

No. SEC/MTG/552/77.

Bombay Metropolitan Region Development Authority  
New Administrative Offices Building (18th Fl.),  
Opp. Mantralaya,  
Madam Cama Road,  
Bombay-400 021.

Dated the 1st February, 1977.

NINTH MEETING OF THE EXECUTIVE COMMITTEE

A meeting of the Executive Committee was held on January 27, 1977. The Notes of Discussion of this meeting and the Resolutions passed by the Executive Committee are sent herewith for your -- information and necessary action.

*R.B. Ajgaonkar*  
1/2/77  
( R.B. Ajgaonkar )  
Secretary, Executive Committee.

D.A. : As above.

To,

- Shri J.B.D'Souza, Chief Secretary to the Government of Maharashtra, General Administration Department — Chairman
- Shri B.C.Cariappa, Managing Director, CIDCO. — Member.
- Shri C.M.Correa, Chairman, Housing, Urban Renewal and Ecology Board — Member.
- Shri B.G.Deshmukh, Municipal Commissioner, Greater Bombay Municipal Corporation — Member.
- Shri L.C.Gupta, Secretary, Urban Development Department and Public Health Department — Member.
- Shri N.G.K.Murti, Chairman, Water Resources Management Board — Member.
- Shri P.V.Nayak, Metropolitan Commissioner.

Copy with compliments

cc :

- The Financial Adviser, BMRDA.
- The Member-Secretary, HURE Board, BMRDA.
- The Member-Secretary, T. & C. Board, BMRDA.
- The Member-Secretary, WRM Board, BMRDA.

*do*  
Issued on... 2-2-1977

Ninth Meeting of the Executive Committee, B.M.R.D.A.  
held on 27th January, 1977.

Place : Chamber of the Chairman, Executive Committee.

Members

Present :

Shri J.B.D'Souza, Chief Secretary — Chairman.

Shri B.C.Cariappa, Managing Director, CIDCO., — Member.

Shri C.M.Correa, Chairman, Housing, Urban Renewal and Ecology Board — Member.

Shri B.G.Deshmukh, Municipal Commissioner, Greater Bombay Municipal Corporation — Member.

Shri L.C.Gupta, Secretary to the Government of Maharashtra, Urban Development and Public Health Department — Member.

Shri P.V.Nayak, Metropolitan Commissioner.

Shri R.B.Ajgaonkar, Secretary, Executive Committee.

Invitees:

Shri W.D.Bhide, Member-Secretary, Water Resources Management Board, BMRDA.

Shri C.S.Menon, Financial Adviser, BMRDA.

Shri R.Y.Tambe, Member-Secretary, Transport and Communications Board, BMRDA.

Item No.1 : Confirmation of the minutes of the Eighth Meeting held on 5th January, 1977:

1. The minutes of the Eighth Meeting held on the 5th January, 1977 (notes of discussion circulated under letter, No.SEC/MTG/303, dated the 18th January, 1977) were confirmed.

Item No.2 : Action taken on the minutes of the Eighth Meeting held on 5th January, 1977:

2. The report submitted on the action taken on the various items **discussed** in the Eighth Meeting held on the 5th January, 1977, was noted and accepted.

3. The meeting decided that, taking into consideration the revised situation relating to utilisation of Revolving Fund no further action need be taken in the BMRDA on the B.M.C. projects originally projected for financing from the BMRDA. As for the BMRDA loan to the BEST, the Municipal Commissioner agreed to finalise the outstanding issue relating to the loan agreement early.

(Action by : Municipal Commissioner).

4. The Committee noted that a complete review of the previous meetings was being undertaken in the Metropolitan Commissioner's Office to identify all the items on which action is outstanding. A report in this regard is expected early.

(Action by : Secretary, Executive Committee)

5. It was decided that a periodical report should be submitted for the information of the Executive Committee on the status of the Bombay Urban Transport Project by the T. & C. Board.

(Action by : Member-Secretary, T. & C. Board)

Item No.3 : Delegation of powers for appointing staff and officers of BMRDA :

6. The Draft Appointment of the Staff (Procedure) Rules, 1977, were considered by the Executive Committee in detail. It felt that Rule 5(e) relating to selection of retired staff from -- Government or Semi-Government/Public Sector Undertakings need not be specifically provided for as one of the methods of recruitment. It was sufficient to provide for a residuary recruitment method to be used with the prior approval of the Executive Committee when the need arose.

7. With regard to the second proviso to the Draft Rule 7 -- concerning the relaxation of qualifications, etc., after a detailed discussion, the Committee thought that this power might be -- retained with the Executive Committee itself, and on the basis of actual experience (relating to the difficulties faced in timely recruitment), the rule could be modified as necessary in future.

8. Amendments to Proviso (a) to Rule 13 of the draft Rules were made by insertion of the words "of a person" before the words "on contract", and deletion of the word "ordinarily".

9. The Member-Secretary, WRM Board, said that for the "General staff" required by the Functional Boards and to be recruited through deputation, there was no need to set up a Selection Committee, as powers had already been delegated to the Member-Secretaries to make such appointments on deputation. It was clarified that the present recruitment procedure was intended to ....

to supersede the earlier delegation of powers. After some discussion, the meeting agreed that the recruitment of "General staff" could be properly dealt with in the Metropolitan Commissioner's office itself for the sake of uniformity in the procedure for selection of such staff common to all the Functional Boards.

10. The Chairman indicated that, in respect of the redelegated powers, a certain definite procedure for reporting to the Executive Committee should be evolved. The Metropolitan Commissioner was requested to discuss and finalise this matter in consultation with the Chairman, and put up a specific proposal for the approval of the Executive Committee.

(Action by : Metropolitan Commissioner)

11. The Resolution approving the Appointment of the Staff (Procedure) Rules, 1977, as modified on the lines indicated above, was then adopted.

Item No.4 : Providing Venetian Blinds for windows of the West Wing of the 17th floor and both the Wings on the 19th floor of the New Administrative Offices Building :

12. The proposal, as put up to the Executive Committee, was approved, and the Resolution concerned adopted.

Item No.5 : Audit of Accounts of the BMRDA:

13. The proposal as put up to the Executive Committee was approved, and the Resolution concerned adopted.

(Action by : Financial Adviser, BMRDA)

Item No.6 : Appointment of Staff:

14. The proposal, as put up to the Executive Committee, was approved, and the Resolution concerned adopted.

Item No.7 : HURE Board -- Staff mobilisation in --- :

15. The Committee thought that, as the proposed qualifications and experience had not been cleared by the HURE Board, a detailed consideration of the proposal was necessary. For this purpose a Special Committee comprising :

- (i) Chairman, HURE Board;
- (ii) Secretary, Urban Development Department; and
- (iii) Member-Secretary, HURE Board,

was constituted. The Committee was authorised to go into the details of the qualifications and experience, consistent with the pay-scale sanctioned for each of the posts, and to approve them with or without modifications as considered necessary. The Committee decisions should be reported to the Executive Committee for its information.

(Action by: Member-Secretary, HURE Board)

Item No.8 : Regulatory measures for decongesting Bombay :

(Item taken up with the permission of the Chairman for discussion).

16. The Chairman, HURE Board, raised the question of the role the BMRDA is expected to play in regard to introducing regulatory measures to decongest Greater Bombay. He explained the urgency of an early decision, and suggested that the Executive Committee of BMRDA should initiate a specific action plan to achieve this objective. This subject-matter had been discussed by the Executive Committee in March, 1976, and as explained by the Secretary, Urban Development and Public Health Department, a specific action plan was to be evolved by the BMRDA.

17. After a detailed discussion, the Committee agreed that a detailed study of all the available options and the related -- issues needed to be undertaken, and it could be taken up by a task force in the HURE Board. The measures suggested by such a study could then be discussed in the Executive Committee for initiating further action as required by the Act.

(Action by : Chairman, HURE Board)

18. The following Resolutions were adopted :-

RESOLUTION 19:

"Resolved that the Executive Committee, in exercise of powers conferred upon it by Clauses (ii) and (vii) of Sub-Section (2) of the B.M.R.D.A. Act, 1974, and all other powers enabling it in this behalf, adopts the Appointment of the Staff (Procedure) <sup>Regulations</sup> Rules, 1977, as detailed in the Annexure to this Resolution, in regard

to ....

to the procedure for making appointments of staff in the BMRDA and delegating its powers in this regard to the officers of the Authority.

Resolved further that the aforesaid Appointment of the Staff (Procedure) Rules, 1977, be brought into force with immediate effect.

Resolved further that the delegation of the powers, as authorised under Resolution 11 of the Executive Committee, is hereby superseded with immediate effect, without, however, any prejudice to the appointments, if any, already made in pursuance of the delegation of powers under the said Resolution."

RESOLUTION 20:

"The Executive Committee, in exercise of the powers conferred by Clause (vi) of Sub-Section (2) of Section 7 of the B.M.R.D.A. Act, 1974, and all other powers enabling it in this behalf, -- approves ex post facto the provision of venetian blinds for the windows in the Western Wing of the 17th floor and both Wings of the 19th floor, where offices of the Authority are situated, and entrustment of the work to Messrs. Atlantic Venetian Blinds at a total cost not exceeding Rs.14,600."

RESOLUTION 21:

"Resolved that, having regard to Section 2.03 of the "Maharashtra Agreement" between the State Government and the World Bank, the State Government should be moved to appoint the Comptroller and Auditor General of India as Auditor to audit the accounts of the BMRDA under Section 22(2) of the B.M.R.D.A. Act read with Section 20 of the Comptroller and Auditor General's (Duties, Powers and Conditions of Service) Act, 1971, to enable the BMRDA to comply with the requirements of Section 4.02 of the "Loan Agreement" between the BMRDA and the World Bank."

RESOLUTION 22:

"Resolved that the Executive Committee, in exercise of its powers under Clause (ii) of Sub-Section (2) of Section 7 of the B.M.R.D.A. Act and all other powers enabling it in this behalf, approves the appointment of staff/officers in the

B.M.R.D.A. as shown in Statement 'A' with effect from the dates of appointments respectively shown against them.

Resolved further that the appointments made on deputation of the staff shown in the Statement 'B' under the powers delegated by the Executive Committee by its Resolution No.11, dated the 4th December, 1976, are noted."

RESOLUTION 25

"Resolved that a Special Committee be constituted for considering the duties and qualifications of the following posts to be operated in the HURE Board :-

Sr.No. (1)	Name of Posts. (2)	No. of Posts. (3)
1.	Senior Physical Planner	1
2.	Junior Planner	3
3.	Computer Assistant	1
4.	Executive Engineer	3
5.	Deputy Engineer	9
6.	Junior Engineer	17
7.	Draughtsman	2
8.	Tracer	8

Resolved further that the aforesaid Committee shall comprise:

- (i) Chairman, HURE Board,
- (ii) Secretary, Urban Development Department, and
- (iii) Member-Secretary, HURE Board.

Resolved further that the aforesaid Committee is hereby authorised to finalise the duties and qualifications of the aforesaid posts of the HURE Board.

Resolved further that the aforesaid posts be filled in by -- inviting applications by public advertisement."

.....

No. ....

ANNEXURE  
(Resolution 19)

Appointment of the Staff (Procedure) Rules, 1977.

WHEREAS the Bombay Metropolitan Region Development Authority Act, 1974, constitutes by Sub-Section (i) of Section 7 thereof the Executive Committee of the Bombay Metropolitan Region Development Authority and confers by Clause (ii) of Sub-Section (2) of Section 7 thereof on the Executive Committee, the power of appointing staff of the said Authority;

AND WHEREAS it is considered expedient to make Rules to set forth the procedure for making such appointment of the staff;

NOW, therefore, in exercise of powers conferred upon it by Clause (ii) of Sub-Section (2) of Section 7 of the Bombay Metropolitan Region Development Authority Act, 1974, and of all other powers enabling it in this behalf, the Executive Committee makes the following Rules :-

1. These Rules may be called the Appointment of the Staff (Procedure) Rules, 1977.
2. In these Rules, unless the context otherwise requires:-
  - (a) "Act" means the Bombay Metropolitan Region Development Authority Act, 1974 (IV of 1975).
  - (b) "Appointing Authority" means the officer mentioned in Column (2) of the Schedule to these Rules in respect of the posts shown against him in Column (3) thereof.
  - (c) Words and expressions used in these Rules and not defined herein shall have the meanings assigned to them by the Act.
3. These Rules shall come into force with immediate effect.
4. Where the Standing Committee of the Authority shall create posts under the Authority, in exercise of its powers



under Clause (v) of Sub-Section (2) of Section 6 of the Act, such posts shall be divided into 3 classes as follows :-

- I. Technical.
- II. Finance and Accounts.
- III. General (i.e., other than Technical and Finance Accounts).

5. The Appointing Authority shall appoint staff by any one of the following methods of recruitment :-

- (a) By selection from amongst candidates sponsored by the Employment Exchange.
- (b) By selection from amongst candidates who are recommended by the Government Departments or Semi-Government organisations (including Public Sector Undertakings), and who were initially recruited by them through the Employment Exchange, but were subsequently retrenched. (This category includes candidates enlisted by the Surplus Cadre Cell of the Government of Maharashtra).
- (c) By selection from amongst candidates for appointment on deputation from Government Departments or Semi-Government organisations, including Public Sector Undertakings.
- (d) By inviting applications for selection through public advertisement.
- (e) By promotion where channels of promotion are laid down by the Executive Committee in respect of any category of posts.
- (f) Until channels of promotion referred to in the preceding clause are made in respect of any category of posts, by selection from candidates serving the Authority.
- (g) By any other method with the prior approval of the Executive Committee.

Provided that, while inviting applications for selection through public advertisement, the vacancy shall be notified to the Employment Exchange, and a copy of the advertisement shall also be sent to the Employment Exchange, asking it to sponsor suitable candidates, and such candidates, if any, shall be considered for selection.

6. Except where the Executive Committee otherwise directs, a person, in order to be eligible for appointment in the service of the Authority, shall be an Indian citizen.

7. The qualifications in the matter of education, experience and age for the posts specified in Column (2) shall be laid down by the authorities, respectively, specified in Column (3) of the following statement :

Provided that different age limits may be laid down in the case of candidates falling under clauses (b), (c), (e), (f) and (g) of Rule 5.

Provided further that the Executive Committee may relax in individual cases the qualifications laid down where it is satisfied that suitable candidates with such qualifications are not available for appointment.

Statement

Sr.No. (1)	Categories of posts (2)	Authority (3)
1.1.	Posts in the scales of pay, the maximum of which does not exceed Rs.2,000/- per month.	(a) Functional Boards in respect of Technical posts respectively under them. (b) A Committee consisting of the Metropolitan Commissioner and the Financial Adviser in respect of the Finance and Accounts and the General posts.
2.	Posts in the scales of pay, the maximum of which exceeds Rs. 2,000/- per month.	Executive Committee.

8. Subject to any orders issued by the Executive Committee from time to time, the authorities mentioned in Column (3) of the Statement shown in Rule 7 shall, from time to time, decide the method of recruitment for any post or class of posts shown respectively against them in Column (2), and set up Selection Committee for selecting candidates for appointment.

9. The Selection Committee may screen the applications received and/or interview the candidates, who have applied for the post, in such manner as it thinks fit, and shall recommend the candidates for appointment in their order of merit. In making the selections, the Selection Committee shall follow the orders and instructions issued by Government from time to time in regard to reservation and concession in Government - service for Backward Classes. The Selection Committee may also recommend in deserving cases the grant of higher starting pay, and it shall be competent for the Appointing Authority to sanction such advance increments :-

Provided that a higher starting pay in excess of three advance increments may be sanctioned only with the concurrence of the Financial Adviser.

10. The Selection Committee may recommend a panel of names for being kept on the waiting list for consideration against future vacancies, and such list shall be valid for such period, not exceeding one year, as may be specified by the Selection Committee.

11. Appointments shall be made by the Appointing Authority in the order of merit recommended by the Selection Committee :

Provided that, notwithstanding anything contained in Rule 8, in the case of a vacancy of a purely temporary nature or leave vacancy, the Appointing Authority may, at its

discretion, appoint a suitable person having the necessary qualifications for a period not exceeding three months or till a regular appointment is made, whichever is earlier.

12. A person appointed to a post shall be required to pass within a specified period any qualifying or departmental examination or language examination as may be laid down from time to time by the authorities concerned mentioned in Column (3) of the Statement in Rule 7, failing which his appointment shall be liable to be terminated without any notice.

13. If a candidate selected for appointment is not found medically fit by a medical officer approved by the Authority, he shall not be appointed to or continued in the post unless he is specifically exempted from the requirement, or the deficiency, if any, is condoned by the Chairman of the Executive Committee :

Provided that :

(a) when an appointment is made by selection of a person already in service or by deputation or of a person on contract for a period not exceeding one year, such test shall not be required; and

(b) if a candidate is appointed before medical examination, the appointment shall be subject to the condition of his being found medically fit by a medical officer approved by the Authority, and he shall be sent for medical examination as soon as possible, but in any case within a period of three months from the date of his appointment.

14. The Appointing Authority may sanction the expenditure on recruitment, including the cost of advertisement, reimbursement of fares to the candidates, sitting fees for outside

experts included in the Selection Committee, etc., with the prior concurrence of the Financial Adviser.

.....

SCHEDULE

[See Rule 2(b)]

Sr.No.	Officers.	Posts.
(1)	(2)	(3)
1.	Member-Secretary of a Functional Board	All posts under the Functional Boards concerned in scales of pay, the maximum of which does not exceed Rs.2,000/- p.m.
2.	Financial Adviser	All posts in the Finance and Accounts Division in scales of pay, the maximum of which does not exceed Rs.2,000/- per month.
3.	Secretary, Executive Committee.	All posts outside any Functional Board and the Finance and Accounts Division in scales of pay, the maximum of which does not exceed Rs.2,000/- per month.
4.	Metropolitan Commissioner	All posts in scales of pay, the maximum of which exceeds Rs.2,000/- per month.

87

Statement 00235

Annexure - Item No. 6

Sr. No.	Designation	Pay Scale Rs.	Name of the Person	Date of Appointment	Manner in which selected
1.	Deputy Accountant	240-10-280-15-370-EB-15- -460-20-600	Shri U. S. Sheth	15.01.1977	Selected out of the candidates sponsored by Employment Exchange.
2.	Peon	75-1-80-2-90-EB-2-100	Shri A. S. Modkale	05.01.1977	"
3.	Peon	"	Shri K. V. Nijapkar	From the date he joins.	"
4.	Peon	"	Shri S. P. Yadav	"	"
5.	Peon	"	Shri M. D. Kadam	"	"

CSP/-  
21.1.

00230

Annexure - Item No. 5

Statement B

Sr. No.	Designation	Pay Scale Rs.	Name of the Person	Date of Appointment	Manner in which selected
1.	Works Accountant	740-45-1100-50-1200	Shri N. G. Joshi	13.01.1977	Nominated by the Bombay Municipal Corporation on deputation.
2.	Junior Engineer	170-10-260-15-320- EB-15-380-20-520	Shri K. S. Karmarkar	29.12.1976	Nominated by Superintending Engineer, Bombay (P.W.) Circle on deputation.

csp/-  
21.1.

No. SE  
Ajgeo

HU  
De