



KERALA STATE ELECTRICITY BOARD LIMITED

(Incorporated Under the Companies Act, 1956 (No.1/1956))

Corporate Identity No.U40100KL2011SGCO27424

Registered Office:Vydyuthi Bhavanam, Pattom,

Thiruvananthapuram- 695004, India,

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Abstract

Waiver of liquidated damages against the materials delivered due to Covid-19 pandemic on the basis of the request of ACSR conductors manufacturers - Granting force majeure - Sanctioned - Orders issued.

Corporate Office (Supply Chain Management)

B.O.[FTD]] No.27/2021(XH-AEE IV/2020-21/CE(SCM)/ACSR Conductors) Dated,
Thiruvananthapuram 16/01/2021

- Read:-
- 1) Purchase Order No.96, 102,103,106-111/2019-20 dated 23/11/2019 placed with M/s.Traco Cable Company Limited & Kerala based MSMEs and its amendments
 - 2) Office Memorandum dated 19/02/2020 regarding Force Majeure Clause from the Ministry of Finance, Government of India.
 - 3) Office Memorandum dated 13/05/2020 regarding Force Majeure Clause from the Ministry of Finance, Government of India.
 - 4) Note No. XH-AEE IV/2020-21/CE(SCM)/ACSR Conductors/5514 dated 01/01/2021 of the Chief Engineer (SCM) submitted to the Full Time Directors through Director (Generation-Electrical & SCM) (Agenda Item No.26/1/21).

ORDER

Purchase Orders read as 1st above were placed with M/s.Traco Cable Company Limited and 10 numbers of Kerala based MSMEs for the supply of 39659 km of ACSR Rabbit and 9740 km of ACSR Raccoon conductors in the ratio 55:45 respectively at the discovered rate as per last tender plus 10% price preference on basic price with variable price on IEEMA rate as per Government decision.

The schedule of delivery was fixed based on the firm's monthly production capacity as follows.

- 1) M/s.Traco Cable Company Limited - Supply shall commence within 45 days from the date of Purchase Order and completed within 06/06/2020.
- 2) MSMEs - Supply shall commence within 45 days from the date of Purchase Order and completed within 06/09/2020.

Subsequently, the Delivery schedule of ACSR Raccoon Conductors has been extended upto March 2021 due to the availability of sufficient SCM stock of the item.

All the suppliers except M/s.Cauvery Conductors (P) Limited and M/s.Venad Conductors (P) Limited have requested to waive off LD/penalty etc. deducted from their invoices by invoking force majeure clause of the Purchase order due to Covid-19 Pandemic scenario.

M/s. Traco Cable Company Limited have completed their supply within one to two months after the scheduled delivery period. The MSMEs M/s.Cauvery Conductors and M/s.Venad Conductors have completed their supply within the scheduled delivery period as per Purchase Order. M/s.Swathy Cable & Conductors Private Limited, M/s.Powerlines Industries(P) Limited and M/s.Shankar Conductors (P) Limited require one to three months time extension after the scheduled delivery period. All other MSMEs except M/s.Anavadya Conductors and M/s.M.K.Cables require one month time extension. As per the schedule of delivery of Purchase Order the supply shall be completed within 06/09/2020. But M/s.Anavadya Conductors and M/s.M.K.Cables haven't completed their supply till date. In the last purchase order also M/s.Anavadya Conductors made belated supply.

The COVID-19 situation is declared as a Force-Majeure Condition by the Ministry of Finance read as Office Memorandum 2nd & 3rd above. Due to the cessation of interstate and intrastate transportation in connection with the country wide lockdown from 24th March onwards to 17th May caused by the out break of COVID – 19 pandemic all the services and resources were affected. Hence the firms' request to grant delivery extension can be considered being it is genuine and beyond the control of the manufacturers.

Then the matter was placed before Full Time Directors as per note read as 4th above.

Having considered the matter in detail, the Full Time Directors in the meeting held on 07/01/2021, resolved to accord sanction, to grant time extension to M/s.Traco Cable Company Limited and MSMEs for scheduled delivery period against the Purchase Orders read as 1st above for a period upto 3 months based on their actual offer / supply date invoking Force Majeure Clause as per Government of India orders, during COVID-19 period as detailed below.

- a) M/s.Traco Cable Company Limited:- Delivery period extension for one or two months from April 2020 onwards.
- b) M/s.Elezabeth Conductors(MSME):- Delivery period extension for one month from April 2020 onwards.
- c) M/s.JC Steels and Aluminium Industries (MSME):- Delivery period extension for one month from April 2020 onwards.
- d) M/s.Swathy Cable and Conductors Private Limited(MSME):- Delivery period extension for one to two months from April 2020 onwards.
- e) M/s.Vijaya Conductor Industries(MSME):- Delivery period extension for one month from April 2020 onwards.
- f) M/s.Shankar Conductors (P) Limited (MSME):- Delivery period extension for one to three months from April 2020 onwards.
- g) M/s.Powerlines Industries (P) Limited (MSME):- Delivery period extension for one to three months from April 2020 onwards.
- h) M/s.Anavadya Conductors(MSME):- Delivery period extension for two to three months from April 2020 onwards.
- i) M/s.MK Cables(MSME):- Delivery period extension for two to three months from April 2020 onwards.

Further resolved to issue Amendment on delivery schedule accordingly.

Orders are issued accordingly.

BY ORDER OF THE FULL TIME DIRECTORS

Sd/-

Lekha.G

Company Secretary- In Charge

To

The Chief Engineer (SCM)

Copy to:-

- The Chief Engineer (Distribution-South)/ (Distribution-Central)/ (Distribution-North)/ (Distribution-North Malabar
- ◆ The Legal Advisor & Disciplinary Enquiry Officer.
- ◆ The Deputy Chief Engineer (IT), KSEB Limited.
- ◆ The Deputy Chief Engineer, Electrical Circles, Thiruvananthapuram, Kattakada, Kollam, Kottarakkara, Kottayam, Pala, Pathanamthitta, Alappuzha, Harippad, Ernakulam, Perumbavoor, Irinjalakkuda, Thrissur, Thodupuzha, Kozhikode, Vadakara, Manjeri, Nilambur, Tirur, Palakkad, Shornur, Kalpetta, Kannur, Sreekandapuram, Kasargod.
- ◆ The Financial Advisor, Vydyuthi Bhavanam, Thiruvananthapuram
- ◆ TA to Chairman & Managing Director/ Director (Distribution, IT & HRM)/ Director (G-E & SCM)/ Director (Transmission & System Operation)/Director (Planning, Safety & REES)/ Director (Generation-Civil)
- ◆ PA to Director (Finance)/Senior C.A. to Secretary(Administration)
- ◆ The Fair Copy Superintendent, Board Secretariat
- ◆ The Library, KSEB Limited/Stock file.

Forwarded/ By Order



Assistant Executive Engineer