



GOVERNMENT OF SINDH
POLICE DEPARTMENT

No. G-I/ 125 /2012/Karachi

Dated 16.03.2012.

To,

The Sindh Public Procurement Regulatory Authority
Barrack 8, Secretariat 4A, Court Road
Karachi.

Attention:- Manager (Assessment)

Subject:- CANCELATION OF TENDER NOTICE NO.INF-KRY-2919/2011
DATED 12-08-2011 REGARDING WIRELESS EQUIPMENT. /F/A

Please refer to your letter No. DIR (A&F) /SPPRA/4-1/10/5668 dated 03.03.2012 on the subject cited above.

2/- In this context it is stated that subject tender notice was cancelled due to expiry of bid validity period according to the provision of SPPRA Rules 38 (1) & (2) (copy of rules attached). Tender of subject equipment was opened on 06-09-2011 and bid of the same was valid until 05-12-2011 (i.e. 90 days) as per above quoted rules.

3/- According to the SPPRA Rules this office cannot give extension in bid validity period more than one third of the original validity (i.e 30 days). The same extension was in sufficient to continue the tender process.

4/- In the light of above circumstance, subject tender notice was canceled on 21-02-2012.

(DR.MUHAMMAD AMEEN YOUSUFZAI)
QPM, PSP

AIGP/Logistics,
For Inspector General of Police,
Sindh, Karachi.

Copy to the following:-

1. M/s Micro Electronics International (Pvt.) Limited.
2. M/s Azam Enterprises.

SPPRA INWARD DIARY
No. 125
Date 16/03/2012
Sindh Public Procurement Regulatory Authority Govt. of Sindh

Sindh Public Procurement Rules, 2010

- (3) After obtaining such approval, the procuring agency, shall request in writing all bidders to extend the bid validity period. Such a request shall be made before the date of expiry of the original bid validity period;
- (4) Such an extension shall not be for more than one third of the original period of bid validity;
- (5) In case the Procuring Agency fails to finalize the bid evaluation within the extended time, the bids shall stand cancelled and a fresh bidding process shall be initiated;
- (6) Whenever an extension of bid validity period is requested, a bidder shall have the right to refuse to grant such an extension and withdraw his bid and bid security shall be returned forthwith;
- (7) Bidders who;
 - (a) agree to extension of the bid validity period shall also extend validity of the bid security for the agreed extended period of the bid validity;
 - (b) agree to the procuring agency's request for extension of bid validity period shall neither be requested nor permitted to change the price or other conditions of their bids.

39. Performance Security

- (1) Procuring Agency shall, in all procurement of goods, works and services, carried out through open competitive bidding, require security in the form of pay order or demand draft or bank guarantee, an amount sufficient to protect the procuring agency in case of breach of contract by the contractor or supplier or consultant, provided that the amount shall not be more than 10% of contract price;
- (2) The security shall be provided in an appropriate form and amount, as provided in the bidding documents;
- (3) Validity of performance security shall extend at least ninety days beyond the date of completion of contract to cover defects liability period or maintenance period subject to final acceptance by the procuring agency.

- 40. Force Majeure** - The conditions of contract shall stipulate that failure on the part of the parties to perform their obligations under the contract will not be considered a default if such failure is the result of an event of force majeure as defined in the conditions of contract.

Sindh Public Procurement Rules, 2010

- (5) Chief Secretary on the basis of recommendations furnished by the review panel, may confirm, overrule or modify any decision taken by the procuring agency;

36. Reservations and Preference

- (1) Procuring agencies shall allow all interested bidders to participate in procuring procedure without regard to nationality, except in cases in which any procuring agency decides to limit such participation to national bidders only or prohibit participation of bidders of some nationalities, in accordance with these rules or policy of the Federal Government;
- (2) Procuring agencies shall allow for a preference to domestic or national suppliers, contractors or consultants in accordance with the policies of the Government. The magnitude of price preference to be accorded shall be clearly mentioned in the bidding documents under the bid evaluation criteria.

37. Bid Security

- (1) The procuring agency shall require the bidders to furnish a bid security not below one percent and not exceeding five percent of the bid price, which shall remain valid for a period of 28 days beyond the validity period for bids, in order to provide the procuring agency reasonable time to act, if the security is to be called;
- (2) Bid security shall be released to the unsuccessful bidders once the contract has been signed with the successful bidder or the validity period has expired.

38. Bid Validity

- (1) A procuring agency, keeping in view nature of procurement, shall subject the bid to a validity period, which shall be specified in the bidding document and shall not be more than 90 days in case of National Competitive Bidding and 120 days in case of International Competitive Bidding;
- (2) Extension of bid validity may be allowed subject to approval by the competent authority of the procuring agency, and with reasons to be recorded in writing;

Provided that if validity period has to be extended due to some slackness on the part of procuring agency, the competent authority shall fix responsibility and take appropriate disciplinary action;