



No. 9(Ten) A&E/PM/2015
GOVERNMENT OF THE PUNJAB
Non Formal Education Assessment & Examination Cell
Literacy & Non-Formal Basic Education Department
5th Floor, Al-Falah Building, Mall Road, Lahore
Dated 21th July, 2016

Mr Sohail Muzzafar (Chairman)
Transparency International Pakistan
5-C, 2nd Floor, Khayaban-e-Ittehad, PhaseVII, DHA, Karachi

Subject: VIOLETION OF PUNJAB PROCUREMENT RULES 2014, PROJECT
MANAGER, NON-FORMAL EDUCATION ASSESSMENT AND
EXAMINATION CELL, LITERACY AND NON-FORMAL EDUCATION
DEPARTMENT, Lahore's TENDER NOTICE FOR PROCUREMENT OF
PRINTING AND PUBLICATION ITEMS.

With reference to your letter No TL16/1407/3A Dated 14th July, 2016 on the subject noted above. The case has thoroughly examined with reference to the clause given in your letter. The point has been considered and noted that repeat order under rule No.59(C (iv)) PPRA 2016 will not exceed 15% of the contract and that has been mentioned in bidding document. Furthermore, the Tender Notice was given under Rule 15 PPRA 2014 (Frame Work Contract) "which reveals that framework contact means contract whereby procurement is made for a certain volume or quantity of a particular good, a set of goods, services or works over a specific period against on agreed sum or rate per items or lump sum".

Neuman

Project Manager

Non-Formal Education Assessment & Examination Cell

C.C.

1. Chief Minister , Government of the Punjab, Lahore
2. Director General, NAB Lahore
3. Chief Secretary, Government of Punjab, Lahore
4. Registrar, Lahore High Court, Lahore
5. Managing Director, Punjab PRA, Lahore



14th July, 2016

TL16/1407/3A

Project Manager,
Non-Formal Education Assessment and Examination Cell,
Literacy and Non-Formal Education Department,
Government of Punjab,
Lahore.

Sub: Violation of Punjab Procurement Rules 2014, Project Manager, Non-Formal Education Assessment and Examination Cell, Literacy and Non-Formal Education Department, Lahore's Tender Notice for Procurement of Printing and Publication Items.

Dear Sir,

This is with reference to Literacy and Non-Formal Education Department, Lahore's Tender Notice, published in daily "Jang" on 10th July, 2016. It is observed that the advertisement is in violation of the Punjab Procurement Rules 2014.


As per advertisement, "The Project Manager has the right to increase or decrease the quantity of the items", whereas per rules, any change in tender conditions, specifications and quantity after the opening of the bid by procuring agency is not allowed under Rules. However according to PPA 2014, Rule No. 59 (c) (iv), repeat orders cannot exceed more than 15% of the original quantity. Stated as under;

*59. Alternative methods of procurements.- A procuring agency may utilize the following alternative methods of procurement of goods, services and works:
(c) direct contracting: a procuring agency shall only engage in direct contracting if any of the following conditions exist:
(iv) repeat orders not exceeding fifteen per cent of the original procurement;*

The above information is forwarded for the purpose of avoiding mis-procurement charge under Rule No. 69, and with request to re-invite the tender under the prescribed procedures or issue a corrigendum and extend date accordingly.

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

With Regards,


Sohail Muzaffar
Chairman

Copies forwarded for the information with request to take action under their mandate to:

1. Chief Minister, Government of Punjab, Lahore
2. Director General, NAB, Lahore.
3. Chief Secretary, Government of Punjab, Lahore.
4. Registrar, Lahore High Court, Lahore.
5. Managing Director, Punjab PRA, Lahore.

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