CONFIDENTIAL

No.ACB/VIG/M-05/04/5484
Government of Goa,
Directorate of Vigilance,
Serra Bldg., Near A.I.R.,
Altinho, Panaji-Goa.

Dated : 25/09/2005.
27

Sub : Scheme for refund of trap amount.

O R D E R

Whereas the Government is committed to implement the policy of "Zero tolerance to corruption" and provide efficient, transparent, responsive and accountable administration to the citizens of Goa and therefore finds it expedient to further strengthen the vigilance machinery in the Department of Vigilance;

And whereas the incidents of involvement of Government Servants in the corrupt practices have been coming to notice;

And whereas public has also been raising the issue of demand of bribe by Government Servants in official dealing but complainants are generally found reluctant in cooperating when it comes to laying of trap for various reasons including long court litigation and blocking of bribe money in the court case;

And whereas it is considered expedient to refund the bribe money paid by complainant, which gets blocked in the court, so that members of public feel further encouraged to come forward with the complaint to enable ACB lay the traps.

Now, therefore, it is decided by the Government to return / refund to the complainant the amount made/handed over, by the complainant to the corrupt Govt. Servant being the bribe demanded by the Govt. servant in the course of official dealings, while laying the trap by the Anti – Corruption Bureau of the Vigilance Department as follows :

(1) Superintendent of Police Anti corruption Branch shall submit the requirement of the money equivalent to the trap amount in a trap case to Director of Vigilance.

(2) Director of Vigilance shall issue an order of expenditure sanction based on the requirement of fund projected by Superintendent of Police (Anti Corruption Branch) and draw the amount on AC bill and give it to Superintendent of Police Anti Corruption.

Contd..../-

(3) Superintend of Police shall return / refund the amount equivalent to the trap money to the complainant and take his receipt in acknowledgement thereof. Further, an Undertaking from the complainant shall also be taken that whenever the trap amount is released by the Court, it shall be collected and deposited in Govt. Accounts as per rules, and that the complainant shall not be entitled to claim the trap money, and that the complainant shall fully co-operate with the investigating authorities in taking the matter to its logical conclusion thereby protecting the interest of the State in all the related court proceedings both criminal as well as civil.

(4) Superintendent of Police shall submit a utilization certificate and based on the utilization certificate so furnished, Director of Vigilance shall submit the bill for adjustment of AC bill and Director of Accounts shall adjust the bill accordingly.

(5) The money equivalent to the trap amount shall be returned to the complainant after completion of period of six months from the date of trap.

(6) The expenditure towards the refund of the money equivalent to the trap amount shall be debited/charged in the Budget Head Demand No.22, 2070-Other Administrative Services, 104 Vigilance, 01-Directorate of Vigilance, Minor Head, 07-Office Expenses(Non Plan).

This issues with concurrence of FD vide their U.O. No.121 dated 22.07.2005.

By Order and in the name of
the Governor of Goa,

(A.W.Rane)
Addl.Director(Vigilance)
&
Ex-officio Joint Secretary(Vigilance)
Government of Goa.

Copy to :

1. The Director, Directorate of Accounts, Panaji-Goa.
2. The Sr. Deputy Accountant (General), Audit Porvorim-Goa.
3. The Secretary, Finance (Budget) Department, Secretariat, Porvorim-Goa.
4. The Superintendent of Police, Anti-Corruption-Branch, Directorate of Vigilance, Serra Bldg., Altinho Panaji.
5. Guard file
6. Office Copy.

CONFIDENTIAL

No: 1/3/84-VIG
Government of Goa,
Daman & Diu,
Directorate of Vigilance,
Secretariat, Panaji-
Goa, 403 001.
22ND December, 1984.

CIRCULAR

Sub: Functioning of Technical cell

Attention of all the Head of Departments/Offices is invited to this Directorate Circular No. 13/100/79-VIG/Vol.II dated 24th September. 1984, regarding functioning of the Technical Cell. Detailed functions which are normally assigned to the Technical Cell are mentioned below:-

i) Inspection of important works after completion as also during progress for ensuring :-
   a) Quality of specification:
   b) Execution to schedule and
   c) No undue deviations during constructions.

ii) Inspection of works carried out departmentally for ensuring no excess use of material and labour.

iii) Checking a percentage of concluded contract for ensuring reasonable rates and no ambiguity in conditions, description and specifications with particular reference to negotiated contracts/ agreements.

iv) Checking a percentage of Bills after payment with reference to measurement books as also check of measurements and quality of works executed at site.

v) Rendering held to the Government of Goa, Daman and Diu, P.W.D. and Audit on technical points with regards to audit objections , draft paras bills contracts, etc.

vi) Investigation of complaints etc. relating to civil works pertaining to any department of the Govt. of Goa Daman and Diu, including those relating to works of public undertakings corporate bodies, municipalities, etc. which may be entrusted to the Senior Technical Examiner at the discretion of the Vigilance Secretary.

2. With a view to facilitate the review and streamlining of the procedures relating to award and execution of Civil works and also to afford surprise inspections, the Chief Vigilance Officer/Chief Secretary desires that all the divisional offices of P.W.D and Irrigation Department who are primarily entrusted with the civil works as also other autonomous bodies and public undertaking such as Municipalities, Housing Board, Goa Daman and Diu Industrial Development Corporation, Goa Daman & Diu Tourism Development Corporation etc. should furnish periodical reports.

3. You are therefore requested to furnish in the enclosed proforma the requisite information directly to the Senior Technical Examiner, Technical Cell, 6th floor Junta House Panaji in respect of civil works where estimates exceed Rs. 2.00 lakhs.

Sd/-
(R.K. Bhatia)
Secretary(Vigilance)

To,
1. All Head of Departments/Offices.

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No. 5(10)-99-VIG/
Government of Goa,
Directorate of Vigilance,
Junta House (6th floor).,
Panaji – Goa.

Dated: 05/01/2000

CIRCULAR

Sub: Execution of works of the nature of "Desilting of St. Inez Nullah by Panjim Municipal Council by entering into contract to undertake works on " Turn-key basis" by Government as well as Semi-Government Bodies/Agencies.

On examination by the Technical Section of this Directorate and the findings of the preliminary investigation conducted into a complaint against the Panjim Municipal Council referred to the Goa Public Men's Corruption(Investigations and Inquiries) Commission by the government, the Commission made a suggestion that contracts of the type if desilting works done for St. Inez Nullah should preferably be entered into contract to undertake the work "on turn –key basis".

2. The Government has accepted the said suggestion of the Commission. Henceforth, all Government and Semi- Government Bodies/ Agencies should preferably execute such works by entering into contracts on "Turn-key Basis".

3. It is, therefore, enjoined upon all concerned to comply scrupulously with the above directions.

3. Receipt of this Circular may kindly be acknowledged.

Sd/-
(Arun L. Desai)
Dy. Director (Vigilance).

Copy for information and necessary action. All the Head of Departments and Chief Executive Officers are requested to bring these instructions to the notice of all concerned.

1. The Chief Engineer, PWD, Altinho, Panaji-Goa.
2. The Chief Engineer, Irrigation Dept. Junta House(annex) Panaji.
3. The Managing director, Goa Housing Board, Alto-Porvorim- Goa.
4. The Managing Director, Industrial Development Corporation/Economic Development Corporation, Panaji.
5. The Member Secretary, Planning & Development Authority, Panaji/ Mapusa/Margao/Mormugao.
6. The Director of Municipal Administration, Panaji.

Sd/-
(Arun L. Desai)
Dy. Director (Vigilance)

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No.5/81/2003-VIG/
Government of Goa,
Directorate of Vigilance,
Serra Bldg., Near A.I.R,
Altinho, Panaji –Goa.

Dated: 22/1/2004.

CIRCULAR

Sub: Acquisition of land/equipment for public purpose.

It has been observed by the Government that the Government departments are acquiring land for various purposes. However, it has come to the notice that the suitability of the land for the purpose is not being carefully examined before moving the proposal for the acquisition of the said land.

This causes wasteful expenditure to the Government exchequer as also the purpose for which the land is proposed to be acquired, has at times been not fulfilled.

In view of the above, it has been desired by the Government that henceforth whenever land is proposed to be acquired for any purposes, it is important that the Government Administrative Department takes the decision about acquisition only after ensuring that choice of the land is optimum in terms of cost of acquisition and development and its suitability to the purpose. This shall be certified by the Head of concerned Administrative Department.

The PWD authorities should also on their part ensure that the proposals for land acquisition are examined keeping the above guidelines in mind.

Any lapse on this count shall be viewed seriously.

Sd/-
(SANJIV M. GADKAR)
Addl.Director(Vigilance)

Copy to:

1. The Principal Chief Engineer, P.W.D, Altinho-Panaji-Goa.
2. The Collector(North), Panaji – Goa.
3. The Collector(South), Margao – Goa.
4. All other Heads of Departments/Offices.
5. The Under Secretary(Revenue), Secretariat- Panaji-Goa.

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