

केन्द्रीय लोक निर्माण विभाग

कार्यालय ज्ञापन

No. DG/SE/CM/ENLIST.RULES/67

ISSUED BY THE AUTHORITY OF DIRECTOR GENERAL, CPWD

Dated: 17.05.2022

Nirman Bhawan, New Delhi

Subject: - Modifications for Rules 2.2, 6.2.2 & 6.2.4, 9.4.1 and Guidelines for Departmental Officers in "Rules for Enlistment of Contractors in CPWD, 2021".

Following modifications are made in the Rules for Enlistment of Contractors in CPWD, 2021:-

| Sl. No. | Existing Provision                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Modified Provision                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.      | <p><b>2.0 Definition</b></p> <p>2.2 "building work" means construction of a residential or non-residential structure, consisting of foundation, walls, floors, roofs, finishing, civil and electrical services, complete, executed under a single contract with E&amp;M component. In addition, building work shall also include boundary wall, repair and maintenance, additions, alterations, renovations, up-gradations, electrical and mechanical services of buildings but excluding stand alone works of supply of materials, housekeeping, sweeping, care taking, watch &amp; ward, operation and maintenance of electrical and mechanical services through original equipment manufacturers and any other works involving labour component only.</p> | <p><b>2.0 Definition</b></p> <p>2.2 "building work" means any of following -</p> <ol style="list-style-type: none"> <li>construction of a residential or non-residential structure (consisting of foundation, walls, floors, roofs, finishing, civil and electrical services, complete);</li> <li>addition of additional floors,</li> <li>construction of boundary wall,</li> <li>repair, maintenance, additions, alterations, renovations, up-gradations, SITC electrical/E&amp;M services and installations,</li> <li>Construction of underground sump,</li> <li>Construction of parking,</li> <li>Construction of sewage treatment plant,</li> <li>Construction of water treatment plants,</li> <li>Construction of effluent treatment plant,</li> <li>Construction of overhead tank,</li> <li>water supply works,</li> <li>sewerage works,</li> <li>drainage works.</li> </ol> <p><b>but excluding -</b></p> <ol style="list-style-type: none"> <li>stand alone works of supply of materials,</li> <li>any works involving labour component only like housekeeping, sweeping, care taking, watch &amp; ward, operation and maintenance of electrical and mechanical services through original equipment manufacturers.</li> </ol> |

17/5/2022  
MEENA

24

|    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2. | <p><b>6.2 Work experience</b></p> <p>6.2.2 Experience gained by executing work on back-to-back contract basis is acceptable. Back-to-back contract means work awarded by owner to first agency and then by the first agency to the second agency. <b>The first agency shall not be eligible for work experience in such a case.</b> To get the weightage of experience, following conditions must be fulfilled.</p> <p>(a) Work should be actually executed by the second agency with due concurrence of the owner as tri-partite agreement. It should be backed by valid agreement and experience certificate.</p> <p>(b) Payments received by second agency should be reflected in bank accounts and income tax statements.</p> <p>(c) Owner of the project and first agency should jointly certify the experience certificate.</p> <p><b>(d) The actual amount of payment received by the second agency shall be considered for experience.</b></p> | <p><b>6.2 Work experience</b></p> <p>6.2.2 Experience gained by executing work on back-to-back contract basis is acceptable. Back-to-back contract means work awarded by owner to first agency and then by the first agency to the second agency. <b>The first agency shall not be eligible for work experience in such a case.</b> To get the weightage of experience, following conditions must be fulfilled.</p> <p>(a) Work should be actually executed by the second agency with due concurrence of the owner as tri-partite agreement. It should be backed by valid agreement and experience certificate.</p> <p>(b) Payments received by second agency should be reflected in bank accounts and income tax statements.</p> <p>(c) Owner of the project and first agency should jointly certify the experience certificate.</p> <p><b>(d) The actual amount of payment received by the second agency shall be considered for experience.</b></p> |
| 3. | <p>6.2.4 Experience for the purpose of these rules in respect of an associate contractor, sub-contractor or those executing work on subletting may be allowed only if the conditions of sub-contract / sub-letting have been incorporated in the original agreement between the client/owner and first agency and the experience certificate is jointly issued by first agency and owner/client.</p> <p><b>Only part of work is allowed to be sub-contracted or executed through associate contractor. The experience for such part work executed by sub-contractor/associate contractor shall be considered both for original contractor and sub-contractor/associate contractor for the purpose of enlistment.</b></p>                                                                                                                                                                                                                               | <p>6.2.4 Experience for the purpose of these rules in respect of an associate contractor, sub-contractor or those executing work on subletting may be allowed only if the conditions of sub-contract / sub-letting have been incorporated in the original agreement between the client/owner and first agency and the experience certificate is jointly issued by first agency and owner/client.</p> <p><b>Only part of work is allowed to be sub-contracted or executed through associate contractor. The experience for such part work executed by sub-contractor/associate contractor shall be considered both for original contractor and sub-contractor/associate contractor for the purpose of enlistment.</b></p>                                                                                                                                                                                                                               |

17152022  
R MEENA  
EE/(Contract)

3/4

|    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4. | <p>9.4.1 The enlisted partnership firm shall not modify the existing partnership or enter into partnership with new partners without the prior approval of the enlisting authority. If new partners are taken in an enlisted partnership firm, each new partner shall have to satisfy the eligibility conditions mentioned in Rule 6.1 of these Enlistment Rules. Application for such prior approval shall include full details of the intended modifications along with draft partnership deed. The change in the constitution of the firm shall be intimated to the enlisting authority within one month of the registration with the Registrar of Firms, failing which the enlistment is liable to be cancelled.</p> | <p>9.4.1 The enlisted partnership firm or LLP firm shall not modify the existing partnership or enter into partnership with new partners without the prior approval of the enlisting authority. If new partners are taken in an enlisted partnership firm, each new partner shall have to satisfy the eligibility conditions mentioned in Rule 6.1 of these Enlistment Rules. Application for such prior approval shall include full details of the intended modifications along with draft partnership deed. The change in the constitution of the firm shall be intimated to the enlisting authority within one month of the registration with the Registrar of Firms, failing which the enlistment is liable to be cancelled.</p> |
| 5. | <p><b>GUIDELINES FOR DEPARTMENTAL OFFICERS</b></p> <p><b>3.0 Inspection of works</b></p> <p><b>3.1 Inspection teams</b></p> <p>The eligible completed works of the applicant shall be inspected by a team consisting of CPWD officers who have jurisdiction over the area where the site of work is located. They shall inspect the works and furnish the report on quality of work and performance of the contractor within 21 days of the request received from the enlisting authority. The composition of inspection team is given below.</p> <p>(a) Class I(Super), Class I(AAA), Class I(AA), Class I(A), Class I &amp; Class II in</p>                                                                            | <p><b>GUIDELINES FOR DEPARTMENTAL OFFICERS</b></p> <p><b>3.0 Inspection of works</b></p> <p><b>3.1 Inspection teams</b></p> <p>The eligible completed works of the applicant shall be inspected by a team consisting of CPWD officers who have jurisdiction over the area where the site of work is located. They shall inspect the works and furnish the report on quality of work and performance of the contractor within 21 days of the request received from the enlisting authority. The composition of inspection team is given below.</p> <p>(a) For works with contract amount above Rs 10 crores</p>                                                                                                                       |

17/5/2022  
K R MEENA  
EE(Contract)

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>B&amp;R category</b></p> <p>(i) Chief Engineer of the Zone or SE of the Circle.</p> <p>(ii) One Executive Engineer/ Deputy Director(Horticulture){For horticulture works} as nominated by the CE/SE.</p> <p>(b) For works with contract amount upto Rs 10 crores</p> <p>(i) Executive Engineer/DDH {For horticulture works} of the division</p> <p>(ii) One Assistant Engineer/ADH {For horticulture works} as nominated by the EE/DDH.</p> <p><b>Note:-</b> Above provision shall also be applicable for unsettled cases of previous enlistment rules.</p> | <p>(i) Chief Engineer of the Zone or SE of the Circle.</p> <p>(ii) One Executive Engineer/ Deputy Director(Horticulture){For horticulture works} as nominated by the CE/SE.</p> <p>(b) For works with contract amount upto Rs 10 crores</p> <p>(i) Executive Engineer/DDH {For horticulture works} of the division</p> <p>(ii) One Assistant Engineer/ADH {For horticulture works} as nominated by the EE/DDH.</p> <p><b>Note:-</b> Above provision shall also be applicable for unsettled cases of previous enlistment rules.</p> |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

This is issued with the approval of DG CPWD.

*[Signature]* 17052022  
(वी.पी. साहू)

अधीक्षण अभियंता (सी.एंड एम.)

**Issued from file No. CSQ/CM/18(4)/ER/2021**

**e-file no. 9130458**

केलोनवि तथा लोनवि दिल्ली के सभी अधिकारियों को आवश्यक सूचना एवं कार्यवाही हेतु। (केलोनवि वेबसाइट के माध्यम से)

*[Signature]* 171512022  
K R MEENA  
EE(Contract)