

INFRASTRUCTURE CONSULTANTS ASSOCIATION OF INDIA



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Regd No.:01/01/02/24544/12 Dated 07.01.2012

Date: 21/09/2021

Ref. No. ICAI/NHAI/CHAIRMAN/2021-22/732

To,
The Chairman,
National Highway Authority of India,
G - 5 & 6, Sector - 10, Dwarka,
New Delhi - 110075
Email:- chairman@nhai.org

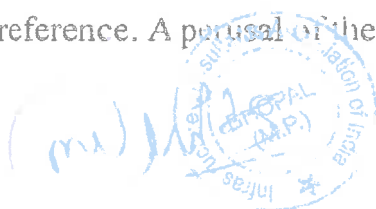
Sub: Technical Capacity Provisions in RFP/Bidding of future consultancy assignments for maximum works to be permitted to one consultant.

Ref: 1. Policy Guidelines No. NHAI/Policy Guidelines/Engagement of Technical Consultants/2020 No. 10.1.23/2020 dated 4th September, 2020
2. Policy Guidelines No. NHAI/Policy Guidelines/Consultants/2021 Policy Circular No. 10.1.28/2021 dated 30th March, 2021

Sir,

We "Infrastructure Consultants Welfare Committee" registered with Government having registration No.01/01/01/24544/12 dated 07.01.2012 are association of consultants having 80+ members on its roll and our aim is to work for welfare, growth and protection of interest and resolving various upcoming problems of the consultants. We also organize Trainings/Seminars/Workshop/ Refresher courses for Consulting Engineers & Architects of the country.

We submit before your kind self that National Highways Authority of India has introduced Policy Guidelines dated 04.09.2020 and 30.03.2021 with the objective of rationalizing/limiting the allotment of number of assignments with one consultant. Copies of the new Policy Guidelines dated 04.09.2020 and 30.03.2021 are attached for your kind ready reference. A perusal of the Policy circular dated 30.03.2021 gives an indication that

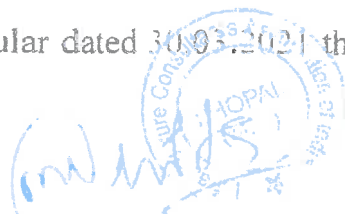


one consultant is eligible for allotment of following number of projects in one financial year i.e 2021-22 depending upon average annual turnover of firm in last 3 financial years and number of Key Professionals on full time rolls.

Nature of Assignments	Average Turnover of firm in last 3 financial years/ Number of Key Professionals			
	Upto Rs. 10 Crore / 10 Key Professionals	More than Rs. 10 Crore to Rs. 30 Crore / 25 Key Professionals	More than Rs. 30 Crore to Rs. 60 Crore / 40 Key Professionals	More than Rs. 60 Crore / 60 Key Professionals
DPR	2	3	6	10
IE/AE/SC	1	2	4	8

It is further mentioned at Para 2 of the Policy Guidelines dated 30.03.2021 that "The above requirement shall come into effect from FY 2021-22 for all RFPs of consultancy assignments to be received on or after 01.04.2021. The requisite amendments to RFPs floated should be immediately undertaken by the concerned officers of NHAI, by postponing the bid receiving date, if required and giving minimum 7 days time for submission of bid after hosting of amendments to RFP".

It is thus obvious from the provisions contained in Policy Guidelines dated 30.03.2021 that one consultant for example having financial turnover between 30 cr. to 60 Cr with more than 40 Key Professionals on it rolls is eligible to get total 6 Projects out of which the consultant can get 6 DPR Projects or maximum 4 IE/AE/SC Projects in the Financial Year 2021-22 for all RFPs of consultancy assignments to be received on or after 01.04.2021. But it has been conveyed by few consultants that some zonal officers of NHAI are not adhering to the provisions contained in Policy Circular dated 30.03.2021. They are treating the proposal of the consultants barred by the limitation of Technical Capacity in spite of the fact that the affected consultants have not been awarded any work on the basis of RFPs to be received on or after 01.04.2021 whereas it is clear from the contents of the Circular dated 30.03.2021 that it is applicable only for projects awarded after 01.04.2021.



Prayer

Thus the Association prays to the Hon'ble Sir to kindly issue instructions to the tender accepting authorities to comply the provisions of the Policy Guidelines No. NHAI/Policy Guidelines/Consultants/2021 Policy Circular No. 10.1.28/2021 dated 30th March, 2021 in letter and spirit to have adoption of uniformity in the allotment of assignments and ensure that minimum quota of allotment prescribed in the Policy Guidelines for Financial Year 2021-22 is adhered and the projects awarded on the basis of RFP issued after 01.04.2021 should only be counted for allotment of projects.

Thanking You

Yours sincerely,

For Infrastructure Consultants Association of India



(M.L. Gupta)

Secretary

Encl. As above

NHAI Policy Guidelines dated 04.09.2020 & 30.03.2021.