



May 07, 2024,

TL2024/0507/1A

Mr. Musadik Masood Malik
Federal Minister
Ministry of Energy (Petroleum Division)
Islamabad

Subject: Complaint Against Violation of PPRA Rules 2004 in the Functioning of the Grievance Redressal Committee (GRC) by SNGPL

Dear Sir,

Transparency International Pakistan has received a complaint against the violation of PPRA Rules 2004 in the composition Grievance Redressal Committee (GRC) which is constituted to address the complaints of the bidders. **(Annex-A)**.

The complainant has made the following allegations:

That:

1. M/s SNGPL has constituted Grievance Redressal Committee (GRC) to address the complaints of the bidders.
2. The members of the GRC are:

S/N	Name & Designation	Position in Committee
1	CFO	Chairman
2	Sr. General Manager (D) South	Member
3	Sr. General Manager (Projects)	Member (Standby)
4	General Manager (QA)	Member
5	General Manager (Finance)	Member
6	General Manager (Stores)	Member

3. The total number of GRC is six which is an even number, whereas as per the PPRA Rules 2004, GRC should be comprising of odd number of persons.

Transparency International Pakistan Comments

Transparency International Pakistan has reviewed the allegation of the complaint, prima facie the allegation seems to be correct. Following are TI Pakistan comments:

1. PPRA Rules 2004, Rule 48 defines the composition and the functioning of the redressal committee to address the complaints of the bidders. PPRA Rule 48 is quoted below: According to the Rule 48 of the PPRA Rules 2004,

48. Redressal of grievances by the procuring agency.-

(1) The procuring agency shall constitute a committee comprising of odd number of persons, with proper powers and authorizations, to address the complaints of bidders that may occur prior to the entry into force of the procurement contract.

2. PPRA Rule 48 requires that the members of the committee to address the complaints of the bidders must be in odd number and SNGPL GRC committee comprising of 6 members is in contravention with PPRA Rules 2004.
3. It appears that SNGPL has amended Rule 48 to add one additional member to include likeminded members and favor a pre-selected bidder.




Transparency International Pakistan Recommendations

Transparency International Pakistan requests the Federal Minister, Ministry of Energy (Petroleum Division) to issue directives to rectify the functioning of the Grievance Redressal Committee in line with the PPRA Rules 2004 and ensure mandatory requirement of *odd number of persons* of GRC committee to address the complaints of the bidders, in compliance with PPRA Rule 48, to avoid misprocurement. All previous decisions of the GRC must be investigated to find out as to why Rule 48 was not followed, and the resulting loss caused to the exchequer so that those responsible are hold accountable.

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

With 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. Managing Director, SNGPL, Lahore
2. Chairman, PMIC, Islamabad
3. MD, PPRA, Islamabad
4. Registrar, Supreme Court of Pakistan, Islamabad

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”



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S/N	Name & Designation	Position in Committee	Mailing Address	Telephone No.	Fax No	Email
1	CFO	Chairman	7 th Floor, Gas House, 21-Kashmir Road, Lahore	042-99201419	N/A	cfo@sngpl.com.pk
2	Sr. General Manager (D) South	Member	6 th Floor, Gas House, 21-Kashmir Road, Lahore	042-99201416	N/A	sgmdsouth@sngpl.com.pk
3	Sr. General Manager (Projects)	Member(Standby)	3 rd Floor, Gas House, 21-Kashmir Road, Lahore	042-99201377	042-99201308	sgmp@sngpl.com.pk
4	General Manager (QA)	Member	1 st Floor, LDA Plaza, Egerton Road, Lahore	042-99201316	N/A	gmqa@sngpl.com.pk
5	General Manager (Finance)	Member	4 th Floor, Gas House, 21-Kashmir Road, Lahore	042-99201312	042-99201229	gmfinance@sngpl.com.pk
6	General Manager (Stores)	Member	1 st Floor, Gas House, 21-Kashmir Road, Lahore	042-99201319	042-99204540	gmstores@sngpl.com.pk