



TRANSPARENCY INTERNATIONAL - PAKISTAN

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TL2023/0605/4A

5th June, 2023

Deputy Secretary (H. Edu),
Higher Technical & Special Education Department,
GB Chinar Bagh, River View Road,
Gilgit.
Ph. No. 0581- 960412

Subject: Violation of PPRA Rules 2004, Deputy Secretary (H. Edu), Higher Technical & Special Education Department, Gilgit, Tender Notice for Interior & Exterior Designing & Renovation of Libraries worth 8 million.

Dear Sir,

The said advertisement is in violation of Public Procurement Regulatory Authority (PPRA) Rules 2004, Rule 31 'Clarification of Bids'. The tender notice appeared in daily Jang newspaper on 27th May, 2023.

In the said tender notice, under point No. 8, it is stated that; "*The Procuring committee reserves the right to increase/ decrease number of colleges, the quantity or delete the item with the reason thereof.*"

However according to PPRA Rule No 31; "Clarification of bids" it clearly mentioned that the bidder shall not be allowed to alter or modify his bid after the bids have been opened. In case the procuring agency makes alterations or changes to the bid it will impact the bidder's bid.

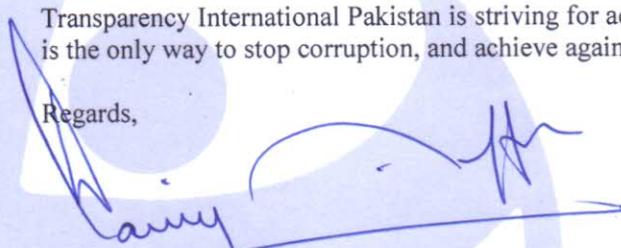
The PPRA Rule No 31 is quoted below for your reference;

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.

Deputy Secretary (H. Edu), Higher Technical & Special Education Department is requested 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. Principal Secretary to PM, PM House, Islamabad
2. Chairman, Prime Minister Inspection Commission, PMIC, Islamabad
3. Managing Director, PPRA, Islamabad.



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 *Ataullah 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.

INVITATION FOR BIDS

The Government of Gilgit-Baltistan, Higher, Technical & Special Education Department invites bids from eligible bidders for the Interior & Exterior Designing and Renovation of Libraries in the following public sector colleges of Gilgit-Baltistan (GB). Bids should reach the office of undersigned by 13th June, 2023 till 11:00AM which will be opened on the same day at the time given below. The contractor/firm has to complete the work within 10 days of the award of work order.

S.No	Name & location of College	Estimated Cost	Opening time
01	Fatima Jinnah Govt. Degree College for Women Gilgit	Rs. 2.00 million	11:30 AM
02	Govt. Boys Inter College Jagir Basin Gilgit	Rs. 2.00 million	12:00 PM
03	Govt. Degree College for Women Skardu	Rs. 2.00 million	12:30 PM
04	Govt. Boys Degree College Skardu	Rs. 2.00 million	01:00 PM

Bidding documents for each college can be obtained separately from the office of undersigned on cash payment of Rs. 2,000/- per college (non-refundable) on any working day during office hours as per the following terms & conditions:

1. The bidder should be registered under Form-C. However, firms registered under SECP would be given preference. In case of having registration outside GB, the contractor must be registered with Income Tax and Sales Tax Department, Pakistan Engineering Council (PEC)/Pakistan Council for Architects and Town Planners (PCATP) with valid license up to June 30, 2023 and must be on the list of Active Taxpayers of the Federal Board of Revenue.
2. Contractor/Firm should provide call deposit (CDR) of Rs. 50,000/- from any scheduled bank including KCBL in the name of Deputy Secretary Higher, Technical & Special Education, GB. In case of CDR/Call deposit not found attached with Technical Bid, the Firm/Contractor will be declared as "Non-responsive."
3. Bidding for each college will be submitted separately and carried out by adopting Rule 36(b) of PPRA 2004 and GB Public Procurement Rules, 2022 clause 39(b) "Single-stage Two Envelops Procedure" and selection will be made following the Quality and Cost Based Selection (QCBS) procedure. Name of college and name of contractor/firm should be clearly mentioned on the envelopes for which bid is being submitted.
4. Separate proposals for each college, complete in all respects, in accordance with the instructions provided in the bidding document (properly prepared content page, binding, paging, flagging of all required documents) in sealed envelopes should reach on the above mentioned date and time in the office of the undersigned and the Technical Proposals at 1st stage shall be opened on the same day on the time given above whereas the original financial proposal along with the bid security will remain with the procuring committee. Furthermore, only "Typed" financial bid will be considered valid. In other words, hand written financial bids will not be accepted.
5. All the applicable, Federal, provincial and local taxes must be considered while preparing the financial proposals. All these taxes except GST are required to be built-in in the quoted rates and not be mentioned separately.
6. Bidding documents shall not be issued to those who have been blacklisted and/or are engaged in litigation with the department. The interested bidders shall provide undertaking certificate on judicial stamp for it.
7. The bidder providing unsubstantiated and/or incorrect information is liable to legal action and/or disqualification.
8. The procuring committee reserves the right to increase/decrease number of colleges, the quantity or delete the item with the reason thereof.
9. The procuring agency may reject all bids or proposals at any time prior to the acceptance of bid or proposal under the provision of Rule-33 of PPRA Rules 2004 and Procurement Rules 2022 or cancel the bidding process altogether.
10. The chairman of the procuring committee shall be the focal person from the Higher, Technical and Special Education Department, GB.

Deputy Secretary (H. Edu) Higher, Technical &
Special Education, GB Chinar Bagh, River View
Road, Gilgit Ph: 0581-960412

IDGB-307-23