

VIGILANCE AWARENESS WEEK -2015

POST CONTRACT MONITORING

Preventive
Vigilance



Vigilance
Corporate Governance
as a Tool of
Good Governance



सतर्कता जागरूकता सप्ताह जागृति ತಿಳುವಳಿಕೆ ಸಪ್ತಾಹ
VIGILANCE AWARENESS WEEK
26th - 31st October, 2015

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POST CONTRACT MONITORING : IMPORTANCE

- Time and Cost overruns : Due to lack of coordination and the diversified approach followed by various agencies in the implementation of the projects.
- Exchanging correspondence even after expiry of completion schedule stipulated in the contract and without extension of time granted by the owner keeps the contract alive. This may result in serious legal complications if it is intended to cancel the contract.

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POST CONTRACT MONITORING : LAPSES

- LD clause not invoked for delay in completion and no recoveries made from the contractors, on some pretext or the other.
- The contractors agree to short completion period and in absence of deterrent conditions in the contract, manage to obtain repeated extensions.

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POST CONTRACT MONITORING : LAPSES

- Services contractors try to blame the Civil / other Contractors for delays therefore absolving themselves of any responsibility and officials meekly accept this argument without verifying the details, thus resulting in undue benefit to the contractor.
- Contractor's supervisory staff is invariably found with inadequate qualifications and experience and is also not employed for the full duration of the contract : Jeopardises Quality Supervision

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POST CONTRACT MONITORING : FOCUS AREAS

- Accord priority to the post contract follow up for execution of works.
- For any delays on part of the contractor in completing the contract the liquidated damages clause should be invoked.
- In case more than one contractor is engaged on a project and delay occurs, the case should be analysed in a total perspective and the agencies responsible for the delay, including the consultants should be appropriately penalised.

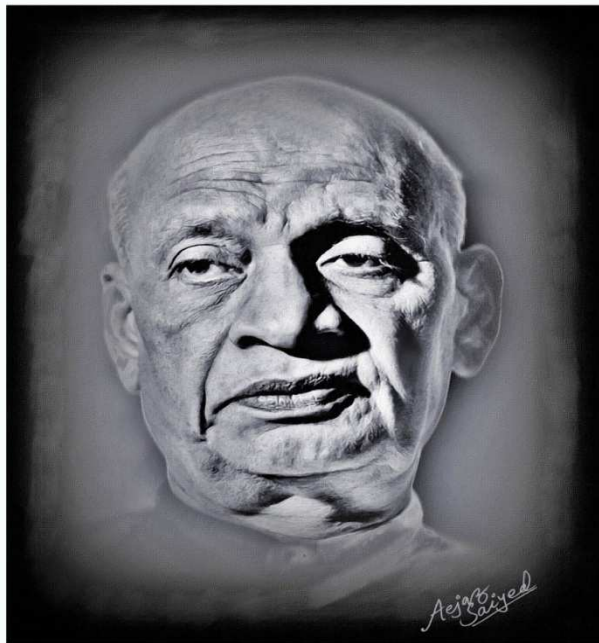
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POST CONTRACT MONITORING : TRANSPARENCY

- Time extension should be granted only on bona fide requests and not on a routine and casual manner.
- After expiry of the contract period, the contractee should refrain from exchanging correspondence with the contractor.
- Need to inculcate a transparent and professional contracting culture so that the non-performers are weeded out and only reliable contractors, who can prove their credentials by persistent performance in terms of quality and timely completion of contracts, are encouraged.

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THANK YOU



"Do not do what
you would undo if
caught"

- Leah Arendt