

भारत सरकार Government of India  
रेल मंत्रालय Ministry of Railways  
(रेलवे बोर्ड Railway Board)

No.99/RS(G)/779/2

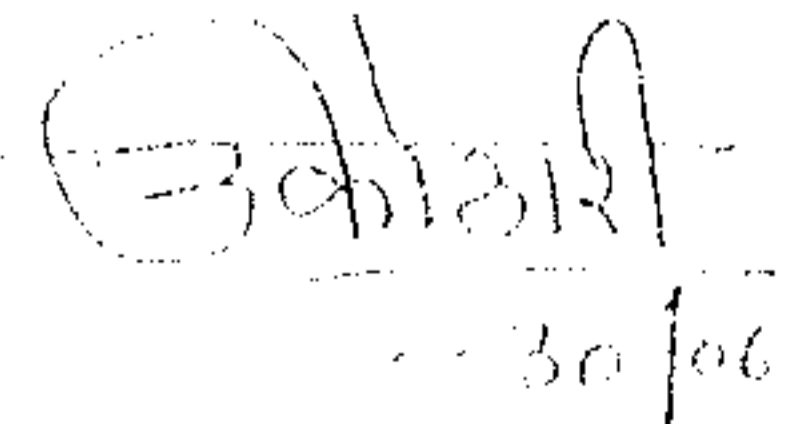
New Delhi, dated 30-06-2009

The General Manager,  
Integral Coach Factory,  
Chennai.

**Sub: Tendering Process – Negotiation with L-1 pre-decided Split Ordering.**

**Ref: GM/ICF's D.O. No. AS/F/PP/Vol.XII dated 27-05-2009.**

- 1.0 Vide letter under reference, GM/ICF had sought clarifications regarding applicability of Para 3 of Board's clarification letter dated 06-01-2009 to CLW which interalia mentioned about '**deemed negotiation and deemed single tender** and requirement of concurrence of FA&CAO and approval of GM for the situation of price differential being more than 5% in tender cases requiring splitting of quantity on more than one source.
- 2.0 This issue has been examined in Board's office and it is advised that:-
- (i) Board's letter dated 06-01-2009 is only a clarification against the specific reference made by CLW in terms of their letter dated 08-05-2008 to deal with extreme situations where the splitting criterions are not pre-disclosed in the tenders and the position was taken by CLW that rate quoted by every Part I and Part II sources can be considered as reasonable irrespective of their ranking. It has already been advised to CLW that such an extreme view will be against all existing procedures and directives and hence cannot be taken (Para 4 of Board's letter dated 06.01.2009).
- (ii) Para 3 (a and b) of Board's letter dated 06.01.2009 also do not become applicable for split ordering where the splitting criteria has been pre-disclosed based on the policy decisions of Board's letter dated 15.02.2008 as per which such decision for split ordering can be taken by TC/TAA and hence Para 3 of Board's letter dated 06-01-2009 will not apply in such cases as these were given to avoid to take extreme views by Railway as was being contemplated by CLW.



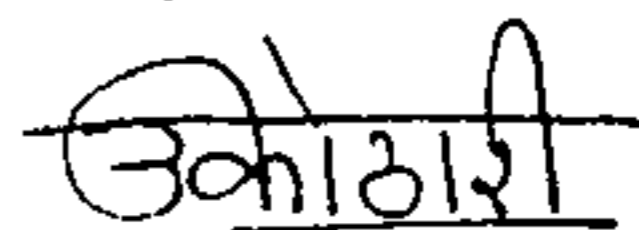
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- (iii) The policy instructions as earlier issued vide Board Policy letter dated 15-10-2007 & 15.02.2008 (Para 4.1) based on the recommendations of AM's Committee still hold good and have not been superseded by the clarification letter issued later dated 06.01.2009 .
- (iv) All railways to apply the instructions issued vide Board's letter dated 15-10-2007 & 15.02.2008.

This issues with the concurrence of Finance Dte of Ministry of Railways.



.. 30/06

(Trilok Kothari)

Director Railway Stores (IC)  
Railway Board

No.99/RS(G)/779/2

New Delhi, dated 30-06-2009

Copy to:

1. FA&CAOs, All Indian Railways & Production Units including NF(C).
2. FA&CAO/Workshop Projects Organisation, 1st Floor, Chamber Bhawan, J. C. Road, Patna- 800001
3. PCEs All Indian Railways & Production Units.
4. The ADAI(Railways), New Delhi (with 10 spare copies).
5. The Director of Audit, All Indian Railways.




for Financial Commissioner/Railways

No.99/RS(G)/779/2

New Delhi, dated 30-06-2009

Copy to:

1. COSs of All Indian Railways & Production Units including NF(C)



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(Trilok Kothari)

Director Railway Stores (IC)  
Railway Board