

23rd October, 2023

TL2023/1023/5A

Hospital Director,
Medical Teaching Institution (MTI),
DI Khan, Khyber Pakhtunkhwa

Subject: Violation of KPPRA Rules 2014, Hospital Director, Medical Teaching Institution (MTI), DI Khan, Peshawar's Tender Notice for Purchase of Miscellaneous Items.

Dear Sir,

This is with reference to your tender notice appeared in daily 'Mashriq' newspaper on 19th October, 2023. The said advertisement is in violation of The KPPRA Rule 2014, Rule 33(7) 'Bid solicitation documents'.

In the said tender notice, under point No. 12, it is stated that; "*Quantity can be increase/ decrease by procuring entity.*"

However according to KPPRA Rule 2014, Rule 33(7); "Bid solicitation documents" it clearly mentions that the 'In case of modification of solicitation documents by the procuring entity it shall do so by issuing an addendum or corrigendum and intimate the bidders publicly or individually. Hence, it is a violation of Rule No. 33(7) of KPPRA Rule 2014.

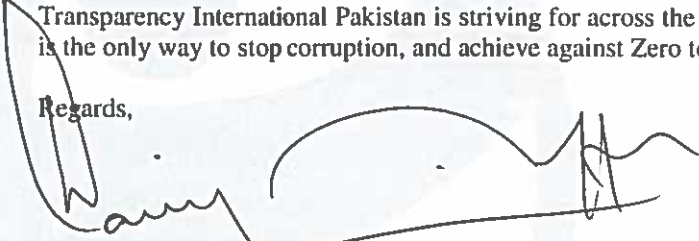
The Rule is quoted below for your reference;

33. Bid solicitation documents.--(7) In case of modification of solicitation documents by the procuring entity in accordance with section 23(9) of the Act, it shall do so by issuing an addendum or corrigendum and intimate the bidders publicly or individually, in case it has issued the solicitation documents, 5 days before the closing date. In case, the changes are substantial, the time for submission may be extended proportionately, by issuing timely intimation to all bidders.

Hospital Director, (MTI), DI Khan is requested to kindly rectify the given mistake and issue corrigendum in accordance with KPPRA Rules to avoid mis-procurement under KPPRA Rules 2014 Rule 54.

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, Peshawar, Khyber Pakhtunkhwa.
2. Chief Secretary, Peshawar, Khyber Pakhtunkhwa.
3. Chairman, Prime Minister Inspection Commission, PMIC, Islamabad.
4. Managing Director, KPPRA, Peshawar.



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”

MEDICAL TEACHING INSTITUTION DI KHAN							
INVITATION FOR BIDS (IFB)							
MTI DI Khan invites sealed bids from Manufacturer/Importer /Authorized Distributors/Wholesaler under KPPRA Rules 2014 Chapter-II Clause 2 (a) (Single stage two envelop procedure) for purchase of the following items for DHQ/ MUM Teaching Hospital & Gomal Medical and Dental College of MTI DI Khan for the financial year 2023-2024. The sealed bids should reach through courier service/ registered post in the office of the undersigned on or before 04-11-2023 at 11:00 am and will be opened on the same day at 12:00 Noon in presence of the bidders or their authorized representatives if they wish to attend.							
S No.	Name of Item	CDR Amount	Bidding procedure	Tender cost for each item	Due Date & Time of Submission	Pre-bid meeting	Date & Time of opening
01	Anesthesia Items	Rs. 300 000/-	Single stage, Two envelopes	1 000/-	04-11-2023 at 11:00 am	24-10-2023 at 11:30 am in Auction Hall DHQ Teaching Hospital	04-11-2023 at 12:00 pm
02	Antimicrobials	Rs. 300 000/-					
03	Cardiovascular	Rs. 200 000/-					
04	Analgesic/Antipyretic/ Narcotics/ Anesthetics	Rs. 100 000/-					
05	Infusions	Rs. 300 000/-					
06	Blood forming/ anticoagulants/ Blood Effecting	Rs. 200 000/-					
07	Drugs Effecting GIT	Rs. 100 000/-					
08	Drugs Effecting Endocrine	Rs. 200 000/-					
09	Vaccines, Anti-sera Antidotes	Rs. 300 000/-					
10	Drug Effecting Pulmonary System	Rs. 100 000/-					
11	Antialergics/ Antihistamines	Rs. 200 000/-					
12	Miscellaneous Medicines	Rs. 200 000/-					
13	Consumable Items	Rs. 300 000/-					
<p>1. The quoted rates must be for MTI constituents' parts i.e., DHQ, MUM Teaching Hospital and Gomal Medical College & will remain valid up to 30/08/2024. 2. The quotations must be computer printed and should be no cutting. Hand written quotation will not be accepted. 3. CDR is mandatory for each item as per the amount mentioned above. 4. The bidders must be registered with FBR and sales tax department and on FBR Active Tax payer list, registration must be attached with quotation. 5. All taxes applicable by the levied Government shall be deducted from the bill of bidders. 6. The bidders must submit separate bid with call deposit for each category as mentioned in advertisement. 7. Bidder must attach original receipt of tender tested by office of the undersigned. 8. A successful bidder should sign a contract agreement on judicial stamp paper of Rs. 100/- within 05 days of the receipt of approval order. 9. Samples can be called from the shortlisted bidders. 10. Bidder must attach affidavit/certificate regarding non-biddering by any Government/ Semi-government/ Autonomous body on stamp paper of Rs. 100/- duly sign by bidder and attested by Notary public / Oath Commissioner. 11. The purchase committee can reject all or any bid under clause 47 of KPPRA Rules at any time prior to the acceptance of a bid with mentioning the reason for rejection of all bids or proposals. 12. Quantity can be increase/decrease by procuring entity. 13. Any queries related to the can be made in the written form to the procurement office of MTI DI Khan. 14. S&D Tender Documents can be collected from Procurement Office after submitting the tender cost of the working hours in Procurement Office of DHQ Teaching Hospital DI Khan.</p> <p style="text-align: center;">Hospital Director MTI DI KHAN</p> <p>www.khyberpakhunkhwa.gov.pk Our Faith, Corruption Free Pakistan INF/P2512/2023</p>							