

12th February, 2024

TL2024/0212/1A

Director Education,
Directorate of Education,
Government of Gilgit- Baltistan,
Diamer- Astore Division (Chilas),
Gilgit-Baltistan.

**Subject: Violation of PPRA Rules 2004, Director Education, Directorate of Education, Diamer-
Astore Division (Chilas), Gilgit- Baltistan's Tender Notice for the Supply of Furniture to
Educational Institutions.**

Dear Sir,

This is with reference to your tender notice appeared in daily 'The Nation' newspaper on 3rd February, 2024. The said advertisement is in violation of Public Procurement Regulatory Authority (PPRA) Rules 2004, Rule 33(1) 'Rejection of bids'.

In the said tender notice, under point No. xiii, it is stated that; "*The procurement committee will reserve the right to accept any one or reject all tenders without assigning reason thereof.*"

As per PPRA 2004, Rule No. 33, the procuring agency shall upon request communicate to any bidder who submitted a bid or proposal, the grounds for its rejection but is not required to justify those grounds. Hence, it is a violation PPRA Rule No 33.

The Rule is quoted below for your reference;

33. Rejection of bids.- (1) The procuring agency may reject all bids or proposals at any time prior to the acceptance of a bid or proposal. The procuring agency shall upon request communicate to any supplier or contractor who submitted a bid or proposal, the grounds for its rejection of all bids or proposals, but is not required to justify those grounds.

Director of Education department is requested to rectify the violation and issue corrigendum in accordance with PPRA 2004 to avoid mis-procurement under Rule 50.

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

Regards,



Advocate Daniyal Muzaffar,
Trustee/Legal Advisor
Transparency International Pakistan

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

1. Chief Secretary, Gilgit-Baltistan.
2. Chairman, Prime Minister Inspection Commission, PMIC, Islamabad.
3. Managing Director, PPRA, Islamabad.



Note:

This is to clarify that Transparency International Pakistan is not a complainant, it acts as a whistleblower and operate under Article 19-A, of the Constitution of Pakistan which gives the right to public to know how government is being run by public officers. Article 19-A makes the right to access of information pertaining to a public authority a fundamental right, and a three member bench in case of Mukhtar Ahmad Ali vs the Registrar, Supreme Court of Pakistan, Islamabad, headed by Chief Justice Qazi Faez Isa in the landmark judgment on 16 October 2023, in CP No. 3532/2023, has declared that

“What previously may have been on a need-to-know basis Article 19A of the Constitution has transformed it to a right-to-know, and the Access to information is no longer a discretion granted through occasional benevolence, but is now a fundamental right available with every Pakistani which right may be invoked under Article 19A of the Constitution”



GOVERNMENT OF GILGIT-BALTISTAN
DIRECTORATE OF EDUCATION
DIAMER-ASTORE DIVISION (CHILAS)
No.DE (DA)-2(9)Dev/2023/— Dated 30th January 2024.

TENDER NOTICE

Sealed tenders are invited from well reputed Government Registered contractors/ firms/companies having sufficient experience in supply of furniture to Educational Institutions, are required supply of furniture for Govt schools/Educational Institutions at Diamer-Astore Division for the FY 2023-24 against the approved furniture budget up to 20th February 2024

S. #	Name of Item	Amount Rs.	02% Call Deposit	Form Fee Non-Refundable
1	Student Book Rest Chairs	5976000	119520	3000
2	Student Mini Book Rost Chairs	4310000	86200	2500
3	Teacher Chairs	1888000	37760	2500
4	Office Chairs	357000	7140	1000
5	Hall Chairs	3101000	62020	2500
Total In Million		15.631		

Detail of furniture, legal and financial terms and conditions are available in the bidding documents.

- i. The interested bidders may submit their bids in the office of the undersigned up-to 10:00 AM on 20th February 2024 which will be opened on the same date at 11:30 AM
- ii. The bidder may obtain bidding documents from the office of the undersigned before closing office hours up to (4:30 PM) on 19th February 2024 @ above mentioned fee (nonrefundable) for various Furniture items.
- iii. As per PPRA rules 2004, 2% call deposit (CDR) of bid amount from any scheduled Bank may be attached with the Technical Bid/Tender in favour of Director Education Diamer-Astore Division.
- iv. Successful bidders will have to Deposit 10% of bid amount as performance security in shape of (CDR) from any schedule Bank within 7 days after opening of bid and the bidder must attach the Bank Statement showing the amount of 10% total cost of the item for the Security.
- v. Furniture will have to be supplied at the respective schools/institutions of Diamer-Astore Division and Rates will be inclusive of all relevant taxes.
- vi. Single stage two envelopes bidding procedure will be adopted for competitive bidding each envelop shall contain separately the financial proposal and the technical proposal as per PPRA Rules 2004 clause 36 (b).
- vii. Blacklisted, pending Works against the contractors and those contractors/ firms/companies whose registration/renewal is not up-to date (2023-24) will not be eligible for participation in the bidding process
- viii. The tender will be on Item basis. Contractors /Firms/Companies can apply only for one item having relevant professional experience fulfilling all above terms and conditions.
- ix. The bidder must have similar nature of work for the pre-qualification.
- x. The procurement committee will not accept the non-reasonable rates given by the bidders.
- xi. The payment will be made on subject to availability of development budget release.
- xii. In case of any dispute the decision of the bidding/Tender committee will be considered as final which will not be challengeable in any Court of Law.
- xiii. The procurement committee will reserve the right to accept any one or reject all tenders without assigning reason thereof.
- xix. The tender invitation is also available on PPRA web site www.ppra.org.pk Islamabad.

(FAQIRULLAH)
Director Education
Diamer-Astore Division Ph:05817-960000

IDGB-DMR-79/24