



11th December, 2023

TL2023/1211/2A

Director General,
Multan Development Authority,
Government of Punjab,
Multan.

Subject: Violation of Punjab Procurement Rules 2014, Director (Finance & Admin), Multan Development Authority, Multan's Tender Notice for Procurement of Miscellaneous Items.

Dear Sir,

This is with reference to your tender notice appeared in daily 'Express' newspaper on 4th December, 2023. The said advertisement is in violation of Punjab Procurement Regulatory Authority Rules 2014, Rule 33 'Clarification of Bids'.

In the said tender notice, under point No. 5, it is stated that; "*Quantities of advertised items can be increased/ decreased as per availability of funds.*"

However according to Punjab Procurement Rules 2014, No 33; "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.

The Punjab Procurement Rules 2014, No 33 is 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.*

DG, MDA is requested to issue directives to Director (Finance & Admin), Multan Development Authority 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. 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

MULTAN DEVELOPMENT AUTHORITY

MDA invites sealed proposals in light of clause 38(1) of PPRA Rules, 2014 from reputed firms registered with FBR/PPRA for procurement of office stationery, Printing, Sanitation / Cleaning and miscellaneous items on contract basis for remaining financial year 2023-24 (for 06 months from Jan 2024 to June 2024) on monthly basis

Bidding Document (TORs)

Interested eligible bidders may get the bidding document (TORs) immediately after the publication of this tender notice on submission of written application along with tender fee of PKR. 2000/- (non-refundable) during working hours till 19-12-2023 from the address given below:

Bid Opening Date, Time & Venue

Submission of Bids	20 December 2023 at 12:00 PM
Opening of Bids	20 December 2023 at 12:30 PM
Venue	Director Finance & Admin, Multan Development Authority, MDA Chowk, Multan

Terms & Conditions:

1. Tenders received after the due date & time will not be brought under consideration.
2. Proposal must contain bid security 2% of estimated cost in shape of COR, Bank Draft or Pay order in favor of "Director Finance & Admin, MDA, Multan" without which the offer shall be rejected being non-responsive.
3. The successful bidder will execute the agreement for provision of items as mentioned in bidding document / TORs for six months from Jan 2024 to June 2024 on monthly basis.
4. The financial bid shall be considered inclusive of all applicable taxes and shall be valid upto 30-06-2024.
5. Quantities of advertised items can be increased / decreased as per availability of funds.
6. MDA, Multan can reject all bids or proposals at any time prior to the acceptance of a bid or proposal as per rule 35 of PPRA, 2014 (amended). MDA shall upon request communicate to any bidder, the grounds for its rejection of all bids or proposals but shall not be required to justify those grounds.

DIRECTOR
FINANCE & ADMIN

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