



**BUREAU
VERITAS**

No: BV/ Marine Consultancy/2014

Mr Kamaluddin
Director (Ops Maint)
Port Qasim Authority
Karachi
Pakistan

15 Sept 2014

Esteemed Sir,

**PROTEST - NOTICE INVITING TENDER FOR APPOINTMENT OF CONSULTANT TO
PROVIDE MARINE CONSULTANCY SERVICES DATED 28 AUGUST 2014**

1. Having submitted our tenders twice previously for the marine consultancy assignment and thus being the only firm which was technically qualified against the given criteria, we are not participating in the current subject tender process under protest, for reasons given as under:

- a. The present evaluation criteria appears to have been tailor made for a pre-selected firm.
- b. Eye Blues (so called professionals) are being employed on work with the pre-selected firm for which age limits have also been made mandatory part of the Evaluation criteria. Such practice has no precedence in the tenders funded through public money.
- c. The list of professionals made part of the Evaluation Criteria has little relevance with the scope of work. Whereas the technically heavily loaded scope of work requires Civil Engineers, Port Planning and Development Experts, Naval Architects, Mechanical and Electrical/Electronic Engineers, none of these are included in the list of professionals in the Evaluation Criteria. Instead, Master Mariner and Chartered Accountant have been made focus of essential part of the Evaluation Criteria.
- d. The assignment has been tendered for the third time now, diluting each time the Evaluation Criteria as the pre-selected firm could not fulfill the Evaluation Criteria actually required for the heavily technically loaded scope of work.



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2. We may underline that if no action is taken to undo the above-mentioned deficiencies, we will have no option left but to raise the level and lodge our protest with the Chairman PQA and relevant agencies including Transparency International (Pakistan), Competitive Commission of Pakistan and PPRA etc.

Capt (R) Sarfaraz Inayatullah
Country Marine Chief Executive
ABureau Veritas Pakistan

Information:

The Chairman
Port Qasim Authority
Port Qasim
Karachi



**BUREAU
VERITAS**

No: Classification/PQA/2014

Mr Kamaluddin
Director (Ops Maint)
Port Qasim Authority
Karachi
Pakistan

16 Sept 2014

Esteemed Sir,

**AWARD OF CONTRACT FOR CLASSIFICATION SOCIETY CERTIFICATION OF
PQA TUGS & PILOT BOATS**

Reference:

A. PQA letter No: PQA/Ops/OM/ICSC/14 dated 21 January 2014.

B. BV letter No: Classification/PQA/1/2014 dated 08 February 2014.

1. It is submitted that subject contract is reportedly being awarded to our competitors without adhering to PPRA Rules. It is humbly requested to confirm the same or otherwise.

2. We may underline that in case we are not provided with the level playing field, we may raise the level and lodge our protest with the Chairman PQA and relevant agencies including Transparency International (Pakistan), Competitive Commission of Pakistan and PPRA etc.

Capt (R) Sarfaraz Inayatullah
Country Marine Chief Executive
Bureau Veritas Pakistan

Information:

The Chairman
- Port Qasim Authority
Port Qasim



GOVERNMENT OF PAKISTAN
NATIONAL ACCOUNTABILITY BUREAU
ATTA TURK AVENUE, G-5/2,
ISLAMABAD.

AWARENESS & PREVENTION DIVISION
Mandates to articulate, advise, monitor and inspect in Prevention of Retribution and Corrupt Practices
(Section 33B & C of NAO 1999)

5-2(75)Pre/A&P/NABHQ/2013
January 28, 2014 /40

All Ministries / Divisions /
Departments / Regulatory Bodies
and Corporation etc. (list attached)

Subject: MEASURE FOR PREVENTION OF CORRUPTION IN PUBLIC
PROCUREMENT PROCESS FOR TRANSPARENCY AND
MERCITOCACY


To plug the possible corruption holes during procurement process, National Accountability Bureau (NAB) under its Prevention Regime, as enshrined in section 33B and 33C of National Accountability Ordinance (NAO) 1999 read with Public Procurement Rules 2004, advises to abide by the following instructions, in order to ensure transparency in the public procurement process:

- a. Registration or enlistment of contractors on periodic basis in procurement agency is not needed under the Public Procurement Rules 2004 nor any charging of fee on this account is admissible. This practice should be stopped forthwith as it supports the Corrupt Practices of collusive/limited competition to favor the favorites.
- b. A procurement agency may adopt the process of pre-qualification of contractors to establish their ability to perform for a particular work; therefore enlistment of the contractors, as condition in pre-qualification is not required and cannot be imposed as condition for pre-qualification under Public Procurement Rules 2004.
- c. It is further required to completely specify the conditions and circumstances explained in rules 15 and 16 "pre-qualification of contractors and suppliers" and "pre-qualification process" of Public Procurement Rules 2004.

- d. All procuring agencies should make available the bidding or pre-qualification documents and other related communication in downloadable format, for any interested bidder or party, at their websites, to use these documents for submitting bid(s) with admissible tender fee, if any, paid in bank as prescribed by procuring agency. This will break cartelization and collusive biddings. (Instructions under Prevention Regime of NAB)
- e. Mis-procurement declared and falling within Rule 50 of PP-Rules 2004 at any stage shall be liable for cognizance by NAB under relevant Section of NAO 1999.

2. The above information be communicated to all subordinate offices responsible for procurement processes,

3. It is to inform that these instructions are issued after consultation with Public Procurement Regulatory Authority and with the approval of DG A&P NAB HQ / President Prevention Committee on Procurement, Projects and Auctions, constituted by Chairman NAB under Section 33C of NAO 1999, please.


Sajid Ali
Deputy Director (Coord)
(A&P Division) NAB HQ
Ph: 051-9245537
Fax: 051-9245908

Copy for info to:-

- a. PS to Chairman NAB
- b. MD, Public Procurement Regulatory Authority (PPRA) Islamabad
- c. Addl. Directors Staff, All Regional NABs
- d. Director A&P, All Regional NABs
- e. MD, Punjab Public Procurement Regulatory Authority, Lahore