

SNDB/ADMIN/TD/SPPRA/26/2018
December 20, 2018

Assistant Director (Assessment).
Sindh Public Procurement Regulatory Authority,
Barrack 8, Secretariat 4-A, Court Road
Karachi.

Subject: NIT NO.SNDB/COK/ADMIN/TD/1000/2018 Dated 30.11.2018 SPPRA Sr.No.37824
Your Letter No. A.D. (Assess) SPPRA/37824/2018/1779, Refers.

Dear Sir,

Para wise replies are as under.

1. We have enclosed herewith a copy of letter dated 18-12-2018 which was sent to Office of the Accountant General Sindh Karachi in respect of nomination of representative from Accountant General Sindh for Complaint Redressal Committee under SPPRA Rule 31 along with *removal c/c*.
2. Noted for future compliance.
3. The subject NIT is for Prequalified Bidders only. Rectification will be made in future Tender Documents for prequalified contractors.

Regards

AVP-II/Incharge Procurement

FORWARD DIARY
30/12/2018
24/12/2018

SINDH BANK LIMITED
HEAD OFFICE
3RD FLOOR, FEDERATION HOUSE
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سندھ بینک لمیٹڈ
ہیڈ آفس: تیسری منزل، فیڈریشن ہاؤس،
عبداللہ شاہ غازی روڈ، کلٹن، کراچی۔ ۷۵۶۰۰۔ پاکستان

SNDB/ADMIN/HO/19/12/2018
December 19, 2018

OFFICE ORDER

SUBJECT: REVISED CONSTITUTION OF COMPLAINT REDRESSAL COMMITTEE

It is notified for information of all concerned that with immediate effect the following **COMPLAINT REDRESSAL COMMITTEE** has been reconstituted as per SPPRA Rule 31.

- | | |
|---|-------------------|
| 1. Head of Human Resource Division – (SEVP) | (Member/Convener) |
| 2. A Representative of the Accountant General Sindh not below rank of BS-18 | (Member) |
| 3. An Independent Professional from the relevant Field | (Member) |
| 4. Head of Legal Division – (VP-I) | (Co-opted Member) |
| 5. Incharge Procurement – (AVP-II) | (Co-opted Member) |

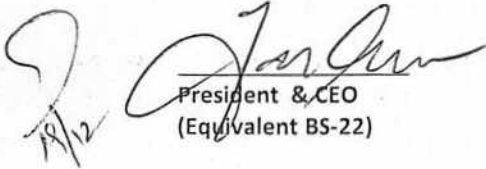
Terms of Reference (TOR)

SPPRA Rule 31 (4). The complaint redressal committee upon receiving a complaint from an aggrieved bidder may, if satisfied;

- Prohibit the procurement committee from acting or deciding in a manner, inconsistent with these rules and regulations;
- Annul in whole or in part, any unauthorized act or decision of the procurement committee; and
- [(bb) Recommend to the Head of Department that the case be declared a mis-procurement if material violation of Act, Rules, Regulations, orders, instructions or any other law relating to public procurement, has been established; and;]
- Reverse any decision of the procurement committee or substitute its own decision for such a decision;

Provided that the complaint redressal committee shall not make any decision to award the contract.

This supersedes previous Office Order #SNDB/ADMIN/HO/13/08/2018 dated 13-08-2018.


President & CEO
(Equivalent BS-22)

Distribution:

Members- Complaint Redressal Committee

Members- Procurement Committee

SNDB/ADMIN/HO/TD/02/2018
December 18, 2018

Mr. Kamran Ali Hashmi
The Additional Accountant General-I
Office of the Accountant General Sindh,
Audit & Accounts Complex
University Road, Block 11
NIPA Chowrangi,
Gulshan-e-Iqbal,
Karachi.

Subject: Nomination of Representative from Accountant General Sindh for
Complaint Redressal Committee under SPPRA Rule 31.

Dear Sir,

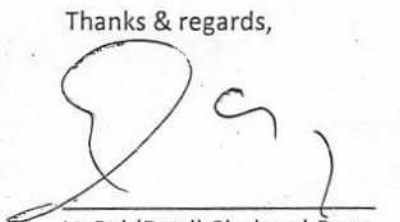
We refer to your letter no.Admin-1/CRC/PPRA/Part File/409 dated 12-10-2018.

This is to inform you that we forwarded your above referred letter to SPPRA, who advised vide their letter # A.D (Assess) SPPRA/37823/2018 - 1761 dated 5th December 2018 (attached herewith) which reads as under:

"For this Procuring Agency may write to Accountant General Sindh along with copy of the Rule -31 (2) (a), mentioning that the representative of the Accountant General Sindh is mandatory requirement / obligation of SPPRA Rules-2010 (Amended 2017) irrespective of the type of procuring agency. Besides, Independent Professional from the relevant field concerning the procurement process as member of Complaint Redressal Committee is also mandatory requirement."

We are therefore, attaching herewith a copy of the Rule-31(2) (a) with request for nomination of representative from your office for Complaint Redressal Committee of Sindh Bank Ltd under SPPRA Rule 31, accordingly.

Thanks & regards,


Lt.Col (Retd) Shahzad Begg
EVP / Head of Administration



C.c : Managing Director - SPPRA



GOVERNMENT OF SINDH
Sindh Public Procurement Regulatory Authority



No. A.D(Assess)SPPRA/37823/2018 1761 Karachi, dated 5th December, 2018

The AVP-11/ Incharge Procurement
Sindh Bank Ltd
Karachi

SUBJECT: NIT NO. SNDB/COK/ADMN/TD/987/2018 Dated 14.11.2018 SPPRA Sr. No.37823

I am directed to refer to your letter No: SNDB/ADMIN/TD/ SPPRA/22//2018 dated 29.11.2018 on the subject noted above and to state that as per Rule-31(2)(a)&(b) the Complaint Redressal Committee is composed of following members.

- i). Chairman CRC from P.A (One Rank senior form P.C Chairman)
- ii) Representative of Accountant General Sindh
- iii) Representative of Independence Professional from the relevant field.

2. The Procuring Agency has constituted CRC in contravention to the Rule-31, whereas Procuring Agency is required to constitute the committee according to Rule-31.

3. For this Procuring Agency may write to Accountant General Sindh along with copy of the Rule-31(2) (a), mentioning that the representative of Accountant General Sindh is mandatory requirement / obligation of the SPP Rules-2010(Amended-2017) irrespective of the type of Procuring Agency. Besides, Independent Professional from the relevant field concerning the procurement process as member of Complaint Redressal Committee is also a mandatory requirement.

4. In view of above, Procuring Agency is advised to constitute the CRC as per Rule-31 of SPP Rules-2010, at the earliest. It may be noted that it is the sole responsibility of the procuring agency to comply SPP Rules, 2010(Amended-2017) in letter and spirit.

5. It is further noted that "SPPRA has developed and launched new website 'Procurement Performance Management System (PPMS)'. All Procuring Agencies are advised to use this website for uploading their NIT, BER and Contract documents by themselves, For any query please contact at 021-99205356-99203287."

uy
5/12/2018
Assistant Director (Assessment)

Copy forwarded for information to:

- 1) The CEO Sindh Bank Ltd, Karachi.
- 2) The Staff Officer to M.D SPPRA Karachi.

the procuring agency regarding disqualification may seek relief through the mechanism of grievance redressal, as provided under Rule 31.

REDRESSAL OF GRIEVANCES AND SETTLEMENT OF DISPUTES

31. Mechanism for Redressal of Grievances

- (1) The procuring agency shall constitute a committee for complaint redressal comprising odd number of persons, with appropriate powers and authorizations, to address the complaints of bidders that may occur during the procurement proceedings.
- (2) The committee shall be headed by head of the procuring agency or an official of the procuring agency, at least one rank senior to the head of the procurement committee and shall include the following:
 - (a) District Accounts Officer, or his representative, in case of the local governments or provincial line departments at district level, or a representative of the Accountant General, Sindh in case of Government departments at the provincial level;
 - (b) an independent professional from the relevant field concerning the procurement process in question, to be nominated by the head of procuring agency;
- (3) [Any bidder being aggrieved by any act or decision of the procuring agency after the issuance of notice inviting tender may lodge a written complaint;]²¹
- (4) The complaint redressal committee upon receiving a complaint from an aggrieved bidder may, if satisfied;
 - (a) prohibit the procurement committee from acting or deciding in a manner, inconsistent with these rules and regulations;
 - (b) annul in whole or in part, any unauthorized act or decision of the procurement committee; and

²¹ Amended vide SGA&CD Notification No.SORI(SGA&CD)2-30/2010 dated 8th October, 2013



Government of Sindh
Sindh Public Procurement Regulatory Authority



No. A.D.(Assess)SPPRA/37824/2018/ 1779

Karachi, dated 10th December, 2018

The AVP-II/-Administration Division
Sindh Bank
Karachi

SUBJECT: NIT NO. SNDB/HO/ADMN/TD/1000/2018 Dated 30.11.2018 SPPRA Sr. No.37824

I am directed to refer to the subject NIT received vide letter No: SNDB/HO/ADMN/TD/1000/2018 dated: 30.11.2018 and to observe that:-

- i) Procuring Agency has not included representative of Accountant General Sindh and an Independent Professional from the relevant field concerning the procurement process in Compliant Redressal Committee, which is required in terms of Rule-31(2) (a)&(b) of SPP Rules, 2010 (Amended-2017).
- ii) Procuring Agency is advised to address invitation letter to prequalified bidders of instant NIT in the respective bidding documents. Rule-28(g) of SPP Rules stipulates "Only suppliers or contractors, who have been pre-qualified, shall be entitled to participate further in the procurement process".
- iii) Procuring Agency has invited NIT from prequalified bidders but has mentioned in bidding documents that "all the bidders Govt. of Pakistan and Govt. of Sindh shall be eligible" at Instruction to bidder-2(2.2). Rectification is required.

2. In view of above, Procuring Agency is advised to furnish documents / clarification, at the earliest. It may be noted that it is the sole responsibility of the procuring agency to compliance of SPP Rules, 2010(Amended-2017) in letter and spirit.

3. It is further noted that "SPPRA has developed and launched new website 'Procurement Performance Management System (PPMS)'. All Procuring Agencies are advised to use this website for uploading their NIT, BER and Contract documents by themselves, For any query please contact at 021-99205356-99203287."

Assistant Director (Assessment)

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