**Document of Panyu District Finance Bureau of Guangzhou Municipality**

Pan Cai Gui Zi [2023] No.1

Notice of the Panyu District Finance Bureau of Guangzhou Municipality on Issuing the Measures for the Supervision and Administration of Financial Investment Evaluation in Panyu District, Guangzhou Municipality

All relevant units,

*The Measures for the Supervision and Administration of Financial Investment Evaluation in Panyu District, Guangzhou Municipality* has been approved by the Panyu District People’s Government and is hereby issued for your compliance and implementation. Problems encountered in the implementation shall be directly reported to the Panyu District Finance Bureau of Guangzhou Municipality.

Panyu District Finance Bureau of Guangzhou Municipality

November 1, 2023

The Measures for the Supervision and Administration of Financial Investment Evaluation in Panyu District, Guangzhou Municipality

**Chapter 1 General Principles**

**Article 1** These measures are formulated based on the actual conditions of Panyu District, in accordance with *Budget Law of the People’s Republic of China*, *Regulation for the Implementation of the Budget Law of the People’s Republic of China*, *Law of the People’s Republic of China on Government Procurement*, *Notice of the Ministry of Finance on Issuing the Provisions for the Administration of Financial Investment Evaluation* (Cai Jian [2009] No.648), *Regulations for Government Investment* and *Measures of the Guangzhou Municipality on the Supervision and Administration of Financial Investment Evaluation* (Sui Fu Ban Gui [2019] No.3) , etc., with the purposes of strengthening the supervision and administration of financial investment evaluation and standardizing financial investment evaluation.

**Article 2** These measures shall apply to the evaluation activities of investment projects with financial funds and self-raised funds of the administrative institutions in Panyu District, Guangzhou Municipality. When involving state secrets, or if there are other provisions of laws, regulations and policies, such provisions shall prevail.

Financial funds refer to general public budget funds, government funds, state-owned capital operation budget funds, financial account management funds, and other funds included in financial management.

**Article 3** “Financial investment evaluation” as mentioned in these measures refers to the policy, technical and economic assessment and review conducted by the district finance department on budgetary estimate, budget, settlement and final accounts of a completed project with financial funds and self-raised funds of district administrative institutions.

**Article 4** District financial investment evaluation is undertaken by the district financial investment evaluation center and the social intermediary organization (“the financial investment evaluation institution”) under the entrustment of the district finance department. In particular, social intermediary organization is selected through public bidding.

**Article 5** Financial investment evaluation shall follow the principle of being objective, just, standardized and economical and the principle of budgetary estimate controlled by estimate, budget controlled by budgetary estimate, and settlement controlled by budget”. Evaluation is conducted in accordance with the order of budgetary estimate, budget, settlement and final accounts of a completed project.

**Article 6** The financial investment evaluation institution shall maintain its independence and impartiality in the evaluation, and no unit or individual can interfere with the evaluation for any reason or in any form.

**Article 7** The scope of financial investment evaluation covers construction, maintenance, repair and other items paid with financial funds and self-raised funds of district administrative institutions. The independent investment of the project shall reach more than 500,000 yuan (inclusive). The details are as follows:

(1) Budgetary estimate evaluation: The financial investment project with an investment estimate of more than 5 million yuan (inclusive).

(2) Budget evaluation:

1. The financial investment project with an investment estimate of more than 5 million yuan (inclusive) in which the budgetary estimate for construction and installation project is evaluated not based on the reviewed construction drawings and budget quota;

2. For the financial investment project with an investment estimate of more than 5 million yuan (inclusive) in which budgetary estimate is prepared based on the reviewed construction drawings and budget quota and will be sent for financial budgetary estimate evaluation after being approved (or confirmed) by relevant district administrative departments (or project construction unit), after the financial budgetary estimate evaluation result is issued, the budget evaluation result can be directly issued with the construction and installation project fee in the budgetary estimate when going through the financial budget evaluation procedures.

3. For the financial investment project with an investment estimate of less than 5 million yuan (exclusive), the project budget shall include project cost and other expenses for project construction which will be evaluated as total budget (including other expenses and budget reserves).

(3) Settlement evaluation: The project in which the financial funds of the district and the self-raised funds of the district administrative institutions are arranged, construction, maintenance, repair and other items are funded by the higher authorities and implemented by the district, and the single contract amount is more than 500,000 yuan (inclusive).

(4) Evaluation of final accounts of a completed project: The project in which the financial funds of the district and the self-raised funds of the district administrative institutions are arranged, it is funded by the local city, the approved project is taken as a unit, and the investment is more than 1 million yuan (inclusive).

The project in which the financial funds of the district and the self-raised funds of the district administrative institutions are arranged, and the single investment amount for construction, maintenance, repair and other items is less than 500,000 yuan (exclusive) shall be reviewed by the competent unit in accordance with the industry standards and norms of project cost, and the competent unit shall be responsible for the review result.

**Article 8** For the projects funded by city and district, the finance department of the party with a greater capital contribution shall arrange the financial investment evaluation. When the capital contribution ratios of the city and district are the same, the corresponding finance department shall be responsible for the financial investment evaluation of the project in accordance with the project approval location. For the projects funded by the three or four parties of the central government, province, city and district, if there are provisions on the division of responsibilities for financial investment evaluation, such provisions shall prevail.

**Article 9** Contents of financial investment evaluation:

(1) Authenticity, accuracy, integrity and timeliness of project budgetary estimate, budget, settlement and final accounts of a completed project;

(2) Compliance of the project capital construction procedures and implementation of the capital construction management system;

(3) Compliance of bidding mode, bidding procedures, bidding documents and contracts of the project;

(4) Rationality and accuracy of the payment of project construction;

(5) Special verification and follow-up on the use of financial funds;

(6) Other contents that need to be evaluated.

**Article 10** The evaluation result of budgetary estimate, budget, settlement and final accounts of a completed project shall be used as one of the bases for the district finance department and relevant units to adjust budget, allocate funds, conduct project bidding, handle settlement, approve the final accounts of a completed project, deliver assets, and assess the project performance. If some of the projects beyond the budgetary estimate need to be evaluated by the district finance department, and the review result can be used as a reference for relevant units to adjust the budgetary estimate or the total investment of the project. Special circumstances and other provisions of the government shall apply.

When the competent departments of relevant industries approve or file the preliminary design budgetary estimate of the project, they shall take the result of budgetary estimate evaluated by the district finance as a reference. When evaluating the project budget, the district finance department shall take the preliminary design budgetary estimate approved or filed by relevant industry authorities as a reference.

**Chapter 2 Evaluation Responsibilities**

Article 11 The district finance department is a competent department in charge of financial investment evaluation and performs the following responsibilities:

(1) Implementing relevant national laws, regulations and policies on financial investment evaluation, and formulating relevant systems and regulations for financial investment evaluation;

(2) Supervising and administering financial investment evaluation;

(3) Arranging financial investment evaluation of project budgetary estimate, budget, settlement and final accounts of a completed project, and conducting spot checks on projects reviewed by the competent unit;

(4) Reviewing and approving the evaluation report of the financial investment evaluation institution;

(5) Coordinating the relationship between financial investment evaluation institution and other parties of the project, receiving evaluation complaints, and organizing the handling of evaluation disputes.

**Article 12** The district financial investment evaluation center shall perform the following responsibilities:

(1) Conducting the evaluation according to law, issuing the evaluation report within the specified time, and being responsible for the authenticity, accuracy and legality of the evaluation report;

(2) Conducting evaluation data statistics of the evaluation project, and tracking evaluation progress under the entrustment of the district finance department;

(3) Reviewing the evaluation result of social intermediary organization under the entrustment of the district finance department, and issuing a review opinion within the specified time;

(4) Timely reporting the serious problems encountered in the evaluation to the district finance department;

(5) Managing evaluation files;

(6) Finishing other tasks entrusted by the district finance department.

**Article 13** Social intermediary organization shall perform the following responsibilities:

(1) Conducting the evaluation according to law under the entrustment of the district finance department, issuing the evaluation report within the specified time, and being responsible for the authenticity, accuracy and legality of the evaluation report;

(2) Independently finishing the evaluation task, and obtaining the consent of the district finance department in advance for the projects which have special technical requirements and need to employ relevant experts to complete the entrusted task;

(3) Timely reporting the serious problems encountered in the evaluation to the district finance department;

(4) Managing evaluation files or handing over the evaluation files in accordance with the requirements of the district finance department;

(5) Accepting the supervision of the district finance department and performing the contract.

**Article 14** Competent project unit refers to a competent unit of construction unit or the management unit for the use of project funds, and the investment and financing entities of governments at all levels, and it shall perform the following responsibilities:

(1) For the project with a single investment amount of less than 500,000 yuan (exclusive) of the subordinate unit, the review shall be conducted in accordance with the industry standards and norms of project cost, and the review result shall be copied to the district finance department, and the application of the review result shall be implemented in accordance with Article 10;

(2) Conducting a preliminary review of the evaluation conditions of financial investment evaluation projects submitted in accordance with the regulations;

(3) Submitting preliminary review to the district finance department in time, and notify the project construction unit (including the construction management unit, the construction agent unit and the implementation unit of expropriation and demolition, the same below) to cooperate with the financial investment evaluation and help solve the problems in the process of evaluation;

(4) Urging the project construction unit to conduct implementation or rectification according to the evaluation result of the district finance department or the problems of the construction unit reflected in other forms.

**Article 15** Project construction unit refers to administrative institution, enterprise, social organization and other construction management units that use financial funds or self-raised funds of administrative institutions to build and manage the projects, construction agent unit and the implementation unit of expropriation and demolition, and it shall perform the following responsibilities:

(1) Timely submitting the evaluation project according to the requirements, providing or supplementing the information and relevant certificates required for the evaluation to the financial investment evaluation institution within the specified time, and being responsible for the standardization and compliance of the budgetary estimate (budget) and settlement;

(2) Performing the responsibilities of the competent project unit if it is a primary budget unit or a government investment and financing entity at all levels or there is no administrative competent unit;

(3) Cooperating with the financial investment evaluation institution to investigate and collect evidence, and helping solve the problems in the process of evaluation;

(4) Confirming the evaluation result;

(5) Making clear in the project procurement documents and contracts that the result of project evaluation by the financial investment evaluation institution shall be used as a basis for the settlement of the project price;

(6) Implementing the result of financial investment evaluation;

(7) Being responsible for the authenticity, legality and integrity of the provided data.

**Chapter 3 Evaluation Procedures**

**Article 16** The evaluated project shall meet the following conditions:

(1) Budgetary estimate of the project: The project submission for evaluation shall be based on one project. In case of any special circumstances, it shall be reported to the district finance department for approval before submitting for evaluation. The preliminary design technical solution shall be reviewed by relevant competent departments or the construction drawing design shall be reviewed by relevant technical department. The budgetary estimate data shall be fully prepared according to the requirements.

When the project budget estimate is evaluated and if the estimated investment is below 30 million yuan (inclusive), the approval document of the project proposal or the project fund budget of the district finance department shall be provided. If the estimated investment is more than 30 million yuan, the project proposal or the approval document on the feasibility study report (“the project approval document”) and the project fund budget of the district finance department shall be provided. In a special circumstance, if the government has other provisions, such provisions shall prevail.

(2) Project budget: The construction drawing design shall be reviewed by relevant technical department, and the budget materials shall be fully prepared according to the requirements. For the project with a budget evaluated after the preliminary design drawings have been approved, the project submission for evaluation shall be based on one project or several bidding subprojects (including the newly added parts requiring bidding), and preliminary design and budgetary estimate shall be approved by the competent department of the industry.

(3) Project settlement: The project is submitted for evaluation with one contract as the minimum unit, and the contents of the contract have been completed and passed the acceptance. The settlement has been reviewed and confirmed by the construction unit, and the settlement materials shall be fully prepared according to the requirements.

(4) Final accounts of a completed project: The project submission for evaluation shall be based on one project, and the project settlement within the scope of financial investment evaluation has been conducted with the financial investment evaluation, and the final data shall be fully prepared according to the requirements.

(5) The projects approved in the project expenditure budget of the district finance department do not require project budgetary estimate evaluation but can be directly submitted for project budget evaluation. The project budget can include project cost and other engineering construction costs. In a special circumstance, it is implemented in accordance with relevant provisions of the district government or the approval of the district government.

**Article 17** Evaluation application handling procedures:

(1) The project construction unit shall, in accordance with the clear scope and evaluation procedures of the measures, submit the evaluation project information and the submitted materials to the district finance department (the guidelines for the submitted materials of the review project are available at the official website of the Panyu District People’s Government: <http://www.panyu.gov.cn/>). The district finance department will verify the submitted materials and conduct evaluation after the handling conditions are met, or reject those that do not meet the conditions by giving reasons, and return the materials for further supplementation.

(2) If evaluation conditions are met, the district finance department will issue a notice of financial handling and financial entrustment evaluation within 2 working days.

**Article 18** Evaluation procedures:

(1) If the submitted materials are complete, the project evaluation team shall issue a preliminary evaluation opinion within the following time limits:

1. If the cost of submission is less than 30 million yuan (inclusive): 15 working days for budgetary estimate and budget; 25 working days for settlement and final settlement;

2. If the cost of submission is from 30 million yuan to 200 million yuan (inclusive): 20 working days for budgetary estimate and budget; 30 working days for settlement and final settlement;

3. If the cost of submission is more than 200 million yuan: 25 working days for budgetary estimate and budget; 35 working days for settlement and final settlement

(2) The project construction unit shall, within 25 working days from the date of receiving the preliminary evaluation opinion, organize relevant units to complete the check with the evaluation institution and sign for confirmation. If it is necessary to supplement the information during the check, it shall be completed within the time limit. If a huge dispute is not solved, the competent project unit or the evaluation institution will report it the district finance department for coordination and handling.

(3) The financial investment evaluation institution shall submit the data to the district finance department for filing after the preliminary evaluation is completed and an initial agreement is reached with the construction unit. The district finance department will determine whether to review it. If review is required, it shall be sent to the review institution entrusted by the district finance department, and the specific review management measures shall be formulated separately by the district finance department.

(4) Extra-large projects or special projects can extend their evaluation time limit by not exceeding 30 working days. Extra-large projects or special projects shall be defined by relevant industry authorities.

**Article 19** Project review and confirmation procedures:

(1) The review institution shall complete the review and form a review opinion within 15 working days from the date of receiving the check opinion of the financial investment evaluation institution. Among them, general review is completed within 5 working days, and comprehensive review is completed within 15 working days.

(2) The project construction unit and the financial investment evaluation institution shall complete the check and rectification within 10 working days from the date of receiving the review opinions, and the financial investment evaluation institution shall generate the evaluation result. If a huge dispute is not solved, the competent project unit or the evaluation institution will report it to the district finance department for coordination and handling.

(3) The project construction unit shall, within 5 working days from the date of receiving the evaluation result, organize relevant parties of the project to confirm it and take the evaluation result of the project as the final evaluation result.

(4) The financial investment evaluation institution shall issue an evaluation report to the district finance department within 2 working days from the date of receiving the evaluation confirmation result.

**Article 20** The district finance department shall issue an evaluation handling opinion within 3 working days after receiving the evaluation report.

**Article 21** The competent project unit shall urge the project construction unit to implement and make rectification in accordance with the evaluation handling opinion and treatment decision issued by the district finance department.

**Article 22** If the competent project unit or the project construction unit has any objection to the evaluation result, such objection shall be raised within 6 months after the district finance department issues the evaluation handling opinion, which will be handled by the district finance department.

**Chapter 4 Supervision and Administration**

**Article 23** The construction scale, standards and contents of the preliminary design cannot exceed the scope approved by the district investment department. In principle, the evaluated budgetary estimate cannot exceed the total investment of the approved project.

**Article 24** The project using financial funds shall follow the provisions of the state, province, city and district on bidding and government procurement. The district finance department will not arrange funds and pay any project funds for the projects that violate the following provisions:

For the projects that shall be conducted with budget and financial investment evaluation, bidding will not be arranged if they fail to pass the budget evaluation. The total price of the approved project budget (including supplementary budget) cannot exceed the total price of the approved preliminary design estimate or the project expenditure budget.

**Article 25** The district finance department shall regularly report on the financial investment evaluation.

**Article 26** If the project construction unit fails to provide evaluation materials within the specified time, fails to cooperate with the evaluation or fails to organize and coordinate other units to cooperate with the evaluation, the financial investment evaluation institution can apply to the district finance department for unilateral confirmation or withdrawal.

The project can only be resubmitted for approval 2 months after the date of the withdrawal.

**Article 27** For the project construction unit that refuses to cooperate, conceals the actual situation or hinders the financial investment evaluation, the district finance department will have the right to suspend the project financial capital budget or the allocation of financial funds.

**Article 28** If the project construction unit and its personnel collude with other units or relevant personnel to provide false materials, defraud financial funds or otherwise commit other illegal behaviors, the district finance department will deal with it in accordance with the *Regulations on Penalties and Sanctions against Illegal Fiscal Acts* (the State Council Decree No. 427). If a crime is committed, criminal responsibilities shall be investigated according to law.

**Article 29** The district finance department shall register and verify the personnel of the financial investment evaluation institution engaging in financial investment evaluation, and inform the district finance department in writing if such personnel are changed. The internal control system and process of financial investment evaluation institution shall be registered and filed. The district finance department shall regularly inspect the personnel of the financial investment evaluation institution and the implementation of the internal control system. If relevant personnel do not have the qualifications to engage in the evaluation and fail to implement the internal control system and process, the financial investment evaluation institution will be ordered to make rectifications, and suspended the entrusted evaluation task if the circumstances are serious.

Article 30 The district finance department organizes spot check and review on the projects evaluated by the financial investment evaluation institution. The district finance department is responsible for selecting the spot check items. The review institution accepts the entrustment of the district finance department to review the items, issues a review letter after the review is completed, and explains the main rectification items and amount for the items with evaluation quality problems.

**Article 31** The district finance department judges the evaluation quality of the evaluation institution in accordance with the review result, and handles the evaluation quality problems as follows:

(1) If the review deviation rate of settlement evaluation is greater than 3%, it will be a general evaluation quality problem. For general quality problems, the district finance department will deduct 20% of the project evaluation fee.

(2) If the review deviation rate of settlement evaluation is greater than 5%, the district finance department will deduct 50% of the project evaluation fee. If the review deviation amount is more than 1 million yuan, it will be a serious evaluation quality problem. If serious evaluation quality problem occurs, no evaluation task will be entrusted within 1 month.

(3) If the review deviation rate of settlement evaluation is greater than 8%, the district finance department will deduct 100% of the project evaluation fee. If the review deviation amount is more than 2 million yuan, it will be a very serious evaluation quality problem. If a very serious quality problem occurs once, no evaluation task will be entrusted within 3 months. When there is a very serious review quality problem and the review deviation amount is more than 5 million yuan, all the evaluation fees of the project will be deducted, the entrustment contract will be terminated immediately.

Deviation rate of review = [| evaluation amount during review - amount after review | / amount after review] × 100%

Review deviation amount = evaluation amount during review-amount after review

If the audit department and other departments find that there are problems in the evaluation result, the evaluation quality problem shall be identified and handled according to the above standards.

**Article 32** The district finance department shall review the evaluation report of the financial investment evaluation institution, and return the nonconforming evaluation report to the financial investment evaluation institution for modification or recheck.

If the format or content of the evaluation report does not meet the requirements, the information is incomplete and untrue, or serious problems are not mentioned or the nature determination is inaccurate, false information is provided, or revision is required due to errors after being reviewed by the district finance department, it will be considered as nonconforming.

The district finance department has the right to conduct spot checks on the evaluation result during the review of the evaluation report, and the result of spot check will be handled according to the result of financial evaluation.

**Article 33** The district finance department shall regularly evaluate the progress of evaluation, including the completion of the evaluation project and the completion of funds. The progress delay that is not caused by the evaluation institution will not be included in the assessment.

**Article 34** The district finance department shall regularly analyze the statistical data of evaluation. For the evaluation institutions with the following situations, the district finance department will take measures such as deducting the evaluation fee, increasing the proportion of spot checks, and stopping entrusting new evaluation tasks so as to strengthen supervision. The financial investment evaluation institutions need to analyze the causes of the existing problems, take corresponding rectification measures, and submit written rectification materials to the district finance department. If the rectification effect is not good, the district finance department has the right to request the financial investment evaluation institution to replace the technical person in charge of financial evaluation.

(1) The average review deviation rate is high (ranking top 30%);

(2) The nonconforming rate of the evaluation report exceeds 20%;

(3) There are many quality problems in the review or audit;

(4) The evaluation progress is slow, and there is no improvement in two consecutive assessment periods.

**Article 35** The district finance department shall hand over the financial investment evaluation institution with the following circumstances to the construction department of the district for handling. If a crime is committed, criminal responsibilities shall be investigated according to law.

(1) Signing the evaluation result in the name of others;

(2) Conducting evaluation by violating the regulations on the basis of pricing for the construction projects;

(3) There is a serious or very serious evaluation quality problem;

(4) Conducting commercial bribery in the process of evaluation to seek illegitimate interests;

(5) Subcontracting or transferring the financial investment evaluation business, that is, the evaluation institution hands over the evaluation business to other units or individuals without the consent of the district finance department;

(6) Other behaviors prohibited by laws, rules and regulations.

**Article 36** If the evaluation quality problem of social intermediary organization causes any losses to the entrusting party and relevant units, the district finance department will have the right to terminate the contract, deduct or recover the evaluation fee. If serious losses are caused, it will be handed over to relevant department for investigating legal responsibilities.

**Article 37** If other units have one of the following circumstances, relevant competent department will order them to make rectification within a time limit, and investigate the administrative responsibilities of the responsible persons and direct personnel of the units according to law. If a crime is committed, criminal responsibility shall be investigated according to law.

(1) Approving the investment estimate, preliminary design budgetary estimate, project budget, project settlement and final accounts of a completed project by violating regulations;

(2) Forcing or instructing relevant units of the project to violate these measures;

(3) Causing serious losses due to intentional or gross negligence;

(4) Avoiding financial investment evaluation by breaking up the whole into parts or by other means;

(5) Other behaviors in violation of these measures.

**Article 38** Relevant units and individuals have the right to report illegal behaviors in the financial investment evaluation activities to the finance department or other relevant departments, and the handling department shall investigate and deal with them according to laws and regulations.

**Article 39** The audit institution shall audit and supervise the management and funds of government investment projects according to law.

**Article 40** These measures shall come into force as of the date of issuance and will be valid for 5 years.