



# TRANSPARENCY INTERNATIONAL - PAKISTAN

Plot 72-F/2, 1st Floor, 9th Street, Jami Commercial,  
Phase VII, Defence Housing Authority, Karachi  
Phone: +92-21-35390408, 35311898  
Fax: +92-21-35390410  
Email: ti.pakistan@gmail.com  
Website: www.transparency.org.pk

6<sup>th</sup> September, 2023

TL2023/0906/4A

Provincial Election Commissioner (Balochistan),  
Office of the Provincial Election Commissioner Balochistan,  
Zarghoon Road, Quetta,  
Balochistan.

**Subject: Violation of PPRA Rules 2004, Deputy Director (Admn), Provincial Election Commission, Balochistan's Tender Notice Supply of Hardware and Machinery Items.**

Dear Sir,

This is with reference to your tender notice appeared in daily 'Dawn' newspaper on 29<sup>th</sup> August, 2023. The said advertisement is in violation of Public Procurement Regulatory Authority (PPRA) Rules 2004, Rule 31(1) 'Clarification of bids'.

In the said tender notice, it is mentioned under p. 16, that; "The procuring agency reserves the right to increase or decrease the number of items being purchased at any stage as per requirement."

As per PPRA 2004, Rule No. 31(1), "Clarification of bids" it clearly mentioned that the bidder shall not be allowed to alter or modify his bid after the submission of bids. In case the procuring agency makes alterations or changes to the bid it will impact the bidder's bid. Hence, it is a violation PPRA Rule No 31(1).

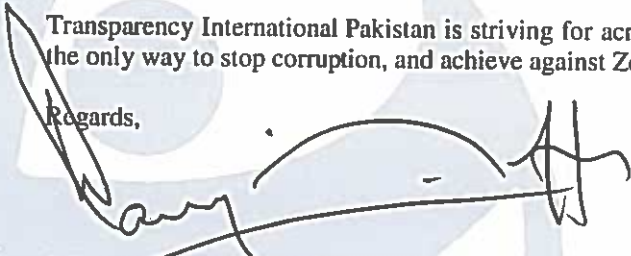
The Rule is quoted below for your reference;

*31. Clarification of bids.- (1) 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.*

Provincial Election Commissioner (Balochistan) is requested to kindly notify Deputy Director (Admn), Provincial Election Commission to rectify the given mistake 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. Caretaker Chief Minister, Government of Balochistan, Quetta.
2. Chief Secretary, Government of Balochistan, Quetta.
3. Chief Election Commissioner, The Election Commission of Pakistan (ECP), Islamabad.
4. Chairman, Prime Minister Inspection Commission, PMIC, Islamabad.
5. Managing Director, BPPRA, Quetta.



**Note:**

TI Pakistan act as 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, Justice Syed Mansoor Ali Shah in his landmark judgment in case of Ataulah Malik v. Federation of Pakistan includes following order; Right to information is another corrective tool which allows public access to the working and decision making of the public authorities. It opens the working of public administration to public scrutiny. This necessitates transparent and structured exercise of discretion by the public functionaries. Article 19-A empowers the civil society of this country to seek information from public institutions and hold them answerable. PLD 2010 Lahore 605.



Office Of The  
Provincial Election Commissioner  
Balochistan

**SUPPLY OF HARDWARE AND MACHINERY ITEMS**

Sealed Tenders are invited for Hardware and Machinery Items from the Firms / Manufacturers and authorized dealers, who are registered with Income Tax and Sales Tax (GST) Directorates, for supply installation (wherever required), configuration services of Desktop Computer, Printers, Scanners, Photocopier, UPS, Paper Shredder & Generator in the office of Provincial Election Commissioner, Balochistan, Zarghoon Road, Quetta, as per detail given hereunder:-

Sl. No.	Name of Items	QTY
1.	Desktop Computer	98
2.	Printers	49
3.	Scanner Sheed FHD	35
4.	UPS 5 KVA	01
5.	UPS 1 KVA	98
6.	Photostat Machine	38
7.	Paper Shredder	02
8.	CCTV Camera set	38
9.	Diesel Generator (40 KVA)	02

**Terms & Conditions**

- 1) Tendering, will be conducted, in Single Stage-Two Envelopes methods, i.e a single envelope containing two separate envelopes marked as "FINANCIAL PROPOSAL" and "TECHNICAL PROPOSAL" in bold and legible letters to avoid confusion.
- 2) Authorized dealers / Firms will attach snaps of Hardware and Machinery items whose rates have been quoted in the tender notice. Approval of rates will be subject to approval of quality of samples by the Technical & Tender Committees.
- 3) Firms should submit a "certificate" that the Firm/company has never been declared blacklisted or defaulter by any Government office of Pakistan.
- 4) The Firm shall separately quote rate for single item or all items specifically.
- 5) Price shall be quoted in Pak Rupees both in words and figures.
- 6) The Price quoted should be final and clearly written / typed without any ambiguity.
- 7) The price should be inclusive of all government taxes, duties, delivery and installation / commissioning charges etc.
- 8) Tenders should be submitted accompanied with 5% CDR of total value in favour of DDC, Provincial Election Commissioner, Balochistan. CDR should be attached with the Financial Proposal. Tender shall stand rejected if copy of the CDR found attached with the Technical Proposal or Financial Proposal not accompanied with CDR of requisite amount.
- 9) The rates or prices shall be entered against each item in the BOQ.
- 10) Payment will be made upon successful installation / commissioning or complete supply / delivery of relevant items of durable goods.
- 11) "Necessary details of Hardware & Machinery (specifications) / Tender documents" can be obtained / purchased on written request from DD (Admin-1) (081-9201392) of this office against prescribed fee of Rs. 5000/- on any working day during office hours.
- 12) Sealed Tenders, complete in all respects should be delivered/ dropped in the Tender Box placed in the Room of Deputy Director (Admin-1) O/o Provincial Election Commissioner Balochistan on or before tender opening date i.e. 12<sup>th</sup> September, 2023 11:00 AM and the tenders will be opened on the same date at 11:30 AM in the presence of the Committee members and bidders as may be present. No opened, e-mailed or faxed bid will be accepted. Any bid received by the PEC Office after due date and time of tender opening will be returned unopened to such bidder.
- 13) Successful Firm will complete the delivery / supply of the items within a period of 6 to 8 weeks and submit bill for arranging payments there-against, after deduction of govt. taxes.
- 14) Transportation, Delivery and installation charges shall be paid by the successful firms in each district office.
- 15) Each successful Firm will furnish a Performance Guarantee in the shape of CDR or Bank guarantee of the 10% of the contract amount on the award of contract.
- 16) The procuring agency reserves the rights to increase or decrease the number of items being purchased at any stage as per requirement.
- 17) The Provincial Election Commissioner, Balochistan / Competent Authority reserves the right to reject any or all tenders in accordance with Rule-33 (1) of PPRA Rules-2004.

(ABSAR-UL-HASNAIN)  
Deputy Director (Admin)  
081-9201392

PID(Q)75/23

© Newspaper ( 29 Aug, 2023)