

NOTIFICATION

NO. RLDA / REUP/Law/Panel of Arbitrators

Date of notification : 30/04/2015

Last date for receiving the application: 05/06/2015

**SUB: EMPANELMENT AS ARBITRATORS IN RAIL LAND DEVELOPMENT
AUTHORITY (RLDA) AT NEW DELHI**

INTRODUCTION

Rail Land Development Authority (RLDA) has been created by the Act of Parliament i.e. The Railways (Amendment) Act, 2005 (No. 47 of 2005) by introducing the amendment through Chapter II- A in The Railways Act, 1989 and published in Gazette of India vide notification dated 15.09.2005 . The Act has come in to force with effect from 30.08.2006. That, in pursuance of Section 4 – A of the Act, 1989 the Central Government has constituted a statutory authority under Ministry of Railways, viz. Rail Land Development Authority (RLDA) w.e.f. 01.11.2006 by a notification in official Gazette of India on 31.10.2006, duly authorizing RLDA to undertake development of vacant land of Railways for commercial use on behalf of Ministry of Railways for the purpose of generating revenue through non- tariff measures. RLDA deals with commercial development of vacant railway land which is not being used by railway for its operational purpose.

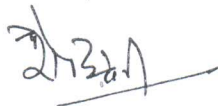
RLDA intends to constitute a panel of Arbitrators for deciding the disputes arising out of its projects in accordance with Arbitration and Conciliation Act,1996.

A. ELIGIBILITY.

(i) ESSENTIAL QUALIFICATIONS

1. The person seeking empanelment shall be a retired Railway Officers (retired not below the rank of SAG) from Civil Engineering or Finance Department, age not exceeding 70 years and in reasonably good mental and physical fitness to be certified by a registered Government doctor/medical practitioner; and
2. The person should have experience of handling large value contracts during their service tenure.

B. DESIRABLE QUALIFICATIONS.



The person seeking empanelment should have handled at least three arbitration cases of railways/railway PSU's or Central Govt/State Govt.

C. TERMS AND CONDITIONS

(I) GENERAL

1. The empanelment will be in respect of arbitrations for the projects governed by Rail Land Development Authority (RLDA) Land Development Hand Book and will not be applicable for projects of RLDA for which arbitration rules of ICADR are applicable.
2. The officers seeking empanelment are required to ensure that they have not dealt with the matters to which the Agreement relates or in the course of their duties as Railway servant(s) or employees of RLDA/railway PSU's had not given views on all or any of the matters under the Dispute.
3. The officer seeking empanelment shall have a reputation of high technical ability and integrity.
4. The officer seeking empanelment shall not have any association with the contract to which the dispute pertains.
5. The officer seeking empanelment shall not have any vigilance/preliminary cases instituted/pending against them during the last 5 years of service and thereafter.
6. The officer seeking empanelment shall not have any business dealings with the parties involved.
7. The officer seeking empanelment shall submit an affidavit in the performa given in the Annexure-II.
8. The officer seeking empanelment shall not have any grounds or circumstances which give rise to justifiable doubts as to his independence or impartiality.
9. The officer seeking empanelment shall possess qualifications as prescribed.
10. Engagement from the panel will be at the sole discretion of the Competent Authority of RLDA.
11. The empanelment does not give any right to the officers to solicit the work or request for continuation in the panel of Arbitrators.
12. The services of empanelled Arbitrators can be terminated without assigning any reasons.

