



## **ABSTRACT**

Public Works Department – Cancellation of 'Package Tender System' for inviting tenders for building works in Public Works Department – Orders - Issued – Regarding.

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### **Public Works (G2) Department**

G.O.(Ms) No.139

Dated:27.09.2021  
Pilava Andu, Purattasi-11  
Thiruvalluvar Aandu-2052

#### **Read:**

1. G.O.(Ms)No.17, Public Works (G2) Department, dated 15.2.2019.
2. From the Engineer in Chief (Buildings) and Chief Engineer (Buildings), Chennai Region, Public Works Department, Chennai Letter No.HDO/ A/20180-1/ 2018-1, dated 05.07.2021.

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#### **ORDER:**

In Government Order first read above, sanction has been accorded for inviting tenders under "Package Tender System" by following all the tender procedures for execution of the Building Works by the Buildings Organisation of PWD in order to speed up the tender / execution process, subject to the certain conditions and it has been ordered among other conditions, that the package tender system shall be applicable without any financial monetary limit for the works.

2. In the letter second read above, the Engineer-in-Chief (Buildings) and Chief Engineer (Buildings), Chennai Region, Public Works Department, Chennai has stated that during the meeting held by the Hon'ble Minister for Public Works Department with the PWD Contractors and Officials of Public Works Department on 19.06.2021, the following points have been discussed in detail:-

(P.T.O)

- (i) The Package Tender System ordered in the Government Order first read above introduced monopoly in the construction works carried out by the contractors, in various departments of the State of Tamil Nadu.
- (ii) By enhancing the eligibility criteria, only a very few contractors in the entire State will be benefited and thousands of contractors will be affected which in turn will affect the large number of labourers depending upon them.
- (iii) Financially sound contractors and capable of executing works simultaneously with their available man power, machinery and the centring material required for completing the works in time is the basis of passing the Govt. Order and it is against the Directive Principles of State Policy which prevents the concentration of wealth among the few and there is no data to show that the contractors executing works simultaneously for completing the works in time.
- (iv) Based on the orders issued in the Government Order first read above only a few contractors in the State of Tamil Nadu will be eligible to participate in the tenders, since they alone would have the financial wherewithal to participate in such huge tenders. As a result, most number of small and middle scale contractors and their workers will suffer due to the present package tender system.

3. The Engineer-in-Chief (Buildings), Public Works Department has further stated that based on the discussions held during that Meeting convened by the Hon'ble Minister for Public Works Department on 19.06.2021, decision was taken to withdraw the Government Order first read above and recommended to withdraw the said Government Order. He has also informed that Court Cases are pending before the Hon'ble High Court of Madras at Chennai and also before the Hon'ble Madurai Bench of Madras High Court at Madurai challenging the orders issued in the Government Order first read above.

4. During the discussion on Public Works Department Demand No.39 held on the floor of the Legislative Assembly on 27.08.2021, the Hon'ble Minister for Public Works Department has made announcement that Package Tender System will be cancelled.

5. In view of the above, the Government after careful examination, decided to accept the proposal of the Engineer in Chief (Buildings) and Chief Engineer (Buildings), Chennai Region, Public Works Department, Chennai and the Government hereby order that the sanction accorded in the Government Order first read above for inviting tenders under "Package Tender System" stands cancelled.

6. This order comes in to force from the date of issue of this order.

7. This order issues with the concurrence of Finance Department vide its U.O. No.37663/PW-I/2021, dated 24.09.2021.

(BY ORDER OF THE GOVERNOR)

SANDEEP SAXENA  
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT

To  
The Engineer-in-Chief (Buildings) and Chief Engineer (Buildings),  
Chennai Region, Public Works Department, Chennai-5  
The Chief Engineer (Buildings), Public Works Department,  
Madurai Region, Madurai.  
The Chief Engineer (Buildings), Public Works Department,  
Trichy Region, Trichy.  
The Accountant General (A&E), Chennai -18.  
The Accountant General (Audit), Chennai -18.

**Copy to :-**

The Engineer-in-Chief, Water Resources Department and  
Chief Engineer (General), Public Works Department, Chennai -5.  
The Hon'ble Public Works Department Minister's Office, Chennai-9  
The Finance (PW-I/II/Salaries) Department, Secretariat, Chennai-9  
All Departments of Secretariat, Chennai-9  
All Sections, Public Works Department, Chennai-9  
Stock File / Spare Copy.

//FORWARDED / BY ORDER //

  
SECTION OFFICER.  
21/9/21

