



TRANSPARENCY INTERNATIONAL-PAKISTAN

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31st May 2011

CMES (Army),
Hyderabad Garrison,
Hyderabad.

Sub: Violation of Public Procurement Rules 2004, CMES (Army), Hyderabad, Tender Notice
for the construction and installation work at Hyderabad Garrison.

Dear Sir,

The CMES (Army), Hyderabad's tender notice published in daily "Jang" on 31st May 2011, is against the Public Procurement Rules 2004, as minimum period of 15 days is mandatory to submit applications from the date of publication of advertisement notice in press, whereas you have given only 08 days, which is a violation of Public Procurement Rules 2004. The Rule is quoted below for your information;

13. Response time.-

The procuring agency may decide the response time for receipt of bids or proposals (including proposals for pre-qualification) from the date of publication of an advertisement or notice, keeping in view the individual procurement's complexity, availability and urgency. However, under no circumstances the response time shall be less than fifteen days for national competitive bidding and thirty days for international competitive bidding from the date of publication of advertisement or notice.

TI Pakistan has also observed that you have not mentioned anything about the provision of bidding documents in your tender advertisement, which is also a violation of Public Procurement Rules 2004. The rule is stated below for your reference;

23. Bidding documents.- *(1) Procuring agencies shall formulate precise and unambiguous bidding documents that shall be made available to the bidders immediately after the publication of the invitation to bid.*

The above information is forwarded for the purpose of avoiding the mis-procurement charge under Rule No 50, and with request to re-invite the tender under the prescribed procedures.

We refer to the MOD D-18 Section U.O No 2/2/D-18/2009 dated 31st January 2011 on the Implementation of PPRA Rules 2004 of DS (Cord) which states

" Deputy Director General (Defence Service Audit) has observed that public procurement regulatory authority (PPRA) Rules 2004 are not being observed in different entities of ministry of defence in letter and spirit. This has been viewed with concern by the principal accounting officer i.e. Secretary Defence.


The public accounts committee vide their letter No F. 1 (1) 2010 PAC, dated 21-06-2010 made similar observations.



It is reiterated that the PPRA rules must be observed in their true perspective in letter & spirit while making procurements violation of those rules will be viewed seriously and head of department /organization will be held responsible for the same. "

TI Pakistan is striving to have Rule of Law in Pakistan, which is the only way to eliminate corruption and have good governance in country.

With Regards,


Syed Aqil Gilani
Chairman

Copies forwarded for the information of:

1. Chairman, Public Accounts Committee, Islamabad.
2. Chairman, NAB, Islamabad.
3. Secretary, Defence Division, Pak Secretariat – II, Rawalpindi
4. Registrar, Supreme Court, Islamabad
5. Auditor General, Islamabad.
6. Managing Director, PPRA, Islamabad.



May 31, 2011

CMES (A) HYDERABAD						
ٹینڈر نوٹس						
1. سی ایم ای ایس (آری) حیدرآباد کو حیدرآباد گریڈ میں مندرجہ ذیل کاموں کے لئے ٹینڈرز جاری کرنے کے لئے کم جون، 2011 تک درخواستیں مطلوب ہیں۔						
S.#.	Name of Works	Approx Cost Rs. In (M)				
1.	Const of 1 x Adm Office Block at Sakrand.	4.000				
2.	Const of 1 x 75 Men Cook House/Dining hall at Sakrand.	3.432				
3.	Const of 1 x 25000 Gln O/H water tank at Sakrand.	3.061				
4.	Provn of new bore with instl of Tube Well a/w Ext elect and water connection Ammo Depot at Sakrand.	4.402				
2. ٹینڈرز مورچہ 7 جون، 2011 کو دن 11:30 بجے تک سی ایم ای ایس (اے) حیدرآباد کو جمع کروانے جاسکتے ہیں جو کہ اسی دن کو لے جائیں گے۔						
3. دو فرمیں / کنٹریکٹرز جو ایم ای ایس کے ساتھ اے، بی، سی اور ڈی کیٹیگریز میں مندرجہ بالا کاموں کے لئے اٹلڈ ہوں اپنا پی کر سکتے ہیں۔						
4. دو فرمیں / کنٹریکٹرز جو ایم ای ایس کی منظور شدہ لسٹ میں نہیں ہیں وہ اپنی درخواستوں کے ساتھ نئے منسلک پر دو فارما پر پچھلے تین سالوں کے دوران مکمل کئے گئے کاموں اور زیر تکمیل کاموں کی اسٹیٹمنٹ بھی فراہم کریں۔						
Ser	Name of Works/ executed during last two years and in hand	Amount of Work (Rs)	Time allowed in Months	Date of Commencement	Date of Completion	% age Progress of works in Hand
5. فرمیں / کنٹریکٹرز جو پاکستان انجینئرنگ کونسل کے ساتھ رجسٹرڈ نہیں ہیں انکو ٹینڈر دستاویزات جاری کرنے کے لئے ذریعہ غور نہیں لایا جائیگا۔						
mi PID(K)3184						

MINISTRY OF DEFENCE
(D-18 SECTION)

Subject:- IMPLEMENTATION OF PPRA RULE, 2004

Reference Ministry of Defence a.o. note of even number dated 4th July, 2010 circulating National Assembly Secretariat (PAC Wing) circular No.F.1(1)2010-PAC dated 21st June, 2010.

2. Deputy Director General (Defence Service Audit) has observed that Public Procurement Regulatory Authority (PPRA) Rules 2004 are not being observed in different entities of Ministry of Defence in letter and spirit. This has been viewed with concern by the Principal Accounting Officer i.e. Secretary Defence.

3. The Public Accounts Committee vide their letter No.F.1(1)2010-PAC, dated 21-06-2010 made similar observations.

4. It is reiterated that the PPRA Rules must be observed in their true perspective in letter & spirit while making procurements. Violation of those rules will be viewed seriously and Head of Department/Organization will be held responsible for the same.

(Zia-ud-Din Khurshid)
Deputy Secretary (Coord)
Ph: 9271132 & 9271439

MAG, Rawalpindi
Surveyor General, Survey of Pakistan, Rwp
DG, Mf & C Department, Rawalpindi
DG, Pak. Mel Department, H-8/2, Islamabad
DG, PASS, Rawalpindi
DG, ASF, Karachi
DG, MSA, KDLB Bldg, Karachi
Director, FGEI (C/G), Dte, Rwp

Director (Admin), JSHQ, Chaklala
DG, SI Dte, GHQ, Rawalpindi
E-in-C's Branch, FEIE, GHQ, Rwp
DCA, NHQ, Islamabad
DCP, AHQ, Peshawar
DG, ISI, Islamabad
DG, CAA, Karachi
MD, PIAC, Karachi

Min of Def v.o. No. P1.2/19-18/2009, dated 31st, January, 2011

Copy for follow-up action, to:-

DS (Army-A)	DS (Army-B)	DS (Navy)	DS (IS-B)
DS (Flying)	DS (CAA)	DS (Admin)	S.O (D-7)

1. Incl in UD
2. Copy to all PSOs.

DSD (AS)

[Signature]