

No.F.1(130)/DD-II/PPRA/2010
GOVERNMENT OF PAKISTAN
PUBLIC PROCUREMENT REGULATORY AUTHORITY
(CABINET DIVISION)
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Islamabad, the August 11, 2010.

From : Naeem Ahmed,
Deputy Director – II,

To : Syed Adil Gilani,
Chairman,
Transparency International-Pakistan,
5-C, 2nd Floor,
Khayaban-e-Ittehad, Phase-VII,
Defence Housing Authority,
Karachi.

SUBJECT: COMPLAINT OF VIOLATION OF PUBLIC PROCUREMENT RULES, 2004 BY OGDCL IN PROCUREMENT OF MULTI-GEOPHONE STRING & SPARES.

Please refer to Transparency International-Pakistan's letter No. nil, dated 28th July, 2010 on the above subject.

2. Your complaint was forwarded to Oil & Gas Development Company Limited for disposal under Rule-48 of Public Procurement Rules, 2004. Procuring Agency has given the comments on the complaint and the same is being enclosed for your kind perusal.



(NAEEM AHMED)



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OIL & GAS DEVELOPMENT COMPANY LIMITED
SUPPLY CHAIN MANAGEMENT DEPARTMENT
ISLAMABAD

No.M(FP) 7966 /2010 - 4479

6th Aug, 2010

**M/S Transparency International
 Pakistan**

**Attention:- Mr.Syed Adil Gilani
 Chairman**

**Subject:- COMPLAINT OF VIOLATION OF PUBLIC PROCUREMENT RULES
 2004 BY OGDCL IN PROCUREMENT OF MULTI-GEOPHONE STRING
 & SPARES AGAINST (OGDCL) TENDER NO.PROC-
 FE/CB/EXPL/2300/2008 BIDS DUE ON 24.02.2009.**

Dear Sir,

This is with reference to your letter dated 28th July, 2010 on the subject cited above. It is stated that we in our letter of 23rd July, 2010 mentioned that PPRA rules have no bar of asking the discount from the bidder. As regards rule 36 (B) which is reproduced below;

QUOTE

"During the technical evaluation no amendments in the technical proposal should be permitted"

UNQUOTE

This rule is silent about the discount as it is already informed we have not asked for any change in technical proposal. We do not agree with the Transparency International that discount can not be asked. As we request to all participating bidders for discount therefore, no discrimination is done with anyone.

As regards the delivery period, it is pointed out that no specific period was asked in bid for delivery, therefore all bidders had quoted the delivery period, suitable for their manufacturer, so the bid can not be rejected.

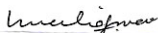
Public Procurement Regulatory Authority
 P.P.R.A. (2002)
 Reg. No. 19 of 2002
 Dated: 10/08/2010

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As already informed that in all the cases it is our standard practice to ask the discount from technically qualified bidders before financial opening, therefore there are hundreds of cases, so it is not possible to provide this list in this short period. Moreover such information can be asked by Regulatory Authority only.

Regards.

Your's Sincerely



(KHALID JAMIL KHAN)
GM (SCM)

Copies for information to:-

1. Chairman, PAC, Islamabad
2. Registrar, Supreme Court of Pakistan, Islamabad
3. Mr. Tanvir Ali Agha, Auditor General of Pakistan, Islamabad
4. Minister for Petroleum, Islamabad
5. Managing Director, PPRA, Islamabad
6. Office copy