



TRANSPARENCY INTERNATIONAL - PAKISTAN

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17th January, 2024

TL2024/1701/2A

Project Director,
Project Management Unit (PMU),
Provision of Missing Specialties for Up gradation of DHQ Hospital To Teaching Hospital,
Gujranwala, Punjab.

Subject: Violation of Punjab Procurement Rules 2014, Project Director, Project Management Unit (PMU), Provision of Missing Specialties for Upgradation of DHQ Hospital To Teaching Hospital, Gujranwala's Tender Notice for Purchase of Transport (Forklifter).

Dear Sir,

This is with reference to your tender notice appeared in daily 'Dunya' newspaper on 11th January, 2024. The said advertisement is in violation of Punjab Procurement Rules 2014, Rule 33(1) 'Clarification of Bids'.

In the said tender notice, under p.no. 10, it is stated that; *"The Procuring agency has the right to increase/ decrease the quantity of the items."*

However according to Punjab Procurement Rules 2014, No 33(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 of Punjab Procurement Rules 2014, No 33(1). Quoted below for your reference;

33. Clarification of bids.— (1) No bidder shall be allowed to alter or modify his bid after the closing time for the submission of the bids.

(2) The procuring agency may, if necessary after the opening of the bids, seek and accept such clarifications of the bid as do not change the substance of the bid.

(3) Any request for clarification in the bid, made by the procuring agency and its response, shall invariably be in writing.

Project Director, PMU 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. Chairman, Prime Minister Inspection Commission, PMIC, Islamabad.
4. 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 NO. 05					
PROJECT MANAGEMENT UNIT PROVISION OF MISSING SPECIALITIES FOR UP GRADATION OF DHQ HOSPITAL TO TEACHING HOSPITAL, GUJRANWALA					
Project Management Unit, PMSUG of DHQ Hospital to Teaching Hospital Gujranwala invites sealed bids from the bidders and sole can registered firms having established credentials of technical, financial and managerial capabilities for the purchase of Transport, as per details given below during the current financial year 2023-24 as per PPRA Rules 2014. Amended to date.					
Sr. No.	Items	2% Bid Security of estimated price in the shape of CDR/Bank Guarantee (PKR)	Pre-Bid Meeting Date and Time	Tender Opening Date & Time (Technical)	Tender Fee Non-Refundable
1	Transport (Fort Letter)	Rs. 50,000/-	22-01-2024 (Monday) 12:00PM	31-01-2024 (Wednesday) 12:00PM	Rs. 5,000/-
<p align="center">TERMS & CONDITIONS</p> <ol style="list-style-type: none"> Interested bidders may get the bidding documents from the PMU office, 5th Floor GMC Teaching Hospital, Gujranwala on submission of a written application and a copy of CDR, along with payment of non-refundable Rs: 5,000/- (Five Thousand Only) for bidding documents as mentioned above. Bidding documents including detailed specifications and terms & conditions shall be issued from the date of publication 19-01-2024 up to 11:00 AM. As per PPRA rule clause no. 38 (2) Single stage - two envelope bidding procedure shall be applied. The bidder must give an index of detail about the bid and page marking of the bid should also be mentioned on all the pages of the bid. Sealed bids are required to be brought in person or by an authorized representative of the interested bidders or through courier on or before 31-01-2024 at 11:30 AM positively in the office of the undersigned. The bids received till the stipulated date & time shall be opened at 12:00 PM. In case the date of opening is declared as a public holiday by the Govt. or non-working day due to any reason, the next official working day shall be deemed to be the date of submission and opening of applications accordingly. The time and venue shall remain the same. The bidders are required to submit the company profile including technical engineering, managerial capabilities, after-sale service and experience/ performance along with their technical bids as per PPRA. The bidders are required to give their best and most competitive prices for the above tenders as per PPRA Rules. The successful bidder will submit 2% CDR/Bank Guarantee before issuance of final supply order/ work orders. Rates quoted must be according to the market rates as per PPRA Rules 2014 (Amended to date) any bidder quoting artificial prices will be knocked out & reported. Procurement shall be governed by the Punjab Procurement Rules, 2014. (Amended to date) The rates offered must include all applicable taxes. The procuring agency has the right to increase/decrease the quantity of the item and also to cancel any item. The venue of the Pre-Bid meeting will be conference room, 5th Floor, GMC Teaching Hospital, Gujranwala. The tender shall also be uploaded on the PPRA website www.ppra.gov.pk. 2% of the estimated price by procuring agency in the shape of CDR/Bank Guarantee (2% period of bid validity) if any scheduled back shall be submitted along with the tender. Conditional tenders will not be entertained. 					
<p align="center">Project Director Project Management Unit Provision of Missing Specialities for Up Gradation of DHQ Hospital to Teaching Hospital, Gujranwala Phone: 055-8705060, Email: pmu@pma.gov.pk</p>					
<p align="center">SP-326</p>					