



21st November, 2009

The District Officer,
Building-II W&S Department,
CDGK,
Civic Centre,
Karachi

Tel 99204664

Subject: Violation of Public Procurement Rules, 2004 Prequalification of Contractors for 400 Bed Hospital at NIPA Chowranghi, Gulshan-e-Iqbal, Karachi

Dear Sir,

The Pre Qualification notice for of Contractors the construction of for 400 Bed Hospital at NIPA Chowranghi in "The Dawn " dated 21 November 2009, is lacking Transparency and violating the Ministry of Finance S.R.O.432 (I)/ 2004 dated 8th June 2004, notifying "Public Procurement Rules, 2004" and Govt. of Sindh Notification letter No. SO(C-1) SGA&CD/4-80/2006 dated 1st November 2006.

It is mandatory on CDGK to provide a set of Prequalification Documents under Rules No. 15 and 16, to applicants, which shall include Evaluation Criteria.

15. Pre-qualification of suppliers and contractors.-

(1) A procuring agency, prior to the floating of tenders, invitation to proposals or offers in procurement proceedings, may engage in pre-qualification of bidders in case of services, civil works, turnkey projects and in case of procurement of expensive and technically complex equipment to ensure that only technically and financially capable firms having adequate managerial capability are invited to submit bids. Such pre-qualification shall solely be based upon the ability of the interested parties to perform that particular work satisfactorily.

(2) A procuring agency while engaging in pre-qualification may take into consideration the following factors, namely:-

- (a) relevant experience and past performance;
- (b) capabilities with respect to personnel, equipment, and plant;
- (c) financial position;
- (d) appropriate managerial capability; and
- (e) any other factor that a procuring agency may deem relevant, not inconsistent with these

Rule No. 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 pre-qualification.

(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.

Rule No. 36. Procedures of open competitive bidding.- In single stage – two envelope procedure PROCUREING AGENCY shall evaluate the technical proposal in a manner prescribed in advance, without reference to the price and reject any proposal which do not conform to the specified requirements. The financial proposals of bids shall be opened publicly at a time, date and venue announced and communicated to the bidders in advance. After the evaluation and approval of the technical proposal the procuring agency, shall at a time within the bid validity period, publicly open the financial proposals of the technically accepted bids only .and the bid found to be the lowest evaluated bid shall be accepted.

Rule No 35. Announcement of evaluation reports.- Procuring agencies shall announce the results of bid evaluation in the form of a report giving justification for acceptance or rejection of bids at least ten days prior to the award of procurement contract.

Rule No 47. Public access and transparency.- As soon as a contract has been awarded the procuring agency shall make all documents related to the evaluation of the bid and award of contract public:

Transparency International Pakistan request you to make all its procurement Transparent, and in accordance with the requirements of Public Procurement Rules 2004, and prepare Prequalification Documents required under Rule 16, and evaluation criteria, which shall allow bidding period of minimum 15 days, for Pre Qualification of Contractors , with mandatory information, and issue the tender documents to the bidders.

The Public Procurement Rules, 2004 have eliminated all discretions in the procurement process.

The above information is forwarded for the purpose to avoid the mis-procurement charge under Rule No 50, and to re- invite the tender which shall be based on the procedures prescribed by Public Procurement Rules, 2004

With Regards,



Syed Adil Gilani
Chairman

Copy forwarded for the information of;

1. The Managing Director Sindh PPRA, Karachi
2. DCO, CDGK, Karachi



**— CITY DISTRICT —
GOVERNMENT KARACHI**



PRE-QUALIFICATION OF FIRMS / CONTRACTORS

Applications for prequalification of Contractors for execution of the work "Construction of 400 Bedded Hospital at NIPA Chowangi, Gulshan-e-Iqbal Karachi" are invited under PPPRA Rules 2004 from reputed firms / contractors having vast experience in respective field and valid registration with Pakistan Engineering Council (PEC) in Category C-3.

Interested firms / contractors may submit their applications to the office of undersigned by **01.12.2008** (if unresponded, the application may be submitted by **10.12.2009**) along with following documents:

1. Company Profile
2. List of works of similar nature and size for each performed in last 3/5 years.
3. List of construction equipments owned by the firm.
4. Registration of the Firm, Partnership Deed, names and address of partner with copy of their CNIC.
5. Registration with Income Tax Department / (INTN Certificate).
6. List of works completed during last three years showing the cost of each work.
7. Licensed by the Pakistan Engineering Council (PEC) in the Category C-3.
8. Financial statement of last 3 years.
9. List of technical / skilled staff employed, with their bio-data, qualification and experience etc.

10. Performance certificate issued by the Executive agency for works satisfactorily completed in previous years.
11. Undertaking on stamps paper that contractors / company is not blacklisted and information regarding litigation / court cases with any department.
12. Any other documents showing managerial capability, financial soundness.
13. Prequalification fee of Rs. 10000/- will be charged from successful contractors / firms approved for pre-qualification.
14. Please note that the applications received after due date or incomplete shall not be considered and at any later stage if found that the annexed documents or provided information are false, contract shall be rescinded and appropriate action shall be taken against the said firm.
15. The Department reserves the right to accept or reject any or all applications without assigning any reason thereof.

Note:

Feel free to contact with the District Officer Buildings-II Works & Services Department, City District Government Karachi for any sort of clarification during office hours on Telephone # 021-99204664.

**DISTRICT OFFICER
BUILDING-II W&S DEPARTMENT
CITY DISTRICT GOVERNMENT
KARACHI**

CDGK/ADVT/938/09 RECONSTRUCTION OF KARACHI - CITY GOVERNMENT'S RESOLVE