

<b>Name:</b>	
<b>Enrolment No:</b>	

**UNIVERSITY OF PETROLEUM AND ENERGY STUDIES**  
**End Semester Examination, December 2019**

**Course: Contract Management- CLNL-4003**  
**Programme: B.A. LL.B. (Hons.) Corporate Laws Semester: III**  
**Time: 03 hrs.**  
**Instructions:**

**Max. Marks: 100**

**SECTION A**

**Note: Attempt all Questions. All Questions carry equal marks.**

**Max 10 marks**

S. No.	Question	Marks	CO
Q 1	What is security money, when it is deposited by contractors and why it is deposited?	2	2
Q 2	Explain mobilization advance?	2	2
Q 3	Who are the individuals involved in contract administration?	2	1
Q 4	What is a contract?	2	1
Q 5	What are the causes of disputes?	2	1

**SECTION B**

**Note: Attempt any two Questions out of following three:**

**Max 20 marks**

Q 6	Explain essentials of quality control, with quality plan, and quality improvements process, in details	10	3
Q 7	Explain construction condition of contracts in lump sum or fixed price contracts	10	3
Q 8	Explain sources of claim, what are guide lines to prepare a claim in reference to Arbitration and conciliation act 1996	10	3

**SECTION-C**

**Note: Attempt both the Questions. All Questions carry Equal Marks.**

**Max 20 marks**

Q 9	Describe full procedure of construction contract documents from planning a work to completing and handing over of a contract and returning/refund of all contractor guarantee etc. in detail	10	3
Q 10	Explain revisions, clarifications, modifications and the lessons learnt from the contract closure records.	10	3

**SECTION-D**

Note: Attempt both the Questions.

Max 50 marks

Q 11	<b><u>Case study/Situation:</u></b>		
	<b>Facts of the case</b>		
	<p><b>Delhi International Airport Ltd. (DIAL) is a GMR group (64%), Airport Authority of India (26%), Germany Frap port Company (10%) consortium. This an operative company now for 30years for India’s biggest Indira Gandhi International Airport. This has handled 66million passengers in the year 2018 and now again requires upgradation to 100million passengers per year and investment of Rs 9800 Crores to upgrade Terminal-1 under one roof by the year 2022. The funds will be arranged by internal cash, real estate, development, income, and foreign loans etc.</b></p> <p><b>The DIAL started its operations from the year he GOI handed it over to DIAL company in the year 2006 which has modernize the Airport an built a new Terminal T-3 in 20 acres land under one roof concept which was inaugurated in July 2010 with an investment of Rs 12800 Crore.</b></p> <p><b>This Delhi Airport has about 5000 acres of land and three parallel run ways with a capacity of handling 34 million passengers per year which is already overloaded at present handling 66 million passengers in this two tier building. Lower floor is arrival area and Upper floor Departures area.it has 168 checking counters, 78 arrow bridges, 48 contact stands, 54 parking bays, 95 immigration centers, 15 X-rays screening areas for less waiting time, duty free shops and other features.</b></p> <p><b>Now this project has so many various contract management and administration activities and a very successful contract management as per Indian Acts, Rules, Regulations, Guidelines, in reference to the Indian Contract Act1872 and The Indian Arbitration &amp; Conciliation Act 1996 and other relevant procedures etc.</b></p>		
	<p><b>Q-1. Explain the various economic advantages of these contracts in the areas and in raising the living standards and Air transport of India?</b></p>	5	4
	<p><b>Q-2 Explain the difficulties in execution of these contracts faced by various agencies.</b></p>	5	4
	<p><b>Q-3 Analyze the Land acquisition, forest and environmental, labor problems etc. in completing the above contracts.</b></p>	5	4
	<p><b>Q-4 Describe in detail how this large work was executed by various types of good practices of contract management by number of companies</b></p>	5	4
		5	

	<p><b>Q-5 Apply the contract management and administration procedures in solving various expected claims, disputes and closure of all the contracts in reference to Arbitration and conciliation act 1996</b></p>		4
Q 12	<p><b><u>Case study/Situation:</u></b></p> <p><b>Facts of the case</b></p> <p><b>Dehradun Haridwar Expressway contract is an example of unsuccessful contract management and administration work. Dehradun Haridwar Expressway (36KM Length) was awarded to a private company ERA Construction in the year 2010 which was to be completed in three years up to 2013. But the private company did not fulfill the commitment of the contracts and it was cancelled by the National Highway Authority of India (NHAI) in 2018 by no-performing of the contract awarded to the company in schedule time period of three years.</b></p> <p><b>Now GOI has taken the contract management and administration work in their hands and they will complete the partly constructed contract works with their 100% funding, which will require about Rs. 520 Crores.</b></p> <p><b>So a great time overrun, cost overrun and a lot of disputes claims, counter claims, will take a long time for dispute settlements of the company which have taken loans from banks and other financial institutions etc. and partly done the work and transferred the money in his personal other works activities with a willful bad intentions and embezzled the money, harms the interests of all stakeholders and now this has become non-performing assets (NPA) and great inconvenience to the traffic problems and public inconvenience.</b></p> <p><b>The company violated all Acts, Rules, The project initially was a Public Private Partnership (PPP) financing model project. The revenue was to be collected by tolls collections by the company from the transportation activities on the Delhi Hardwar highway. Now government has taken over this project</b></p> <p><b>Q-1 Apply the contract management and administration procedures in solving various expected claims, disputes and closure in reference to the Indian Contract Act 1872 and Arbitration and conciliation act 1996.</b></p> <p><b>Q-2 Analyze the Land acquisition, forest and environmental, labor problems, etc. in completing the above contracts in reference to special conditions of contracts</b></p> <p><b>Q-3 Explain the various economic advantages of these contract management in the areas in raising the people living standards?</b></p> <p><b>Q-4 Describe in detail how this large contract will be executed by various types of good practices of contract management by Government of India and banks etc.</b></p>	<p>5</p> <p>5</p> <p>5</p> <p>5</p> <p>5</p> <p>5</p>	<p>4</p> <p>4</p> <p>4</p> <p>4</p> <p>4</p> <p>4</p>

	<b>Q-5 Explain the difficulties in execution of these contract management faced by various agencies.</b>		
--	--	--	--