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Website: www.transparency.org.pk

09th August 2011

President, Cantonment Board, Cantonment Board Clifton, Karachi.

Sub: <u>Violation of Public Procurement Rules 2004, Executive Officer, Cantonment Board Clifton, Pre-Qualification Notice for Contractors to construct pedestrian bridges.</u>

Dear Sir,

The Cantonment Executive Officer, Clifton Cantonment Board's Pre-qualification notice for contractors to construct pedestrian bridges, published in daily "Express" on 09<sup>th</sup> August 2011, is against the Public Procurement Rules 2004. The Clifton Cantonment Board has not mentioned anything about the pre-qualification documents to be collected by bidders in the tender advertisement, which is a violation of Public Procurement Rules 2004. The rule is stated below for your reference;

- 16. Pre-qualification process.- (1) The procuring agency engaging in pre-qualification shall announce, in the pre-qualification documents, all information required for pre-qualification including instructions for preparation and submission of the pre-qualification documents, 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.
- (2) The procuring agency shall <u>provide a set of pre-qualification documents to any supplier or contractor</u>, on request and subject to payment of price, if any.

Kindly refer to Public Procurement Regulatory Authority's directive (F.2 (9)/ DD-II/PPRA/2009) dated 07<sup>th</sup> July 2009, which confirms TI-Pakistan's views. (Annex.)

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.

TI Pakistan is striving to have Rule of Law in Pakistan.

With Regards,

Syed Adil Gilani

Procurement Specialist

Copies forwarded for the information of:

- 1. Chairman, Public Accounts Committee, Islamabad.
- 2. Chairman, NAB, Islamabad.
- 3. Registrar, Supreme Court.
- 4. Auditor General, Islamabad.
- 5. Managing Director, PPRA, Islamabad.







## No.F.2(9)/DD-II/PPRA)/2009 GOVERNMENT OF PAKISTAN PUBLIC PROCUREMENT REGULATORY AUTHORITY (CABINET DIVISION) FBC BUILDING, SECTOR G-5/2

Hafeez ur Rehman Managing Director Tel: 051-9224824 Fax: 051-9224823

Islamabad, the 7th July, 2009

Subject:

IMPLEMENTATION OF PUBLIC PROCUREMENT RULES,

2004

My dear

Public Procurement Regulatory Authority (PPRA) works through PPRA Ordinance, 2002 and Rules notified in 2004 to improve governance, management, transparency, accountability and quality of public procurement of goods, services and works.

- Violations of Rule-16 by procuring agencies have been reported numerously at the time of prequalification notices published in the print media for the selection of bidders. To refresh, Rule-16 provides:
  - The procuring agency engaging in pre-qualification shall announce, in the pre-qualification documents, all information required for pre-qualification including instructions for preparation and submission of the prequalification documents, 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 pre-qualification.
  - The procuring agency shall provide a set of prequalification documents to any supplier or contractor, on request and subject to payment of price, if any.

Explanation:-

For the purposes of this sub-rule price means the cost of printing and providing the documents only.

We seek your kind cooperation for adherence in letter and spirit.

With regards,

Yours sincerely

Sd/-Hafeez ur Rehman

All Federal Secretaries Procuring Agencies

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