



HEAVY MECHANICAL COMPLEX

Ministry of Industries & Production, Government of Pakistan

T.C.S.

Ref. No. HMC/PUR/MISC/1989
Dated: October 29, 2009

Transparency International - Pakistan,
5-C, 2nd Floor, Khayaban-e-Ittehad, Phase VII,
Defence Housing Authority,
KARACHI.
Tel # 021 - 5390408 - 9

Kind attention: Sved Adil Gilani, Chairman

Sub- **VIOLATION IN PUBLIC PROCUREMENT RULES, 2004 -**
Tender Notice for procurement of Air Compressor & Jack Hammer

Dear Sir,

Kindly refer to your letter dated 24th October, 2009 on the above subject, regarding our Tender Enquiry published in "Dawn" dated 21st October, 2009 for procurement of 16 numbers portable Air Compressors and Pneumatic Jack Hammer vide case # PFH - 9031.

In this regard it is brought to your kind notice that HMC is a commercial organization engaged in jobbing production and follow the requirements of our customers for getting orders competing with Private Sector. In this particular case our customer specifically desired for particular brand i.e. compar with Model number of the required Compressors and Hammers alongwith other equipment being manufactured in house by HMC. The compressors and hammers are part of a package of equipment ordered by our customers. Due to this reason and keeping in view the value of the Goods press tender enquiry No. PFH - 9031 was issued for specific brand and model numbers. However, it is worth mentioning here that Rule No. 10 of PPRA's has already been amended, which are reproduced hereunder for your kind information / reference please. :-

"RULES # 10 SPECIFICATIONS"


"Specification shall allow the widest possible competition and shall not favour any single contractor or supplier nor put others at a disadvantage. Specification shall be generic and shall not include references to brand names model numbers, catalogue numbers or similar classifications. However, if the procuring agency is convinced 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" : Provided that this rule shall not apply to procurement made by public sector commercial concerns on the demand of private sector client specifying, in writing, a particular brand, model or classification of equipment machinery or other objects."

Amendment issued vide Cabinet Division No.5/37/2005-M-III/Admin(PPRA), dated 23-9-2008.

Kindly reconcile.

Thanking you.

Yours faithfully,


(Malik Farhat Hussain)
Dy. General Manager(Pur)

Holder of
ASME
Stamp U.U.
S & PP

Taxila, 47050, Pakistan.

Telephone: +92-51-9270562 & 9314181, Fax: +92-51-9270560, 9314203

E-mail: hmcengp@hmc.com.pk & marketing@hmc.com.pk Web Site: <http://www.hmc.com.pk>

Registered with SECP as Pvt. LTD. Company (Reg. No. 0004875)

