

No.EXC/MTG/193

MUMBAI METROPOLITAN REGION
DEVELOPMENT AUTHORITY,
Bandra-Kurla Complex,
Bandra (East),
Mumbai - 400 051.

Date : 13th August, 2001

The minutes of the Hundred and Ninety-Third Meeting of the Executive Committee of the Mumbai Metropolitan Region Development Authority, held on 31st July, 2001 are enclosed.


Secretary,
Executive Committee

To :

- | | | | |
|------|---|---|----------|
| The | Chief Secretary to the Government
of Maharashtra, General Administration
Department, Mantralaya | - | Chairman |
| Shri | D.M.Sukthankar
'Priya', Worli Sea-Face,
Worli, <u>Mumbai-400 018</u> | - | Member |
| Shri | R.Y.Tambe
A/600, Shivam Apartments,
R.P.T.S.Road, Surendranagar,
<u>NAGPUR-440 015</u> | - | Member |
| Shri | Deepak Parekh
Chairman,
H.D.F.C.Ltd., Churchgate,
<u>Mumbai-400 020.</u> | - | Member |

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The	Principal Secretary (I) to the Government of Maharashtra, Urban Development Department, Mantralaya.	-	Member
The	Municipal Commissioner Municipal Corporation of Brihanmumbai.	-	Member
The	Principal Secretary to the Government of Maharashtra Housing & Special Assistance Department, Mantralaya.	-	Member
The	Managing Director, C.I.D.C.O., Mumbai.	-	Member
The	Metropolitan Commissioner M.M.R.D.A.	-	Member

INVITEES :

The Principal Secretary (II) to Government of Maharashtra,
Urban Development Department,
Mantralaya.

The Principal Secretary to Government of Maharashtra,
Industries Department, Mantralaya.

The Principal Secretary to Government of Maharashtra,
Environment Department, Mantralaya.

Copy to :-

The Legal Adviser, M.M.R.D.A.

The Officers of the M.M.R.D.A

**MINUTES OF THE 193rd MEETING OF THE
EXECUTIVE COMMITTEE, MMRDA.**

DATE : 31st July, 2001 (TUESDAY)
TIME : 5.30 P.M.
PLACE : CHIEF SECRETARY'S
COMMITTEE ROOM,
5TH FLOOR, MANTRALAYA.

MEMBERS PRESENT:

Shri V.Ranganathan : Chairman
Chief Secretary to Government

Shri D.M.Sukthankar : Member

Shri R.Y. Tambe : Member

Shri K.C.Srivastava : Member
Municipal Commissioner,
Municipal Corporation of Brihanmumbai

Shri A.P.Sinha : Member
Principal Secretary (I) to Government,
Urban Development Department

Shri R.B.Budhiraja : Member
Principal Secretary to Government,
Housing & Special Assistance Department

Shri Ajit Warty : Member
Metropolitan Commissioner

INVITEES:

Shri Ramanand Tiwari
Principal Secretary (II) to the Government
Urban Development Department

Shri. Vinay Mohan Lal
Principal Secretary (Environment) to the Government
Environment Department

Shri U.P.S.Madan
Project Director, M.U.T.P.

Shri P.L. Bongirwar
Addl. Metropolitan Commissioner

Shri K.N. Patel
Legal Adviser, MMRDA

Shri V.K. Phatak
Principal Chief, Town & Country Planning Division,
MMRDA

Shri S.P.Pendharkar
Chief, Planning Division, MMRDA

Shri S. B Pardeshi
Chief Accounts Officer & Financial Adviser, MMRDA
Secretary, Executive Committee, MMRDA (Addl. Charge)

Shri A.V. Ghangurde
Chief, Transport & Communications Division, MMRDA

Shri J.T.Nashikkar
Chief Engineer, Engineering Division, MMRDA

Item No.1: Confirmation of the Minutes of the
last (192nd) Meeting of the Executive
Committee held on 25th May, 2001.

Minutes were confirmed.

Item No.2: Action taken on the Minutes of the
last (192nd) Meeting of the Executive
Committee held on 25th May, 2001.

Action on pending items from the minutes of the meeting
from July, 1999 to February, 2001 were circulated during the
meeting.

The action taken report was noted by the Committee.

Item No. 3: Placement of additional term deposit of Rs. 240 crs. with Govt. of Maharashtra Finance Department

The Project Director, MUTP, MMRDA submitted that as per the letter received from the Principal Secretary, Finance Department, Government of Maharashtra, an amount of Rs.240 crores was placed with the Government of Maharashtra on 10th July, 2001 after premature withdrawal of deposits from financial institutions on various funds, for which, informal approval was obtained from the Chairman, Executive Committee and Chief Secretary, Govt. of Maharashtra. Further, Project Director intimated that as per Principal Secretary, Finance Deptt.'s letter, Government will refund the said term deposit in 12 equal instalments and pay the similar interest rate on the term deposit, which MMRDA was getting before premature withdrawal of the said deposits.

Shri D.M. Sukthankar, Member of the Executive Committee pointed out that Government had not repaid the earlier term deposits of Rs. 285 crores and outstanding interest thereon of about Rs.157.05 crores upto June, 2001. He further pointed out that in earlier Executive Committee Meetings, it was decided that MMRDA should not lend or place further deposit with organisations who have defaulted in repayment MMRDA's loans/deposits.

The Legal Adviser invited the consideration of the Meeting to the following key questions:

- 1) Whether having regard to the mandate of Article 293 of the Constitution of India, it is permissible to the State Government to borrow the loan as proposed.

- 2) Whether the term deposit intended to be placed with the State Government, is loan as contemplated in Article 293 of the Constitution.

The Chairman read these Articles and having had detailed discussions with the Members on above issues, it was decided that the Principal Secretary, Finance Department, Government of Maharashtra should be requested to ensure that the provisions of the above articles are complied with.

The Chairman suggested that since the Government of Maharashtra had not repaid the earlier term deposits of Rs.285 crores and interest thereon on time, the MMRDA should ask the Government to give the repayment schedules of the earlier deposits along with the outstanding interest. The present deposits could be placed with Government of Maharashtra for four months instead of keeping it for the period of 12 months as per the request of the Principal Secretary, Finance Department, Govt. of Maharashtra, at the interest rate of 12% along with the other terms and conditions of the deposit.

After detailed discussions, the Committee approved the proposal and passed the following Resolution:-

RESOLUTION NO. 834 :

“RESOLVED THAT the Principal Secretary, Finance Department, Government of Maharashtra be requested to submit repayment schedule for the term deposits of Rs.285 crores along with the outstanding interest of Rs.157.05 crores upto June, 2001 that were placed with the Government of Maharashtra in the year 1995 and 1998 and which are not refunded so far.

“RESOLVED FURTHER THAT the earlier decision taken by the Executive Committee not to renew or place additional

deposits to the defaulting organisations is hereby relaxed to the above extent in the case of Government of Maharashtra.

“RESOLVED FURTHER THAT the Executive Committee in exercise of its powers under Section 7(3)(v) of the MMRDA Act, 1974 and all other powers enabling it in this behalf, hereby accords its ex-post-facto sanction to the term deposit of Rs.240 crs. to the Government of Maharashtra (Finance Department) for the period of four month at the interest rate of 12% p.a. of standard terms & conditions of the term deposit. The Government of Maharashtra should refund the term deposit along with the interest on due date and if the term deposit is not refunded on due date, 2% penal interest should be charged on the delayed period of the term deposit.”

Item No. 4 : Award of the work of Feasibility Study of Convention Centre Complex in IFBC, Bandra Kurla Complex.

The proposal contained in the agenda note was discussed in detail and passed the following Resolution: -

RESOLUTION NO. 835 :

“RESOLVED THAT in exercise of the powers under clause (iii) of sub-section (3) of Section 7 of the MMRDA Act, 1974, the Executive Committee hereby approves the proposal of awarding the work of feasibility study of Convention Centre Complex in BKC to M/s. Colliers Jardine as per details contained in paragraph 4 of the item note.

“RESOLVED FURTHER THAT in exercise of powers conferred under sub-section (5) of Section 7 of the MMRDA Act, 1974, the Executive Committee authorised the Metropolitan Commissioner to exercise its powers under clause (iii) of

sub-section (3) of Section 7 of the MMRDA Act, 1974, and award the work of feasibility study of Convention Centre Complex and also negotiate and execute appropriate agreement with M/s. Colliers Jardine, and to set up a Study Review Committee under his chairmanship with expert members from concerned disciplines if required to review the progress of the study.”

Item No. 5 : Development of Sports Complex on a vacant Plot admeasuring 12427 sq. mtrs. out of CTS No. 531 of Dharavi Division 'H' Block, Bandra Kurla Complex.

The Metropolitan Commissioner submitted that it would be appropriate to first obtain an assurance from, Sports & Youth Welfare Department, Government of Maharashtra that they would take over, operate and maintain the facilities proposed to be developed. He also proposed that public tender will be called instead of inviting offers from short listed Consultants as per enclosed Annexure 'G' to the Item Note.

Then, the Committee accepted the suggestions of Metropolitan Commissioner and approved the proposal contained in the Item Note and passed the following Resolution: -

RESOLUTION NO. 836 :

“**RESOLVED THAT** in exercise of the powers conferred under clause (ii) of sub-section 3 of Section 7 of MMRDA Act, 1974 the Executive Committee hereby accords its approval to the project of developing sports complex at an estimated cost of Rs.1.5 crores, subject to an assurance being obtained from the Sports & Youth Welfare Department that they will operate and maintain the proposed Sports Complex.

“RESOLVED FURTHER THAT the Executive Committee authorise the Metropolitan Commissioner to select and appoint a design and project management consultant by inviting open tenders.

“RESOLVED FURTHER THAT the Executive Committee authorises the Metropolitan Commissioner to execute the project.”

Item No. 6 : Approval to the selection of bidder for procurement of Land and Constructed tenements in lieu of TDR plus cash (Option B) under Mumbai Urban Transport Project.

The Committee discussed the Agenda Note in detailed and decided to deferred Agenda Note.

Item No. 7 : Appointment of Additional Metropolitan Commissioner (Engg.)

After discussion, the Committee approved the proposal contained in the Item Note and passed the following Resolution: -

RESOLUTION NO. 837 :

“RESOLVED THAT the Executive Committee grants the ex-post facto approval to the proposal requesting the Government to appoint Addl. Metropolitan Commissioner (Engg.) under section 11 (IB) of MMRDA Act, 1974 in the pay scale of Rs. 18400-22400 with admissible allowances.

“RESOLVED FURTHER THAT in exercise of the powers conferred on it by clause VII of sub-section 3 of Section 7 of MMRDA Act, 1974 and all other powers on this behalf the Executive Committee hereby approves the delegation to the Addl.

Metropolitan Commissioner (Engg.) which are already given to the Chief Engineer of the MMRDA vide Resolution No. 197, dated 10.4.1981.”

**Item No. 8 : MUDP-Revolving Fund -
Quarterly Management Report -
From 1st April, 2001 to 30th June, 2001.**

The Committee Noted the quarterly Management Report of the MUDP-Revolving Fund for the period 1st April, 2001 to 30th June, 2001.

The Meeting then concluded with the vote of thanks to the Chair.
