

Confidential

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Government of India**



**Office of JS & CVO
Vigilance Unit, CPWD
Nirman Bhawan, New Delhi-110108.**

Dated: 11th February, 2020

To

The Chief Engineer (CSQ) (Civil)
CPWD, Nirman Bhawan
New Delhi-110011

(Systemic Improvement Recommendation No.01 of 2020)

Sub: Drafting of Guidelines in respect of declaring the works "Emergent" by the Competent Authority.

Complaints have been received in the Vigilance Unit, alleging award of work on spot quotations by declaring the work emergent and thus in the process favouring one or other contractor, higher rates etc. The cause for such complaints is obvious as use of this method for award of work is in contravention of the cardinal principal of transparency, fair and equitable treatment of suppliers enshrined in the GFR (Rule 144) for public procurement. Hence, it is desirable that method of spot quotation should be used very judiciously by the field officers with the application of mind in each of such case rather than merely going for the same on the basis of request letters from the client or casually.

Under Section 1.5 of CPWD Works Manual 2019, emergent works have been defined as works (i) which arise all of a sudden and (ii) are of inescapable nature requiring immediate action that cannot brook any delay. However, in spite of such a lucid definition for emergent works provided in the Manual, the application of mind by the authorities making proposal for declaring any work as emergent and decision makers i.e. Chief Engineers, who have been empowered to do so, to exactly assess the situation vis-à-vis these provisions are found to be missing in such cases.

Officers are even declaring routine works of maintenance of buildings and roads as emergent even though such works cannot arise all of a sudden and hence does not qualify to be declared as emergent.


Hence, the following Systemic Improvement proposed by the Vigilance Unit has been approved by the DG, CPWD:

I *To ensure transparency and uniformity while declaring the works emergent, the Competent Authority i.e. Chief Engineer should record a Certificate that*

- i. *that the work has arisen all of a sudden***
- ii. *that the work is of inescapable nature requiring immediate action that cannot brook any delay.***

II *An annual limit may be fixed for call of spot quotation for the works declared as emergent as per (I) above.*

Guidelines may be drafted to improve the system and make it more transparent.


(Sanjay Mehta)
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Copy to:

 The Assistant Engineer (Computer), Vigilance Unit, CPWD, New Delhi to upload on the website.


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