

No. F. 1(131)/DD-II/PPRA/2010
GOVERNMENT OF PAKISTAN
PUBLIC PROCUREMENT REGULATORY AUTHORITY
(CABINET DIVISION)
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Islamabad, the March 03, 2010

SUBJECT: VIOLATION OF PUBLIC PROCUREMENT RULES, 2004
PREQUALIFICATION OF CONSULTANTS FOR DEVELOPMENT
OF HOUSING SCHEME FOR FEDERAL GOVERNMENT
OFFICERS

Reference your letter No. NIL dated 19.10.2010 on the subject cited above.

2. Your request was forwarded to PEC, Islamabad for disposal under Rule – 48 of PP Rules, 2004. Procuring Agency has given the comments on the request and the same is being enclosed for your kind perusal.



(NAEEM AHMED)
Deputy Director – II

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



Pakistan Engineering Council

(constituted under Pakistan Engineering Council Act, 1976 enacted by the Parliament)

23

Ataturk Avenue (East),
G-5/2, Islamabad

No. PEC/CPD/PPRA/2011
15th February, 2011

Mr Naeem Ahmed
Deputy Director-II
Public Procurement Regulatory Authority
Cabinet Division, Islamabad

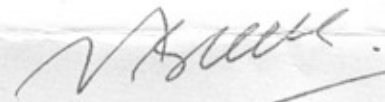
Subject: Violation of Public Procurement Rules, 2004 Prequalification of Consultants for Development of Housing Scheme for Federal Government Officers

Please refer your letter No. F.1 (131)/DD-II/PPR/2010 dated 8th November, 2010 on the subject above, and Expert's comments/advice are as under:

Under Section 8 (p) read in conjunction with Section 2 (xxv) (i) of the Pakistan Engineering Council (Amendment) Act, 2011; PEC is regulating the engineering profession of Pakistan including procurement of works and services for engineering goods, works and services. In this regard PEC has developed so far nineteen National Standards for bidding, evaluation and award of contract which are applicable for all over the Country. Six of these documents; three for construction contract and three for consultancy contract have been notified by PEC, Planning Commission and the PPRA for its use. Besides, Conduct and Practice of Consulting Engineers Bye-laws (S.R.O 809 (I)/86) is binding to all concerned in relation to the matter of selection and award of engineering consultancy contract. Such as, PEC documents shall be followed by all "Engineering Public Organization" as defined under Section 2 (xiii) of the said PEC Act.

In view of the above, the opinion of an NGO-Transparency International vide its letter dated 19th October, 2010 is unfounded and interpreting such matter is beyond their jurisdiction. The advertisement by PHA for pre-qualification of consultants published in daily Dawn dated 8th October, 2010 is in line with the PEC regulations which are required to follow in this case. The copy of PEC (amended) Act 2011 is enclosed for ready reference

This is with the approval of Convener, Act and Byelaws Committee.


(Engr Dr Ashfaq Ahmed Sheikh)
Additional Registrar

Encl: As above

Copy to:

-The Director General, (C&PM), Ministry of Housing and Works, Islamabad.

Tel: 051 2876702, PABX: 2829296, 2829311, 2829348/ Ext 207, Fax: 2276224

Website: <http://www.pec.org.pk>

Email: drashfaq@pec.org.ok