



Securities and Exchange Commission of Pakistan  
63-NIC Building, Blue Area, Islamabad  
(Administration Department)

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NO.7(32)ADMN-SECP/2004

ISLAMABAD 14<sup>th</sup> September, 2007

Syed Adil Gilani,  
Chairman,  
Transparency International Pakistan,  
5-c, 2<sup>nd</sup> Floor, Khayaban-e-Ittehad,  
Phase VII, Defense Housing Authority,  
Karachi.

Subject: - **VIOLATION OF PUBLIC PROCUREMENT RULES 2004-  
PRE QUALIFICATION OF CONTRACTORS**

DEAR SIR,

Kindly refer to your letter dated 08-08-2007 addressed to Chairman, SECP on the subject cited above.


We appreciate your concern pointed out about evaluation criteria and will ensure that the subject procurement is done with due process completed in a transparent manner. However, we would like to inform you that the primary objective of the PPRA Ordinances and rules made there under is to regulate "Public Procurement" which has been defined in section 2(1) as "acquisition of goods, services or construction of any works financed wholly or partly out of the "Public Fund" The term "Public Fund" has been defined in section 2(k) of the Ordinance as "Federal Consolidated Fund and the Public account of the Federation and include funds of enterprises which are owned or controlled by the Federal Government.

The Commission is an autonomous statutory body which is neither owned nor controlled by the Federal Government. It has a separate fund established under the Securities And Exchange Commission of Pakistan Act, 1997 which is not part of the Federal Consolidated Fund or the Public Account of the Federation therefore, the Ordinance is not applicable to the commission. This position has already been explained to PPRA.

The Commission has laid down its own Procurement policy/procedures which were conceptually based on principles of transparency & fairness and we constantly endeavor to improve our policies with a view to making them more cost effective, efficient, transparent & fair.

With best regards,

Sincerely yours,

  
(Waseem Irshad)  
Director (Administration)

Copy to: - Chairman National Accountability Bureau, Islamabad  
Copy to: - Director General Procurement Regulatory Authority, Islamabad