



**TRANSPARENCY
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19th October 2010

Director General (C&PM),
Pakistan Housing Authority,
Ground Floor, Shaheed-e-Millat Secretariat,
Jinnah Avenue Islamabad.
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Sub: Violation of Public Procurement Rules, 2004, Prequalification of Consultants for the Development of Housing Scheme for Federal Government Officers

Dear Sir,

We have received a copy of your letter addressed to Public Accounts Committee dated 15 October 2010, which do not satisfy the requirement of Public Procurement Rules 2004.

Please note Pakistan Engineering Council is not the regulatory authority and has no mandate given by Govt of Pakistan to specify standard procurement documents, which is only the domain of Public Procurement Regulatory Authority under PPRA Ordinance 2002 and PPRA Rules 2004.

Six standard bidding documents have been recommended by PPRA to be used, which were prepared by PEC and harmonized with PPRA. Prequalification document of Pakistan Engineering Council is not harmonized by PPRA.

Kindly note that in any case under Rule No.16, you have to issue a set of prequalification documents to all intending bidders, which is not being complied by PHA for this tender as well as in all the previous tenders.

PHA has also failed to justify the award of Public Sector Projects to Maymar in Karachi, in spite of repeated complaints sent by TI-P.

Transparency International Pakistan is for the Rule of Law and PPRA Rules 2004 does not allow any manipulation in the award of contracts. We enclose directives issued by MD PPRA dated 7 July 2009, especially with regards to the issue of set of prequalification documents.

With Regards,


Syed Adil Gilani
Chairman

Copies forwarded for the information of;

1. Chairman, Public Accounts Committee, Islamabad.
2. Managing Director, PPRA, Islamabad.
3. Auditor General Pakistan, Islamabad.
4. Registrar Supreme Court of Pakistan, Islamabad.



No.F.2(9)/DD-II/PPRA/2009
GOVERNMENT OF PAKISTAN
PUBLIC PROCUREMENT REGULATORY AUTHORITY
(CABINET DIVISION)
FBC BUILDING, SECTOR G-5/2

Hafeez ur Rehman
Managing Director
Tel: 051-9224824
Fax: 051-9224823

Islamabad, the 7th July, 2009

Subject: IMPLEMENTATION OF PUBLIC PROCUREMENT RULES, 2004

My dear

Public Procurement Regulatory Authority (PPRA) works through PPRA Ordinance, 2002 and Rules notified in 2004 to improve governance, management, transparency, accountability and quality of public procurement of goods, services and works.

2. Violations of Rule-16 by procuring agencies have been reported numerously at the time of prequalification notices published in the print media for the selection of bidders. To refresh, Rule-16 provides:

1. The procuring agency engaging in pre-qualification shall announce, in the pre-qualification documents, all information required for pre-qualification including instructions for preparation and submission of the pre-qualification documents, evaluation criteria, list of documentary evidence required by suppliers or contractors to demonstrate their respective qualifications and any other information that the procuring agency deems necessary for pre-qualification.
2. The procuring agency shall provide a set of pre-qualification documents to any supplier or contractor, on request and subject to payment of price, if any.

Explanation:- For the purposes of this sub-rule price means the cost of printing and providing the documents only.

3. We seek your kind cooperation for adherence in letter and spirit.

With regards,

Yours sincerely

Sd/-
Hafeez ur Rehman

All Federal Secretaries
Procuring Agencies