



27th January 2011

Director,
Parliament Lodges & Hostels Directorate,
Capital Development Authority,
Islamabad

Sub: Violation of Public Procurement Rules, 2004 Prequalification Notice for Parliament Lodges Cafeteria

Dear Sir,

The Capital Development Authority notice inviting applications for pre-qualification of Contractors, for establishment of Parliament Lodges Cafeteria, published in Daily Dawn on 27 January 2011, is against the Public Procurement Rules 2004, as the set of Prequalification Document is not provided, which is a mandatory requirement. The Rules are available on PPRa website www.ppra.gov.pk and www.transparency.org.pk,

Public Procurement Rules, 2004 have eliminated all discretion in procurement process, and the Rule No 16 requires you to prepare a set of prequalification documents, and provide detailed evaluation criteria to applicants, which is not being given to applicants on this project. Rule is quoted below for your information;

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 an other information that the procuring agency deems necessary for prequalification.*

(2) The procuring agency shall provide a set of pre-qualification 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.

** 2 (d) "contractor" means a person, consultant, firm, company or an organization who undertakes to supply goods, services or works;*

The evaluation criteria shall include a detailed criterion on how each mark will be awarded in each category, which makes these rules discretion free. Bidders must be informed how the scoring will be done for each category and what is the passing score in each category and overall score.



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

TIP would like to quote Supreme Court Order given on 28th April 2010, in the case of award of multibillion dollar LNG contract to GDF-Suez, in which the SC has announced that it is the duty of the Court to ensure the application of Public Procurement Rules 2004.

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 Adil Gilani

Chairman

Copies forwarded for the information of:

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



Capital Development Authority

NOTICE FOR PRE-QUALIFICATION FOR PARLIAMENT LODGES CAFETERIA

The Parliament Lodges building situated in Sector G-5, Islamabad, provides residential accommodation to 358 members of Parliament. A new re-furbished and redesigned modern Cafeteria is being planned to be established in Block "D" of the Parliament Lodges, Islamabad. The Cafeteria will offer food, snacks, refreshments and beverages to the Members of Parliament and their staff / visitors as well as staff of CDA and other departments / organizations working in Parliament Lodges.

The Cafeteria will have to be operated round the clock in which daily breakfast, lunch, dinner, snacks/bakery items and beverages will have to be provided at discounted/subsidized rates. No rent for the fully furnished Cafeteria will be charged. Also utility bills for Gas, Electricity and Water etc. shall be borne by CDA/ Government. However, Kitchen items like crockery, cutlery, linen and napkin etc. will be arranged by Contractor.

Desirous firms/contractors who have experience and good reputation/financial position may submit their documents to the undersigned for pre-qualification which shall reach this office within 15 days of publication of this advertisement.

The Competent Authority reserves the right to accept or reject any one or all of the applications for pre-qualification.



(MIAN MUHAMMAD) Director

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