

Government of Pakistan
PAKISTAN TELECOMMUNICATION AUTHORITY
HEADQUARTERS F-5/1, ISLAMABAD
<http://www.pta.gov.pk>

15/5-524/Dir/ICT/ PTA/18

22nd May, 2019

Subject: Violation of Public Procurement Rules, 2004, Director (ICT), Pakistan Telecommunication Authority, Islamabad's Tender Notice for Supply of IT Equipment

Please refer your letter No.TL19/1005/IA dated 10th May, 2019 received on 15th May, 2019 on the subject cited above.

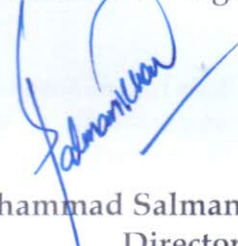
2. At the very outset it is clarified that Pakistan Telecommunication Authority (PTA) in accordance with applicable statutory provisions related to public procurement invited bids in transparent manner expressively specifying all the requisite feature of "Procurement and license upgradation of current operational VMware VSphere 6.0 (Server Virtualization Software) on latest version of VMware VSphere 6.7 update 2 (Server Virtualization Software-Hypervisor Bare metal type-1)".

3. For the purpose of procuring said software, PTA published advertisement in daily Jang on 1st May 2019 (Copy of advertisement attached). The advertisement explicitly provides detail requisite specification for upgradation of software. The said advertisement by any means whatsoever, does not envisage for the procurement of hardware, therefore, contention of the Transparency International to create any linkage of the said procurement with the purchase of hardware is incorrect and baseless.

3. it is to reiterate that the said advertisement was for the supply of **Software** which has to be operated/supported by different hardware platforms and was **not** for supply of **Hardware**. For the purpose of convenience for applicants/suppliers all specifications / brand name like HP, DELL, Cisco, Lenovo, Huawei etc. are mentioned in the 3rd column

of Sr. No.5 of the advertisement on serial no.5 as the software license was required to support the above mentioned platforms in addition to any other by writing "etc" which are already operational in PTA. Therefore, the procurement is not favoring any particular brand and the intention of this office was only that the **procured software** should meet the requirements of PTA and not for favoring specific contractor or suppliers.

5. Foregoing in view, the said procurement cannot be termed as "mis-procurement" as referred in the letter under reference. Since, PTA being regulatory body is performing its duties in accordance with applicable law, therefore, Transparency International is requested to seek clarification from the procuring organization especially in technical procurements before sharing its observation with other organization so as to avoid unhealthy competition and uncalled inconveniences for accomplishment of legitimate project.



Muhammad Salman Zafar
Director (ICT)
Phone: 051-9214123

To:

Justice Zia Perwez
Former Judge of Supreme Court
Turstee - TI Pakistan
4-C Mazzanine Floor, Khayaban-e-Ittead,
Phase VII, DHA Karachi
Tel.021 35390408 & 35311879

Copy for information to:

1. Secretary to Prime Minister, Islamabad
2. Director General, NAB, Rawalpindi
3. Chairman, Prime Minister's Inspection Commission, Islamabad
4. Registrar, Supreme Court of Pakistan, Islamabad
5. Managing Director, PPRA, Islamabad
6. Chairman, PTA, Islamabad
7. Member (Finance-PTA)
8. Member (Compliance and Enforcement-PTA)



TRANSPARENCY INTERNATIONAL-PAKISTAN

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Website: www.transparency.org.pk

10th May, 2019

TL19/1005/1A

Chairman,
Pakistan Telecommunication Authority,
Islamabad.

Sub: Violation of Public Procurement Rules 2004, Director (ICT), Pakistan Telecommunication Authority, Islamabad's Tender Notice for Supply of IT Equipment.

This is with reference PTA, Islamabad's Tender Notice published in daily "Jang" on 1st May, 2019. It is observed that the advertisement is in violation of the PPRA Rules 2004.

As per advertisement, PTA, Islamabad has mentioned to supply HP, Dell, Cisco, Lenova, Huawei etc. and has not added "or equivalent" with it, which is not allowed under PPRA Rules 2004, Rule No. 10. Stated as under;

10. Specifications: - Specifications shall allow the widest possible competition and shall not favor any single contractor or supplier nor put others at a disadvantage. Specifications shall be generic and shall not include references to brand names, model numbers, catalogue numbers or similar classifications. However if the procuring agency is convinced that the use of or a reference to a brand name or a catalogue number is essential to complete an otherwise incomplete specification, such use or reference shall be qualified with the words "or equivalent".

The above information is forwarded for the purpose of avoiding mis-procurement charge under Rule No 50, and with request to re-invite the tender under the prescribed procedures or issue a corrigendum and extend date accordingly.

Transparency International Pakistan is striving for across the board application of Rule of Law, which is the only way to stop corruption.

Justice Zia Perwez
Former Judge of Supreme Court
Trustee- TI-Pakistan

Copies forwarded for the information with request to take action under their mandate to:

1. Secretary to Prime Minister, Islamabad.
2. Director General, NAB, Rawalpindi.
3. Chairman, Prime Minister's Inspection Commission, Islamabad.
4. Registrar, Supreme Court of Pakistan, Islamabad.
5. Managing Director, PPRA, Islamabad.

Pakistan Telecommunication Authority	
Chairman	
DG Coord	
Action By	Dir (ICT), Dir Audit
Information	(Chairman, M(F) M(C&E))
Copy No	1426 155
	19



Government of Pakistan
PAKISTAN TELECOMMUNICATION AUTHORITY
<http://www.pta.gov.pk>

INVITATION TO BID

For the Procurement and License upgradation of current operational VM ware V Sphere 6.0 (Server Virtualization Software) on latest version of VMware Vsphere 6.7 update 2 (Server Virtualization Software-Hypervisor Bare metal type-1)

Pakistan Telecom Authority, (a Telecommunication Regulator in Pakistan) invites sealed bids from the original manufacturers / authorized distributors / suppliers/resellers Contractors etc. registered with Income Tax and Sales Tax Departments and who are on Active Taxpayers List of the Federal Board of Revenue and having Five years of experience for supply of the following IT Equipment:

S. No.	Description of the Server Virtualization Software (up gradation)	Quantity
1.	Vmware VSphere 6.7 update 2, VM ware V Sphere enterprise plus edition	1
2.	VCenter Server Standard edition	1
3.	Physical Servers License support	10 Physical Processors
4.	3-years support from both principle manufacturer and from authorize partner.	1
5.	Cross Platform Server Hardware manufacturers/ vendors support	HP, Dell, Cisco, Lenovo, Huawei etc

Bidding documents, containing detailed terms and conditions, method of procurement, procedure for submission of bids, bid security, bid validity, opening of bid, evaluation criteria, clarification / rejection of bids, performance guarantee etc. are available at the office of the undersigned. Price of the bidding documents is Rs. 500/- (in shape of pay order / bank draft, in favor of PTA). Bidding documents can be downloaded from www.pta.gov.pk free of cost.

The bids, prepared in accordance with the instructions in the bidding documents, must reach at PTA Headquarters F-5/1, Islamabad on or before 21st May 2019 by 10:30 AM. Technical Bids will be opened the same day at 11:00 AM. This advertisement is also available on PPRA website at www.ppra.org.pk

PID (I)5157/18

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