



PMC Cell – MM

Oil and Natural Gas Corporation Ltd
Corporate Materials Management

9th Floor, South Tower, SCOPE Minar,
Laxmi Nagar, Delhi -110 092
Tel – (011) 22406044 Fax – (011) 22446494

Circular No.44/2016

No: MAT/PMC/13(206)/2016
Dated: 04.10.2016

Sub: Modifications to provisions of Integrity Pact under Section-2(1)-2 and Section-6.

In accordance with the decision taken in the EPC meeting (29/2016) held on 29.09.2016, provisions under Section 2(1)2 and 6 of Integrity Pact stand modified as per attached Annexure – 1. Rest of the provisions under Integrity Pact shall remain unchanged.

Above guidelines should be meticulously followed by all concerned.

(Ashwini Nagia)
ED-Chief MM Services

Distribution: (Through ONGC's intranet website 'ongcreports.net').
All concerned may download the circular from the site. Hard copies are not distributed separately.

Copy to:

1. EO to CMD, ONGC, Jeevan Bharti Building, New Delhi.
2. CEA to Director (T&FS) / Director (Offshore) / Director (HR) / Director (Exploration) / Director (Onshore) / Director (Finance), ONGC, Jeevan Bharti Building, New Delhi.
3. CVO, ONGC, Jeevan Bharti Building, New Delhi.

Statement showing existing vis-à-vis modified provisions of Integrity Pact.

<p align="center">Existing Provisions</p>	<p align="center">Modified provisions</p>
<p align="center">Section – 2 Commitments of the Bidder/ contractor Para (1)-2</p> <p>The Bidder / Contractor will not enter with other Bidders into any undisclosed agreement or understanding, whether formal or informal. This applies in particular to prices, specifications, certifications, subsidiary contracts, submission or non-submission of bids or any other actions to restrict competitiveness or to introduce cartelisation in the bidding process. Further, no bidder should have a conflict of interest that affects the tender / bidding process, in any of the following manner:</p> <ul style="list-style-type: none"> (i) such Bidder (or any constituent thereof) and any other Bidder (or any constituent thereof) have common controlling shareholders or other ownership interest; provided that this qualification shall not apply in cases where the direct or indirect shareholding in a Bidder or a constituent thereof in the other Bidder(s) (or any of its constituents) is less than 1 % of its paid up and subscribed capital; or (ii) a constituent of such Bidder is also a constituent of another Bidder ; or (iii) such Bidder receives or has received any direct or indirect subsidy from any other Bidder, or has provided any such subsidy to any other bidder; or (iv) such Bidder has the same legal representative for purposes of this Bid as any other Bidder; or (v) such Bidder has a relationship with another Bidder, directly or through common third parties, that puts them, in a position to have access to each other's information about, or to influence the Bid of either or each of the other Bidder, or (vi) such Bidder has participated as a consultant to the authority in the preparation of any documents, design or technical specifications of the project. 	<p align="center">Section – 2 Commitments of the Bidder/ contractor Para (1)-2</p> <p>The Bidder / Contractor will not enter with other Bidders into any undisclosed agreement or understanding, whether formal or informal. This applies in particular to prices, specifications, certifications, subsidiary contracts, submission or non-submission of bids or any other actions to restrict competitiveness or to introduce cartelisation in the bidding process.</p>

Section 6
Equal treatment of all Bidders / Contractors / Subcontractors

- (1) The Bidder / Contractor undertakes to demand from all subcontractors a commitment in conformity with this Integrity Pact, and to submit it to the Principal before contract signing.
- (2) The Principal will enter into agreements with identical conditions as this one with all Bidders, Contractors and Subcontractors.
- (3) The Principal will disqualify from the tender process all bidders who do not sign this Pact or violate its provisions.

Section 6
Equal treatment of all Bidders / Contractors / Subcontractors

- (1) The Principal will enter into Pacts on identical terms with all bidders and contractors.
- (2) The Bidder(s) / Contractor(s) undertake(s) to procure from all the subcontractors a commitment in conformity with this Integrity Pact. The Bidder/Contractor shall be responsible for any violation(s) of the provisions laid down in this agreement/Pact by any of its sub-contractors / sub-vendors.
- (3) The Principal will disqualify from the tender process all bidders who do not sign this Pact or violate its provisions.