



TRANSPARENCY INTERNATIONAL-PAKISTAN

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8th November, 2010

Director FGEHF,
Ministry of Housing and Works,
10 Mauve Area, G 10/2,
Federal Government Employees Housing Foundation,
Islamabad

Sub: Violation of Public Procurement Rules, 2004 in Federal Government Employees
Housing Foundation in Pre-Qualification of Contactors

Dear Sirs

Transparency International Pakistan refers to the Prequalification Notice published in Daily Dawn of 8th November 2010, which is not in accordance with the Public Procurement Rules, 2004, as the Prequalification Notice does not state that a set of prequalification documents as per Rule No. 16 has been provided to all applicants.

Public Procurement Rules, 2004 applicable since June 2004, has eliminated all discretions in procurement process and avenues of corrupt practices in tendering, by making the Transparent rules mandatory to eliminate manipulation.

A set of Documents for Prequalification shall have been issued under Rule No 16, which shall comprise of all information required for pre-qualification including instructions for preparation and submission of the pre-qualification documents, detailed evaluation criteria, list of documentary evidence required by suppliers or contractors to demonstrate their respective qualifications and any other information that the procuring agency deems necessary for prequalification.

Similar objections were raised by TI Pakistan on 8th March 2010 when you had invited the Expression of Interest for JV for Prime Minister Housing Programme, and your response dated 26 March 2010 was again objected by TIP on 30 March 2010.

TIP refers to the Supreme Court order given on 28th April 2010 in case of disputed award of multibillion dollar LNG contract to GDF-Suez, in which the SC has announced that "Here we may observe that it is duty of the court to ensure that the Public Procurement Regulatory Authority Ordinance 2002 read with the Public Procurement Rules 2004 are adhered strictly to exhibit transparency."

Kindly note that violation of any rule of Public Procurement Rules, 2004 may render the procurement to be declared as mis-procurement under rule no. 50.

Yours sincerely,


Syed Adil Ghani

Chairman, Copy forwarded for the information and necessary action under laws of Pakistan,

1. Chairman, Public Accounts Committee, National Assembly, Islamabad.
2. Federal Minister for Housing and Works, B – Block (ground 1st & 2nd floors) Pak. Secretariat Islamabad
3. Auditor General of Pakistan, Islamabad,
4. Chairman, NAB, Islamabad
5. Managing Director, PPRA, Islamabad.

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Government of Pakistan Ministry of Housing & Works
Federal Government Employees Housing Foundation,

PRE-QUALIFICATION OF CONTRACTORS

Construction of Infrastructure Development Works for Sector G-14/1,2,3 and G-15/3, Islamabad

Applications for pre-qualification are invited from well established and Civil Contractors, who are on approved list of Pakistan Works Department, and have got their name registered/renewed with Pakistan Engineering Council in category "No Limit" and other Government organizations & agencies in category "A" for the year 2010- 2011 for tendering of the following works.

- Construction of Infrastructure Development Works comprising roads including bridge & culvert works, water supply, sewerage & drainage works.
 - Construction of Sewage Treatment Plant.
- The interested firms are advised to submit one copy of their PQ documents to the undersigned and simultaneously one complete set to our project consultants M/s ACE (Pvt.) Ltd, at 38-Civic Centre, 1st Floor, M-Block, Model Town Extension, Lahore by courier to reach latest within fifteen days of publication of this notice in the newspaper, containing following information. Delayed receipts shall not be accepted.
- Full name of the firm along with organizational structure and permanent address with Telephone, Fax Numbers.
 - Number of Directors/Partners/Proprietors giving their names, qualification and experience etc.
 - Registration Deeds, Partnership Deeds and Power of Attorney in case of firms.
 - Copy of enlistment/renewal for the year 2010-2011 with Government organizations and other agencies.
 - Details of similar works executed by the Contractors in the past 10 years along with coloured photographs of the projects indicating scope of works, estimated cost and time taken for completion, duly certified by the concerned Officials/Clients. Client's certificate for each job completed is essentially required.
 - Detail of works in hand indicating name of client Department, Consultants, scope of works, approximate cost/date of start and expected date of completion, cost of works completed / payment received upto date by the Contractor / Firm.
 - List of equipment with its no, make/model, condition and location along with the proof of ownership.
 - Affidavit that the contractor has neither been blacklisted by any Agency nor involved in any subversive activities.
 - Copy of fresh Enlistment order and Registration Letter of Pakistan Engineering Council in the relevant category (duly attested by 1st Class Officer)
 - List of complete permanent Business Management, Finance Management and Engineering/Technical Staff with their complete Bio-data and proof of stay with the firm.
 - Income Tax Registration and Clearance Certificate for the past three years and NIT number of the Contractor.
 - Financial Stability Certificate issued by the scheduled Bank of good repute and for more Rs. 10 million credit line available with Bank and Financial Report duly audited for the last 3 years.
 - Present workload and commitments as against the financial position of Company / Firm to be furnished with documentary evidence.
 - List of cases entered into Arbitration / Litigation. If not involved then affidavit to the effect that the Firm/ Contractor was not involved in any litigation, no work was rescinded in the past.
 - List of work where penalty is involved, if any.
 - Any additional information the Applicant Firm may like to furnish in support of its papers.

The pre-qualification application shall be evaluated on the basis of Pakistan Engineering Council criteria for pre-qualification, the other related information required in this regard should also be provided.

Any further information/details in this connection may be had from the Director, FGEHF, 10-MAUE Area, G-10/4, Islamabad on any working day. Only pre-qualified firms will be invited to submit tender.

The committee of pre-qualification reserves the right to pre-qualify or reject any or all applications, also, at any time prior to acceptance of bid. The Firm/Contractor supplying wrong information are liable to legal action and disqualification.



**Federal Government
Employees Housing Foundation**

Ministry of Housing & Works, Government of Pakistan
10-Maue Area, G-10/4, Islamabad. Ph: 951-910508



www.fgeh.gov.pk