S.E.R.

GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)

No. 2010/M(N)/951/5 Dated: 26/7/11

Chief Mech. Engineer,
South Eastern Railway
Kolkata

SUB: Derailment of BLC wagons owned by M/s Arshiya Rail Infrastructure Ltd. in RNC division on 13/7/10
REF: SER's letter No. M2/2111/ACC/Pt.III/820/67 dt. 7/6/11 – S.E.R.

Regarding disposal of accidental BLC wagons it is advised that the matter will be governed by Clause 5.11.1 of the Concession Agreement which requires that in case railways are responsible for the accident, all repairs to the damaged wagons will be done at railways cost and in case any wagon is found beyond repair in accordance with railways internal procedures and practices, the same shall be taken over by railways at depreciated value. The train operator may prefer his claim on the basis of Beyond Repair Certificate issued by the concerned zonal railway.

In case the accident has occurred on account of operator's fault, all repairs to the rolling stock shall be done at operator's cost through a deposit estimate and the damaged wagons will remain the operator's property. No damage compensation shall be payable to the operator for such damaged wagons.

Action may please be taken accordingly.

(RAVINDER GUPTA)
Executive Director Mech. Engg.(Fr.)
Railway Board

C/-

1. CMEs, all Indian Railways, [redacted] & COM, SER, Kolkata
2. M/s Arshiya Rail Infrastructure , New Delhi

o/c

रेल मन्त्रालय
Ministry of Railways
रेलवे बोर्ड