



**SUPERINTENDING ENGINEER
(DESAL)**



**CHENNAI METROPOLITAN WATER SUPPLY
AND SEWERAGE BOARD**



Letter No: CMWSSB/SE(Desal)/400 MLD Plant/PMC-057/2021

Dt: 26.11.2021

To

M/s. SMEC International Pty Limited, Australia in consortium
with M/s. NJS Engineers India Pvt Ltd., Pune,
M/s. Tata Consulting Engineers Ltd., Mumbai,
M/s. SMEC India Pvt. Ltd, Haryana
1st Floor, Novus Tower, West Wing
Plot Number – 18, Sector – 18
Gurgaon – 122015
Haryana.

Sir,

Sub: CMWSSB- SE (Desal) - Project for Construction of Chennai Sea Water Desalination Plant (I) - Consultancy for "Design, Preparation of Bid Documents & Evaluation of Bids for the Proposed Construction of 400 MLD Capacity Seawater Reverse Osmosis Desalination Plant at Perur along East Coast Road, South of Chennai, Tamil Nadu and Construction Management & Supervision for the Proposed Desalination Plant and its Product Water Conveyance Pipeline from the Plant and upto Porur and all allied works – Experts - Work from Home - Reg.

Ref: 1. Lr.No.CMWSSB/CNT/CON/DESAL/ICB/Gol/016/2018-2019 Dt 06.11.2019
2. Letter No: CMWSSB/SE(Desal)/400 MLD Plant/PMC/2020 Dt: 13.01.2020
3. Lr.No.SSNT PMC 400 MLD/CMWSSB/5061185/444 Dt 24.11.2021

The Project Management Consultancy for "Design, Preparation of Bid Documents & Evaluation of Bids for the Proposed Construction of 400 MLD Capacity Seawater Reverse Osmosis Desalination Plant at Perur along East Coast Road, South of Chennai, Tamil Nadu and Construction Management & Supervision for the Proposed Desalination Plant and its Product Water Conveyance Pipeline from the Plant and upto Porur and all allied works was awarded to your firm on 06.11.2019. The work was commenced on 20.01.2020 and is in progress.

In view of the Corona pandemic and restrictions in International Travel, the PMC International Experts are allowed to work from their home upto November 2021 at their respective countries on this project.

In this regard, now, PMC has again requested for work from home for the International Experts up to January 2022 stating that the extended lockdown/International Travel ban is still prevailing in most countries and requested work from home for the following Experts.

Sl. No	Name of Expert	Position	Country
1.	Dr.P.Dharmabalan	Team Leader / Project Manager	Australia
2.	Dr.Ghulam Mustafa	Desalination Expert	Australia
3.	Mr.Michel Morillon	Mechanical Engineer (Desal)	France

In this regard, the copy of the International Travel Advisory Document of Proof of Restriction is furnished only for Australia however the Travel Advisory submitted is released during March 2021 and no documentary proof submitted for France.

Contradictorily, as per the latest International Travel Advisory, the Travel Restrictions has been relaxed in the Expert's Country (Australia and France) for those Experts requested for Work from Home. PMC is informed to check the International Travel Advisory which is readily available in the Website.

Further, PMC has requested Work from home for two more International Experts - Contract Specialist (Desal) and Electrical Engineer (Desal) who are presently working in Chennai Office stating that both the Experts are planned to be demobilized by mid of December 2021 as the responses to Pre - Bid Queries will be completed and if any further inputs required by them for shorter period after demobilization, the same will be provided by them from their native country.

As per the Contract Agreement Condition, Clause 6.2 (a), Remuneration and Reimbursable Expenses,

"The Client shall pay to the Consultant (i) remuneration that shall be determined on the basis of time actually spent by each Expert in the performance of the Services after the date of commencing the Services or such other date as the Parties shall agree in writing; and (ii) reimbursable expenses that are actually and reasonably incurred by the Consultant in the performance of the Services."

Further, as per the Contract Agreement Condition, Clause 4.6 (a), Working Hours, Overtime, Leave etc. emphasized the following.

"Working hours and holidays for Experts are set forth in Appendix C. To account for travel time to/from the Client's etc. country, Experts carrying out Services inside the Client's country shall be deemed to have commenced or finished work in respect of the Services such number of days before their arrival in, or after their departure from, the Client's country as is specified in Appendix C"

As per the above contract conditions, the Expert can provide his input on Intermittent Basis by carrying out the Services inside the Client Country and can claim his remuneration on the basis of time actually spent but nowhere the Expert is allowed to Work from home though it is for Shorter Period. The work from home is considered only in view of the Corona pandemic and restrictions in International Travel and not for the Experts working in Chennai Office.

In view of the above, it is informed that, as the Travel Restrictions in the Expert's Country has been relaxed and the Expert working in Chennai has to provide their inputs until the requirement, the request for Work from Home for the International Experts shall not be considered.

As such, PMC is requested to make necessary arrangements for the Expert's to travel from the Expert's Country to Chennai Office for Effective performance of the PMC Services.

26/11/21

SUPERINTENDING ENGINEER (DESAL)