



TRANSPARENCY INTERNATIONAL-PAKISTAN

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Advisory Committee

29th August 2011

Secretary,
Pakistan Navy Educational Trust,
Karachi.

Sub: Violation of Public Procurement Rules 2004, Pakistan Navy Educational Trust, Karachi,
Tender Notice to hire Consultants for Construction Work.

Dear Sir,

The Pakistan Navy Educational Trust, Karachi's tender notice to hire consultants for construction work, published in daily "Express" and "Jang" on 29th August 2011, is against the Public Procurement Rules 2004. The Pakistan Navy Educational Trust has not mentioned anything about the bidding documents to be collected by bidders in its tender advertisement, which is a violation of Public Procurement Rules 2004. The rule is stated below for your reference;

23. Bidding documents.— (1) *Procuring agencies shall formulate precise and unambiguous bidding documents that shall be made available to the bidders immediately after the publication of the invitation to bid.*

TI-P would also refer to the Public Procurement Regulatory Authority's notification dated 26th November 2010 issued vide S.R.O. 1077(I)/2010.

The S.R.O 1077 (I)/2010 makes the provision of below mentioned documents mandatory by the procuring agency which the Pakistan Navy Educational Trust has failed to provide. Clause 8 of the notification is referred for this;

8. Request for proposal.—(1) *the procuring agency shall use a request for proposals for seeking proposals from the consultants, whether short listed or prequalified or not, which shall include the following namely:-*

- (a) Letter of invitation
- (b) Instruction to consultants
- (c) Terms of reference
- (d) Evaluation criteria
- (e) Type of contract
- (f) Proposed contract format
- (g) Special provisions

Ministry of Defence has also taken serious notice of Public Procurement Rules 2004 violations. In this regard, TI-Pakistan refers to Ministry of Defence's letter No 2/2/D-18/2009 dated January 31st 2011 (enclosed), which states that "the PPRA Rules must be observed in their perspective in letter & spirit while making procurements. Violation of those rules will be viewed seriously and Head of Department/Organisation will be held responsible for the same".



The above information is forwarded for the purpose of avoiding the mis-procurement charge under Rule No 50, and with request to re-invite the tender under the prescribed procedures.

TI Pakistan is striving to have Rule of Law in Pakistan.

With Regards,

Syed Adil Gilani
Advisor

Copies forwarded for the information of:

1. Chairman, Public Accounts Committee, Islamabad.
2. Secretary, Defence Division, Rawalpindi.
3. Chairman, NAB, Islamabad.
4. Registrar, Supreme Court.
5. Auditor General, Islamabad.
6. Managing Director, PPRA, Islamabad.



August 29, 2011

پاکستان نیوی 

ضرورت کنسلٹنٹ برائے کنسٹرکشن ورک

پاکستان نیوی ایجوکیشنل ٹرسٹ (PNET) کو اپنے اسکولوں میں توسیع و تعمیرات کے کام کے لئے پروفیشنل کنسٹرکشن کنسلٹنٹ/ماہر آرکیٹیکٹ کی خدمات درکار ہیں۔ خواہشمند رجسٹرڈ حضرات اپنے کوائف بمعہ فیس اور گزشتہ دس سال میں تکمیل شدہ پروجیکٹس کی تفصیلات مندرجہ ذیل پتہ پر 15 ستمبر 2011 تک پہنچادیں۔

سیکریٹری (PNET)

پاکستان نیوی ایجوکیشنل ٹرسٹ، 9 لیاقت بیرس، کراچی

فون: 021-48506035

ORIENT

MINISTRY OF DEFENCE
SECRET

Subject: IMPLEMENTATION OF PPR RULES 2004

Reference Ministry of Defence No. hold of order number dated 4th July, 2010 circulating National Assembly Secretariat (PAC) with circular No. F-1(1)2010-PAC dated 21st June, 2010.

2 Deputy Director General (Defence Services Audit) has observed that Public Department Accounts Authority (PDAA) Rules 2004 are being observed in different entities of Ministry of Defence in letter and spirit. This has been viewed with concern by the Principal Accounting Officer (Secy, Defence).

1. The Public Accounts Committee vide their letter No. F(1)1)2010-PAC dated 21.06.2010 made similar observations.

4. It is directed that the PPR Rules must be observed in their true perspective in letter & spirit while making procurement. Violation of those rules will be viewed seriously and Head of Department/Organization will be held responsible for the same.

(Signature)
Deputy Secretary (Admin)
Min. of Defence
Ph: 9271337 & 9271334

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|------------------------|-------------------------------------|
| Mr. C. Rawal (Chief) | Director (Admin) (Secy, Govt. Secy) |
| Mr. M. A. Khan (Chief) | Director (Admin) (Secy, Govt. Secy) |
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| Mr. M. A. Khan (Chief) | Director (Admin) (Secy, Govt. Secy) |

Min of Defence No. P/270-18/2009, dated 10th January 2011

Copy for follow up action, to:-

DS (Admin)	DS (Admin)	DS (Admin)	DS (Admin)
DS (Admin)	DS (Admin)	DS (Admin)	DS (Admin)

1. W2 in OD
2. G1 in OD/PSO

DS (CA) *(Signature)*