



20<sup>th</sup> October, 2023

TL2023/1020/2A

Superintending Engineer,  
Buildings Circle No. 3,  
Lahore.

**Subject: Violation of Punjab Procurement Rules 2014, Executive Engineer, Buildings Division,  
Nankana Sahib and Superintending Engineer, Buildings Circle No. 3, Lahore's Tender Notice  
for Provision/ Installation of 03 No. Passenger Lifts/ Elevators.**

Dear Sir,

This is with reference to your tender notice appeared in daily 'Jang' newspaper on 16<sup>th</sup> October' 2023. The said advertisement is in violation of Punjab Procurement Rules 2014, Rule No. 10 'Specifications', Rule No. 26 'Reservations and preference', & Rule No. 34 'Discriminatory and difficult conditions'.

In the tender notice, It is mentioned that; "Specialized firms of lifts who should be an authorized dealers in Pakistan (Sole distribution in Pakistan Region) from Japan, Germany, Greece, Spain, UK, Italy, France and Finland (Europe, Western Europe)". This practice of identifying certain countries imposes discriminatory conditions and excludes many other countries and regions such as, Eastern Europe, China etc. This is a violation of Punjab Procurement Rules 2014.

The Rules are quoted below for your reference;

*10. Specifications.-(1) A procuring agency shall determine specifications in a manner to allow the widest possible competition which shall not favour any single contractor nor put others at a disadvantage.*

*(2) The specifications shall be generic and shall not include references to brand names, model numbers, catalogue numbers or similar other classifications but if the procuring agency is satisfied 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".*

*26. Reservations and preference.-(1) A procuring agency shall allow all prospective bidders to participate in procuring procedure without regard to nationality except in cases in which any procuring agency decides to limit such participation to national bidders only or prohibit participation of bidders of some nationalities in accordance with the policy of the Government.*

*34. Discriminatory and difficult conditions.- Save as otherwise provided, no procuring agency shall introduce any condition, which discriminates between bidders or which is difficult to meet. Explanation.- In ascertaining the discriminatory or difficult nature of any condition, reference shall be made to the ordinary practices of that trade, manufacturing, construction business or service to which that particular procurement is related.*

Superintending Engineer, Buildings Circle No. 3, Lahore is requested to rectify the violation and issue corrigendum in accordance with Punjab Procurement Rules 2014 to avoid mis-procurement under Rule 69.

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 Punjab, Lahore.
2. Chief Secretary, Government of Punjab, Lahore.
3. Secretary, Communication & Works Department, Lahore.
4. Chairman, Prime Minister Inspection Commission, PMIC, Islamabad.
5. Managing Director, Punjab Procurement Regulatory Authority, Lahore.

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”



## TENDER NOTICE

Sealed tenders based on item rates / percentage rates above or below on approved estimate / (DNIT) amount are hereby invited for the work mentioned below from the contractors/firms enlisted with Pakistan Engineering Council (PEC) for the current financial year 2023-24 in accordance with PPRA Rules 2014 (with upto date amendments) in the relevant category / codes (Duly attested by 1<sup>st</sup> class Officer).

Tender documents can be obtained from the date of publication of invitation of bids in the newspapers from any of the below mentioned offices upon written request accompanied with attested copies of PEC License, Identity Card of contractor / Managing Partner / Director of firm along with registered Power of Attorney and on payment of prescribed tender fee in the form of CDR, of any schedule bank. Tender fee rates are re-fixed by Communication & Works Department in Term of Clause 25(7) PPRA Rule 2014 affected vide Notification No. B-II(C&W)2-11/78 (Procurement), dated: 28.06.2022.

1. Chief Engineer, Punjab Buildings Department, Central Zone, Lahore.
2. Commissioner Lahore Division, Lahore.
3. Deputy Commissioner, Nankana Sahib.
4. Superintending Engineer Buildings Circle No. 3, Lahore.
5. Executive Engineer Buildings Division Nankana Sahib.
6. Assistant Commissioner, Nankana Sahib.

Tendered rates and amounts shall be filled in figure as well as in words and tenders should be signed as per general directions given in the tender documents. No rebate on tendered rates will be acceptable.

Tenders will be received in the office of the Commissioner Lahore Division Lahore Poonch House, Chaudhri Mullan Road Lahore on date 01.11.2023 at time 01:30 PM and will be opened at time 02:00 PM by the respective Tender Opening Committee at the above venue in the presence of intending contractors or their representatives.

Tenders not accompanied with earnest money @ 2% of the estimated cost in shape of CDR / Bank Draft / Cashier's Cheque from any Scheduled Bank shall be rejected. The first interim payment will be made after the receipt of shipment.

The procuring agency may reject all bids or proposal of any time prior to the acceptance of bid or proposal. Conditional tenders will not be accepted.

The procuring agency shall upon request communicate to any supplier or contractor who submitted as bid or proposal the grounds for its rejection of all bids proposals, but is not required to justify those grounds. The complete nomenclature / specifications / standards / manufacturing / other details for provision / installation of 03- Nos. Lifts / elevator are as per approved DNIT by the competent authority.

Specialized firms of lifts who should be an authorized dealer in Pakistan (Sole distribution in Pakistan Region) from Japan, Germany, Greece, Spain, UK, Italy, France, Finland (Europe, Western Europe). Presenting original dealership certificate.

Firm must have ME-03 Code of Pakistan Engineering Council Islamabad.

All taxes will be charged as per Government Rules, work will be executed as per detail of bid which may be obtained from the office of the undersigned.

Note: In case of any holiday by the Govt. or otherwise, next working day will be considered for opening of tenders.

| Sr. No. | Name of Work   | Estimated Cost<br>PKR 1X PST<br>2% Earnest Money | T.S No. & Date                                  | Time Limit | Tender Fee<br>(in the shape of CDR) | Last date for submission of application to purchase the tender in office hours | Date & time for receipt / opening of tenders   |
|---------|--|--|---|------------|-------------------------------------|--|--|
| 1       | Provision / Installation of 03- Nos. Passenger Lifts / Elevators having capacity of 630-KG each (03- Nos. Lifts of 0-3 floor with estimate cost of Rs. 21,00,000 (21) PKR 5% PST & 01-No. Lift with 0-2 floor with estimated cost of Rs. 18,00,000 (18) PKR 5% PST) in Baba Quru Nanki University (Phase-I) Nankana Sahib. (Group No. 3) | Rs. 21,00,000<br>Rs. 2,10,000 (21)               | No. CES/CD/31/V<br>03,<br>dated:<br>28.10.2023. | 08-months  | 100000/-                            | 30.10.2023   | 01.11.2023<br>Upto 01:30 PM / 02:00 PM in Commissioner Office Lahore Division Lahore |

Superintending Engineer  
Buildings Circle No.3 Lahore

IPL-8592

Executive Engineer  
Buildings Division Nankana Sahib

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