



December 26, 2024

TL2024/1226/12

Director Support
NASTP Silicon
Karachi

**Sub: Complaint Against Allegations of Violation of PPRA Rules 2004, in the
Housekeeping Tender**

Dear Sir,

Transparency International Pakistan has received a Complaint against NASTP for violation of PPRA Rules 2004, in the Housekeeping Tender.

The complainant has made following allegations;

That,

1. NASTP invited bids on December 12, 2024 for Housekeeping and Janitorial Firms at NASTP Silicon Valley Karachi.
2. In the tender, the technical criteria has not been maintained and instead the bidding process has been made on the basis of financial criteria.
3. NASTP require a minimum of 08 years of experience of providing housekeeping/janitorial services to Govt & reputable private sector, which is discriminatory in nature and excludes many potential bidder.

Transparency International Pakistan Comments and Recommendations

Transparency International Pakistan has reviewed the allegations of the complaint and following are its comments and recommendations.

1. The allegations primarily facia are very serious. As per PPRA Rule 2004, the conditions should be such as to allow conformity with the ordinary practices of that trade, as quoted below. Consistent to that the minimum requirement of 08 years experience as "Housekeeping & Janitorial Firm" could potentially exclude many bidders:

Discriminatory and difficult conditions.- "Save as otherwise provided, no procuring agency shall introduce any condition, which discriminates between bidders or that is considered to be met with difficulty. In ascertaining the discriminatory or difficult nature of any condition reference shall be made to the ordinary practices of that trade, manufacturing, construction business or service to which that particular procurement is related".

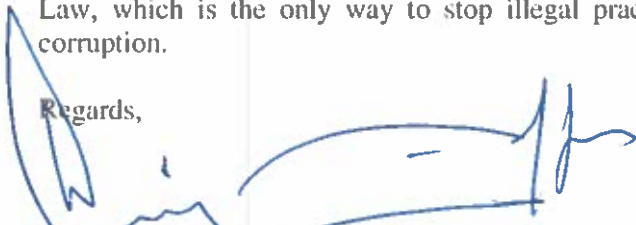
2. Any unauthorized breach of any rule amounts to Mis-procurement as per PPRA Rule 50.



Transparency International Pakistan requests the Director NASTP to look into the allegations of the complaint in accordance with PPRA Rules 2004 and if found correct issue directives to re-invite/re-advertise tender in compliance with PPRA Rules 2004 to avoid mis-procurement.

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

Regards,


Advocate Daniyal Muzaffar,
Trustee/Legal Advisor
Transparency International Pakistan

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

1. PSPM, PM House, Islamabad
2. MD, PPRA Islamabad
3. 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 the 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”