



NATIONAL TRANSMISSION & DESPATCH CO. LTD

Office of the Chief Engineer/P.D PMU-DTLP

No. CEPD/DM(C)/F-L4-6/1227-36

Dated 30/05/2024

✓ Transparency International, Pakistan

Subject: COMPLAINT AGAINST ALLEGATIONS OF AWARDED CONTRACTS TO INELIGIBLE BIDDERS BY THE NTDC IN VIOLATION OF WORLD BANK PROCUREMENT OF WORKS RULE IN TENDER NO. RFB-DASU-ISW FOR DESIGN, SUPPLY, INSTALLATION, TESTING & COMMISSIONING OF 765/500/220/132KV ISLAMABAD WEST GRID STATION

Ref: i. Your office Letter No. TL20240503/1A dated 03.05.2024

Dear TIP, Pakistan Team,

We have received your above referred letter through Ministry of Energy (MoE) in respect of instant procurement. Please refer our reply on the observations mentioned in your aforementioned letter:

- 1) You have rightly noted that the instant procurement is financed by the World Bank (IBRD) loan and the World Bank Procurement Regulations are applicable.
- 2) We received complaints (including the complaint on the topic highlighted by TIP), and the same have accordingly been addressed/responded by NTDC in line with Annex-III, Procurement Related Complaints under World Bank Procurement Regulations. Please note that all complaints were responded to the complainants after review/approval of the complaint and responses thereon by the World Bank in accordance with requirement of World Bank complaint handling procedure. Hence, all of bidders have already been provided necessary opportunity for resolution of their complaints and dully responded as per World Bank Procurement Regulations.
- 3) For sake of clarity of your organization w.r.t your highlights regarding Clause ITB 51.2, it may be noted that the clause pertains to submission of Performance Security by responsive/ successful bidder and the timelines stated therein are to protect the interest of the Employer. However, by such time, the bids are already evaluated based on equitable criteria, Notification of Award (Letter of Acceptance having same effects as of a Contract Agreement) is issued & accepted by the successful bidder and the result of the award were published. Hence, the procurement phase had already materialized to the next stage.
- 4) Your reference to Clause ITB-18 (which in fact is ITB-19 in the current subject documents) is also not relevant here as the same pertains to validity of Bid/Offer to enable the Employer to evaluate and place the Award of Contract (Notification of Award). The Award/Acceptance of offer can of-course be placed within the validity of the proposal (dully extended as per said clause). As the Notification of Award was placed within the extended bid validity period therefore there is no relevance of this clause to instant matter/complaint.

Dasu Transmission Line Project Office: House 70 sector A, Ghazi Kot Township, Mansehra

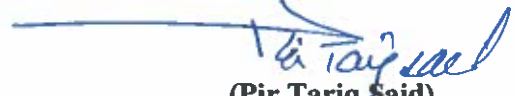


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In view of aforementioned, we will like to re-assert that NTDC remains committed to ensuring transparency and fairness in all of its procurements as per applicable rules/regulations. In instant case, all procedures for tendering, evaluation, award and complaint resolution were strictly followed as per World Bank Procurement Regulations with prior review/NoL from the World Bank team.


(Pir Tariq Said)
Chief Engineer/PD
PMU-DTLP, NTDC

Copy To:

1. Federal Minister of Energy, 2nd Floor A Block Pak Secretariat, Islamabad.
2. PSPM, PM House, Islamabad.
3. Chairman PMIC, Islamabad.
4. Registrar, Supreme Court of Pakistan, Islamabad.
5. MD, NTDC, 414-WAPDA House Lahore
6. DMD(AD&M), NTDC, 413-WAPDA House Lahore
7. GM (Project Delivery North), NTDC, 219-WAPDA House Lahore
8. GM (P&CM) NTDC, 8th Floor, Shaheen Complex, Lahore
9. The World Bank – Mr. Naji Benhassine, Country Director.
10. M/s Gopa Intec