



TRANSPARENCY INTERNATIONAL-PAKISTAN

05th June 2012

The Adjutant General,
W&R Directorate,
General Headquarters,
Rawalpindi.

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Advisory Committee

01st REMINDER

**Sub: Award of Contracts no inviting Public Tenders through Newspapers /PPRA website-
which is Violation of Public Procurement Rules 2004 –TIP Letter dated 14th May 2012.**

Dear Sir,

This is with reference to TI-Pakistan's letter dated 14th May 2012 on the above subject. However, no reply has been received by TI-P even after a lapse of 20 days.

Through its letter of 14th May 2012, TI-P had forwarded a complaint about violation of Public Procurement Rules 2004 by DHA Lahore. According to the complaint, DHA Lahore has formed a Cartel with few contractors and has been awarding the Contracts to those bidders at 50% higher prices and without inviting public tenders. Violation of Rule 12 has also been reported by the complainant.

It was also alleged by the complainant that most tenders are awarded to M/S FWO and M/S NLC though close door collusive bidding. This purported act of DHA Lahore also amounts to the defying of directives issued by Ministry of Defence and communicated to DHA Lahore by you vide GHQ AG's Branch letter 05/MoD/PPRQ/WER-7 dated 15th February 2011.

TI-Pakistan again requests that DHA Lahore shall not be allowed to violate the PPRA Ordinance 2002 and the Public Procurement Rules 2004 and directives be issued to stop the practice of forming alleged cartels. The action taken by your Office may be communicated to TI-P in accordance with Article 19-A of the Constitution of Pakistan, as interpreted by Lahore High Court's Justice Mansoor Ali Shah in PLD 2010 Lahore 605. According to the Judgment, "*Right to information is another corrective tool which allows public access to the working and decision making of the public authorities. It opens the working of public administration to public scrutiny. This necessitates transparent and structured exercise of discretion by the public functionaries. Article 19-A empowers the civil society of this country to seek information from public institutions and hold them answerable*".

Transparency International Pakistan is striving for across the board application of Rule of Law, which is the only way to stop corruption.

With Regards,



Syed Adil Gilani
Adviser

Copies forwarded for the information of:

1. Chairman, Public Accounts Committee, Islamabad.
2. Secretary, Ministry of Defence, Islamabad.
3. Chairman, NAB, Islamabad.
4. Registrar, Supreme Court of Pakistan, Islamabad.
5. Auditor General, Islamabad.
6. Managing Director, PPRA, Islamabad.