



TRANSPARENCY INTERNATIONAL-PAKISTAN

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14th June 2010

Chairman,
KS&EW,
West Wharf Dockyard Road,
Karachi, Pakistan.

Subject: Complaint of M/s Geotech Consultants in the procurement process of "soil investigation for marine civil works for ship-lift and transfer system at Karachi Shipyard and Engineering Works.

Dear Sir,

Transparency International Pakistan has received complaint dated 14 June 2010, from M/s Geotech Consultants in the procurement process of "soil investigation for marine civil works for ship-lift and transfer system at Karachi Shipyard and Engineering Works.

According to the complaint the RFO did not contain evaluation criteria, which is violation of Rule No. 29 and Rule No. 30., quoted below;

29. Evaluation criteria.- *Procuring agencies shall formulate an appropriate evaluation criterion listing all the relevant information against which a bid is to be evaluated. Such evaluation criteria shall form an integral part of the bidding documents. Failure to provide for an unambiguous evaluation criteria in the bidding documents shall amount to misprocurement.*

30. Evaluation of bids.- *(1) All bids shall be evaluated in accordance with the evaluation criteria and other terms and conditions set forth in the prescribed bidding documents. Save as provided for in clause (iv) of sub-rule (3) of rule 36 no evaluation criteria shall be used for evaluation of bids that had not been specified in the bidding documents.*

Second issue is that KS&EW are required to take action under Rule No 48,

48. Redressal of grievances by the procuring agency.- *(1) The procuring agency shall constitute a committee comprising of odd number of persons, with proper powers and authorizations, to address the complaints of bidders that may occur prior to the entry into force of the procurement contract.*



(2) Any bidder feeling aggrieved by any act of the procuring agency after the submission of his bid may lodge a written complaint concerning his grievances not later than fifteen days after the announcement of the bid evaluation report under rule 35.

The report of inquiry has to be sent to principal accounting officer, i.e Secretary of the Ministry for final decisions and actions.

This letter has been sent to avoid charges of mis procurement under Rule No 50, if the complaint is determined to be true.

Regards,

Syed Adil Gilani,
Chairman,

Copies forwarded for the information of :

- 1 Chairman, Public Accounts Committee, Islamabad. Sir this act of PR may harm relations with China.
2. Auditor General Pakistan, Islamabad.
- 3, Registrar Supreme Court of Pakistan, Islamabad
4. MD, PPRA, Islamabad
5. Chairman, NAB, Islamabad.