



# TRANSPARENCY INTERNATIONAL-PAKISTAN

4-C, Mezzanine Floor, Khayaban-e-Ittehad, Phase VII,  
Defence Housing Authority, Karachi.  
Tel: (92-21) 35390408, 35311897-8,  
Fax: (92-21) 35390410  
E-mail: ti.pakistan@gmail.com  
Website: www.transparency.org.pk

16<sup>th</sup> December, 2017

TL17/1612/5A

Divisional Superintendent,  
Pakistan Railways,  
Sukkur, Sindh.  
Ph. No. 071- 9310056

Sub: Violation of Public Procurement Rules 2004, DME for Divisional Superintendent, Pakistan Railways, Sukkur's Tender Notice for Supply of 2 Suzuki Pickups.

Dear Sir,

This is with reference to Pakistan Railways, Sukkur's Tender Notice published in daily "Jang" on 14<sup>th</sup> December, 2017. It is observed that the advertisement is in violation of the PPRA Rules 2004.

1. As per the advertisement, Pakistan Railways management reserves right to reject any or all tenders without assigning any reason. It is not complying with PPRA Rules 2004, No. 33, which requires that reason should be communicated to bidders. Stated as under;

*33. Rejection of bids. - (1) The procuring agency may reject all bids or proposals at any time prior to the acceptance of a bid or proposal. The procuring agency shall upon request communicate to any supplier or contractor who submitted a bid or proposal, the grounds for its rejection of all bids or proposals, but is not required to justify those grounds.*

2. Also, "Pakistan Railways management reserves the right to increase or decrease the quantity without assigning any reason". Any change in tender conditions, specifications and quantity after bid opening by procuring agency is not allowed under Rules. However according to PPRA Rules 2004, No. 42 (c) (iv), repeat orders cannot exceed more than 15% of the original quantity. Stated as under;

*42. Alternative methods of procurements.- A procuring agency may utilize the following alternative methods of procurement of goods, services and works, namely:-  
(c) direct contracting: a procuring agency shall only engage in direct contracting if any of the following conditions exist:  
(iv) repeat orders not exceeding fifteen per cent of the original procurement;*

3. Also, Pakistan Railways, Sukkur has restricted the bidders to supply pickup of 'Suzuki' brand only and has not added "or equivalent" with it, which is not allowed under PPRA Rules 2004, Rule No. 10. Stated as under;

*10. Specifications: - Specifications shall allow the widest possible competition and shall not favor any single contractor or supplier nor put others at a disadvantage. Specifications 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".*



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, Sukkur.
3. Chairman, Prime Minister's Inspection Commission, Islamabad.
4. Registrar, Supreme Court of Pakistan, Islamabad.
5. Managing Director, PPRA, Islamabad.



## پاکستان ریلویز

### ٹینڈر نوٹس

ذریعہ عمل پر ٹینڈر پاکستان ریلویز سکمر کو خواہشمند پارٹیز/معارف فرانسپورٹرز سے ماہانہ بنیاد پر 2 سو ڈول (پے ایس) (ماڈل 2016-17) کی فراہمی کیلئے ٹینڈر مطلوب ہیں۔ ذریعہ عمل 50,000/- روپے اور ٹینڈر فارم کی قیمت 1000/- روپے (تفصیل دہی) ہے۔ ٹینڈر فارم دفتری اوقات تک وصول کرنا۔ ٹینڈر آفس (R.S مکمل برانچ) کے دفتر سے 08-01-2018 تک حاصل کئے جاسکتے ہیں۔ ٹینڈر فارم ذریعہ عمل اکاؤنٹس آفیسر پاکستان ریلویز سکمر کے ٹینڈر باکس میں 12:00 بجے تک وصول ادا کئے جاسکتے ہیں جو ٹینڈر دہندگان کی موجودگی میں 10.01.2018 دن 12:30 بجے کو لے جائیں گے۔ ٹینڈر فارم ان ٹینڈرز کو جاری کئے جائیں گے جو 2017-18 کے لئے انجینئرنگ کونسل میں درج شدہ ہوں اور کسی بھی شیڈول بینک کی جاری کردہ کیش ڈیپازٹ، کال ڈیپازٹ یا بینک گارنٹی تمام ذریعہ عمل اکاؤنٹس آفیسر پاکستان ریلویز سکمر جمع کرائیں گے۔

نوٹ: پاکستان ریلویز انتظامیہ نے اظہار وجوہ کسی یا تمام ٹینڈرز کو مسترد نہ کرے اور ٹینڈر کی موثر مدت کو کم نہیں کرنے کا حق رکھتی ہے۔

اسے ذریعہ عمل پر ٹینڈر سکمر کی منظوری حاصل ہے۔

PID(K)2158/17

انوار الحق کا کڑ DME

برائے ڈویژنل سپرنٹنڈنٹ پاکستان ریلویز سکمر

فون: 071-9310056

© Jang Newspaper ( 14 D