

**DELHI DEVELOPMENT AUTHORITY  
CONTRACTOR'S REGISTRATION BOARD  
1<sup>ST</sup> FLOOR, VIKAS MINAR , NEW DELHI-110002.**

No. F.4(8)/72/Misc./SPIPL/Secy./CRB/Pt./ 646

Dated: 21-10-2015


To,

The Director (System)  
B-Block, 1<sup>st</sup> floor, Vikas Sadan  
New Delhi-110023

**Sub: Request for uploading the office order No. 09/2012**

Enclosed please find herewith the copy of the order bearing no. 09/2012. You are requested kindly upload the same on the DDA website.

Encl: As above.

  
(NAHAR SINGH)  
Secretary CRB/DDA

**DELHI DEVELOPMENT AUTHORITY  
CONTRACTOR'S REGISTRATION BOARD,  
1ST FLOOR, VIKAS MINAR, NEW DELHI-110002.**

No. F.4(8)/72/Misc./SPIPL/Secy./CRB/Pt. / 48

Dated: 06-2-12

**OFFICE ORDER NO. 09/2012**

Whereas a Disciplinary Action case against M/s Sportina Payce Infrastructure Pvt. Ltd., A-4, Vinay Bhavya Complex, 159, CST Rd., Kalina, Santacruz (E), Mumbai-400098 (Mh) a consortium of four companies namely (i) Payce Consolidated Ltd., having its address at Suite 1.01, 8, Baywater Drive Homebush Bay NSW 2127 Australia; (ii) Paynter Dixon Construction PTY. Ltd., having its address at 320, Liverpool Street, Ashfield NSW 2131, Australia; (iii) Sportina Exim Pvt. Ltd., having its address at A-4, Vinay Bhavya Complex, 159, CST Rd., Kalina, Santacruz (E), Mumbai-400098 (Mh); & (iv) Robertons + Marks Architects PTY. Ltd., having its address at G.F., 11-17, Buckingham Street, Surry Hills NSW 2010, Australia, was initiated on the recommendation of Chief Engineer (CWG) vide his letter No.F.1(08)FO/CE/CWG/DDA/10-11/3848 dated 08.12.2010.

Whereas DDA invited application for pre-qualification of agencies / contractors for the construction of Sports Stadium of DDA and practice venues at the CWG village for CWG-2010 in July 2007. As per the provision of request for qualification (RFP), consortiums / joint ventures were permitted to apply.

Whereas all the above four companies submitted an application as consortium on the ground that if the consortium is qualified then all of them will incorporate a limited liability company, i.e., a special purpose vehicle company (SPV) in the name of "Sportina Payce Construction (India) Pvt. Ltd. to execute the works of DDA.

Whereas the consortium was qualified on the financial and technical expertise of the first party in the name of M/s Sportina Payce Construction (India) Pvt. Ltd. with M/s Payce Consolidated as lead member.

Whereas EE/CGD-2 invited applications from the qualified agencies for the work of "Construction of Swimming Pool, training Hall, Fitness Centre and Athletic track at Commonwealth Games Village" and thus while submitting the application for the tender documents for the above work, the agency namely M/s Sportina Payce Infrastructure Pvt. Ltd. did not submit the memorandum of the SPV company as finally incorporated in accordance with MOU submitted at the time of prequalification and submitted the application in the changed name of M/s Sportina Payce Infrastructure Pvt. Ltd. and the above mentioned work was awarded to them in the name of "Sportina Payce Infrastructure Pvt. Ltd." being the lowest tenderer.

Whereas the performance of Sportina Payce Infrastructure Pvt. Ltd. during the execution of the work was found very unsatisfactory and even after giving ample opportunities, the agency did not improve their performance.

Whereas their work was checked by CTE's organization in May - June, 2009.

Whereas it was observed by CTE that though the consortium was qualified on the financial and technical strength of first party, but their contribution at the site was nil.

Whereas several times the agency was asked to submit the original MOU but they submitted the photocopy instead of original MOU, wherein it was observed that drastic changes had been made in MOU violating the conditions of the prequalification and the party of the first part on which strength consortium was qualified had no role either to provide finance or expertise during the execution of the project.

Whereas due to persistent poor performance, the contract was determined in October 2009. The performance guarantee and security deposit was forfeited and the balance work was completed through another agency.



Whereas in view of above a Show Cause Notice was served to all the agencies vide this office letter No.F.4(8)/72/Misc./SPIPL/Secy./CRB/Pt./352 dated 25.04.2011 and the reply of the agencies have been received vide their letter dated 09.05.2011 and 25.05.2011.

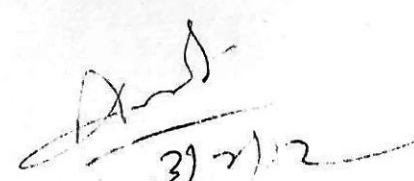
Whereas the said replies were sent to CE (CWG) for his specific comments and the reply of which was received vide letter No.F.1(08)FO/CE/P&CWG/DDA/2011-12/2415 dated 28.10.2011.

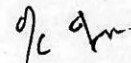
Whereas the CE(CWG) in his specific comments has recommended that all the constituents of consortium should be banned for future business in DDA and banned order should be circulated to other govt. departments.

Whereas the case in its entirety was placed before the CRB in its meeting held on 09.11.2011.

The Board after due deliberations and discussion decided not to do any business with M/s Sportina Payce Infrastructure Pvt. Ltd. and all the constituents of the consortium namely (i) Payce Consolidated Ltd., (ii) Paynter Dixon Construction PTY. Ltd., (iii) Sportina Exim Pvt. Ltd., & (iv) Robertons + Marks Architects PTY. Ltd., in future from the date of issue of this order.

- 1) M/s Sportina Payce Infrastructure Pvt. Ltd.
- 2) Payce Consolidated Ltd.
- 3) Paynter Dixon Construction PTY. Ltd.
- 4) Sportina Exim Pvt. Ltd.
- 5) Robertons + Marks Architects PTY. Ltd.

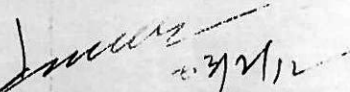
  
Secretary (CRB)  
DDA



**Copy to:-**

1. Secretary, M/o Urban Development, Govt. of India, Nirman Bhawan, New Delhi for information.
2. OSD to VC/DDA.
3. PS to EM/DDA.
4. PS to FM/DDA.
5. CVO/DDA.
6. CLA/DDA.

7. All CEs, Dirs. (Hort.) N&S, Project Manager (Flyover) Group I&II and Directors (M.M.) They are requested to circulate the said orders among SEs, EEs (Civil & Elect.) and Dy. Directors (Hort.)
8. All C.A.U's. DDA
9. A.O. (Works) I,II,III,/DDA
10. GM/ISBT, Kashmere Gate, Delhi.
11. DGW/CPWD, Nirman Bhawan, New Delhi.
12. Engineer-in-charge, **Military Engineer Services (MES) Head Office at Room No.143 Kashmir House, Raja Ji Marg, New Delhi – 110011.**
13. FO to DDW(W), Deptt. of Telecom, Sanchar Bhawan, New Delhi.
14. SDE (Civil), Civil Wing, **BSNL, Bharat Sanchar Bhavan, Harish Chandra Mathur Lane, Janpath, New Delhi-110 001**
15. Commissioner Income Tax, New Delhi.
16. Income Tax Office, Contractor Circle, New Delhi
17. Commissioner STCC, New Delhi
18. Commissioner Labour, New Delhi
19. Chief Engineer, NDMC, New Delhi.
20. Municipal Engineer, MCD, Town Hall, Delhi.
21. Chief Engineer (Northern Railway) Kashmere Gate, Delhi.
22. Chief Engineer (Development Plan), Municipal Corporation of Greater Mumbai, Municipal Head Office, Mahapalika Marg, Mumbai.

  
Asstt. Engineer (CRB)  
DDA

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