



13th June, 2016

TL16/06/IB

Syed Qaim Ali Shah,
Chief Minister,
Sindh,
Chief Minister House,
Karachi

Sub: Illegal notification of assigning of additional portfolio to Special Assistant Dr A Qayyum Soomro to CM of Sindh Public Procurement Authority by Mr Muhammad Siddique Memon CS Sindh

Dear Sir,

Transparency International Pakistan refers to the Notification issued by Mr Muhammad Siddique Memon CS Sindh, dated 26.4.2016, (copy enclosed) assigning of the **additional portfolio** to Special Assistant Dr A Qayyum Soomro to CM of Sindh Public Procurement Authority .

The Chief Secretary Sindh who by virtue of SPPRA Act 2009 also happens to be its Vice Chairman while issuing this notification, has either not read the Sindh Public Procurement Authority Act 2009, or has deliberately committed violations of the provisions of Sindh Public Procurement Authority Act 2009, to favor an unqualified person to control SPPRA, and to bring bad name to Sindh Government.

This is to point out that Sindh Public Procurement Authority is not one of the various Departments of Sindh Government, which are headed by Ministers, but SPPRA is a Regulatory Authority. There is no portfolio in SPPRA Act 2009 such as Minister of Sindh Public Procurement Authority, and no monetary privileges are allowed to the Chairman SPPRA, or his office staff.

Second serious mistake committed in this notification by the Chief Secretary is that under Article 6 (2) (1) of the Sindh Public Procurement Authority Act 2009, the Chairman **shall be the Minister of Law and Parliamentary Affairs and Criminal Prosecution Services**. Also Chairman SPPRA is an ex-officio post, without any remuneration except board meeting attendance fee, which is Rs 5000.. And he has issued a void ab initio notification by virtue of which Dr A Qayyum Soomro has assumed the position of Chairman SPPRA.


The Chief Secretary Sindh , by issuing this illegal notification has rendered illegal all Board Meetings of SPPRA chaired by Dr A Qayyum Soomro , which prima facia deemed to be nul and void under the Act.

The Chief Minister is requested to follow the SPPRA Act 2009, and to immediately notify the Minister/Adviser of Law and Parliamentary Affairs and Criminal Prosecution Services as the Chairman SPPRA. The Sindh Government is in process to implement overs Rs. 200 billion development works, and a legal and fully functional SPPRA Board is urgently needed to ensure transparency, efficiency, as well as economy in the procurement process of all the tenders to be issued by departments of GoS , complying the SPPRA Act 2009 and SPPRA Rules 2010. ✓



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

Encl: Annex-A

Copies forwarded for the action under rules to immediate address this major act of contempt of court, in order to have good governance in Pakistan;

1. Chief Justice, Sindh High Court, Karachi
2. Secretary to PM, Islamabad, DG, NAB, Karachi.
3. Minister Law and Parliamentary Affairs, Karachi.
4. Chairman, PMIC, Islamabad
5. Chief Secretary Sindh, Karachi
6. MD, SPPRA, Karachi

13th June, 2016



SERVICES, GENERAL ADMINISTRATION
AND CO-ORDINATION DEPARTMENT
(CABINET SECTION)

Karachi dated 28th April, 2016

NOTIFICATION

NO.SOVI(SGA&CD)14 (100)/2015: In continuation of this Department's Notification of even number dated 26-03-2015, the Chief Minister, Sindh has been pleased to assign additional portfolio of Sindh Public Procurement Regulatory Authority to Dr. Abdul Qayyum Soomro, Special Assistant to Chief Minister, Sindh for Religious Affairs and Auzaf, with the status of Minister, with immediate effect.

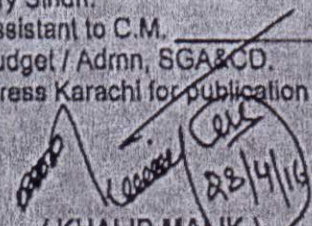
MUHAMMAD SIDDIQUE MEMON
PAS
CHIEF SECRETARY, SINDH

NO.SOVI(SGA&CD)14(100)/2015:

Karachi, dated 28th April, 2016

A copy is forwarded for information to:

1. The Chief Election Commissioner, Government of Pakistan, Islamabad.
2. The Secretary General to the President of Pakistan, Aiwan-e-Sadar, Islamabad.
3. The Principal Secretary to the Prime Minister of Pakistan, Prime Minister's Secretariat, Islamabad.
4. The Secretary to Govt. of Pakistan, Cabinet Division, Cabinet Secretariat, Islamabad.
5. The Secretary to Govt. of Pakistan, Establishment Division / Foreign Affairs Islamabad.
6. The Chief Secretary, Government of Punjab, Balochistan and Khyber Pakhtunkhawa.
7. The Additional Chief Secretaries (All in Sindh) _____
8. The Senior Member, Board of Revenue Sindh.
9. The Principal Secretary to Governor, Sindh.
10. The Principal Secretary to Chief Minister, Sindh.
11. The Administrative Secretaries to Government of Sindh (All in Sindh) _____
12. The Chairman, Chief Minister's Inspection, Team.
13. The Chairman Enquiries and Anti-Corruption Establishment Sindh
14. The Secretary Provincial Assembly, Sindh, Karachi.
15. The Accountant General Sindh, Karachi.
16. The Inspector General of Police, Sindh, Karachi.
17. The Managing Director, Sindh Public Procurement Regulatory Authority, Karachi.
18. The Director General (Protocol), Sindh.
19. The Deputy Secretary (Staff) / PS to Chief Secretary Sindh.
20. The Private Secretary Minister, Advisor, Special Assistant to C.M. _____
21. The Section Officer (X) / General / HRM / CTC / Budget / Admn, SGA&CD.
22. The Superintendent, Sindh Government Printing Press Karachi for publication in the next gazette.


(KHALID MALIK)
SECTION OFFICER (CABINET)