

**Government of Bihar**  
**Department of Planning & Development.**

**Notification**

Notification No. Yo4/1-57/2005                      /P.D.Patna,Dated May,2007

**Subject:- Revised Terms of Reference of Steering Group on Vision Bihar:New Initiative On Public Private Partnership(PPP) Medium- Term Perspective.**

In Connection with the formulation of the Eleventh Five year plan as well as monitoring of implementation of Government policies in the course of the Eleventh Plan period and having regard to the inter-dependence as well as linkages with the various Departments concerned with the Public Private Partnership (PPP), the Steering Group on **Vision Bihar: New Initiative on Public Private Partnership (PPP)**.Medium Term Perspective has been constituted wide Notification No-Y04/1-57/2005- 809/P.D Patna, Dated May, 2007.

On the basis of the recommendation of the Chairman of the Steering Group and the approval of the Deputy Chairman, Bihar State Planning Board the terms of reference of the steering Group has been revised.

In order to facilitate PPP as a deliver mode for services, **Steering Group on Vision Bihar: New Initiatives on Public Private Partnership** shall now submit its recommendations as per the revised terms of reference in the following areas to assist the State in achieving its potential by leveraging PPP for its overall development.

**Revised terms of reference**

- (a) Appropriate and robust legal, policy and regulatory frameworks with suitable institutional capacity building. This will include, inter alia, recommendations on:
- (i) Clear legal basis and appropriate procedures for PPP transactions.
  - (ii) Transparent policy and regulatory frame works for PPP projects that would minimize avoidable transaction costs and delays in project implementation while ensuring protection of consumer interests. These frameworks need to also provide for constructive contract management, e.g. the resolution of differences between parties over the life of the contract.
  - (iii) Transparent contracts for PPP projects, based on these frameworks which will allocate risk between the private and public partners.
  - (iv) Institutional mechanisms to facilitate the identification, development, processing and management of PPP projects.
  - (v) Mechanisms incorporating independent, accountable and transparent appraisal and selection processes that ensure value for public money in PPP projects.
  - (vi) Expedited approval processes that follow a constructive developmental approach, while ensuring adequate provisions for due diligence,

consistency with processes in other sectors and incorporating best practices on accountability and transparency.

- (vii) Measurement, disclosure and provision for contingent liabilities that may arise as a part of the PPP transaction
- (b) Feasible actions to be taken to structure and implement projects in a PPP mode in sectors such as agricultural Infrastructure, power, roads, urban services, health, education etc.

Sd/-  
**(Rameshwar Singh)**  
Secretary

Planning & Development Department,  
Bihar, Patna.

Memo No. Yo4/1-57/2005 /P.D.Patna, Dated May, 2007

Copy forwarded to Chairman & Members of the **Steering Group on Vision Bihar: New Initiative On public private partnership(PPP)- Medium Term Perspective** for information and necessary action.

Sd/-  
Secretary

Memo No-Yo4/1-57/2005 /P.D.Patna, Dated May, 2007

Copy forwarded to Secretary to Chief Minister/Secretary to Chief Secretary, Bihar for information and necessary action.

Sd/-  
Secretary

Memo No. Yo4/1.57/2005 /P.D.Patna, Dated. May, 2007

Copy forwarded to Development Commissioner, Bihar/All Commissioners & Secretaries/Secretaries, Government of Bihar, Patna for information and necessary action.

Sd/-  
Secretary