

Central Vigilance Commission

Minutes of the Annual Zonal Review Meeting with the CVOs **West Zone on 15.09.2009 at Mumbai.**

The list of participants is at ***Annexure-A***.

CVC in the Chair. The meeting started with welcome address by CMD, Shipping Corporation of India and Chairman, Jawaharlal Nehru Port Trust to the Commission and participating organizations followed by introductory remarks by CVC and the Vigilance Commissioners. This was followed by presentations by CTEs on the inadequacies observed in the CTEs examination of the works and procurement contracts of the organizations present in the meeting. Copies of the presentation of CTEs were provided to the CVOs for reference during the meeting. During the presentation by participating organizations, the Commission intervened and made some observations. The observations needing follow up action are indicated in the minutes later.

2. Introductory Remarks:

2.1. CVC:

CVC requested the CVOs to stick to the sequence of the agenda items and underlined the following issues:

- i) CVC pointed out delays in complaint handling and furnishing reports by CVOs on complaints referred by the Commission including PIDPI complaints and stressed on adherence to time limits prescribed;
- ii) He observed that status of leveraging technology especially second phase implementation in most of the Organisations which are all technology intensive not satisfactory;
- iii) He emphasized that CVOs need to take a firm view and make clear recommendation while forwarding investigation reports to the Commission. Further, he pointed out that many a time views of the suspect officers were being not taken and all aspects should be taken into account before finalizing reports by CVOs;
- iv) Monthly reports continue to be routine and sketchy and need to reflect the activities of CVO clearly, especially in the last part pertaining to new initiatives;

3. VC(S)

- i) VC(S) pointed out that analysis by CVOs in making recommendations on investigation reports were lacking and they need to take a specific position/stand and reports should be comprehensive;
- ii) He underlined with technology and computerization, all Port Trusts need to utilize it to tackle sensitive areas like ship handling, leasing of lands, renewal of leases and other such areas to plug scope for corruption;
- iii) On Integrity Pact, he stated that Organisations which have adopted the same, should implement in true spirit in line with the instructions of the Commission;

4. VC (R)

- i) VC(R) stated that CVOs should first acquaint themselves with the systems and procedures and review their updation on an ongoing basis;
- ii) She emphasized that considering the sensitivity of their job, CVOs should objectively analyse issues and take a position in each case and also specify clearly their recommendations;
- iii) She observed that complaint handling mechanism was important and CVO should ensure access to all complaints received in the Organisation;
- iv) She highlighted the importance of internal audit reports and C&AG reports and that CVOs should look into all such reports with objective of identifying vigilance issues;
- v) She pointed the importance of training and sensitization through case studies/seminars /workshops etc; as a preventive vigilance measure.

5. Presentation by the participants:

5.1 Leveraging of Technology:

Most of the Organisations were lagging behind in second phase of implementation, which needed to be completed within a specified time frame.

5.2 Access of CVOs to complaints:

In most of the organizations the complaint handling mechanism required improvement. CVOs did not have access to all the complaints. It was advised that the CVOs should go through all the complaints to ensure that complaints with vigilance angle were attended to properly.

5.3 Structured meetings between CVOs and the CMD:

During last year's annual zonal meetings, the Commission has requested the CVOs to have monthly or quarterly structured meetings with their CMDs with a proper agenda and minutes of the meetings. It is observed that this was not being followed in some of the Organisations. The Commission directed the CVOs to immediately commence the practice and report compliance in the monthly reports, with a copy of the minutes of the meetings so held.

5.4 Agreed List:

Some of the Organisations have prepared an "Agreed List" and few are in the process of finalizing the same.

5.5 Pendency of First Stage, Second Stage advice, further reports etc.:

There was a need to reconcile the figures and CVOs should access the Commission's pending list in respect of their Organisations and regularly reconcile the figures.

5.6 Training and adequacy of vigilance staff:

Some organisations reported that arrangements were not adequate. New Vigilance officers inducted need to be sent to CBI Academy and other training centres.

6. Action Points:

i) All Organisations should keep reporting in monthly reports on progress made on implementation of second phase of leveraging technology.

(Action: All CVOs)

ii) Each Organisation should make CTE type inspections of major contracts/procurements and send one/two such inspection reports regularly for information to the Commission.

(Action: All CVOs)

iii) All CVOs need to regularly reconcile the pending implementation of cases of 1st/11nd stage, complaints pending reports including PIDPI ones and further clarifications (FI) etc.

(Action: All CVOs)

iv) As regards staffing in port trusts, M/o Shipping to review the implementation status of the Committee report forwarded to all the port trusts and keep the Commission informed.

(Action: JS&CVO, M/o Shipping)

v) The reporting channel of CVOs in Port Trusts was not uniform and in some, the CVO was reporting through the Dy. Chairman. Ministry of Shipping to ensure CVO reports directly to the Chairman of the Port Trusts.

(Action: JS&CVO, M/o Shipping)

vi) CBI case of sanction for prosecution (RC 24(A)/2007-Chennai), and a reference under Section 6(A) of DSPE Act for registration under process with M/o Shipping to be expedited.

(Action: JS &CVO, M/o Shipping)

vii) Expeditious action to be taken to fill up the vacant posts of external CVOs in the port trusts/organizations under the M/o Shipping.

(Action: JS&CVO, M/o Shipping)

viii) M/o Shipping to ensure that posting of officers as Dy.CVOs in Port Trusts is made only for a fixed tenure.

(Action: JS&CVO, M/o Shipping)

LIST OF PARTICIPANTS

Chief Vigilance Officers

1. Shri Rakesh Srivastava, Jt. Secretary & CVO, M/o Shipping
2. Shri S.S. Tripathi, CMD & CVO, Dredging Corporation of India Ltd.
3. Shri S. Velumani, C&MD and CVO, Ennore Port Ltd.
4. Shri N. Ramachandran, Chairman & CVO, Cochin Port Trust
5. Shri G.J. Rao, Chairman & CVO, Tuticorin Port Trust
6. Shri M.B. Sagar, CVO, The Shipping Corpn. of India Ltd
7. Dr. G.S. Rao, CVO, Kandla Port Trust
8. Shri A.P. Srivastava, CVO, Jawaharlal Nehru Port Trust
9. Ms. Veena R Srinivas, CVO, Mormugao Port Trust
10. Shri B.S. Raghunathan, CVO, Chennai Port Trust
11. Shri V.K. Saseedharan, Dy. CVO, Mumbai Port Trust
12. Shri Ahamed Ayub B., CVO, New Mangalore Port Trust
13. Shri P.M. Mohan, CVO, Visakhapatnam Port Trust
14. Shri N.K. Mishra, Dy. CVO, Pradeep Port Trust
15. Shri A. Majumadar, CVO (I/C), Kolkata Port Trust
16. Shri Balasubramaniam, VO, Cochin Shipyard Ltd

Commission's officers

1. Shri V.K. Gupta, Additional Secretary
2. Shri V. Ramachandran, CTE
3. Shri V.K. Gupta, CTE
4. Shri K. Subramaniam, OSD
5. Shri J. Vinod Kumar, Under Secretary