

:: TAMIL NADU GENERATION & DISTRIBUTION CORPORATION ::
(ADMINISTRATIVE BRANCH)

From Er. D. RAVICHANDRAN, B.E., Chief Engineer/ Personnel, 144, Anna Salai, Chennai – 600 002.	To The Superintending Engineer, Purchase and Administration, North Chennai Thermal Power Station-I, Chennai – 120.
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Letter No.004529/98/G.40/G.401/2021, dated 10.02.2021.

Sir,

Sub:- TANGEDCO/TANTRANSCO – Execution of works contract – Annual Maintenance Contract – Supply & Erection – Clarification on Statutory Compliance – Instruction – Regarding.

- Ref:-
1. Memo. No.094813/G.44/G.441/2007, dated 01.08.2017.
 2. Memo. No.081427/277/G.44/G.441/2017, dated 17.10.2017.
 3. Memo.No.078748/332/G.44/G.441/2017-1, dated 16.03.2019.
 4. Memo.No.046473/300/G.40/G.401/2020-1, dated 06.08.2020.
 5. (Per.) CMD TANGEDCO Proceedings No.77, (Administrative Branch) dated 24.11.2020.
 6. SE/P&A/NCTPS-I's Letter No.SE/P&A/NCTPS-I/EE/MM/AE1/CE-54&61/2020-21/D.No.1800/21, dated 22.01.2021.

In TANGEDCO & TANTRANSCO various types of contracts are being awarded to execute the works and to supply materials. The primary work of TANGEDCO & TANTRANSCO is Generation, Transmission and Distribution of Electricity. As the Principal Employer, in order to ensure the Statutory Compliances in the works executed by Contractors, various instruction have been issued vide reference (1 to 5) cited.

2) As per reference (6) cited, the Superintending Engineer/P&A/NCTPS-I has sought clarification with regard to insisting EPF & ESI documents for erection and commissioning of Battery and Battery charge panels. During the Meeting through video conference, some of the nodal officers have also sought clarifications in this regard.

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- (i) In all the works contract system, the compliance of Statutory Provisions has to be adhered without any deviation and lapses. As such in supply contract which includes of testing/ erection/ installation/ commission the compliance of Statutory Provisions has to be adhered.
- (ii) However, certain works are being carried out by the contractor/ company by deputing/ engaging their employees for a few hours of work. Such workmen deputed/ engaged will also be in a position to execute the similar work on the same day in other establishments also. Specifically,
 - (a) in the material supply contracts, where testing/erection clauses are provided,
 - (b) in Annual Maintenance Contract were works are being carried only for few hours on certain days and
 - (c) in certain loading/ unloading of transformers/ heavy motors were the repairing/ maintenance works are actually carried out outside the premises of TANGEDCO, that is in the works like:
 - (i) AMC for Computer maintenance (without full-time manpower)
 - (ii) Battery/ inverter maintenance.
 - (iii) Lift maintenance.
 - (iv) Water Purifier maintenance.
 - (v) Pollution control, data collection & maintenance.
 - (vi) Transformer/Heavy motors loading & unloading.

3) In all such above works, ensuring the statutory compliances will lie upon only with the Contractor/ Company/ Establishment executing the works for TANGEDCO & TANTRANSCO, as per the existing rules/orders in force.

4) In respect of vendor registration, such contractors have to upload the relevant documents with regard to EPF & ESI registration. As such the condition with regard to the compliance of EPF & ESI has to be incorporated in the Tender Specification/ Orders.

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5) However, in respect of the Labour Licence under the Contract Labour (Regulation and Abolition) Act 1970 and Inter-State Migrant Workmen (Regulation of Employment and Conditions of Service) Act 1979, it would not be applicable. Hence, the conditions specified in reference (3) cited, shall not be incorporated in the Tender Specification and Order in respect of works mentioned.

6) Hence, the Nodal Officers shall approve the vendor registration without insisting the Labour Licence for the contractors executing such works mentioned above.



(D. RAVICHANDRAN)
CHIEF ENGINEER/PERSONNEL

Copy to all Chief Engineers of TANGEDCO & TANTRANSCO.

Copy to all Superintending Engineers of TANGEDCO & TANTRANSCO.