

CVO's Desk:

In Government set up, we often come across situations where action taken or decision made by someone appears to be wrong or mala-fide. It is to be understood that any officer in position works as custodian of that position and is supposed to discharge duties assigned to it. It may happen that the position gets honoured or tainted in due course of time due to decisions made during the tenure.

There are ample evidences which shall establish that when objectivity is compromised, then position is diluted. One should therefore realize that complacency, vested interest and oversight do not cloud one's judgment. Often when we analyze reasons for some misconduct, we find that deviations from standard procedure due to lack of knowledge or over confidence or closing eyes on incorrect prevailing practices, vested interest to benefit someone are few common reasons why some mistakes happen in work place.

Each field / work area in an organization is important, sensitive and susceptible to corruption. Despite having rules/ procedures/ policies we find people facing disciplinary proceedings due to above cited reasons. It is to be understood that it is the work habit one adopts which makes one's position a respectable or otherwise. We must therefore develop such work ethics which is already proven, as per standard procedures or have the consent of appropriate authority.

Sharan

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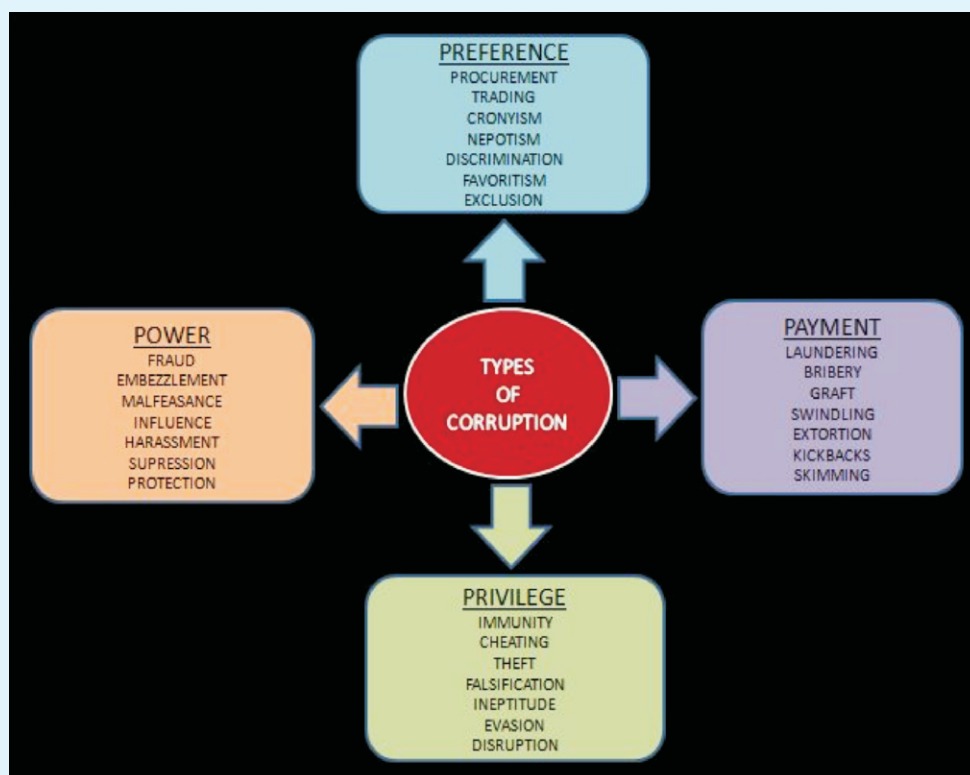
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Illustrative Check Points For Various Stages Of Public Procurement-Part 3

4.0 Consultancy

4.1 Earlier public organizations were undertaking planning and supervisory activities in-house. Now-a-days, in the era of large-scale infrastructure development, the in-house resources available with public organizations are gradually being found to be inadequate. Therefore, there has been substantial outsourcing of services such as Architectural services, Preparation of DPR, Project Management Consultancy, and Quality Assurance etc. The Commission has issued instructions regarding appointment of Consultants vide circular No. 3L PRC1 DT.12.11.1982 and the same were reiterated vide circular No. OFF1-CTE-1 Dt. 25.11.2002. Gist of the above circulars is given below-

The consultant should be appointed in a transparent and competitive manner for need based and specialized jobs. The agreement should contain adequate provisions for penalizing the defaulting consultant keeping in view the fact that a consultant's role is only advisory and recommendatory. Consultant's fee should be based on some fixed value of the contract.

4.2 Commission in supersession of its earlier circular [No. No.98/DSP/3 dt. 24.12.2004] has issued detailed instruction on the possible 'Conflict of Interest' in appointment of Consultants and 'Professional Liability' of the Consultants, vide circular No. 08/06/11 dated 24th June, 2011.

4.3 Following check-points are suggested:

- i. Whether guidelines for appointment of consultants are in place in the organization?
- ii. Whether the guidelines are updated regularly or not and when were these last updated?

iii. Whether the guidelines for appointment of consultants are covering various aspects of the consultancy contracts such as provision of 'Professional Liability', upper sealing of consultancy fee, work performance linked payment, panel clauses for frequent change of staff, panel clauses for deficiency in services, clauses to deal with professional misconduct, panel clauses to deal with delay in services etc.?

iv. Whether the qualifying requirement fixed for the selection of the consultant is commensurate with the importance and size of the project?

v. Whether the qualifying requirement is unambiguous and also fixed before inviting the offers for the consultancy work?

vi. Whether wide and adequate publicity including web-publicity has been given for inviting the offers for the consultancy work?

vii. In case of limited tender enquiry, whether the panel has been prepared in a fair and transparent manner or not! Whether this panel is being up updated regularly or not?

viii. Whether the bid(s) are in conformity with the terms of the tender document?

ix. Whether the evaluation of the bids is done as per the notified qualifying criteria and all bidders are treated at par?

x. Whether all the issues relating to the services tax, professional tax travelling allowances etc. are taken into account at the time of bid evaluation?

xi. Whether during performance of the consultancy contract, the contract conditions are being complied with?

xii. Whether the quality of project management by the Project Management Consultant is up to the mark?

- As Per CTE's Organization



Training Program on Preventive Vigilance by Vigilance Officer P.R.Sawai.



Site Inspection at Chikla Mine.



Site Inspection at Munsar Mine.



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