

No.F.1(90)/DD-II/PPRA/2009  
GOVERNMENT OF PAKISTAN  
PUBLIC PROCUREMENT REGULATORY AUTHORITY  
(CABINET DIVISION)  
<><>

Islamabad, the October 5, 2009.

From : Naeem Ahmed,  
Deputy Director – II,

To : Syed Adil Gilani,  
Chairman,  
Transparency International-Pakistan,  
5-C, 2<sup>nd</sup> Floor,  
Khayaban-e-Ittehad, Phase-VII,  
Defence Housing Authority,  
Karachi.

Subject: IMPLEMENTATION OF PUBLIC PROCUREMENT RULES, 2004 IN  
DHA, ISLAMABAD.

Please refer to Transparency International-Pakistan's letter No. nil,  
dated 16<sup>th</sup> September, 2009 on the above subject.

2. Your complaint was forwarded to Defence Housing Authority,  
Islamabad for disposal under Rule-48 of Public Procurement Rules, 2004. Please  
find enclosed herewith a copy of Defence Housing Authority alongwith its enclosure  
for your kind perusal.

( NAEEM AHMED )

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Defence Housing Authority Islamabad,  
Defence Mall, Defence Avenue, Phase-I  
Islamabad- 44000  
DHA/211/16/Legal  
Sept, 2009

To: Mr. Naeem Ahmed  
Deputy Director-II,  
Public Procurement Regulatory Authority  
Cabinet Division, Govt of Pakistan  
Islamabad

Subject- IMPLEMENTATION OF PUBLIC PROCUREMENT RULES, 2004 IN  
DHA, ISLAMABAD.

Your letter No.F.1 (90)/DD-II PPRA2009 dated 18<sup>th</sup> Sept, 2009 ref:

1. It may be submitted that reply in detail has already been forwarded to your office vide DHA Islamabad letter No. DHA/211/16/Legal dated 12 September 2009, copy attached.
2. Thanks.

  
Lt Col  
Secy  
(Moazzam Iqbal)

430  
5-10-09

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Defence Housing Authority Islamabad,  
Defence Mall, Defence Avenue, Phase-I  
Islamabad- 44000  
DHA/211/16/Legal  
17 Sept, 2009

To: Mr. Naeem Ahmed  
Deputy Director-II,  
Public Procurement Regulatory Authority  
Cabinet Division, Govt of Pakistan  
Islamabad

Subject:- IMPLEMENTATION OF PUBLIC PROCUREMENT RULES, 2004 IN  
DHA, ISLAMABAD.

Further to our letter No. DHA/211/16/Legal dated 18 August 2009 (copy attached) and your letter No.F.1(90)/DD-II PPRA2009 dated 2<sup>nd</sup> Sept, 2009 ref:

1. With reference to the above letters it is once again submitted that DHA Islamabad is a body corporate established under Ordinance No. II of 2005 promulgated from time to time:

2. The TIP is demanding copies of contracts of public procurements from DHA Islamabad made with other parties under Rule No. 47, of Public Procurement Rules 2004 made under Public Procurement Regulatory Authority Ordinance 2002. Whereas DHA Islamabad has time and again informed TIP vide above referred letters that DHA Islamabad does not come into ambit of Public Procurement Regulatory Authority Ordinance 2002 and rules made hereunder. Rule 3 of Public Procurement Rules 2004 is as follows:-

"3. Scope and applicability:- Save as otherwise provided, these rules shall apply to all procurements made by all procuring agencies of the Federal Government whether within or outside Pakistan"

TIP has been informed that DHA Islamabad is not a procuring agency of Federal Government. DHA Islamabad raises funds from its members and through schemes and projects planned by the Authority under its Ordinance. **No grants, financial support or budgetary allocation whatsoever is provided by the Federal Government.**

3. Disregarding clear legal position TIP is illegally pressing DHA Islamabad to provide copies of contracts pertaining to procurement, although TIP has been sufficiently explained vide letter dated 22 June 2009 (copy attached) the legal position of the issue in hand.
4. TIP has also placed press clipping "Dawn September 7, 2009" on its website. Wherein they have equalized **Defence Purchase Division** and Defence Housing Authorities. TIP has not been able to appreciate that Defence Purchase Division is a Government Organization whereas Defence Housing Authority Islamabad is a body corporate which is not financed by Government.
5. Thanks.



Lt. Col  
Secy

(Moazzam Iqbal)