



CANTONMENT BOARD MALIR

Tele No.021-99247077
Fax No.021-99247066
Email: pa.cbmalir@gmail.com

No.MLR/PPRA/2017/ 2265
Dated the 01st June, 2017

To,


✓ The Chairman,
Transparency International – Pakistan,
Karachi.

SUBJECT: VIOLATION OF PUBLIC PROCUREMENT RULES 2004, CANTONMENT EXECUTIVE OFFICER, CANTONMENT BOARD MALIR, KARACHI'S TENDER NOTICE FOR MISCELLANEOUS WORKS

Kindly refer to your letter No. TL16/1310/1A dated 13/10/2016 on the above subject.

2. The condition No.7 included in the advertisement of Tender Notice, published in daily "Dawn" on 10th October, 2016 was in the light of Rule 63(4) & (7) of The Pakistan Cantonments Account Code, 1955 (Copy is enclosed for ready reference).
3. In the light of rule position of The Pakistan Cantonments Account Code, 1955 and PPRA 2004 there is no violation. Furthermore the subject advertisement was uploaded on PPRA website. However, no any observation was received from PPRA Authorities.

ENCL:AS ABOVE:


(SARDAR ATIF SULTAN)
Cantonment Executive Officer
Malir Cantonment

Copy forwarded to the Additional Director (Staff), NAB (Karachi), PRCS Building 197/5, Dr. Daud Pota Road, Karachi Cantonment for information please.

(5) *Due regard to be paid to Public Safety and Convenience.*—In the execution of works every care shall be taken, that the safety and convenience of the public are duly attended to, and that all operations are carried on in such a manner as to interfere as little as possible with the traffic or ordinary pursuits of the people. Temporary roads and bridges shall, when necessary, be provided and particular attention shall be paid to the adequate lighting at night of all obstructions to public roads and rights of way.

(6) *Order book.*—An order book shall be opened and kept on all important works in which all important orders to the executive subordinate or to the contractor shall be written. The dated initials of the contractor must be obtained and of the subordinate must be entered in token of having read and understood the orders.

Diaries of progress of the work shall also be maintained under the orders of the Executive Officer.

(7) *Revised Estimates.*—When any excess over a sanctioned estimate is foreseen, and there is likely to be unavoidable delay in the preparation of a revised estimate, an immediate report of the circumstances shall be made to the authority whose sanction will ultimately be required. A revised estimate must be submitted when the sanctioned estimate is likely to be exceeded by more than 10 per cent. for any cause whatever, or when material developments or deviations have necessitated revised approval. When a revised estimate is submitted, it must be accompanied by a statement comparing it with the latest existing sanction of competent authority, and by a report showing the progress made to date.

(8) *Original Works—Sanction of.*—All original works shall be sanctioned by the **Dy. Dir.** after the detailed estimates and plans have been submitted to him. These plans and estimates shall ordinarily be forwarded at the time of submitting the budget estimates; but in special circumstances these may be submitted separately.

Provided that original works costing upto *Rs. 20000 may be sanctioned by the Board and upto Rs. 10000 ** by the Executive Officer.

***Provided that all such sanctions together with other details, if so required, shall invariably be communicated to the Director within one week of their issue.

(9) *Register of Buildings.*—A register of all buildings owned by the Board, shall be maintained in Form No. Cant. 38-B. The value of each separate structure shall be shown separately.

In the case of purchased, acquired and resumed property, the price paid shall be apportioned, if possible, between the various items comprising the property, i.e., the land, main building, servant quarters, compound wall, etc.

If the property is disposed of in any manner, a note to this effect shall

When alterations are contemplated the orders of the original sanctioning authority shall be obtained.

- (ii) when in the interest of work, or with the object of utilising existing stocks of materials, it is desirable to retain in the hands of the Board the supply of certain materials and a condition to this effect has been inserted in the contract.

In both cases the contract should specify (1) the materials to be supplied for use of the work, (2) the places of delivery and (3) the rates, including the storage rates when the materials are to be issued from stock, to be charged to the contractor for each description of material; and the contractor should be held responsible for obtaining from the Board all such materials required for the work and for making payment therefor, by deduction from his bills, at the rates specified, regardless of fluctuations in the market rates or in the stock rates.

Note.—1. The rates, including the storage rates when the materials are to be issued from stock, to be charged to the contractor for materials to be supplied should be definitely specified, vague quotations, e.g., "at stock rates", being avoided; and if intending contractors had been told that the materials would be supplied at a certain rate and asked to tender on that assumption then that rate should be adhered to in the contract.

2. Similarly, the rates to be allowed to the contractor for items of work should be definitely stated. But if for any special reason, the contract provides for the payments for work done to be made at a specified percentage below or above the rates entered in the sanctioned estimate of the work (or the Schedule of Rates), it should be stated in clear terms in the contract that the deductions or additions, as the case may be, of the percentage, will be calculated on the gross, and not the net, amounts of the bills for work done, and in fixing the percentage it should be borne in mind that the calculations will be so made.

(b) No carriage or incidental charges are to be borne by the Board for moving the materials beyond the place where the contractor has agreed to take delivery thereof.

(8) *Schedule of Rates.*—The Pakistan Military Engineering Services Schedule of Rates shall be adopted by all Boards except where Government direct otherwise.

63. *Commencement of work.*—(1) (a) No work shall be commenced or liability incurred in connection with it until approval thereto has been obtained, a properly detailed design and estimate have been sanctioned and provision for funds made.

A proper work order on such form as may be prescribed by the Government will normally be issued for each work.

(b) Verbal orders for the commencement of work are to be deprecated as being liable to misapprehension but in cases where such orders are given these shall always be confirmed in writing as soon as possible.

(2) *Scope of sanction.*—The authority granted by a sanction to an estimate must on all occasions be looked upon as strictly limited by the precise objects for which the estimate was intended to provide. Accordingly, any anticipated or actual savings on a sanctioned estimate for a definite work shall not, without special authority, be applied to carry out additional work not contemplated in the original work or fairly contingent on its actual execution.

(3) *Lapse of Sanction.*—The approval of, or sanction to, an estimate for any work, other than annual repairs, shall, unless such work has been commenced, cease to operate after a period of two years from the date upon which it was accorded.

(4) *Alteration in Design during Construction.*—Where important structural alterations are contemplated the orders of the original sanctioning authority shall be obtained.

The register of inspection shall be in the form given below and shall be shown to the officer deputed under Section 47 of the Act.

Form of Register of Inspection

Cantonment Name of Building

Year	Portion of building	Inspection Report	
		General condition	Remarks
	Foundation		
	Floors		
	Wall structure		
	Wall surface		
	Roof Beams		
	Roof covering		
	Joinery		
	Painting		
	Fixtures and installations		

Signature

Date

64. *Measurement books.*—(1) Payment for all works done (otherwise than by daily labour) and for all supplies of materials shall be made on the basis of measurements recorded in Measurement Book in Form No. Cant. 22-B.

(2) All Measurement Books belonging to a cantonment shall be numbered serially and a register of these shall be maintained in Form No. Cant. 7-B. in the cantonment office showing the serial numbers of each book, the date of issue and the date of its return, so that its eventual return to the cantonment office may be watched.

(3) Measurements shall be recorded during the progress of the work having regard to the provisions of the following clauses:—

(a) Subject to such subsidiary orders as may be laid down by the Government, detailed measurements shall be recorded only by the executive subordinates in charge of works to whom books have been supplied for the purpose.

Explanation.—For the purpose of this clause...

... shall be obtained.