions issued by the Finance Department at their own level. These instructions will be applicable to all the Punjab Government Departments.*

***These instructions are issued in the supersession of letter No. 2/10/91-4T2/752-757 dated 18.06.2021.”***

5. ਅਥਾਰਟੀ ਦੀ 76ਵੀਂ ਮੀਟਿੰਗ ਵਿੱਚ ਲਏ ਫੈਸਲੇ ਮੁਤਾਬਿਕ ਪੰਜਾਬ ਸਰਕਾਰ ਦੇ ਪੱਤਰ ਨੰ. 18.06.2021 ਰਾਹੀਂ ਤਿੰਨ ਤੋਂ ਪੰਜ ਸਾਲ ਲਈ ਗੱਡੀਆਂ ਕਿਰਾਏ ਤੇ ਲੈਣ ਲਈ ਜਾਰੀ ਕੀਤੀਆਂ ਟਰਮਜ਼ ਅਤੇ ਕੰਡੀਸ਼ਨਜ਼ **ਅੰਤਿਕਾ A77.04.03** ਤੇ ਹਨ। ਪੰਜਾਬ ਸਰਕਾਰ ਵਿੱਤ ਵਿਭਾਗ ਵੱਲੋਂ ਮਿਤੀ 04.12.2014 ਨੂੰ ਸਰਕਾਰੀ ਕੰਮਾਂ ਲਈ ਗੱਡੀਆਂ ਕਿਰਾਏ ਤੇ ਲੈਣ ਸਬੰਧੀ ਜਾਰੀ ਹਦਾਇਤਾਂ ਅਤੇ ਟੈਂਡਰ ਡਾਕੂਮੈਂਟ ਦੀਆਂ ਟਰਮਜ਼ ਅਤੇ ਕੰਡੀਸ਼ਨਜ਼ **ਅੰਤਿਕਾ A77.04.04** ਤੇ ਹਨ। ਇਨ੍ਹਾਂ ਨੂੰ ਵਾਚਣ ਉਪਰੰਤ ਦਰੁੱਸਤ ਪਾਇਆ ਗਿਆ। ਇਨ੍ਹਾਂ ਵਿੱਚ ਕਿਸੇ ਕਿਸਮ ਦੀ ਸੋਧ ਕਰਨ ਦੀ ਲੋੜ ਨਹੀਂ ਜਾਪਦੀ।
6. ਸਰਕਾਰ ਵੱਲੋਂ ਜਾਰੀ ਉਕਤ ਟਰਮਜ਼ ਐਂਡ ਕੰਡੀਸ਼ਨਜ਼ ਮੁਤਾਬਿਕ 02 ਗੱਡੀਆਂ ਅਧਿਕਾਰੀਆਂ ਦੀ ਪਾਤਰਤਾ ਅਨੁਸਾਰ ਈ-ਟੈਂਡਰ ਲਗਾ ਕੇ ਜਾਂ ਲੋਕਲ ਮਾਰਕਿਟ ਤੋਂ ਕੁਟੇਸ਼ਨਾਂ ਲੈ ਕੇ ਕਿਰਾਏ ਤੇ ਲੈ ਲਈਆਂ ਜਾਣ।

ਵਿਚਾਰਨ ਅਤੇ ਪ੍ਰਵਾਨਗੀ ਹਿੱਤ ਪੇਸ਼ ਹੈ।

**Decision:** *a. After discussion and perusal of previous decision taken in PWRDA meeting on 02.03.2021, Authority observed that Agenda is incomplete as regards entitlement for vehicles. A self-contained proposal be put up separately before the Authority.*

*b. For the time being one pool vehicle of Group I as mentioned in Para 3 of Agenda be hired through e-tendering as per rules.*

#### **Table Agenda item with the permission of the Chair.**

**Item No. 77.T.01: "ਦੀ ਪੰਜਾਬ ਜਲ ਸਰੋਤ (ਮੈਨੇਜਮੈਂਟ ਐਂਡ ਰੈਗੂਲੇਸ਼ਨ) ਐਕਟ, 2020" ਦੀ ਧਾਰਾ-35 ਤਹਿਤ "ਪੰਜਾਬ ਵਾਟਰ ਰਿਸੋਰਸਿਜ਼ (ਮੈਨੇਜਮੈਂਟ ਐਂਡ ਰੈਗੂਲੇਸ਼ਨ) ਰੂਲਜ਼-2023" ਬਣਾਉਣ ਸੰਬੰਧੀ।**

ਜਲ ਸਰੋਤ ਵਿਭਾਗ, ਪੰਜਾਬ ਸਰਕਾਰ ਵਲੋਂ ਪੱਤਰ ਨੰ. E87290PJ-3/459 ਮਿਤੀ 15.12.2023 (**ਅੰਤਿਕਾ 77.T.01**) ਪ੍ਰਾਪਤ ਹੋਇਆ ਹੈ ਜਿਸ ਰਾਹੀਂ ਉਨ੍ਹਾਂ ਵਲੋਂ ਪੰਜਾਬ ਜਲ ਸਰੋਤ (ਮੈਨੇਜਮੈਂਟ ਐਂਡ ਰੈਗੂਲੇਸ਼ਨ) ਐਕਟ, 2020 ਦੀ ਧਾਰਾ 35 ਤਹਿਤ ਪੰਜਾਬ ਜਲ ਨਿਯੰਤਰਣ ਅਤੇ ਵਿਕਾਸ ਅਥਾਰਟੀ ਦੇ ਕੰਮਕਾਜ ਨੂੰ ਸੁਚਾਰੂ ਅਤੇ ਕੁਸ਼ਲਤਾਪੂਰਵਕ ਚਲਾਉਣ ਲਈ ਪੰਜਾਬ ਵਾਟਰ ਰਿਸੋਰਸਿਜ਼ (ਮੈਨੇਜਮੈਂਟ ਐਂਡ ਰੈਗੂਲੇਸ਼ਨ) ਰੂਲਜ਼-2023 ਬਣਾਉਣ ਤੇ ਵਿੱਤ ਵਿਭਾਗ ਵਲੋਂ ਪ੍ਰੋਖਣ ਲਗਾਏ ਗਏ ਹਨ।

2. ਇਨ੍ਹਾਂ ਪ੍ਰੋਖਣਾਂ ਦਾ ਜਵਾਬ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ ਜਲ ਸਰੋਤ ਵਿਭਾਗ, ਪੰਜਾਬ ਸਰਕਾਰ ਨੂੰ ਭੇਜਣ ਦੀ ਤਜਵੀਜ਼ ਹੈ।

Sr. no.	Provisions in draft rules	Advice/observations/Proposed amendments of Finance Department	proposed comments
1	Rules 3(1) (b) all fees, charges and fines received by Authority c) all sums received by the Authority from other sources as may be decided by the Government	ਵਿੱਤ ਵਿਭਾਗ ਦੇ ਪੱਤਰ ਮਿਤੀ 20.05.2022 ਵਿੱਚ ਦਰਸਾਈ ਹਦਾਇਤਾਂ ਦੇ ਅਨੁਸਾਰ ਇਕੱਤਰ ਹੋਣ ਵਾਲੀ ਫੀਸਾਂ, ਯੂਜਰ ਚਾਰਜਿਜ ਅਤੇ ਸੈਂਸ ਆਦਿ ਰਾਜ ਦੇ ਖਜਾਨੇ ਵਿੱਚ ਜਮ੍ਹਾਂ ਕਰਵਾਏ ਜਾਣ ਅਤੇ Punjab Water Regulation and Development Authority ਦੇ ਖਰਚਿਆਂ ਸਬੰਧੀ ਲੋੜੀਂਦੇ ਬਜਟ ਲਈ ਵਿੱਤ ਵਿਭਾਗ ਵਿੱਚ ਪਹੁੰਚ ਕੀਤੀ ਜਾਵੇ।	The proposed amendment is contradictory to the provision contained in Section 9(4) of the Punjab Water Resources (Management and Regulation) Act, 2020 which says that <i>Fund shall be maintained in a scheduled commercial bank at Chandigarh or at any other place, as may be specified.</i>
2	Rule 6(3) Investment of any money lying in the fund may be made in Term Deposits of Schedule Commercial banks Chandigarh or any Government Securities	Directorate of Institutional Finance and Banking (DIFB) ਦੇ ਪੱਤਰ ਮਿਤੀ 21.07.2020 ਦੇ ਅਨੁਸਾਰ ਬੈਂਕ ਖਾਤਾ ਖੁਲਵਾਇਆ ਜਾਵੇ ਅਤੇ ਬੈਂਕ ਖਾਤਾ ਖੋਲਣ ਲਈ ਵਿੱਤ ਵਿਭਾਗ ਦੀ ਪ੍ਰਵਾਨਗੀ ਲਾਜ਼ਮੀ ਹੋਵੇਗੀ।	The proposed amendment is contradictory to the Finance Department instructions dated 28.04.2023 which state that <i>eDMS portal shall be mandatorily used by all government departments/entities for the placement and deposit of funds with the empanelled banks.</i>
3	Rule:8 Terms & Conditions of services of Chairperson and the Members of the Authority shall be such as approved by the Government under Section 6(3) of the Act	Terms & Conditions of services of Chairperson and the Members of the Authority shall be such as approved by the Government under Section 6(3) of the Act with the consent of Department of Finance Department.	No Comments. To be dealt as per Allocation of Business Rules of the Department.

ਤਜਵੀਜ਼ ਅਥਾਰਟੀ ਦੇ ਵਿਚਾਰਣ ਹਿੱਤ ਪੇਸ਼ ਹੈ।

**Decision:** *A copy of draft rules be obtained from the Government and comments be proposed after examining the same.*

**Meeting ended with the vote of thanks to the Chair.**