

No.Z-28016/130/2013-SSH
Ministry of Health & Family Welfare
Department of Health & Family Welfare
PMSSY Division

**MINUTES OF THE 40TH MEETING OF THE PROJECT MONITORING COMMITTEE OF
PMSSY HELD UNDER THE CHAIRMANSHIP OF SECRETARY, HFW AT 11 AM ON
26 MARCH 2014 AT NIRMAN BHAWAN, NEW DELHI**

The 40th meeting of the Project Monitoring Committee of PMSSY was held under the Chairmanship of Secretary, HFW on 26 March 2014 at 11:00 AM in the Conference Room (155-A), Nirman Bhawan, New Delhi. Agenda and notes had been circulated among the Members and the Special Invitees well in advance. The meeting was attended by the following:

1. Shri Lov Verma, Secretary (HFW) - **In Chair**
2. Dr. Jagdish Prasad, DGHS
3. Shri Gautam Guha, AS & FA, MoH&FW
4. Shri Sundeep K Nayak, Joint Secretary, MoHFW & Head PMU-PMSSY
5. Ms. Bindu Sharma, Director IFD, MoH&FW
6. Shri Amarjeet Singh, DS (PMSSY), MoH&FW
7. Shri RK Gupta, Dy. Chief Engineer (Northern Railway)
8. Ms. Shammi Noor, Project Engineer, Bureau of Energy Efficiency
9. Shri AK Sharma, Dy. GM, IRCON International Ltd.
10. Shri AK Gupta, Group GM (Engg.), NPCC Ltd.

Special Invitees

11. Dr. Sandeep Kumar, Director, AIIMS, Bhopal
12. Dr. Sanjeev Misra, Director, AIIMS, Jodhpur
13. Dr. G.K. Singh, Director, AIIMS, Patna
14. Dr. N.M. Nagarkar, Director, AIIMS, Raipur
15. Dr. Raj Kumar, Director, AIIMS, Rishikesh
16. Dr. P.K. Julka, Dean, AIIMS, New Delhi (Rep of Director)
17. Dr. R. Chandrashekhar, Chief Architect, CDB, MoHFW
18. Dr. S. Badrinath, Rep of Director, JIPMER, Pondicherry
19. Shri RP Khandelwal, Director (Finance), HLL Lifecare Ltd
20. Shri SK Jain, Director (Engg.), HSCC Ltd.
21. Er. P.S. Saini, S.H.E., PGIMER, Chandigarh –Rep of Director
22. Shri Manoj Bapna, Engineer in Charge, Project Cell (Superintending Engineer), AIIMS Bhopal as additional charge
23. Shri CR Nanda, Engineer in Charge, Project Cell (Superintending Engineer), AIIMS Bhubaneswar
24. Shri CR Nanda, Engineer in Charge, Project Cell (Superintending Engineer), AIIMS Jodhpur as additional charge
25. Shri Ratnesh Kumar, Engineer in Charge, Project Cell (Superintending Engineer), AIIMS Patna
26. Shri Manoj Bapna, Engineer in Charge, Project Cell (Superintending Engineer), AIIMS Raipur
27. Shri Kundan Singh, Engineer in Charge, Project Cell (Superintending Engineer), AIIMS Rishikesh
28. Shri Anurag Salwan, Head EU, HLL-PMU-PMSSY
29. Shri Rajeev Kanaujia, Sr. Architect, CDB, MoH&FW
30. Shri SN Sathu, Senior Vice President, HLL Lifecare Ltd
31. Shri S.M. Amrit., Consultant (Engg. PMSSY), MoHFW



32. Col. (Rtd.) Dr. JV Ramamurti, HR Consultant, PMSSY, MoHFW
33. Shri SA Usmani, CGM (P&DLE), HSCC Ltd.
34. Shri SC Garg, GM, HSCC Ltd
35. Shri PS Rao, DGM (C), HSCC Ltd
36. Shri SS Popli, Sr. Manager (C), HSCC Ltd.
37. Shri SK Kalra, VP (ID), HLL Lifecare Ltd.
38. Shri RS Manku, Head (PCD), HLL Lifecare Ltd.
39. Shri PK Pundir, DGM (Elect), EU, HLL-PMU-PMSSY
40. Shri Dhanraj Prasad, Chief Project Manager, HLL-EU-PMU
41. Shri Gagandeep, HLL-PMU-PMSSY

Chairman welcomed the participants and asked Joint Secretary (PMSSY) to start the proceedings as per agenda circulated. Joint Secretary (PMSSY) started the proceedings welcoming Shri Lov Verma, Secretary HFW; Shri Gautam Guha, AS&FA (MoHFW); Dr. PK Julka, Dean, AIIMS-Delhi and Shri Anurag Salwan, Head, EU-PMU (HLL) who had joined after the 39th meeting of PMC. Each item of agenda was taken up one by one and discussed in detail on all aspects of efficiency, effectiveness and public purpose. The following decisions were taken.

Agenda. 40.1 ACTION TAKEN REPORT ON MINUTES OF 39TH PMC

Action Taken Report on the Minutes of 39th Meeting of PMC was noted and minutes of the 39th meeting of PMC were confirmed. It was clarified that minutes once issued, need to be acted upon by all concerned.

Agenda. 40.2 SIX NEW AIIMS UNDER PMSSY (PHASE-I)

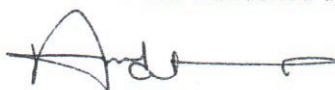
Agenda.40.2.1 Progress of Academic Program

40.2.1.1 MBBS

Noted. It was also observed with concern that 7 students had failed in the 1st MBBS examination at AIIMS-Patna and some students at AIIMS Bhopal. Such a state of affairs was not desirable. Considering the fact that all State Health Ministers and two Directors of new AIIMS (as they had joined by then) had strongly insisted the start of academic programme at new AIIMS, in a meeting held on 28 June 2012 at New Delhi, under the chairmanship of Hon'ble Union Health & Family Welfare Minister, Dr Jagdish Prasad, DGHS observed that there should be no failures in the new AIIMS as best of the students were selected through a nationally competitive process and the Institute must take responsibility. He added that the concept of mentorship of the students must be developed. It was mentioned by some of the Directors that one of the factors could be deficiency in the proficiency in English language. Director, AIIMS-Jodhpur informed that at his Institute action had been taken to improve spoken language skills. Dr Jagdish Prasad, DGHS advised the Directors of AIIMS Institutes to develop a mechanism to look into problems of MBBS students, particularly those belonging to marginalized sections of society. It was also decided that AIIMS New Delhi syllabus, teaching methodology, evaluation mechanism etc. should be adopted and implemented *in toto* by each new AIIMS. Directors mentioned that indoor patient department facilities in hospital for MBBS teaching would be started soon.

40.2.1.2 B.Sc. (Nursing)

Noted. Director, AIIMS-Raipur and Director, AIIMS-Jodhpur stated that only female students had been admitted in the 1st batch of B.Sc. (Nursing) course in 2013 and this needed to be reviewed because male students should also be admitted. It was mentioned that norms being followed by AIIMS



Delhi had been approved for adoption. It was stated that the matter was discussed in the consultative meeting with Directors on 14 March 2104 (on which there is a separate agenda and proceedings of the meeting form a part of agenda note). Secretary HFW desired that there was a need to review the issue on file and decision of competent authority obtained. It was mentioned that special inputs on English and Computer skills were being given in all the Nursing Colleges of the new AIIMS. There was a need to expedite recruitment of Nursing faculty in full.

40.2.1.3 Faculty Status

Noted. Status of faculty and its quality in each AIIMS was discussed. It was brought out that the process of recruitment be expedited, without compromising on quality. Director AIIMS Jodhpur submitted that a rigorous process had been followed to select the existing faculty. He stated that an analysis of the selection ratio would reveal that only the best available candidates had been recruited. Cases of litigation were discussed. It was noted that most of the litigation related to the first batch of recruitment process, and, especially on subjects of Microbiology and Biochemistry. It was mentioned that in tune with affidavits filed by the Union of India in the court cases or in the light of issues raised in the Institute Bodies or in Parliamentary Committees about irregular recruitments of faculty, Ministry would soon carry out a detailed inquiry exercise. DGHS was of the view that there was no requirement of recruiting faculty for super-specialty departments at this stage, as MD/MS courses would have to wait to start. It was pointed by Directors that some super specialties were needed and recruitments were done. Similarly advertisements were invited depending upon the need of each hospital for patient care. DGHS stated that a rationalized and conservative approach, considering the stage of development of new AIIMS needed to be adopted in faculty recruitment. It was stated that resignation of faculty has to be accepted by competent authority, otherwise there would be legal complications and procedural irregularity.

40.2.1.4 Coordination Mechanism

Noted. It was stated that the matter was discussed in the consultative meeting with Directors on 14 March 2104 (on which there is a separate agenda and proceedings of the meeting form a part of agenda note) and action would be taken in tune with decisions. Secretary HFW desired that possibility of regular interaction with the Directors of new AIIMS through video conferencing should be explored.

40.2.2 Starting of Hospitals at Six New AIIMS

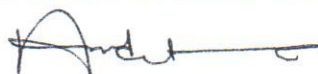
Noted. It was informed that OPD and IPD services had started in AIIMS Bhubaneswar, Jodhpur, Patna, Raipur and Rishikesh. The respective Directors and their teams were complimented for putting in whole hearted efforts to start the IPD services for enriching MBBS and BSc Nursing teaching. Director AIIMS Bhopal informed that IPD at AIIMS-Bhopal with 100 beds would be functional by 31 March 2014. It was mentioned that recruitment process for posts of different faculty and non-faculty categories needed to be expedited. It was also mentioned that experts' committees recommendations on treatment protocols, nursing education, reservation rosters etc. had been approved by Ministry and needed to be strictly followed.

40.2.3 Sanction of Posts to Six New AIIMS

Noted. It was mentioned that there should be recruitments only against the posts sanctioned by the Ministry and recruitments on *ad hoc* basis must not be done. It was also mentioned that a Committee on recruitment rules for non-faculty posts had been appointed and it held its first meeting on 24 March 2014.

40.2.4 Deployment of Personnel at Six New AIIMS

Noted. It was mentioned that 26 Engineers have been deployed by In House Consultant (HLL Lifecare Ltd.) at Project Cells of 6-AIIMS. It was advised that the posts sanctioned against Engineering



Division of 6-new AIIMS must be filled up at AIIMS level by following due procedure. It was mentioned that the employee concerned who is occupying a post in new AIIMS on lien basis from his parent organization must obtain the extension of lien in time so as to avoid irregularity in continuation. It is incumbent upon the employee concerned to approach Ministry and his/her parent organization well in advance.

40.2.5 Status of Procurement of Equipment for Six New AIIMS

40.2.5.1 Status of procurement to meet Minimum Operational Requirements

Noted. It was informed that medical equipments were being procured at different levels (Institute local purchase, Institute open tender, MoR-HLL, pre-clinical HLL, clinical-HLL etc) for new AIIMS and also for PMSSY up-gradation Colleges. It was felt that for the purpose of conscious decision on procurement prices and quality, while taking note of wide range of prices particularly of ICU beds across AIIMS, a centralized data base must be maintained by PMSSY Wing. Director AIIMS Bhopal suggested that all items individually costing above Rs.5 lakh should be brought on data base. Head PCD HLL stated that this would not lead to proper price discovery and quoted the example of ICU beds which cost less than Rs5 lakh but had wide variation and were procured in large numbers running into crores of Rupees. It was decided that for the purpose of creating central data base in PMSSY Wing, FA's of respective new AIIMS and HLL / HSCC would provide inputs on a format to be circulated by PMSSY Wing. It was also mentioned that the database was being asked for by HLL for last few weeks from each new AIIMS and the same was not forthcoming. It was directed that the respective FAs would supply the immediate information to HLL by 28 March 2014 (Friday) so that the IPC on AIIMS procurement which was originally scheduled on 26 March 2014 by Secretary had to be postponed due to lack of base data, was convened soon.

40.2.5.2 Procurement by PSA

Noted. It was desired that AIIMS requirement of preclinical equipment may be reviewed at the earliest before proceeding further with balance procurement. It was also clarified that CSSD, MOT and MGPS were assigned to PSA for procurement under medical equipment category in tune with CCEA note and they were not part of civil works packages.

40.2.6 EXPLANATORY NOTE ON SFC

Noted.

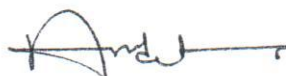
40.2.7 STATUS OF WORKS AT SIX NEW AIIMS

40.2.7.1 Physical & Financial Progress

Noted. It was mentioned that as per CCEA approval for phase-III PMSSY up-gradation projects, consultancy fee of 5% in case of civil works (inclusive of PMU cost etc.) had been fixed and 2% for medical equipment. It was clarified that the CCEA mandate applied to phase-III PMSSY up-gradation projects and, it did not have retrospective effect. It was directed that Quality Control at 6 new AIIMS had to be carried out by HLL Lifecare Ltd as per terms of agreement of In-house Consultancy executed by the Ministry.

40.2.7.2 Sanction of Variation, Deviation cases by ERC

Noted. Considering the quantum of deviation, variation and substitution cases recently reported by the six SE's, it was noted with concern that MoHFW order No.Z-28016/11/2012-SSH dated 20.5.2013 must be followed in true letter and spirit while sanctioning deviations/ variations by ERC. It was also advised to ensure that no undue benefit accrued to the contractor and trade discounts were taken into account while dealing with variations cases in ERC.



40.2.7.3 Release of 2nd Mobilization Advance to Construction Agencies Noted.

40.2.7.4 HVAC Works related Issue

Noted. It was noted that HVAC work was to be executed as part of Package II contract at all AIIMS. There was a lack of clarity, if the subject work was a turnkey work or a percentage rate based work. Head-EU-PMU (HLL) made a presentation on HVAC issue to seek guidance of PMC on the matter.

It was mentioned by him that as per NIT of Package-II, it was a percentage rate tender under two-bid System (Technical & Financial). Head EU informed that a Committee had been constituted vide MoHFW letter No.Z-28016/12/2010-SSH dated 13.11.2013 to consider the issue. The Committee held its 1st meeting on 3.12.2013 and had submitted Minutes of Meeting on 22.12.2013 to MoHFW.

Head, EU-PMU-HLL in his presentation, stated that under Contract Clause 16 (specific to HVAC work), it is stipulated that "The entire job will be executed by a specialized HVAC contractor on turnkey basis for:

- i. Detailed design to ensure maintenance of specified conditions
- ii. Preparation/ approval of detailed drawings
- iii. Fabrication/ supply of required equipment/ fabricated items/ materials after factory testing
- iv. Supply/ Erection/ Testing / Commissioning/ coordination with other execution agencies.
- v. Subsequent comprehensive operation and maintenance for 5 years (one year within warranty and 4 year comprehensive)

Head, EU-PMU-HLL added that under Contract Clause 32 in Preamble to Bill of Quantities stipulates as following:

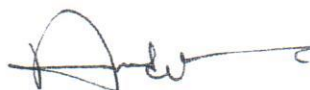
"Variation of quantities with reference to BOQ quantities: The BOQ quantities are estimated quantities. The work will be executed as per approved drawings based on actual site requirements. The actual quantities may differ from estimated BOQ quantities. The work will be executed as per actual quantities required with plus or minus deviation as permitted under conditions of the contract. For technical reasons certain items may not be required to be executed."

Head, EU-PMU-HLL said that under Contract Clause 34 in Preamble to Bill of Quantities stipulates as following:

"This is a turnkey job. Even if certain items are not included within the BOQ, but are required for comprehensive completion of the job, the AC contractor will do the same without any extra cost."

After threadbare discussion in which opinions were articulated by all the Directors of new AIIMS present and exigencies of approaching summer months particularly its impact on students and patients, the recommendations contained in the minutes of the Three Directors' Committee minutes dtd 22.12.2013 were explained by the Co-Convenors (Director AIIMS Bhopal and Director AIIMS Rishikesh).

Director AIIMS Bhopal said that work was stalled and PMC must take pragmatic decision and his views were that percentage rate based work was also applicable. Director AIIMS Jodhpur seconded the views of Director AIIMS Bhopal.



Director AIIMS Rishikesh stated that he had studied the contract agreement and wanted reiteration of the Committee views as contained in the minutes, read out by him from the presentation as, "though it emerged from vivid discussion with FAs, SEs, of 6 new AIIMS and other members of committee that though it is a turnkey project as per the agreement, but the world Turnkey has a limited meaning in the agreement. It is apparent that the agreement also allows the rate contract for item quoted in BOQs. Having gone through clause 16, 32, 34 of agreements and deliberations of experts, it emerged that issues of few variation are not adequately addressed in contract and BOQs, but require to be addressed for completion of work. Such issues need to be genuinely considered, but very judiciously and logically from case to case basis, as the clause 34 prohibits an extra payment."

Views were expressed by Engg Consultant (SMA) that he had a differing opinion and stated these were purely turnkey contract and nothing extra was payable.

It was decided that the HVAC matters were site specific in terms of their nature, execution, variation and exigencies of operational requirements, and as such, the cases were to be decided by the respective ERCs headed by Directors, on case to case basis, considering the recommendations of the Three Directors' Committee dated 22 December 2013.

40.2.7.5 Procurement of Furniture for Six New AIIMS, Second Phase

Noted. Director AIIMS Bhopal stated that he had fixed the final meeting of the Committee on 27 March 2014 and he would submit the recommendations soon. He stated that rate contracts should be fixed centrally and individual AIIMS should have liberty to procure furniture items based on their requirement and progress of building/civil construction. It was clarified that no PSA had been appointed for the purpose and it might be prudent to constitute a centralized procurement committee for the purpose.

40.2.7.6 Procurement of Vehicles for Six New AIIMS

Noted. The issue was discussed and it was opined that norms for Ambulances for AIIMS could be similar to the norms of NRHM. Director, AIIMS, Jodhpur was of the view that NRHM ambulances largely fulfilled the basic/ primary requirement, while ambulances required for AIIMS should have advanced features. DGHS suggested that NRHM also had ambulances for advanced health care/ tertiary care. Most of the Directors were of the view that the basic ambulance on NRHM pattern could be procured by MoHFW and additional features of advancement could be added locally by each AIIMS depending upon their need. AS & FA stated that the procurement could be done by each AIIMS. It was clarified that the head of account under which the vehicles had been sanctioned by the Finance Ministry could only be operated by Ministry, not by a grantee Institution. It was decided that the recommendations of the Committee be acted upon with the rider that NRHM specifications for Ambulances be adopted with option for each new AIIMS to add further facilities of medical care depending on their need.

40.2.8 MINUTES OF REVIEW MEETINGS HELD SINCE LAST PMC MEETING

40.2.8.1 Minutes of all review meetings held by Ministry

Noted.

40.2.8.2 Minutes of Institute Body (IB) Meeting held by each AIIMS

Noted.

40.2.9 CAG AUDIT OF 6-AIIMS



Noted.

40.2.10 INTERNAL AUDIT BY MOHFW (CCA)

Noted. It was mentioned that to avoid delay in release of payments to construction contractors, a time line has to be framed. It was mentioned that the SE's upon receipt of RA bills from Contractors, must dispose within two days, and, also ensure that check list prescribed by PMSSY Division in consultation with CCA, is complete, clearcut and without ambiguity/proviso. Similarly, FA's upon receipt of RA bills from SE, must dispose within two days. The DDO, PMSSY upon receipt of RA bills concurred by FAs, must submit the same to PAO within two days. PAO in turn must decide upon the bill within two days, if it is to be returned, otherwise, clear the payment within five days.

40.2.11 PMSSY Website

Noted. It was also noted that the PMSSY website, and electronic mail communication with students, faculty, staff and management of each new AIIMS would be further improved. Secretary HFW observed that video conference with Directors be aimed at.

40.2.12 EXPERT COMMITTEES

Noted.

40.3 AIIMS-Rae Bareli (Uttar Pradesh) & AIIMS-Raigunj (West Bengal) under Phase-II

40.3.1 Status of AIIMS-Rae Bareli, Uttar Pradesh

Noted. It was decided that start up OPD be made functional at the earliest by HSCC, the PMC appointed and reported in the 39th meeting of PMC. AS&FA observed that IFD clearance was not required for opening of price bids for procurement connected with start-up OPD by HSCC.

40.3.2 STATUS OF AIIMS-RAIGUNJ, WEST BENGAL

Noted.

40.4 UPGRADATION PROJECTS UNDER PMSSY

40.4.1 Procurement related matters on PMSSY- Upgradation Projects

Noted. It was decided that extra cost on any item/work being procured or done under Institute / State head/share should be borne by the Institute/ State.

40.4.2 Minutes of all review meetings by Ministry since last PMC meeting

Noted.

40.4.3 Contracts awarded since last PMC Meeting

Noted.

40.4.4 Physical & Financial Progress of Upgradation Projects under Phase I & II

Noted.



40.4.5 Amendment to Agreement with HSCC(I) Ltd. for civil work at GMC, Amritsar and RPGMC, Tanda

Noted.

40.4.6 Sanction of Upgradation Projects under Phase – III

Noted.

40.4.7 Appointment of Project Management & Supervision Consultants for execution of Upgradation Projects under Phase – III.

Noted.

40.4.8 Re-allocation of funds within the approved outlay for procurement of High End Medical Equipment for BJ Medical College, Ahmadabad and Grants Medical College, Mumbai

Noted.

40.5 DECISION RELATED TO UPGRADATION PROJECTS UNDER PMSSY

40.5.1 Approval for specifications for equipment being procured by States directly

Noted. Considering the need for uniform specifications for the equipment being procured under PMSSY, it was decided that in cases of equipment procured by Institute directly or through their agent also, specifications for high end (each of value Rs.30 lakh and above) and for common equipment would be those specifications as approved by Ministry.

40.6 ISSUES ON CONTRACTS OF SIX NEW AIIMS

40.6.1 Show Cause Notices to Project Consultants

Noted.

40.6.2 Extension of Time for Construction Contracts

Noted.

40.7 DECISIONS RELATED TO SIX NEW AIIMS

40.7.1 Remuneration for manpower deployed by PCs beyond the stipulated completion time

Noted. It was clarified that project consultants of respective six AIIMS shall be paid remunerations by the Ministry for additional manpower on man month basis beyond stipulated period of thirty four months as per prevailing market rates or existing contract rates, whichever is lower. The project consultants shall be bound to fulfil all the obligations as required under contract terms and conditions.

40.7.2 Strengthening of PMSSY Division

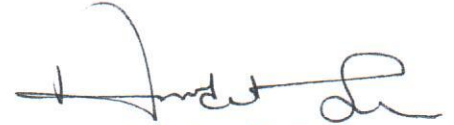
Noted.



40.8 CREATION OF ARBITRATION CELL UNDER PMSSY DIVISION

After deliberations, it was resolved that an arbitration cell would be created in the PMSSY Division to deal with cases and issues pertaining to settlement of disputes and arbitration cases pertaining to all contract agreements of PMSSY Division of MoHFW.

The meeting ended with a vote of thanks to the Chair.



(Amarjeet Singh)

Deputy Secretary to the Govt of India
PMSSY Division, MoHFW
28 March 2014

Copy to:-

- i. All Members, PMC _____
- ii. All participants _____
- iii. PS to HFM
- iv. DG CPWD; CMD HLL; CMD HSCC
- v. DDA, FA, MS, SE in all six new AIIMS _____
- vi. PMSSY Division
- vii. EC (SMA); HRC (JVR); Arb Adv; Head EU HLL
- viii. AAO PMSSY
- ix. PPS to Secretary HFW/ AS&FA/ AS(H)/ JS PMSSY/ CCA/ CA-CDB
- x. PMSSY MoHFW Website