



**TRANSPARENCY
INTERNATIONAL-PAKISTAN**

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18th September, 2015

TL15/189/9B

Chairman,
Federal Board of Revenue,
Government of Pakistan,
Islamabad.

Sub: Violation of Public Procurement Rules 2004, Deputy Director, Directorate
General of Training & Research (Customs), Karachi's Tender Notice for Supply of
Janitorial Services.

Dear Sir,

This is with reference to Director, General Directorate General of Training & Research (Customs) reply dated 10th September, 2015, received in the office on 14th September, 2015, on TI- Pakistan's letter No. TL15/158/9A, on the cited subject (Copy Encl.).

It is stated in your response that "it is worth mentioning that the tender amount is less than two million rupees and under Rule 12 (1), it is not binding on DGTR (Customs), Karachi to publish the tender advertisement in two daily."

However whether it is a quotation for over Rs, 100,000 under Rule No. 12 (1) or invitation of bids under Rule No. 12 (2), 15 days of response time shall be given for submitting tender, quotation, or pre-qualification, so that the applicants/ bidders have enough time to prepare, find out the prices from market and submit their bids.

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. Director General, NAB, Rawalpindi.
3. Chairman, Prime Minister's Inspection Commission, Islamabad.
4. Registrar, Supreme Court of Pakistan, Islamabad.
5. Managing Director, PPRA, Islamabad.
6. Director General, Directorate General of Training & Research (Customs), Karachi.



GOVERNMENT OF PAKISTAN
DIRECTORATE GENERAL OF TRAINING & RESEARCH (CUSTOMS)
Old Custom House Building, Eduljee Dinshaw Road
Karachi
Phone # 021-9214-225 Fax # 021-921-4232

C.No. 01(06)Est/08/2015 / 1175

Dated: 10.09.2015

Mr. Sohail Muzaffar

Chairman,
Transparency International Pakistan
5-C, 2nd Floor, Khayaban-e-Ittehad
Phase VII, DHA
Karachi.

Subject: **VIOLATION OF PUBLIC PROCUREMENT RULES 2004, DEPUTY DIRECTOR, DIRECTORATE GENERAL OF TRAINING AND RESEARCH (CUSTOMS), KARACHI'S TENDER NOTICE FOR SUPPLY OF JANITORIAL SERVICES**

Please refer to your letter No. TL15/158/9A dated 15.08.2015, on subject cited above.

2. It is stated that DGTR (Customs), Karachi vide its letter dated 29-07-2015 (**Annex - A**) requested PPRA Authorities to upload/publish invitation for bids for janitorial services on PPRA website on prescribed format as required vide Rule 12(1) of PPRA Rules, 2004 (**Annex- B**) and a letter dated 29.07.2015 (**Annex - C**) to Assistant Director, Press Information Department for publication of the same in two leading news papers. In the above mentioned letters both dated 29-07-2015, tender opening date was mentioned as 17-08-2015 which suffices the requirement of 15 days response time as required vide Rule 13 of PPRA Rules 2004 (**Annex -D**). It is worth mentioning that the tender amount is less than two million rupees and under Rule 12(I), it is not binding on DGTR (Customs), Karachi to publish the tender advertisement in two daily newspapers, but the same was done for the purpose of ensuring fair competition among bidders.

3. The relevant portion of Rule 12(1) is given below for kind perusal and ready reference:-

("Rule 12(1) - Procurements over one hundred thousand rupees and up to the limit of two million rupees shall be advertised on the Authority's website in the manner and format specified by regulation by the Authority from time to time. **These procurement opportunities may also be advertised in print media, if deemed necessary by the procuring agency:**").

4. However, in response to the above-mentioned letters of DGTR (Customs), Karachi, the following advertisements were made:-

- i) PPRA uploaded/published on their website on 31-07-2015 mentioning tender opening date as 17-08-2015 (**Annex-E**) and the requirement of 15 days response time as prescribed under Rule 13 of PPRA Rules, 2004 was, therefore, fulfilled.


ii) The first advertisement in daily "Jang" newspaper was published on 09-08-2015 (**Annex -F**) and corrigendum vide C.No.01(18)Estt. / Tender/ 2014 /1036 dated 13.08.2015 was sent to the Assistant Director-II, PPRA, Islamabad (**Annex-G**) requesting therein that the new date for opening the tender was extended and re-fixed on 28.08.2015 and accordingly, corrigendum notice was published in Daily "JANG" of August 18, 2015 (**Annex-I**).

3. It is further stated that Transparency International Pakistan vide its above mentioned letter dated 15-08-2015 has mentioned that advertisement in newspaper (which was not mandatory as explained above) has been published on 09-08-2015 mentioning tender opening date as 17-08-2015 which leaves bidders with response time of 8 days instead of 15 days, and desired that tender is to be re-invited or a corrigendum may be issued in this regard.

4. However, no violation in terms of PPRA Rules, 2004 has taken place, and even before receipt of aforementioned letter of Transparency International – Pakistan dated 15-08-2015, this office had issued a corrigendum notice both to PPRA Authorities and Midas International (Pvt) Ltd. dated 13-08-2015 (**Annex-G**) mentioning extended tender opening date as 28-08-2015. Corrigendum notice was duly published on PPRA website showing the tender opening date as 28-08-2015 instead of 17-08-2015 (**Annex-H**). Corrigendum notice was also published in daily "JANG" dated 18-08-2015 (**Annex-I**). Hence, no violation of PPRA Rules has occurred at all as mentioned in the subject letter of Transparency International – Pakistan.

5. Nevertheless, this office appreciates the efforts of Transparency International – Pakistan and is looking forward to your feedback and input in future as well.

Int: as above.


(Ghulam Ahmed)
Director General
18.8.15