

F. No.13020/15/2017-IES
Government of India
Ministry of Finance
Department of Economic Affairs
(IES Cadre Division)

Room No. 59, North Block
New Delhi dated: 26th October, 2017


OFFICE MEMORANDUM

Subject: Workshop on Public Procurement and Competition for Government Officials

This is to bring to the notice of all IES Officers that the Administrative Staff College of India, Hyderabad in association with Scuola Nazionale dell'Amministrazione, Italy is organizing a one-day workshop on '**Public Procurement and Competition for Government Officials**' on **Wednesday, November 15, 2017 at India International Centre, New Delhi**. The objective of the workshop is to help procurement officials to spot signals as indirect evidence of a cartel and to take action once they have a suspicion that rivalry in a bidding process has been artificially reduced.

2. There is no fee involved for this workshop. It is sponsored by the Delegation of the European Union to India under the action entitled 'Capacity Building Initiative in the Competition Area under Trade Development Program in India'. Only travel expenses, if any, will have to be borne by the respective organisations. Details of the workshop may be seen from the brochure attached below (**Annexure I**).

3. IES Officers interested to participate in the above workshop may directly apply through proper channel after taking permission from their respective Ministries/Departments/Organizations, under intimation to this Department. It may be noted that although it has been mentioned in the brochure attached that the last date for sending nominations is **30th October, 2017**, for IES Officers it has been extended up to **7th November, 2017**.


26/10/17

(Arya B K)

Assistant Director (IES)

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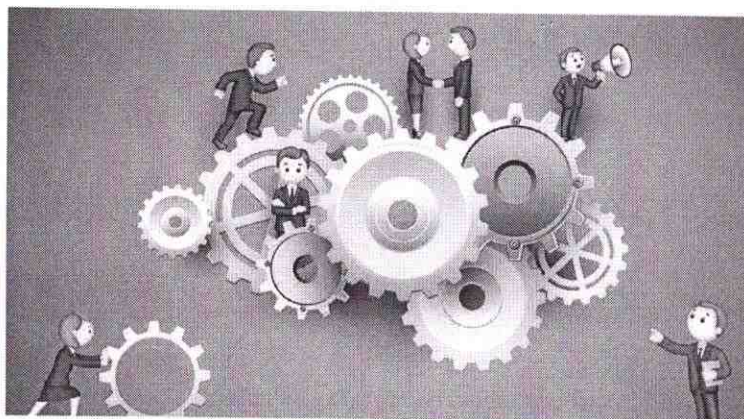
To,

All officers via e-mail and by uploading it on the website.

Workshop on
**Public Procurement and Competition
for
Government Officials**

**November 15, 2017
(at India International Center, New Delhi)**

*(Sponsored by Delegation of the European Union to India
under the Action entitled "Capacity Building Initiative in the
Competition Area under Trade Development Program in India)*



BACKGROUND

Public procurement in India contributes about 30% of the GDP. Due to the magnitude of the spending involved it is of paramount importance that the public funds are spent in the most efficient manner possible. An effective public procurement policy is one of the key factors for continuous long-term economic growth, business competitiveness and best value public services to taxpayers.

While collusive or corrupt conduct may occur during any procurement procedure, whether public or private, certain aspects of the public procurement process render it particularly vulnerable to distortion via anticompetitive conduct. On the one hand, the sheer volume of high value public procurement projects – many of which relate to sectors that have, historically, been prone to anticompetitive conduct – creates attractive opportunities for corruption and collusion. On the other hand, public entities are typically more constrained as to their range of permissible actions than private procurers, because of the highly regulated nature of public procurement, and therefore have limited strategic options available to address these threats.

Since enforcement of competition law began in 2009 in India several cases of bid-rigging in public procurement have surfaced and the violators are accordingly penalized. Hence, the need of the hour is adopting a two-pronged approach of making use of the competition law to bring the violators to justice and undertake competition audit of procurement policies to ensure that the procurement policies themselves do not hinder competition in the first place.

Given the above, Administrative Staff College of India, Hyderabad in association with Scuola Nazionale dell'Amministrazione, Italy is pleased to announce a One Day Workshop on Public Procurement and Competition for Government Officials.

OBJECTIVES OF WORKSHOP

- ✓ This workshop will help procurement officials to spot signals as indirect evidence of a cartel.
- ◆ It will help procurement officials to take action once they have a suspicion that rivalry in a bidding process has been artificially reduced.

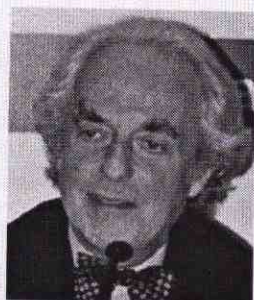
CONTENT

- ◆ The Prohibitions of Cartels
- ◆ The Burden of Proof
- ◆ The Experience of India and of the EU
- ◆ The Peculiarity of Bid Rigging
- ◆ Some cases of Bid Rigging
- ◆ The use of Screens
- ◆ The OECD guidelines against Bid Rigging
- ◆ General Discussion

DATE AND DURATION

One Day: 15 November, 2017.

WORKSHOP INSTRUCTORS



Alberto Heimler is a professor of economics at the Italian School of Government. He is the Chairman of the Working Party on Competition and Regulation of the Competition Committee of the Organization of Economic Cooperation and Development (OECD). He was director for research at the Italian Antitrust Authority, a member of the Steering Group of the International Competition Network (ICN) and co-chair of a number of ICN working groups. His academic articles on antitrust enforcement, economic regulation and public procurement have appeared in the leading journals of the field. Professor Heimler is the coordinator of the procurement programs at the Italian School of Government and lectures frequently on antitrust, economic regulation, public procurement both in Italy and abroad.



Antonio Capobianco is a Senior Competition Expert with the OECD Competition Division. In this position he is responsible for the proceedings of the OECD Competition Committee. At the Competition Division, Mr Capobianco has coordinated a series of OECD projects and work streams, including the development of the 2009 Guidelines for Fighting Bid Rigging in Public Procurement and the related OECD Council Recommendation of 2012, the work on transparency and procedural fairness, on SOEs and competitive neutrality, and most recently he has been leading the work on international enforcement co-operation. He has authored numerous Background Notes of the Secretariat on a variety of competition law enforcement and policy topics. Mr. Capobianco graduated in law at the L.U.I.S.S. - Guido Carli in Rome and holds LL.M. degrees from the Law School of the New York University and from the Institute of European Studies of the Université Libre de Bruxelles.

FEE

There is no fee for this workshop. It is sponsored by the Delegation of the European Union to India under the action entitled 'Capacity Building Initiative in the Competition Area under Trade Development Program in India'. The fee covers tuition, study materials, lunch, tea/coffee. Boarding and lodging expenses can be provided to select outstation participants on first come first serve basis. Travel will have to be borne by the respective organisations.

NOMINATIONS

Nominations may please be sent to:

Mr Shivans Rajput

Research Associate

Centre for Economics & Finance

Administrative Staff College of India

Bella Vista, Hyderabad - 500 082

Phone: 9160109462

Email: shivansrajput@gmail.com

***The last date for sending nominations is
Monday, October 30, 2017.***

PARTICIPANTS

Government officials responsible for procurement.

VENUE

India International Center

40, Max Mueller Marg

New Delhi - 110 003

WORKSHOP COORDINATOR

Dr Ashita Allamraju

Associate Professor

Centre for Economics & Finance

Administrative Staff College of India

C-24, Qutub Institutional Area - 110 016

New Delhi, Ph: 011-4186 1411

Email: aashita@asci.org.in

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The European Commission is the EU's executive body.



This Action is funded by
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ADMINISTRATIVE STAFF COLLEGE OF INDIA

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