



FIDIC AFRICA 2021
— Infrastructure Conference



INTEGRITY ETHICAL IMPLEMENTATION

Dr. Hök



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**27TH ANNUAL FIDIC AFRICA
INFRASTRUCTURE CONFERENCE**



Social Relationships are regulated

by law,
Culture, usage, etc.

and managed
and
maintained by
ourselves

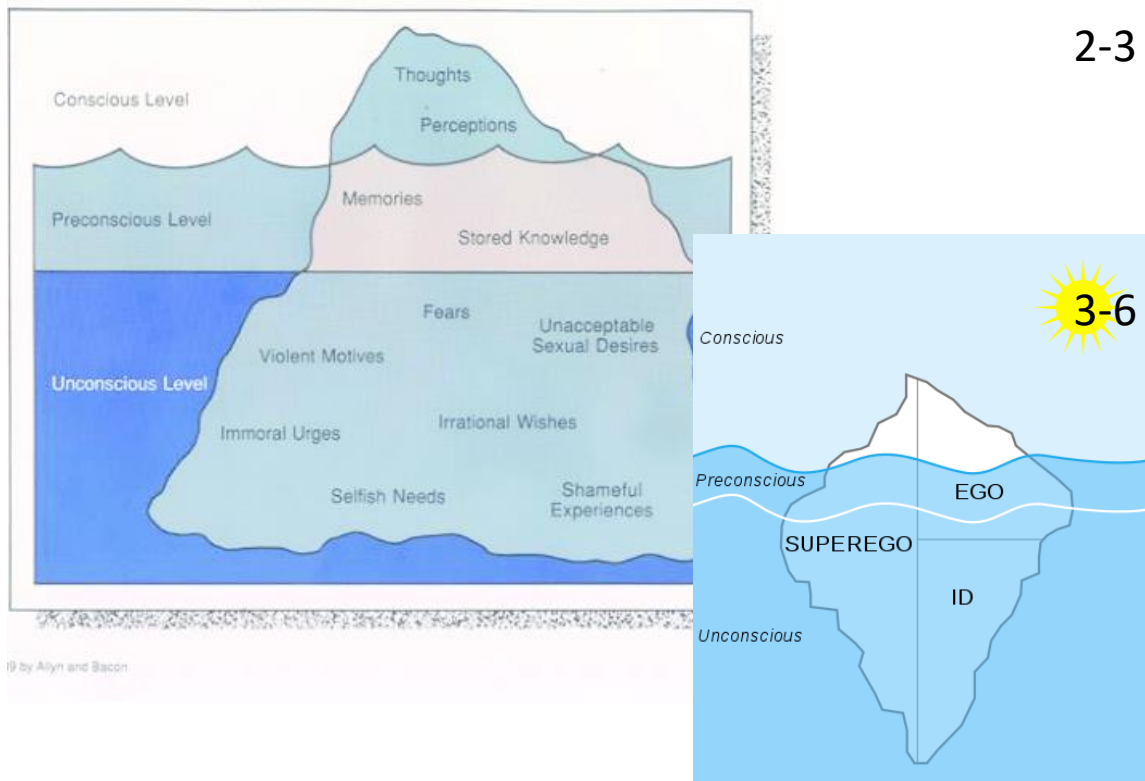


Issues:
 Corruption
 Forced Labour
 Sexual
 Harrasment
 Pollution
 ETC



Our Behaviour in social life

PERS 5 Freud's View of the Human Mind: The Mental Iceberg



1-2

2-3

3-6

- Id = instinctual component of personality that is present at birth → knows no judgments of value: no good and evil, no morality
- Ego = The ego (Latin for "I", German: Ich) acts according to the reality principle: attempts to mediate between id and reality
- Superego = (German: Über-Ich) reflects the internalization of cultural rules & values, mainly taught by parents applying their guidance and influence.
 - The primary action of the superego is to suppress entirely any urges or desires of the id that are considered wrong or socially unacceptable.



Question

- Is it too late for us?
- The answer is no: Changing minds of leaders is not easy, but not impossible
- There is a lot of help available.



Integrity Supporters

- FIDIC (see later)
- MDBs
 - SBDs FIDIC 2017 + Non-Discrimination and Equal Opportunity wordig [6.23] +
 - Non-Discrimination and Equal Opportunity [6.25], Contractor's SEA/SH Response Mechanism; Receipt of SEA/SH allegations [6.27] + DAB duties, etc.
- ILO
- Domestic Institutions, like
 - Attorney General, Anti-Corruption Bodies / Departments, Auditing Authorities, Public Prosecutors, etc.
- NGO's like Transparency International



Social Relationships based on requirements & commands

- Code of Ethics
 - The Consulting Engineer shall ... act at all times in the legitimate interest of the client and provide all services with integrity and faithfulness but also be impartial in the provision of professional advice, judgement or decision.
- Contract Wording
 - White Book
 - As a minimum the Consultant shall comply with the FIDIC Code of Ethics and the FIDIC Integrity Management System (FIMS) [S-C 1.10.3 FIDIC WB, 5th Ed.]
 - FIDIC Rainbow Edition
 - Compliance with labour law [Clause 6], omission to engage in fraudulence, collusion, etc. [S-C 15.2]
 - FIDIC Golden Principles
 - require to abide by five GP when drafting contracts and administering contracts



FIDIC Activities

➤ FIDIC Integrity Management Committee

- Lead FIDIC to raise awareness, advocate and fight against corruption in the global markets including consulting engineers, construction contractors, suppliers, international financial institutions, international development and assistance agencies and governments.
- Promote and market the use of FIDIC's Integrity Management System (FIMS) and Government Procurement Integrity Management System (GPIMS) as effective tools for curbing the supply side of corruption.
- Provide an expert resource for FIDIC on the integrity related matters.
- Advise the FIDIC Board and Secretariat on all aspects of Integrity Management in the Consulting Engineering industry

➤ Best Practice

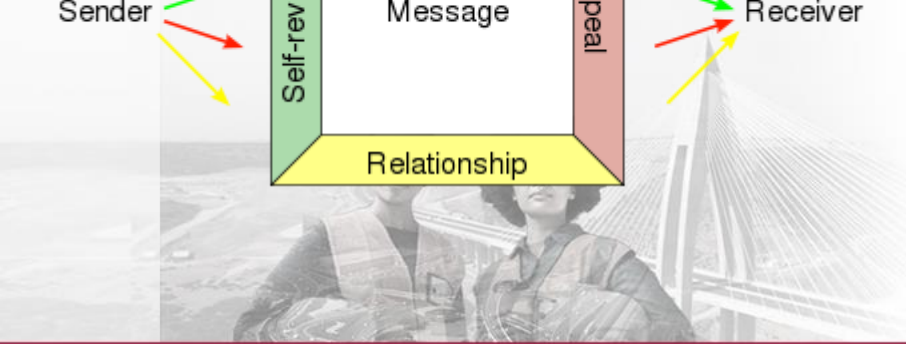
- Clear Allocation of Duties & Responsibilities
- Fair Risk Allocation

➤ Code of Ethics

➤ FIMS (& Training Kit) + Integrity training held in Botswana quite successfully over years and with great interest

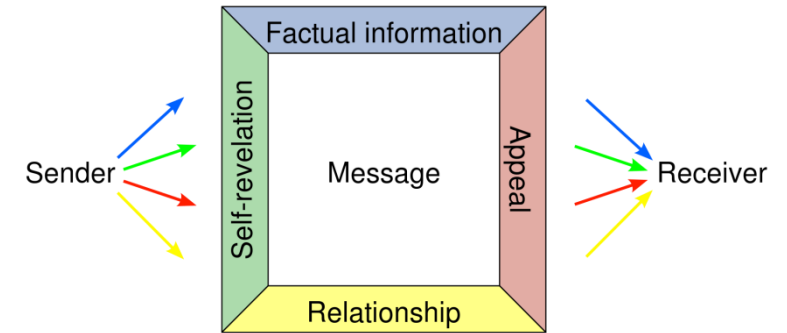
➤ FIDIC Golden Principles, 2019





FIDIC Activities

- Observation
- Awareness
- Policy Building –based on Best Practice
- Implementation in contract wording
- Offer to the public
- FIDIC cannot enforce standards
- However FIDIC appeals [to all who are involved for compliance]



On the **Appeal ear** the receiver asks himself: "What should I do, think or feel now?"

Best Practice



- Note, that
 - Programming
 - Reporting
 - Record keeping
 - Fact based decision making in accordance with eth Contract & the law
- complies with best practice and supports compliance with integrity and other social standards
- avoids repressive acts of authorizes, criminal prosecutions, etc.
- helps to achieve better results
- requires
 - cognitive skills, like engineering skills, legal skills, etc
 - softs skills, like communication skills, cultural skills, social skills, etc.
- from all professionals who are involved,
 - including the Engineer, the DAB, the Parties' Reps.



Conclusions

- FIDIC promotes best practice
 - Contract drafting, procurement
 - Contract administration & decision making
- BANKS insist on particular high (complementary) social standards
- Training is available from FIDIC (in particular) and others, e.g. integrity training, FIDIC module IV,
- Quality based selection of consultants, contractors, etc. is important
 - combined with auditing and supervision, etc.
- Compliance and conformity must be achieved through all of us
 - Keywords: awareness, mind building, etc.



Questions

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