

DEPARTMENT OF HEALTH & FAMILY WELFARE
GOVT. OF NCT OF DELHI,
9TH LEVEL, A – WING, DELHI SACHIVALYA, I. P. ESTATE, NEW DELHI
Ph: 23392031

No. F.1(32)/PPPCell/H&FW/2009-10/87

Dated: 29/01/2010.

To

Chief Executive Officer,
Fortis Emergency Services Limited,
Escort Heart Institute & Research Centre,
Okhla Road, New Delhi – 110025.

NOTICE OF TERMINATION OF AGREEMENT
(UNDER CLAUSE 17.3 OF THE AGREEMENT)

Whereas an agreement was executed on the 13th day of July, 2009 between the Lt. Governor of Delhi and M/s Fortis Emergency Services Limited, (herein after referred to as M/s FESL) having its head office at Escorts Hearts Institute and Research Centre, Okhla Road, New Delhi for expanding of the ambulance fleet within the NCT of Delhi to provide daily round the clock Pre Hospital Emergency Medical Response (Ambulance) Services across the NCT of Delhi which would be coordinated through an Emergency Response Centre (ERC) which would be accessible through a toll free number;

And whereas, as per the terms and conditions of the aforesaid agreement read with schedules appended to it, it was obligatory on the part of the M/s FESL to procure and get registered 25% of the equipped ambulances within the period of 90 days from the appointed date, which were to be extended to 50% within a period of 180 days from the appointed date. The M/s FESL had to commence the services with fully functional ERC within the period of 180 days of the appointed date;

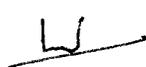
And whereas despite many meetings and verbal and written assurances given by the M/s FESL, it has failed to even procure and get registered the ambulances as per the project milestones specified in Schedule VII of the agreement;

And whereas the time is the essence of the aforesaid agreement, in view of the fact that the Commonwealth Games would be organised in the National Capital Territory of Delhi, where large number of athletes and public would gather in Delhi, and it is of critical importance for the Government to provide high class facilities and services to the public in general and to the visiting participants in particular;

And whereas as per Clause 17.1.1 (t) of the agreement, the M/s FESL has committed an event of default by its failure to achieve the required milestone in accordance with Schedule VII of this agreement and delay is more than 90 days.

Now therefore, in pursuant to Clause 17.3 of the aforesaid agreement and without prejudice to any other right or remedy which the Government may have in respect thereof under the aforesaid agreement this termination notice is hereby served upon to M/s FESL for termination of the aforesaid agreement with effect from **26.02.2010** upon occurrence of the operator's event of default.

The performance guarantee deposited by M/s FESL shall stand forfeited on the aforesaid date of termination.


(Diwan Chand)
Addl. Secretary (H&FW)