



KARNATAKA POWER TRANSMISSION CORPORATION LIMITED

CIN No. U40109KA1999SGC025521

Corporate Office
Kaveri Bhavan, K.G Road,
Bengaluru-560 009

KPTCL/B19/345/85-86

Date: 06.12.2022

CIRCULAR

Sub: Adhering to time frames stipulated for processing of Time extension / condonation of delay proposals in order to avoid undue delay in execution of the projects - reg.

- Ref:** 1. Corporate Circular No. B19/345/85-86 dated 09.02.2018.
2. Note approved by MD, KPTCL on 03.12.2022.

It has come to the notice of the Management that, there has been inordinate delay in execution and completion of the projects due to reasons beyond the control of either KPTCL or the contract agency resulting in both time and cost overrun. Whenever the delay is attributable to KPTCL or beyond the control of the contract agency, it has been observed that, there has been delay in according extension of time due to various reasons. Inordinate delay in according extension of time even after lapse of several years from the date of commissioning of the project may give rise to unnecessary disputes.

In order to ensure timely treatment of extension of time / condonation of delay proposals, the administrative procedure to be adopted was stipulated vide Circular dated 09.02.2018. Detailed procedure to be adopted along with timeframe at different stages and responsibilities of officers at various stages was also specified in this Circular.

However, in spite of such Circular instructions and instructions issued during various review meetings, it has come to the notice of the Management that there has been delay at various stages for according extension of time whenever the delay is beyond the control of the contract agency or delay is attributable to KPTCL. This has also been noted in the AG's audit report wherein it is recommended to avoid such delays in future. Further, it is noted by the AG's that reasons which are attributable to KPTCL such as delay in approval of activity chart, delay in approving layout diagram, delay in communicating approval for earth mat drawings, delay in conducting check survey, delay in obtaining valuation of horticultural trees, crops etc. are within the control of KPTCL.

EECIT-12
B.S.H.
Accd
20/12/22

Thus, in order to ensure timely treatment and disposal of all time extension / condonation of delay proposals for practical completion of the project, the instructions, timeframes and administrative procedure stipulated in the Circular dated 09.02.2018 shall be strictly adhered to in all respects.

Any lapses in this regard will be viewed seriously and suitable action will be initiated on the concerned officer responsible for such delays. Any delay caused due to complacency at any stage will also be viewed seriously and the concerned officer will be held responsible for consequences of such delay. Individual responsibility will be fixed on the concerned officer responsible for delay and any levy of financial penalties or compensation for causing such delays will be charged to the personal account of the concerned officer/s responsible for the delay.

Approved by
Managing Director


General Manager (Tech)
KPTCL

To:

1. All Chief Engineers/Financial Advisors, KPTCL.
2. All Superintending Engineers/Controllers, KPTCL.
3. All Executive Engineers/DCAs, KPTCL.
4. The Company Secretary, KPTCL, Kaveri Bhavan, Bengaluru.
5. SPS to Managing Director / Director (Transmission) / Director (Finance), KPTCL to place it before the Directors for kind information.

Copy to:

The Superintending Engineer (EI) (IT), KPTCL with a request to arrange to upload the Circular in KPTCL website.

Phone No. 080-22243926
Fax No. 080-22110134
Website: www.kptcl.com



Email ID: dgmtkptcl@rediffmail.com

KARNATAKA POWER TRANSMISSION CORPORATION LIMITED
Corporate Identity Number (CIN): U40109KA1999SGC025521

No: B19/345/85-86

Encl: Annexure

Corporate Office,
Kaveri Bhavan,
Bangalore -560 009.
Dated: 09.02.2018

CIRCULAR

Sub: Conditions for extension of time for the completion of the projects under execution.

- Ref: 1. Proceedings of the review meeting held on 30.01.2016 at Kaveri Bhavan, Bangalore.**
2. KPTCL Order No KPTCL/B19/1672/90-91 Bangalore dt 03.03.2012 regarding condonation of delay.

Managing Director, KPTCL while reviewing the progress of ongoing projects taken up by KPTCL on 30.01.2016 at Kaveri Bahvan, Bangalore, has observed that there is inordinate delay in granting Extension of time for completion of the projects due to the reasons beyond the control of either of the parties to the contract (i.e. the contractor and the owner) due to various reasons resulting in both time and cost overrun. The time period for actions/responses by the parties to the contract is a critical part in managing Extension of Time for early completion of the project. Wherever the delay is attributable to the owner or beyond the control of the contract agency, then in such cases, the contract completion period needs to be extended as and when it becomes due.

It is seen that the Extension of time is being granted after lapse of several years from the date of commissioning of the project which may give rise to unnecessary disputes. As such, the timely treatment of an Extension of Time for Practical Completion of the project is most important and desirable. Late decisions inevitably lead to further claims for time and/or costs and delay and also recovery of penalty/liquidated damages from the contract agency for which they may not be responsible. It is also observed that LD is deducted even though the delay is not attributable to the agency.

Hence the following administrative procedure is stipulated for timely redressal of Extension of time issues.

A. EXTENSION OF TIME IN CASES WHERE THE DELAY IS BEYOND THE CONTROL OF THE CONTRACT AGENCY:-

In such cases, the Contract agency has the responsibility to make its claim and the Chief Engineer has the responsibility to assess the claim within scope of the Contractors obligations under the Contract. The contract agency within 15 days after the commencement of the delay shall notify the Executive Engineer (El) in writing about the **cause** for the delay duly substantiating the facts on which the claim for Extension of time is based. The **cause** may be an event occurring on or before the contractual completion date/extended date if any which are beyond the reasonable control of the contract agency. The following events are broadly classified as a **cause** for claiming Extension of time.

- a) Delay in handing over of site for the station;
- b) Delay in approval of Check Survey for the lines;
- c) Delay in addressing Right of way issues wherever such issues are under the scope of the Owner as per the contract.
- d) Delay in approval of Vendors/Drawings;
- e) Delay in inspection of materials and issue of Dispatch Instructions;
- f) Delay in approval of quantity variations.
- g) Delay in obtaining statutory approvals.
- h) Any major variations or additions of works in the scope of work already contracted.
- i) Delay in supply of "Owner supplied materials" or completion of other associated works by other contract agency and any other events as per the field conditions.

The Executive Engineer, upon receiving the Contractor's claim for an Extension of Time for Practical Completion, should assess the claim against the following criteria. The assessment of the Extension of Time for Practical Completion may be assisted with reference to the PERT/Activity chart.

- a) That the cause of the delay is a valid one.
- b) The time up to which the cause of delay has actually happened or commenced.
- c) Whether the Contractor has taken all reasonable steps to prevent the occurrence of the cause and minimize the consequences of the delay.

- d) Whether a notice stating a number of days claimed for delay is provided.
- e) Where more than one event causes concurrent delays, the Contractor shall not be entitled to an Extension of Time for Practical Completion. If one or more of the causes for concurrent delays is attributed to the Contractor or is for the Contractor's convenience, then the number of days for such delay is excluded from the time extension entitlements when it is concurrent or overlapping with delays caused by events listed above.

The Executive Engineer (EI), after analyzing the time extension claim as above, shall forward his recommendation duly indicating the no. of days by which the contracted completion date has to be extended to the Chief Engineer through the Superintending Engineer (EI). The Chief Engineer within 30 days after receipt of such recommendation on the number of days claimed for extension may;

- a) Grant a reasonable Extension of Time for Practical Completion, or in case, the full claim of Extension of Time for Practical Completion is not granted give reasons thereof to the Contractor in writing, or decline the claim and give a notice in writing to the Contractor of the reasons.
- b) In the alternative, where the Contractor is entitled to an Extension of Time for Practical Completion, the Chief Engineer may approve time extension and direct the Contractor to accelerate performance of the work under the Contract.

Before deducting LD amount on any bill, the certification of the concerned Executive Engineer is mandatory regarding deduction of LD.

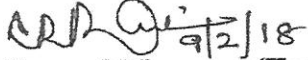
B. EXTENSION OF TIME IN CASES WHERE THE DELAY IS ATTRIBUTABLE TO THE OWNER:-

All Chief Engineers (Electy.), Transmission Zones, Superintending Engineers (Elect.), Transmission Circles, and Executive Engineers (Elect.), Major Works Divisions, KPTCL shall take necessary action in completing all the project activities like approval of drawings, GTPs/QAP/type test reports etc within the stipulated time indicated in the annexure enclosed.

Dispatch instructions

Regarding issuing of dispatch instructions, CEE, Transmission Zone shall send the proposal to CEE, TAQC for inspection of materials within 7 days from the date of receipt from agency. Then, CEE, TAQC shall arrange to inspect the materials and to furnish the report back to CEE, Tr Zone within 15 days from the date of receipt from CEE, Tr Zone. As soon as the report is received from TAQC, CEE, Tr Zone shall issue dispatch instructions within 7 days from the date of receipt from TAQC. In certain cases, where inspection of materials is not required, then dispatch instructions shall be issued within 7 days from the date of receipt from agency.

The above guidelines shall be followed scrupulously while issuing Extension of time and care shall be exercised to reset/re-draw the PERT chart incorporating the extended time granted which shall be signed by both the parties to the contract. However, the procedure for approval of delay condonation proposals shall be as per the KPTCL order dt 03.03.2012 cited under reference (2).


Deputy General Manager (Tech),
KPTCL, Bengaluru.

Copy to:

1. All Chief Engineers, Electricity, KPTCL.
2. All Financial Advisors, KPTCL.
3. All Superintending Engineers, Elecl., KPTCL.
4. All Controllers of Accounts, KPTCL.
5. All Executive Engineer, Ele., KPTCL.
6. All Deputy Controllers of Accounts, KPTCL.

Copy for information to:

1. EA to MD/DT, KPTCL, Kaveri Bhavan, Bengaluru.
2. PS to MD/DT/DF/D(A&HR)/Director & Company Secretary, KPTCL, Kaveri Bhavan, Bengaluru.
3. The Superintending Engineer (Ele.), IT & MIS, with a request to arrange to upload this Circular in KPTCL website.

ANNEXURE

Sub Station work:

Particulars	Empowered Authority	Duration of the activities
A) Civil Engineering works		
Approval of drawings for fixing of FGL, foundations for Control Room Building, cable ducts, baffle wall, security fencing, road, drains, culverts, toe wall / retaining wall, equipment foundations, station structures, earth mat etc.,	EEE, MWD / TL&SS Dn., KPTCL	7 days from the date of receiving from the agency OR within the time period indicated in the Activity Chart, whichever is earlier and submit to SEE, Transmission Circle.
	SEE, Transmission Circle	5 days from the date of receiving from the EEE, OR within the time period indicated in the Activity Chart, whichever is earlier and submit to CEE, Transmission Zone.
	CEE, Tr. Zones in respect of conventional 66kV and 110kV Sub-Stations.	7 days from the date of receiving from SEE, Transmission circle OR within the time period indicated in the Activity Chart, whichever is earlier. Details in respect of GIS and 220kV and above voltage class S/s, shall submit to CEE, P&C.
	CEE, P&C, KPTCL in respect of: i) 66kV & 110kV GIS. ii) All types of 220kV and above voltage class sub-stations.	7 days from the date of receiving from CEE, Transmission Zone OR within the time period indicated in the Activity Chart, whichever is earlier.

Particulars	Empowered Authority	Duration of the activities
B) Electrical Work		
Approval of drawings for Layout / Switch yard area. station structures, equipments (except Power Trs.), equipment mounting structures, etc.,	EEE, MWD, KPTCL	7 days from the date of receiving from the agency OR within the time period indicated in the Activity Chart, whichever is earlier and submit to SEE, Transmission Circle.
	SEE, Transmission Circle	5 days from the date of receiving form the EEE, MWD OR within the time period indicated in the Activity Chart, Whichever is earlier and submit to CEE, Transmission Zone.
	CEE, Tr. Zones in respect of conventional 66kV and 110kV Sub-Stations.	7 days from the date of receiving from SEE, Transmission circle OR within the time period indicated in the Activity Chart, Whichever is earlier.
	CEE, P&C, KPTCL in respect of: i) 66kV & 110kV GIS. ii) All types of 220kV and above voltage class sub-stations.	7 days from the date of receiving from CEE, Transmission Zone OR within the time period indicated in the Activity Chart, whichever is earlier.
Approval of drawings of Power Transformers	CEE, T&P in respect of conventional 110kV & 66kV S/s.	15 days from the date of receiving from the agency OR within the time period indicated in the Activity Chart, whichever is earlier.
	CEE, P&C in respect of 220kV & above voltage class S/s and all GIS S/s.	
Approval for GTPs/ QAP / type test reports and Sub-vendors for the equipments / materials if required.	a) CEE, T&P, KPTCL in respect of: i) 66kV & 110kV GIS (QAP & GTP of Power Tr. only) ii) All types of 220kV and above voltage class sub-stations. b) CEE, Tr. Zones in respect of conventional 66kV and 110kV Sub-Stations other than Power Trs, & GIS.	15 days from the date of receiving from the agency OR within the time period indicated in the Activity chart whichever is earlier.

Particulars	Empowered Authority	Duration of the activities
C) Line Work		
Conducting detailed survey if required, finalization of route. Approval of check survey/detailed survey, etc	EEE, MWD, KPTCL	7 days from the date of receiving from the agency OR within the time period indicated in the Activity Chart, whichever is earlier and submit to SEE, Transmission Circle.
	SEE, Transmission Circle	7 days from the date of receiving from EEE, MWD OR within the time period indicated in the Activity Chart, Whichever is earlier.
Approval of drawings for Tower parts with accessories, conductor/ ground wire with accessories, Insulator strings with clamps and hardwares etc.	CEE, Tr. Zones in respect of conventional 66kV and 110kV Lines.	7 days from the date of receiving from SEE, Transmission circle OR within the time period indicated in the Activity Chart, Whichever is earlier.
	CEE, P&C, KPTCL in respect of 220kV and above voltage class Lines and all Tr. lines with special structures.	15 days from the date of receiving from CEE, Transmission Zone OR within the time period indicated in the Activity Chart, whichever is earlier.
Approval of GTP's / type test reports, sub vendors if required etc.,	CEE, Transmission Zone in respect of conventional 66kV and 110kV Lines	7 days from the date of receiving from the agency OR within the time period indicated in the Activity chart whichever is earlier.
	CEE, T&P in respect 220kV and above voltage class Lines.	15 days from the date of receiving from the agency OR within the time period indicated in the Activity chart whichever is earlier.

Note: 1. In case of special equipments like Transformers and Reactors of 400kV class, GIS modules and EHV UG cables, the approval for the GTPs will be conveyed by CEE, T&P after its review by CEE, P&C. In such cases, additional 10 days is allowed for conveying approval.

2. In the event of submission of insufficient details / valid additional information sought from the agency, then, the time taken for submission of these details not to be considered for arriving at the duration.

GM(I)

BIP

OGM (Projects)

4