



21st March, 2017

TL17/2103/9A

Project Director,
SAA Centre for the Improvement of Working Conditions and Environment,
Chandni Chowk, Township, Lahore,
Lahore.

Sub: Violation of Punjab Procurement Rules 2014, Project Director, SAA Centre for the Improvement of Working Conditions and Environment (CIWCE), Lahore's Tender Notice for Purchase of Miscellaneous Items.

Dear Sir,

This is with reference to SAA (CIWCE), Lahore's Tender Notice, published in daily "Dawn" on 19th March, 2017. It is observed that the advertisement is in violation of the Punjab PRA 2014.

1. As per advertisement CIWCE, Lahore's has restricted the bidders to supply items of specific origin only and has not added "**or equivalent**" with it, which is not allowed under PPRA 2014, Rule No. 10(2). Stated as under:

10. Specifications:- (2) The Specifications shall be generic and shall not include references to brand names, model numbers, catalogue numbers or similar classifications but if the procuring agency is satisfied that the use of, or a reference to, a brand name or a catalogue number is essential to complete an otherwise incomplete specification, such use or reference shall be qualified with the words "or equivalent".

2. Also, "The competent authority reserves the right to accept/reject all tenders without assigning any reason thereof". However, it is not complying with, PPRA 2014 Rule No. 35, which requires that reason should be communicated to bidders. Therefore the advertisement is in violation of Rule No. 35 of PPRA Rules 2014. Stated as under;

*35. Rejection of Bids :- (1) the procuring agency may reject all bids or proposals at any time prior to the acceptance of a bid or proposal.
(2) the procuring agency shall upon request communicate to any bidder, the grounds for its rejection of all bids or proposals, but shall not be required to justify those grounds.*

3. Also, "The competent authority reserves the right to enhance/reduce the quantities without assigning any reason", 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 PPRA 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:

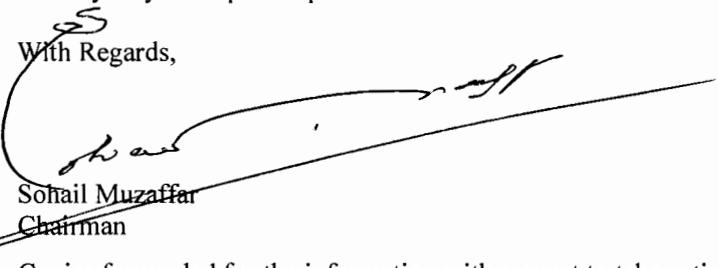
(iv) repeat orders not exceeding fifteen per cent of the original procurement;



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.

