

Memorandum of Understanding for the Financial Year 2020-21

Memorandum of Understanding (MoU) between Ministry of Culture (MoC), Shastri Bhawan, New Delhi & the Lalit Kala Akademi (LKA) for the financial year 2020 - 2021.

1. Whereas the mandate of the Ministry of Culture is to preserve and promote all forms of art and culture and is responsible for formulation of policies of the Government in relation to Indian Art, Culture and Heritage and also for the execution, monitoring and review of those policies and whereas the Lalit Kala Akademi has the mandate/objects as indicated under Clause-3 of its Memorandum of Association.
2. The agreement made this 11 day of ^{March} February, 2021 between the Ministry of Culture, as the first party and Lalit Kala Akademi (LKA), New Delhi an organization under the Ministry of Culture, hereinafter called the second party.

Purpose of the MOU

To achieve the organisational goals by optimum use of the funds available and proper functioning of the organization so as to complete the output targets.

To achieve this, the following deliverables are required:

1. Budget Accounts

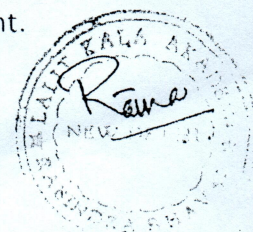
- i) Budgetary outlay for the year 2020-21 under Revenue amounting to Rs. 3160.35 Lakh (Rupees Thirty One Crore Sixty Lakh Thirty Five Thousand Only) is being proposed for Lalit Kala Akademi for carrying out organizational work.

While incurring the expenditure requisite approval of concerned Chairman/GC/EB/FC or MoC as the case may be, will have to be obtained before executing the work.

- ii) LKA shall submit the Annual Report and Audited Account for the year 2019-20 to the Ministry of Culture by December, 2020.
- iii) The CAG audit, if required to be done for the year 2019-20 shall be completed by September 2020.
- iv) Provisional utilization certificate for the Financial year 2019-20 has already been submitted to the Ministry and final utilization certificate shall be submitted by November, 2020. Further, for the financial year 2020-21 monthly provisional certificate will be submitted before seeking the next month's grants.



- v) All pending CAG audit paras and internal audit paras shall be disposed off in a time bound manner.
- vi) Inputs for preparation of EFC/SFC in accordance with the extant guidelines/instructions of Ministry of Finance shall be submitted as per directives of MoC.
- vii) Monthly report in respect of financial and physical achievement in prescribed format as Annexure – V and VI shall be submitted to Ministry of Culture by 1st week of the month in which it becomes due. Any other periodic report asked by the Ministry shall also be submitted within the stipulated time.
- viii) Governing Body of LKA shall review user charges/source of internal revenue generation at least once in a year; and this exercise should preferably be completed by the month of September every year. LKA will also send the status of the same to this Ministry as per Annexure – VII attached.
- ix) LKA shall maintain data-base relating to grants, income, expenditure, investment, assets and employee strength etc. in the format prescribed by the Government.
- x) LKA shall designate an appropriate level officer to render financial advice whose concurrence should be obtained for sanction and incurring of expenditure. The Financial limits up to which such concurrence mandatory may be drawn up by the organization. The Chief Executive officer of the organization will be responsible for overall financial management of the organization.
- xi) Administrative Division in the Ministry may put up in place a system external or internal peer review of the LKA every three year or five year depending on the size of LKA, in terms of GFR 229 (xi), and further release of grant to LKA shall depend on the outcome of such review.
- xii) Performance parameters, output targets in term of details of program of work and qualitative improvement in output, along with commensurate input requirements should clearly be spelled out in the MoU. Further, the output targets, given in measurable units of performance should form the basis of budgetary support extended to the LKA. The roadmap for improved performance with clear milestones should form part of the MoU as per GFR 229 (xi).
- xiii) While seeking grants from the Ministry, LKA shall provide the information in the prescribed format by the IFD and the Administrative Division shall process the proposal on quarterly basis indicating the month-wise proposed release amount during the quarter. However, the Administrative Division will release the concurred amount on monthly basis.
- xiv) All interests or other earnings against the GIA or advances (released to LKA) shall be mandatory to be intimated to MoC after finalization of the account.



- xv) LKA shall adhere to the time schedule prescribed under Rule 237 of GFR 2017 for submission of annual accounts and annual report.
- xvi) LKA shall submit UC in the prescribed format along with the reports regarding performance/targets achieved, outcome, etc. in accordance with new UC format (GFR 12-A). The UC shall disclose separately the annual expenditure incurred and the funds given to suppliers of stores and assets, to construction agencies, to staff or (HBA and purchase of conveyance) which do not constitute expenditure at that stage but have been met out of grants and are pending adjustments. These shall be treated as unutilized grant allowed to be carried forward.
- xvii) In terms of Ministry of Finance office Memorandum no. 26(120)/EMC Cell/2016 dated 28th March, 2017, the administrative division shall ensure through MOU that LKA sets up necessary internal audit mechanism to carry out regular internal audit as an additional reporting mechanism and the audit reports are placed before GB/EB/FC for discussion.
- xviii) The actual expenditure by LKA on the activities shall be subject to the availability of funds. While incurring the expenditure, LKA shall adhere to the GFRs provisions besides other instructions of the Govt. issued from time to time.

2. Human Resource

- i) LKA shall review/frame its Human Resources Policy and modify the same, if required with the approval of Competent Authority by December, 2020.
- ii) The LKA will initiate necessary time bound action well in advance to fill up the vacant posts following the prescribed rules.
- iii) All DPC's will be conducted by the LKA within the stipulated time frame following the prescribed rules.
- iv) All pending vigilance cases shall be disposed off within the stipulated time following the prescribed rules by LKA.
- v) Training policy for the staff will be worked out and budget will be kept for training. Training of the staff of the organization will be ensured as per the Staff Training Policy. For this purpose, a training calendar is designed in the beginning of the year. LKA shall send the status of Skill Development Module quarterly to this Ministry as per Annexure -IX.



- vi) Verification of appointments made during the last 5-10 years has to be carried out by the LKA. This process has to be completed by LKA by the end of December, 2020.

3. Legal Matters

- i) Memorandum of Association and Service Bye-Laws of LKA shall be framed/reviewed on the lines of High Powered Committee's (HPC's) recommendation agreed to by the MoC. This process will be completed by December, 2020 if not taken earlier.
- ii) LKA will complete the process of framing/reviewing the Recruitment Rules in respect of other posts, for obtaining the approval of the MoC by the end of December, 2020.
- iii) LKA shall ensure timely monitoring of the court cases by updating the status data of which has already been updated on the website of Legal Information Management & Briefing System (LIMBS) on as required basis.
- iv) The Akademi will utilize the online Court cases monitoring software developed by NIC for regularly monitoring its ongoing Court cases during the year.
- v) LKA will take action for implementing the recommendations of High Powered Committee (HPC), which have been accepted by the Ministry of Culture.

4. Parliament Matters

- i) Audited Accounts and Annual Report will be placed before the Parliament on time. The report shall be sent by the LKA to MoC before end of November 2020.
- ii) Fulfilment of all pending Parliamentary Assurances will be ensured within the stipulated time frame.
- iii) Legislative matters, if any, will be taken up for approval of Parliament within the stipulated time frame.
- iv) Recommendations/suggestions of the Parliamentary Standing Committee (PSC) and such other Parliamentary Committees, if any, will be implemented from time to time with the approval of the appropriate authorities of the Akademi.

5. General

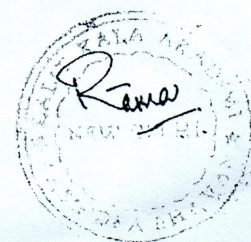
- i) Mandatory meetings of all the Committees/Sub-Committees will be convened and conducted on time as per rules.



- ii) The Performance Audit/Peer Review shall be carried out as per GFR provisions contained in chapter 9 rule 229 (ix). Every two years a Performance Audit should be done by reputed institutions of the activities of the Akademi. For maintaining quality in academic work, an appropriate Peer Review System may be put in place. The Akademi will need to display its capacity for self-introspection, if it is to remain truly independent.
- iii) LKA will take action for implementation of the actionable points as indicated at Appendix -A.
- iv) LKA shall furnish/file mandatory returns/report on time. Akademi shall also provide the report/returns as and when asked by the Ministry.
- v) LKA shall ensure timely disposal of RTI application and appeal. Akademi shall also furnish/upload certificate/report on RTI portal as per the extant guidelines. LKA shall also send the status of RTI application/appeal quarterly to the Ministry as per Annexure – I attached.
- vi) For disposal of Public Grievances/complaints, LKA shall ensure that an effective grievance redressal mechanism is in place to ensure timely disposal of public grievances/complaints received through PG Portal or any other sources. LKA should also send status of public grievances quarterly to this Ministry as Per Annexure II attached.
- vii) The LKA website shall be updated, reviewed and revamped from time to time as per the Government guidelines. MoA, Rules and Regulations, Service bye-laws and Recruitment Rules and amendments thereof of the Organization will be uploaded on the website. LKA shall also send the status of updating by laws and RR on the website of the Ministry as per Annexure – III attached.
- viii) Akademi shall ensure the inputs for Cabinet Memos within the prescribed time frame.
- ix) Akademi shall ensure compliance with the Rajbhasha Policy as per directives received from Ministry of Home Affairs.
- x) Akademi has implemented New Pension Scheme (NPS) as per the norms of the NPS.
- xi) Swachh Bharat Campaign/Programmes as well as cleanliness drive shall be taken up by the Akademi and instruction/directions given by the Ministry, will continue during 2020-21, as well. LKA shall also send the status of Swachhta Abhiyan undertaken to the Ministry as per Annexure-IV attached.



- xii) LKA shall be active on social media like YouTube/Facebook/Twitter etc. After the programme is held, photographs and videos shall be uploaded immediately along with information on the programme. LKA shall also upload its programmes on Mobile Apps, Followers of LKA on the social sites have to be enhanced to double from the present number of followers. LKA may continue to do so during 2020-21.
- xiii) Akademi will implement the following e-services and will continue to take proactive action on the same during 2020-21:
 - a) Akademi will create online system for application and utilization certificates.
 - b) Akademi shall create online system of accounting by December 2020.
 - c) Akademi will be active on the My Gov. Platform for inviting suggestions, ideas regarding its activities during the year.
 - d) LKA will prepare and upload its publications online which would cover both free and paid access to these e-books.
- xiv) LKA will provide audio-visual archival material on intangible culture to IGNCA, after due consultation/discussions with them.
- xv) LKA will provide promotional films to DD Bharti and also make an inventory of films.
- xvi) Vision and Mission document will be prepared by the Akademi and uploaded on its website.
- xvii) LKA will emphasis on cultural research and education activities and will continue to undertake literary activities in collaboration with the Government funded education institutions.
- xviii) General Council of the Akademi shall review user charges/sources of internal revenue generation at least once a year and inform the administrative Ministry. This exercise should preferably be completed before the formulation of Union Annual Budget.
- xix) Public Financial Management System (PFMS) has to be put in use by the organization.
- xx) LKA shall also submit status of workshops/seminars/festivals/events etc. every month to this Ministry as per Annexure-V attached.
- xxi) Impact Assessment to be enhanced by including schools and college for its activities, with at least 2 schools visits to the Akademi's galleries. Increase in the library readership through film shows and talks.



6. Specific Issues related to Organization

- i) Timely conduct of the monthly activities to achieve monthly targets as indicated in the Annexure-I (enclosed) for the year 2020-21 shall be ensure. The cost/expenditure shown in the Appendix of the MoU has been estimated on the basis of average expenditure incurred in the past years. Actual -expenditure on each activity shall however be subject to the availability of funds in the allocated budget to the organization and compliance to the GFR provisions besides adherence to the economy measures as issued by Ministry of Finance from time to time. If physical targets are achieved in time, allocation of additional funds could be considered to conduct more activities. Any shortfall in target may attract withdrawal/reduction in the budgetary support.
- ii) Each activity with its physical and financial targets indicated in the Annexure I of the draft MOU may be linked to the concerned object heads of the budgetary outlay for the year 2020-21 so that the physical and financial progress could be monitored with reference to the budgetary allocations under each object head.
- iii) Due to paucity of funds, arrear payment of 7th CPC amounting to Rs. 204.46 lakh (Approx) to the pensioner's of the Akademi could not be paid and still it is lying as a liability. Pensioners are pressing hard to release their arrears and made request several times. Therefore, while considering the revise budget estimate of the Akademi for the financial year 2020-21, the above amount of arrear may please also be considered and sanctioned as a supplementary grant so that the above dues of the Pensioners can be cleared.
- iv) Similarly, due to paucity of funds liabilities of 2019-20 could not clear by the end of the financial year 2019-20. Out of the liabilities of 2019-20 an amount of Rs. 225.00 lakh (Approx) has already been cleared upto May-2020. Therefore, an additional fund in respect of liabilities of previous year paid during the year 2020-21 may please be sanctioned in revised budget estimate of the Akademi for the year 2020-21.

7. Sanctioned amount by the Ministry of Culture to the Lalit Kala Akademi is Rs. 3160.35 Lakh (Thirty One Crore Sixty Lakh Thirty Five Thousand only) as shown in Annexure I, II, III, IV, V, VI.



Rama

(Ramakrishna Vedala)
Secretary I/c
Lalit Kala Akademi
New Delhi

Renu Singh
Signature
(on behalf of Minister)
रेनु सिंह / RENU SINGH
उप सचिव / Deputy Secretary
संस्कृति मंत्रालय / Ministry of Culture
भारत सरकार / Govt. of India
नई दिल्ली / New Delhi