



**TRANSPARENCY  
INTERNATIONAL-PAKISTAN**

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5<sup>th</sup> April, 2016

TL16/2503/5B

Managing Director,  
Water and Sanitation Agency (WASA),  
Lahore.

**Sub: Violation of Punjab Procurement Rules 2014, Director (Procurement & Stores),  
Water and Sanitation Agency (WASA), LDA, Lahore's Pre-Qualification Notice for  
Laying of Sewerage System.**

Dear Sir

This is with reference to Director (Procurement & Stores), WASA, LDA, Lahore's reply dated 1<sup>st</sup> April, 2016 on TI- Pakistan's letter dated 25<sup>th</sup> March, 2016 on the cited subject.

Punjab Procurement Rules 2014, Rule 25(7), clearly states that the tender document cost shall only be the cost of printing of the documents. This Rule is provided for the purpose of inviting wider competition. The Rule is quoted below for your reference;

**25. Bidding documents.– (7) The procuring agency shall, on payment of such fee as the procuring agency may determine keeping in view the cost of printing and provision of the documents, provide a set of bidding documents to the prospective bidders.**

National Accountability Bureau (NAB), has also directed vide its letter No 5-2 (75) Pre/ A & P/ NABHQ/ 2013 dated 8th January (Copy encl), all procuring agencies should make available the bidding or prequalification documents and other related communication in downloaded format, for any interested bidder or party, at their website to use these documents for submitting bid(s) with admissible tender fee.

The mentioned details are provided to resolve the mis-procurement charge under Rule No. 69, and with request to re-invite the tender notice under the approved procedure 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, Punjab.
3. Chief Secretary, Government of Punjab, Lahore.
4. Registrar, Lahore High Court, Lahore.
5. Managing Director, Punjab PRA, Lahore.



GOVERNMENT OF PAKISTAN  
NATIONAL ACCOUNTABILITY BUREAU  
ATTA TURK AVENUE, G-5/2  
ISLAMABAD

AWARENESS & PREVENTION DIVISION

Mandated to educate, advise, assist and instruct in Prevention of Corruption and Corrupt Practices  
(Section 33B & C of NAO 1999)

5-2(75)Pre/A&P/NABHQ/2013  
January 08, 2014 /40

All Ministries / Divisions /  
Departments / Regulatory Bodies  
and Corporation etc. (list attached)

Subject: MEASURE FOR PREVENTION OF CORRUPTION IN PUBLIC  
PROCUREMENT PROCESS FOR TRANSPARENCY AND  
MERCITOCRACY

To plug the possible corruption holes during procurement process, National Accountability Bureau (NAB) under its Prevention Regime, as enshrined in section 33B and 33C of National Accountability Ordinance (NAO) 1999 read with Public Procurement Rules 2004, advises to abide by the following instructions, in order to ensure transparency in the public procurement process:


- a. Registration or enlistment of contractors on periodic basis a procurement agency is not needed under the Public Procurement Rules 2004 nor any charging of fee on this account is admissible. This practice should be stopped forthwith as it supports the Corrupt Practices of collusive/limited competition to favor the favorites.
- b. A procurement agency may adopt the process of pre-qualification of contractors to establish their ability to perform for a particular work; therefore enlistment of the contractors, as condition in pre-qualification is not required and cannot be imposed as condition for pre-qualification under Public Procurement Rules 2004.
- c. It is further required to completely specify the conditions and circumstances explained in rules 15 and 16 "pre-qualification of contractors and suppliers" and "pre-qualification process" of Public Procurement Rules 2004.



- d. All procuring agencies should make available the bidding or pre-qualification documents and other related communication in downloadable format, for any interested bidder or party, at their websites to use these documents for submitting bid(s) with admissible tender fee, if any, paid in bank as prescribes by procuring agency. This will break cartelization and collusive biddings. (Instructions under Prevention Regime of NAB)
- e. Mis-procurement declared and falling within Rule 50 of PP Rules 2004 at any stage shall be liable for cognizance by NAB under relevant Section of NAO 1999.

2. The above information be communicated to all subordinate offices responsible for procurement processes.

3. It is to inform that these instructions are issued after consultation with Public Procurement Regulatory Authority and with the approval of DG A&P NAB HQ / President Prevention Committee on Procurement, Projects and Auctions, constituted by Chairman NAB under Section 33C of NAO 1999, please.

  
Sajid Ali  
Deputy Director (Coord)  
(A&P Division) NAB HQ  
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Copy for info to:-

- a. PS to Chairman NAB
- b. MD, Public Procurement Regulatory Authority (PPRA) Islamabad
- c. Addl. Directors Staff, All Regional NABs
- d. Director A&P, All Regional NABs
- e. MD, Punjab Public Procurement Regulatory Authority, Lahore