



**TRANSPARENCY
INTERNATIONAL-PAKISTAN**

5-C, 2nd Floor, Khayaban-e-Ittehad, Phase VII,
Defence Housing Authority, Karachi.
Tel: (92-21)-35390408, 35390409, Fax: 35390410
E-mail: ti.pakistan@gmail.com
Website: www.transparency.org.pk
Advisory Committee

25th October 2011

Administrator,
Defence Housing Authority,
Y Block, Commercial Area, Phase 3,
Lahore Cantt.

1st REMINDER

**Sub: Violation of Public Procurement Rules 2004, Secretary Projects & Planning,
D.H.A Lahore, Request for Proposal, DHA Cinema- TI Pakistan letter dated 03rd
October 2011 and PPRA letter 06th October 2011.**

Dear Sir,

Please find attached copy of our letter dated 03rd October 2011, which has not been responded.

We would greatly appreciate if you would kindly reply to our attached letter and inform us about any rectification that has been done in this regard.

In case of violation, it is recommended to re-invite the tender.

With Regards,

Syed Adil Gilani
Adviser

Copies forwarded for the information and necessary action under the Law of Pakistan:

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



TRANSPARENCY INTERNATIONAL-PAKISTAN

5-C, 2nd Floor, Khayaban-e-Ittehad, Phase VII,
Defence Housing Authority, Karachi.
Tel: (92-21)-35390408, 35390409, Fax: 35390410
E-mail: ti.pakistan@gmail.com
Website: www.transparency.org.pk
Advisory Committee

03rd October 2011

Administrator,
Defence Housing Authority,
Y Block, Commercial Area, Phase 3,
Lahore Cantt.

Sub: Violation of Public Procurement Rules 2004, Secretary Projects & Planning,
D.H.A Lahore, Request for Proposal, DHA Cinema.

Dear Sir,

The Secretary Projects & Planning, Defence Housing Authority, Lahore's request for proposal for DHA Cinema at R Block Phase II, published in daily "Dawn" on 02nd October 2011, is against the Public Procurement Rules 2004.

The Defence Housing Authority has made no mention about the pre-qualification documents or bidding documents to be collected by bidders, which is a violation of Public Procurement Rules 2004. The rules are stated below for your information;

16. Pre-qualification process.- (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.*

23. Bidding documents.- (1) *Procuring agencies shall formulate precise and unambiguous bidding documents that shall be made available to the bidders immediately after the publication of the invitation to bid.*

TI Pakistan had pointed out similar violations of Public Procurement Rules 2004 by DHA Lahore, earlier through its letter dated 07th January 2011.

It is also important to note that a minimum period of 15 days is mandatory to submit applications from the date of publication of advertisement notice in press, whereas DHA Lahore has given only 09 days, which is a violation of Public Procurement Rules 2004. The rule is quoted below for your reference;

13. Response time.- *The procuring agency may decide the response time for receipt of bids or proposals (including proposals for pre-qualification) from the date of publication of an advertisement or notice, keeping in view the individual procurement's complexity, availability and urgency. However, under no circumstances the response time shall be less than fifteen days for national competitive bidding and thirty days for international competitive bidding from the date of publication of advertisement or notice.*



TI-Pakistan refers to General Headquarters, AG's branch (W&R Dte), Rawalpindi's letter dated 15th February 2011 addressed to HQ 4 Corps- Housing Societies Cell, HQ 5 Corps- DHA Cell, Administrator DHA Islamabad, Administrator DHA Karachi and Administrator DHA Lahore through which it has forwarded Ministry of Defence's letter No 2/2/D-18/2009 dated January 31st 2011 for compliance, stating that "the PPRA Rules must be observed in their perspective in letter & spirit while making procurements. Violation of those rules will be viewed seriously and Head of Department/Organisation will be held responsible for the same".

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
Advisor

Copies forwarded for the information and necessary action under the Law of Pakistan:

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

October 2, 2011



Defence Housing Authority Lahore **REQUEST FOR PROPOSAL (RFP)** **DHA CINEMA**

Defence Housing Authority Lahore intends to give its 447 seated Cinema-cum-Auditorium having 3D (4K) projection system at R-Block Phase-II, fully air-conditioned, furnished with top class chairs, carpeted and other adjoining facilities with parking space etc.

Detailed proposals are invited from local and foreign firms for operation of DHA Cinema-cum-Auditorium for 2 years. Preference will be given to following participants, who:-

- a. Will submit minimum bank guarantee Rs 20 M or above.
- b. Should have film distribution rights.
- c. Attach refundable pay order of Rs 1 M in favour of DHA Lahore.

DHA reserves the right to accept / reject any or all proposals without assigning any reason.

The Proposals must be submitted / delivered to the undersigned by 10 Oct 2011 between 9:00 am to 05:00 pm.

Secretary Projects & Planning

DHA Office Complex, Y Block Commercial Area, Phase-3, DHA Lahore Cantt, Pakistan
Ph: +92-042-35730742 & 042-35731278 Email: dhacng@hotmail.com

1
RESTD

General Headquarters
AG's Branch (W&R
Dte)
Rawalpindi
Tel : GHQ: 32029
05/Mod/PPRQ/WR-7
15 Feb 2011

To: HQ 4 Corps - Housing Societies Cell
HQ 5 Corps - DHA Cell
Administrator DHA Islamabad

Info: Administrator DHA Karachi
Administrator DHA Lahore

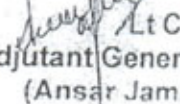
SD-1 (Army Coord) - Wrt note no 6217/1381/SD-1-W98EG of
3 Feb 11.

AG (Coord) - Wrt note no 34/11/GS Br/11/AG (Coord)-
WY00D of 9 Feb 2011.

ID: WR (Coord)

Subj: Implementation of PPRA Rules, 2004

Copy of Mindef U.O No. 2/2/D-18/2009 dated 31 Jan 11 on the subj is encl
for your info / compliance, please.


Lt Col
For Adjutant General
(Ansar Jamil)

Docu ID: XCILQ APPROVED By AAG Lt Col Ansar Jamil on 15 Feb 2011
Note: Computer Generated Documents Do Not Require Signature.

RESTD



MINISTRY OF DEFENCE
(D-18 SECTION)

Subject: IMPLEMENTATION OF PPRA RULE, 2004.

Reference Ministry of Defence u.o. note of even number dated 4th July, 2010 circulating National Assembly Secretariat (PAC Wing) circular No.F.I(1)-2010-PAC dated 21st June, 2010.

2. Deputy Director General (Defence Service Audit) has observed that Public Procurement Regulatory Authority (PPRA) Rules 2004 are not being observed in different entities of Ministry of Defence in letter and spirit. This has been viewed with concern by the Principal Accounting Officer i.e. Secretary Defence.

3. The Public Accounts Committee vide their letter No.F.I(1)-2010-PAC, dated 21-06-2010 made similar observations.

4. It is reiterated that the PPRA Rules must be observed in their true perspective in letter & spirit while making procurements. Violation of those rules will be viewed seriously and Head of Department/Organization will be held responsible for the same.

(Zia-ud-Din Khurshid)
Deputy Secretary (Coord)
Ph: 9271132 & 9271439

- M/AG, Rawalpindi
- Surveyor General, Survey of Pakistan, Rwp
- DG, MI & C Department, Rawalpindi
- DG, Pak Mel Department, H-8/2, Islamabad
- DG, PASH, Rawalpindi
- DG, ASF, Karachi
- DG, MSA, KDI B Bldg, Karachi
- Director, FGEI (C/G), Dte, Rwp

- Director (Admin), JSHQ, Chaklala
- DG, SD Dte, GHQ, Rawalpindi
- E-In-C's Branch, (EIE), GHQ, Rwp
- DCA, NHQ, Islamabad
- DCP, AHO, Peshawar
- DG, ISI, Islamabad
- DG, CAA, Karachi
- MD, PIAC, Karachi

Min of Def u.o.No.P1.2/2/D-18/2009, dated 31st January, 2011

Copy for follow-up action, to:-

DS (Army-A)	DS (Army-B)	DS (Navy)	DS (IS-B)
DS (Flying)	DS (CAA)	DS (Admin)	S.O(D-7)

- 1. bnd in UD
- 2. Cpy to all PSOs.

DSD(A)