

MINROCK ENTERPRISES

Supplier of All Kinds Raw & grinded Minerals

The Chairman,
Transparency International Pakistan,
5-C, Khayaban-e-Ittehad,
DHA, Phase-VII
KARACHI

Subject: NON-COMPLIANCE OF TENDER RULES OF PPRA

Ref: **PAKISTAN STEEL Tender Case No: 05017-CP/5**
(Local Mn-Ore, Fine, 20000MT)

Respected Sir,

It is with reference to the above cited Press Tender the **Technical Offers** of which opened by Pakistan Steel on 11.11.2009 against procurement of local Mn-Ore (Manganese Ore Fine) with quantity 20000MT, for which it was mentioned in the tender documents (Terms & Conditions—Para-16) that the offer of the Bidder(s) for full tendered quantity (20000MT) with lowest rate will be given preference.

2. The status of opening its Technical Offers is here under:

M/s Tariq Traders	Offered quantity-----10000MT
M/s Intercontinental Co	Offered quantity-----20000MT
M/s. Perfect Associates.	Offered quantity---- 20000MT
M/s Minrock Enterprises.	Offered quantity----20000MT

3. During this Tender Opening the Convener of Committee asked the bidder M/s Tariq Traders to extend their offered quantity up to tendered required quantity 20000MT. The participant Bidders objected on it that M/s Tariq Traders have already deposited the Pay-Order of earnest money (2%) against the value of their offered quantity 10000MT and at this stage it is not permissible as such act would violate the PPRA rules of tender opening, which speaks as under:

Clarification of Bids: (Ref clause-31): **No bidder shall be allowed to alter or modify his bid after the bids have been opened. However the procuring agency may seek and accept clarifications to the bid that do not change the substance of the bid.**(photo copy enclosed).

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4. On said objection (para-3 above) raised by the participant Bidders, the Convener of this Tender Opening Committee said that M/s. Tariq Traders will submit/ provide (in separate) another Pay-Order of Earnest Money for covering the difference of their actual quantity offered (10000MT) and asking quantity (20000MT). The Convener of Tender Opening Committee given no due attention on the objection of other participant Bidders.

5. The Commercial Offers of the said tender is opened on 24.11.2009 and the status of which is as under:

- M/s Tariq Traders -----Offered quantity 10000MT
Rate Rs.7800/MT (1st Lowest).
- M/s Minrock Enterprises-----Offered quantity 20000MT
Rate Rs.7975/MT (2nd Lowest).

6. On the day of opening the Commercial Offers, i.e on 24.11.2009, M/s Tariq Traders submitted another pay order issued by the Bank after 11.11.2009, just to compensate the difference in amount of Earnest Money (from 10000MT to 20000MT) along with another sheet showing their fresh extended offered quantity 10000MT. The objection was raised on such violation by the participant Bidders, specially by M/s Minrock Enterprises, the 2nd. Lowest bidder. The envelope of another/fresh compensating amount Pay-Order as well as the sheet freshly submitted by M/s Tariq Traders for offering 20000MT instead of their actual/initial offered quantity 10000MT, have not been signed by all the members of Tender Opening Committee and this all come under violation of PPRA rules.

7. It is requested that PAKISTAN STEEL may be asked about, as the matter of this Tender Opening pertaining to its Technical & Commercial offers is entangled and do not complying the PPRA rules and is liable to scrap for its re-tendering or otherwise please.

8. Kind regards.



NAZEER AHMAD BALOCH
Proprietor

Dated: 04.12.2009

CC to:

* Chairman Pakistan Steel.

* G.M.(Purchase)