



30th June, 2017

Chief Election Commissioner,
Election Commission of Pakistan,
G-5/2,
Shah-e-Dastoor,
Islamabad.

Sub: Allegation of violation of PPRA Rules in billions of rupees tender for procurement of Election Material including Ballot Boxes, for 2018 General Elections.

Dear Sir,

Transparency International Pakistan has received a complaint on allegation of violation of PPRA Rules, in billions of rupees tender for procurement of Election Material including Ballot Boxes, for 2018 General Elections.

The compliant has made following allegations;

That,

1. Samples of Transparent Ballet Boxed are not provided.
2. Specifications of Ballot Boxes are not generic.
3. Specifications of Ballot Boxes are for a specific bidder.
4. Bid submission time is not sufficient.

The complaint has been examined and tender documents have also been studied. TI Pakistan. Comments of TI Pakistan are given below.

- A. CEC must not demand a particular size, make or model. The size of ballot box give in tender is fixed, with no variations allowed, and very specific sizes and weights,, which indicate that it is already manufactures by some supplier. It shall be made open, with margin of plus and minus for acceptable variation,

Box- Length 420 mm Width 375 rnm, Height 370 mm, Weight 1755 gms.,
Cover-Lcnlth 423 mm, Width 383 rnm, Height 14.5 mm, Weight 616.5 gms

- B. The Tender is invited on Single Stage two Envelop Procedure, but in tender opening, it is mentioned that the prices will be announced at the time of tender opening, though this is a material supply, procurement, and single stage single envelop procedure should be used. ✓



- C. In Section 16, Evaluation Criteria, it is stated that 60% will be technical weightage 40% will be financial weightage. In case single stage single envelop procedure is not adopted, then the technical weightages should be changed to 40% and 60% should be the financial weightage.
- D. Provision of Integrity Pact is not provided in tender, which is mandatory as per PPRA Rule No 7.
- Rule 7 states: Integrity Pact. Procurements exceeding the prescribed limit (in this case Rs. 10 million) shall be subject to an integrity pact, as specified by regulation with approval of the Federal Government, between the procuring agency and the suppliers or contractors
- E. The bidders are not provided the information that the tender will be awarded to one bidder only, or will be divided amongst the lowest responsive evaluated bidders for 6 different procurement, viz. Ballot Boxes, Bags, Screens of compartments, Plastic Seal, non-woven bags, stationary and assorted material.


According to Public Procurement Rules 2004, Rule No 50, any violation of PPRA Rules will render the procurement as microcurrent.

Chief Election Commissioner, is requested to examine the complaint, and also tender documents for procurement of CCTV and Recording Equipment, and cancel the tenders, and re-invite both tenders, prepared in compliance of Public Procurement Rules 2004 with open specifications and proper evaluation criteria, and also positive financial position of bidders from their last 3 year audited accounts to be made mandatory.

Fair and Transparent Elections shall be held by CEC and for this purposed CEC must be complying with all rules and regulations, including PPRA rules for procurement.

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

With Regards,


Sohail Muzaffar
Chairman

Copies forwarded for the information with request to take action under their mandate to:

1. Secretary to Prime Minister, Islamabad.
2. Registrar, Supreme Court of Pakistan, Islamabad,