

# **KOLKATA PORT TRUST**

## **VIGILANCE DEPARTMENT**

6, Strand Road (Ground Floor)

Fairlie Warehouse

Kolkata- 700 001

NO: Vig / 10/7A/ 874

Dated 30.07.2013

### Circular

Secretary/FA&CAO(I/C)/LA&IRO/CMO/  
DMD/CE/CHE/CME/TM/LM(I/C)/CMM/LA

Sub: Procurement through OEMs/OESs

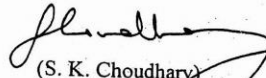
Further to this office circular no Vig/70/7A/775 dated 04.07.2013 on tenders awarded on nomination basis, certain clarification has been requested from Vigilance Department as to:

1. Whether the procurement through OEM/OESs should be categorised as tenders awarded on nomination basis.
2. Whether normal tendering should be resorted when procurement of goods/services **are possible from other sources**, in addition to the dealer/agent nominated by the manufacturer (OEM)/OESs.

In view of the above, it is clarified:

1. As per CVC Circular Office Order No 10/02/2004 issued vide letter No. 93/ORD/1 dt. 11<sup>th</sup> February 2004, website should be used for putting NIT to bring transparency, competitiveness and reduce opportunities for abuse of power. In view of this, certain organisations have sought clarification from CVC as to whether website publicity is to be given for proprietary items which are sourced from OEMs and OESs. The Commission in this regard clarified that its instructions are with regard to goods, services and works procured through open tender system, so these instruction do not apply to proprietary items and items which necessarily need to be procured through OEMs and OESs. A copy of the clarification as given in compendium of circulars by CTE is enclosed.
2. While procurement of goods / services from the dealer/ agent nominated the manufacturer (OEM) without resorting to tendering procedure is in order, in cases when procurement of such goods/services **are possible from other sources** in addition to the dealer / agent nominated by the manufacturer (OEM), it is advised to resort to normal tendering process.

Encl:As stated.

  
(S. K. Choudhary)  
Chief Vigilance Officer