

# MUMBAI PORT AUTHORITY

## Resolutions of the Board, in the Meeting No.11 held on 10<sup>th</sup> January 2023.

Sl. No.	BR No.	Subject	Resolution passed	Department/ Division
1.	205	Confirmation of the minutes of the Board Meeting held on 25th November 2022.	<i>Board confirmed the minutes of the Board Meeting held on 25.11.2022.</i>	GAD
2.	206	Constitution of Board of Mumbai Port under the Major Port Authorities Act, 2021 – Adoption of Board policy to follow check-off for appointment of members representing the interest of the employees –	<i>Board accorded approval to - (i) continue to adopt to follow the Check Off system in the MbPA as Board's policy; (ii) consider the validity of the "Check Off" for a period of two years in terms of Ministry's letter dated 8.12.2014 i.e. from February 2023 to January 2025. (iii) nominate the Members for appointment of Members (representing labour) for the period from February 2023 to 31.1.2025 from the two Trade Unions having highest and second highest representation of the employees of MbPA.</i>	GAD
3.	207	Engagement of Intensivist on contract basis during the second wave of Covid Pandemic.	<i>Board accorded ex-post facto approval to the Chief Medical Officer's proposal for engagement of Dr. Dinesh Chaudhari as an Intensivist on contract basis on remuneration of ₹1.50 Lakhs per month w.e.f. 19.5.2021 to 13.10.2022.</i>	Medical
4.	208	Application from Jindal Saw Ltd. dated 28.3.2019 for refund of demurrage/ detention charges paid to Mumbai Port on material detained by Customs SIIB(I) Mumbai.	<i>Board accorded approval to the Traffic Manager's proposal to - (i) refund Jindal Saw Ltd. 80% of the recovered charges without any interest and recover only 20% of the charges. GST already paid will not be remitted.</i>	Traffic

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			<p>(ii) <i>treat the same as full and final settlement no further claim will be entertained.</i></p> <p>(iii) <i>not to treat this case as precedent for future cases.</i></p>	
5.	209	Temporary Passenger Facilitation Centre for Cruise Passengers	<p><i>Board accorded ex-post approval to the Traffic Manager's proposal as under -</i></p> <p>(i) <i>Construction of Temporary Passenger Facilitation Centre by Waterways Leisure Tourism Pvt. Ltd. at South of Green Gate, BPX.</i></p> <p>(ii) <i>Erection of Pathway by Waterways Leisure Tourism Pvt. Ltd. from opposite Green Gate upto Temporary Passenger Facilitation Centre.</i></p> <p>(iii) <i>The aforesaid facilities at (i) and (ii) above shall be subject to conditions mentioned at para 4 of the note..</i></p> <p>(iv) <i>To bear the charges towards electric power supply at Temporary Passenger Facilitation Centre by Mumbai Port Authority.</i></p>	Traffic
6.	210	Budget approval of 1 <sup>st</sup> Incredible India International Cruise Conference 2022.	<i>Board accorded approval to Traffic Manager's proposal at para 39 of the note.</i>	Traffic
7.	211	Request for refund of excess Import & Export Wharfage paid in R/O Ex. ENDRACHT (V-2205) of May 2022, IGM No.2310790, Item No.GS-1 BL No.ROTMUM001.	<i>Board accorded approval to Traffic Manager's proposal to refund the excess wharfage paid in respect of Ex.ENDRACHT without any interest as full and final settlement and no further claim will be entertained.</i>	

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8.	212	Sanction for Disposal of Dock Tug DT-Ram.	<i>Board accorded approval the Dy. Conservator's proposal to :</i>  <i>(i) dispose of MbPA's Dock Tug DT-Ram as and where is basis through Materials Management Division of MEE Department.</i>  <i>(ii) redeploy the crew on other operational crafts.</i>	Marine
9.	213	Reconsideration of empanelment of Balaji Hospital in Mumbai Port Authority Hospital.	<i>Board accorded approval to Chief Medical Officer's proposal to the empanelment of Balaji Hospital on the same terms and conditions as mentioned in the earlier agreement i.e. on CGHS Rates on credit basis for further period of two years.</i>	Medical
10.	214	Tender No.: CMO-06/2018-19 Sanitation services in MbPA Residential Colonies by providing manpower and material for a period of two years 2020-2021- Termination of Contract–Petition by vehicle driver for payment of dues.	<i>Board accorded approval to Chief Medical Officer's proposal at para 4 of the note.</i>	Medical
11.	215	Writing off loss pertaining to expired medicines.	<i>Board accorded approval to Chief Medical Officer's proposal at para 4 of the note.</i>	Medical
12.	216	Disposal of 3 Nos. 16 Tons capacity ELL Wharf Cranes at Berths Nos. 2, 3 and 4 ID of Indira Dock, MbPA.	<i>Board accorded approval to the following -</i>  <i>(i) to make correspondence with State Maritime Boards such as Maharashtra Maritime Board, Gujarat Maritime Board, etc. Naval Dockyard, PNP (Dharamtar) for hiring/sale of the 3 cranes; and</i>	MEED

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			(ii) <i>if no response is received within 2 months for hiring/sale of the 3 cranes, the same may be disposed off by following due procedure.</i>	
13.	217	Extension of free period for Import Shipment of project cargo of Sany Heavy Industry India Pvt. Ltd.	<p><i>Board accorded approval to the Traffic Manager's proposal to extend following Scheme to SANY-</i></p> <p><i>(a) SANY will be granted 10 days free for storage of machineries after VCD.</i></p> <p><i>(b) SANY will lodge BG for Rs.25 lakhs as Security Deposit towards shortfall in monthly committed throughput of Rs.70 Crores. M/s. Sany to sign MoU, which shall contain Broad Terms and Conditions. Copies of Revised MoU (Annexure I) and Revised Broad Terms and Conditions attached at (Annexure II).</i></p> <p><i>(c) If SANY fails to achieve the average monthly committed throughput worth Rs. 70 crores, they will be required to pay compensation towards the shortfall @50% of wharfage. The party will also be liable to pay interest on delayed payments of compensation as per prevailing rates.</i></p> <p><i>(d) If the cumulative shortfall in 'throughput worth' exceeds Rs.35 crores, then SANY will be required to make payment towards compensation within seven</i></p>	Traffic

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			<p><i>days from the date of notice, failing which BG will be encashed. SANY will also be liable to pay interest on delayed payments of compensation as per prevailing rates.</i></p> <p><i>(e) The actual liability of SANY will be limited to the shortfall in assured traffic worth CIF value of Rs.210 crores for 3 months. In other words, at the end of 3 months, the compensation will be payable only if CIF value of the cargo brought in MbPA is below Rs.210 crores and to the extent of shortfall amount.</i></p> <p><i>(f) The above scheme shall be extended from the date of signing of MoU and receipt of BG from SANY and shall continue for an initial period of three months, which shall be reviewed thereafter for further period.</i></p> <p><i>(g) Not to treat the same as precedence.</i></p>	
14.	218	De-notification of Custom notified area of New Sewree Warehouse (NSWH)- Under monetization.	<i>Board accorded approval to the Traffic Manager's proposal to inform the Customs to de-notify the New Sewree Warehouse Area.</i>	Traffic
15.	219	Fixation of the Annual Rental Value for Allotment of New Sewree Warehouse and surrounding open area on long term lease through open tender-cum-auction. - Land Allotment Committee Recommendations.	<i>Consideration deferred.</i>	Traffic

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16.	220	Concessions for Export of Sugar and other Agri Products through Mumbai Port.	<i>Board accorded ex-post facto approval to the Traffic Manager's proposal at para 12 of the note.</i>	Traffic
17.	221	High Court First Appeal No.322 of 2017 In BCCC Suit no.10020 of 1989 (HC Suit no.1636 of 1986) Sai Shipping Co. Pvt. Ltd. Versus The Board of Trustees of the Port of Mumbai & Anr.	<i>Board accorded approval to the Traffic Manager's proposal -</i>  (i) <i>to settle the matter under the Amnesty Scheme for ₹1,00,161.</i>  (ii) <i>to direct Sai Shipping Co. Pvt. Ltd., to withdraw its appeal, by filing Consent Terms and to refund balance amount of ₹14,07,974, which has been received by the Board on 22.3.2019.</i>  (iii) <i>treat the same as full and final settlement and no further claim will be entertained.</i>	Traffic
18.	222	Approval to carry out urgent works at 'Sagar Upvan' garden, Colaba under ongoing tender work of Tender No.E-35/2022 – "Miscellaneous Civil repairs and housekeeping works at various sheds, Sassoon Dock for Start India Foundation Art Festival at MbPA".	<i>Board accorded approval to Chief Engineer's proposal to execute the urgent Civil works in 'Sagar Upvan' garden, Colaba through the ongoing Tender No.E-35/2022 by carrying out excess quantities and extra items execution and upon execution of work detailed proposal will be processed through Variation Committee for obtaining approval of competent authority.</i>	Civil
19.	223	Allotment of Reclaimed land at Jawahar Dweep to Hindustan Petroleum Corporation Ltd. for setting up of Crude Oil Tankages.	<i>Board accorded approval to Chief Engineer's proposal for –</i>  (i) <i>acceptance of Land Allotment Committee Report as brought out in para 3 of the note, and</i>  (ii) <i>taking further course of action as brought out in para 4 of the note.</i>	Civil

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20.	224	Tender No. E-54/2021 – e-Tender cum e-Auction for the work of Purchase, Demolition and Removal of Dismantled materials of unsafe structures of buildings Nos.7, 8, 9, 10 at Ekta Nagar, GWSD.	<i>Board accorded approval to the Chief Engineer's proposal at para 7 of the note.</i>	Civil
21	225	Formation of Committee for recommendation on - (i) linking SoR of land to FSI consumed and (ii) to examine Criteria for Renewal and Redevelopment – Extension of time period for submission of Draft Committee Report of the FSI Committee.	<i>Board accorded approval to the Estate Manager's proposal to extend the time period of the FSI Committee initially by 3 months, on the same terms and conditions.</i>	Estate
22.	226	Appointment on contract basis as Draftsman /Surveyor in Estate Division.	<i>Board accorded approval to the Estate Manager's proposal at para 10 of the note.</i>	Estate
23.	227	NOC/Permission for organizing Kala Ghoda Arts Festival at Walchand Hirachand Marg (the stretch from Hotel Grand to Green Gate) from 4 <sup>th</sup> February to 12 <sup>th</sup> February 2023.	<i>Board decided to follow the policy of Department of Tourism, Government of Maharashtra for granting NOC/permission for organizing such festivals/events. CPRO to bring a detailed proposal for the same.</i>	GAD
24.	228	Proposal for engagement of 11 Nos. Graduate/ Technician and 50 Nos. Computer Operator and Programming Assistant (COPA) Trade Apprentices in Mumbai Port Authority for the year 2022-23 under Apprentices Act, 1961.	<i>Board accorded approval to Chief Mechanical Engineer's proposal at para 9 of the note.</i>	MEED
25.	229	Erection of temporary shed at Golden Yard, Wadala for storage of bulk cargo.	<i>Board accorded approval to - (i) recover Storage Charges from Shree Krishna Stevedores Pvt. Ltd. (SKSPL) towards material for construction of temporary shed till stoppage of construction work by MbPT staff (till 27.3.2019) with interest.</i>	Traffic

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			<i>(ii) not to treat the same as precedence.</i>	
26.	230	Tender No. SCB.IIA/2012 - Construction of Second Liquid Chemical Berth off Pir Pau, Mumbai. - Approval of the Board for contesting part of the Arbitral Award under Section 34 of the Act.	<i>Board accorded approval to the Chief Engineer's proposal at para 14 of the note.</i>	Civil
27.	231	Action Taken Reports on the decisions taken in the Board Meetings held on 10 <sup>th</sup> November 2022 and 25 <sup>th</sup> November 2022.	<i>Board noted to the Action Taken Reports on the decisions taken in the Board Meetings held on 10<sup>th</sup> November 2022 and 25<sup>th</sup> November 2022 respectively.</i>	GAD
28.	232	Allotment of space for erection of temporary stalls/ shops at MICT of Mumbai Port during the visit of International Passenger vessel.	<i>Board accorded approval to the Traffic Manager's proposal at para 26 of the note with the condition that the operator will pay the difference between the present rates and the highest price of the tenders being invited and also to obtain an undertaking to this effect.</i>	Traffic
29.	233	Appointment of Operator for Management of Maritime Heritage Tour (MHT) in Mumbai Port area, Mumbai	<i>Board accorded approval to Traffic Manager's proposal to re-invite the tender by expanding scope of Maritime Heritage tender.</i>	Traffic
30.	234	Fixation of the License Fees for allotment of M, N & C Sheds at Sassoon Dock on License basis for carrying out peeling activities – Land Allotment Committee Report	<i>Board accorded approval to the recommendations of the Land Allotment Committee at para 7 of the note as proposed by Traffic Manager.</i>	Traffic
31.	235	Policy of Usage and Revitalization of Waterfront.	<i>Board accorded approval to Chief Engineer's proposal at para 5 of the note.</i>	Civil



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32.	236	Extension of contract of Shri Amitkumar Jayprasad Dave, Advisor (Estate) for one year w.e.f. 30.1.2023- reg.	<i>Board accorded sanction for extension of engagement of Shri Amitkumar Dave as Advisor (Estate) for another 1 year w.e.f. 1.2.2023 to 31.1.2024 with 5% increase in consolidated monthly remuneration i.e. ₹1,05,000/- per month and other terms and conditions same as that of earlier offer of engagement dated 25.1.2021.</i>	GAD
33.	237	Request for additional accommodation in MbPA Officers' Colony, Sassoon Dock, Colaba needed during the Execution of Mumbai Urban Art Festival.	<i>Board accorded approval to Welfare Division's proposal to allot 4th unit in Wilson House to St+art India Foundation. .</i>	Welfare
34.	238	Engagement of Advisor (Planning) on contract basis in MbPA. - extension of services of Shri Dilip Shekdar, Advisor (Planning) for one more year – reg.	<i>Board accorded approval for - (i) extension of engagement of Shri D.V.Shekdar as Advisor (Planning) on same terms and conditions, for period of one more year from 6.2.2023 to 5.2.2024 with 5% increase in existing consolidated monthly remuneration i.e ₹1,89,000 per month and ₹45000 as travelling allowance and payment of GST, as applicable; and (ii) ex post facto approval for engagement of Shri D.V.Shekdar as Advisor (Planning) for the period from 6.8.2019 to 5.8.2020, 1.12.2020 to 30.11.2021 and 3.1.2022 to 2.1.2023.</i>	GAD
35.	239	Creation of Asset Monetization Cell - Engagement of 3 (three) Project Control Executives.	<i>Board accorded ex-post facto approval to engage 3 (three) Project Control Executive instead of one sanctioned earlier vide BR No. 148 dated 23.9.2022.</i>	GAD