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TL2023/1204/3A

In Charge (Procurement), Sindh Technical Education & Vocational Training Authority (STEVTA), Karachi.

Subject: Violation of SPPRA Rules 2010, In Charge (Procurement), Sindh Technical Education & Vocational Training Authority, Karachi's Tender Notice for Procurement of IT Equipment for Staff Training Academy.

Dear Sir.

This is with reference to your tender notice appeared in daily 'Jang' newspaper on 27<sup>th</sup> November, 2023. The said advertisement is in violation of Sindh Public Procurement Rules 2010, Rule 18(2) 'Response Time'.

In the said notice, 15 days of response time is not given as the submission/ opening of bids is on 08.12.2023 which is 3 days less and does not fulfill the fifteen days of response time as per Rules. Hence, it is a violation SPPRA Rules 2010, Rule No. 18 (2).

The Rule is quoted below for your reference;

18. Response time.— (2) Subject to sub-rule (1), the response time shall not be less than fifteen calendar days from the date of publication of Notice Inviting Tender in the newspapers or hoisting in the website, as the case may be, in case of National Competitive Bidding, and shall not be less than forty five days from the date of publication of Notice Inviting Tender in the newspapers or hoisting on the website, as provided in Rule 17 (6), in case of International Competitive Bidding;

In Charge (Procurement), STEVTA is requested to rectify the violation and issue corrigendum in accordance with SPPRA Rules 2010 to avoid mis-procurement under Rule 56.

Transparency International Pakistan is striving for across the board application of Rule of Law, which the only way to stop corruption, and achieve against Zero tolerance against corruption.

Regards.

Advocate Daniyai 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, Govt. of Sindh, Karachi.
- 2. Chief Secretary, Government of Sindh Karachi.
- 3. Managing Director, SPPRA, Karachi.



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"

