



TRANSPARENCY INTERNATIONAL-PAKISTAN

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27th June, 2016

TL16/2706/4A

Secretary,
Ministry of Finance,
Government of Pakistan,
Islamabad.

Sub: Violation of Public Procurement Rules 2004, Assistant Financial Advisor (HRM_III), Finance Division (Military Finance Wing), Rawalpindi's Tender Notice for Supply of Miscellaneous Items.

Dear Sir,

This is with reference to Finance Division (Military Finance Wing), Rawalpindi's Tender Notice, published in daily "The News" on 23rd June, 2016. It is observed that the advertisement is in violation of the Public Procurement Rules 2004.

As per the advertisement, tender documents can be obtained from 20th June, 2016 to 24th June, 2016, which means bidding documents are issued only for 5 days and is not made available for the bidders for 15 days. The rule "Response Time" includes purchase of bidding documents for the bidder from the date of publishing of advertisement till the date of submission of bids. Therefore, this is violation of PPRA Rules 2004, No.13 (1). Stated as under;

Also, the date for submission of bids is given on 30-06-2016, which is 7 days short. It is a violation of PPRA Rules 2004, Rule No.13 (1). Stated as under:

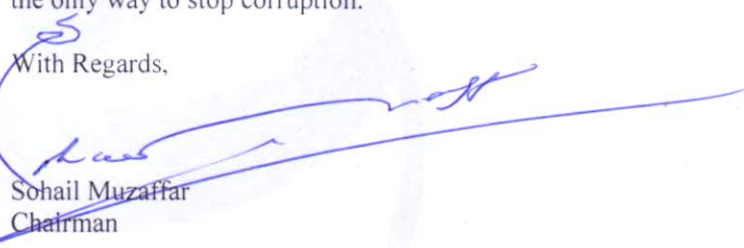
13. Response time. - (1) The procuring agency may decide the response time for receipt of bids or proposals (including proposals for pre-qualification) from the date of publication of an advertisement or notice, keeping in view the individual procurement's complexity, availability and urgency. However, under no circumstances the response time shall be less than fifteen days for national competitive bidding and thirty days for international competitive bidding from the date of publication of advertisement or notice.

Also as per NAB instructions 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, if any, paid in bank as prescribed by procuring agency. NAB has also declared mis-procurement as liable for cognizance by NAB under relevant section of NAO 1999.

The above information is forwarded for the purpose of avoiding mis-procurement charge under Rule No 50, 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. Secretary to Prime Minister, Islamabad.
2. Director General, NAB, Rawalpindi.
3. Chairman, Prime Minister's Inspection Commission, Islamabad.
4. Registrar, Supreme Court of Pakistan, Islamabad.
5. Managing Director, PPRA, Islamabad.



Government of Pakistan
Finance Division
(Military Finance Wing)
Pakistan Secretariat No.II, Rawalpindi

TENDER NOTICE

Finance Division (Military Finance Wing) invites sealed tender for the year 2016-17 for supply of items given below. Detailed list of required items can be obtained from undersigned from **20-06-2016** to **24-06-2016** during office hours. Tenders will be received till **1200 Hours** on **30-06-2016** and will be opened on **1230 Hours** on the same day in the presence of bidders or their representative.

Sr.No CATEGORY OF ITEMS

1. **Stationery Items**
2. **General Items**
3. **Plant & Machinery**
 - (a) Photo State Machines (20-24CPM)
 - (b) Fax Machines (Latest model)
 - (c) Batteries for UPS
 - (d) UPS (01 KVA,02 KVA and 03 KVA local/Imported)
4. **IT Equipments**
 - (a) Computers core i5 (b) LCD's 17"
 - (c) Printers HP-402 and 1102
 - (d) Scanners (e) Laptop (latest Model)
5. **Office Furniture.**

Other Terms and Conditions:-

- (a) Only firms, which are registered with Sale Tax and Income Tax Department, may participate in the tendering.
- (b) Any registered firm can submit tenders for one or more items.
- (c) Firms should be financially sound having its own office, store and Telephone/Fax facilities.
- (d) The rates of all the items will be for fiscal year 2016-17 and will not be changed during Financial year. Items will be purchased on requirement basis.
- (e) Bank draft/call deposit for the amount of Rs.30,000/- against the each category of store in favour of AFA (HRM-II), Finance Division (Military Finance Wing) Pakistan Secretariat No II Rawalpindi must be attached with the tenders document s which will be refundable in case of rejection of tenders.
- (f) Sub standard items will be rejected besides necessary steps against this act will be taken against the firm.
- (g) Above said items must be provided in the office of AFA (HRM-II) with in 03 days after issuance of supply order.
- (h) Sealed envelope having the offers must be marked as "Tender for Relevant Items".

PID(I) No. 6798/15

(Ghulam Muhay ud Din Chouhan)
Asst. Financial Advisor (HRM-II)
Tele:9271458/Rwp



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

AWARENESS & PREVENTION DIVISION

Mandated to advise, 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
Ph: 051-9245537
Fax: 051-9245908

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