



GOVERNMENT OF SINDH
EXCISE & TAXATION DEPARTMENT

TENDER NOTICE

Tenders are invited for supply of the item details shown below which shall be opened on **18-09-2013 at 12.00 a.m.**

S.No	Tender No.	Stores	Quantity
01	MR(47)/2013-14	Tax Token Stickers	880,382 Nos Approximately

2. In case NITs remain un-responded by the above date the next date of opening will be **26-09-2013** and if again the NITs remain un-responded then next date of opening will be **23-09-2013**.

3. Tenders can be submitted on the prescribed forms which will be available from the first date of publishing of the tender notice which can be obtained from the Section Officer (B&A), Room No.340 2nd floor Sindh Secretariat No.2 Tughlaque House against payment of **Rs.2,000/- (Non refundable)** in shape of pay order in favour of the Section Officer (General), Excise and Taxation Department, Government of Sindh, Karachi. The deadline/last date for issuance of bidding documents will be **18-09-2013 at 10-30 a.m** and if NITs remained un-responded the 2nd deadline/date for issuance of bidding documents will be **23-09-2013 at 10.30 a.m** and if again NITs remained un-responded the 3rd deadline/date for issuance of bidding documents will be **26-09-2013 at 10.30 a.m**. The sealed tenders can be dropped in the Tender Box at **11. 00 A.M** on the same date of opening. The tenders will be opened on the date (s) mentioned above @ **12.00 Noon** in presence of the bidders or their authorized representatives who wish to present.

Note

- i) Tender bids are required on free delivery basis in Pakistan currency.
- ii) Tenders should be submitted duly sealed, otherwise these will not be considered.
- iii) In case of declared holiday by the Government, tenders will be opened on the next working day.
- iv) Earnest money in shape of pay order in favour of Secretary, Excise and Taxation Department, Government of Sindh, Karachi will have to be submitted alongwith the tender @ 2.5%.
- v) Procuring Agency may reject all or any bid subject to the relevant provisions of Public Procurement Rules 2010.
- vi) Tenders should be submitted in the name of Secretary, Excise and Taxation Department, before the closing date and time mentioned in the tender enquiry.
- vii) All taxes applicable under Federal/Provincial/Local Government will be deducted at the time of Payment to the contractor.

SECTION OFFICER (B&A)
For Secretary to Govt. of Sindh
Telephone # 021-99211917



MOHSIN ENTERPRISES

Government Contractor and General Order Supplier Manufacturer of Police and Rangers Uniform Article

Sales Tax #. 17-12-6200-032-55 NTN #. 2128161

Ref: ME/Excise/786/2013-14

Date: 08-11-2013

The Secretary,
Excise and Taxation Department,
Government of Sindh,
Karachi.

Subject:- Tender for supply of Tax Token Stickers.

Reference my bid for supply of Tax Token Stickers bearing letter No.ME/Excise/786/2013-14, dated 18-09-2013, wherein my company given the rate of Rs.8.45 per Tax Token Sticker and appeared as 2nd lowest bidder.

It is informed the result comparison of rates of my company and other companies has been placed on the website of Sindh Public Procurement Regulatory Authority (SPPRA) by the Excise and Taxation Department vide SPPRA No. 3290 (ID-1043/2013) copy enclosed, and it is found that my company has been disqualified on account of not providing samples of Tax Token Sticker with the Tender Bid.

It is stated that as per conditions/requirements of the Tender Document my company fulfilled all requirements, such as copy of Income Certificate, GST Certificate and Professional Certificate for the year 2013-14, however, no any condition for providing the samples of Tax Token Stickers with the Tender Bid mentioned in the Tender Document, for which my company is liable to provide the samples.

Being aggrieved with the decision of the Procurement Committee, my company is hereby file the complaint under Rule 31 & 32 of SPPRA Rules, 2010 an requested to re-consider/resolve the matter in the light of SPPRA Rules accordingly.

(Saeed Ahmed)
Mohsin Enterprises

The Managing Director, Sindh Public Procurement Regulatory Authority, Government of Sindh, Block-8, Sindh Secretariat No.4-A, Court Road, Karachi for information/necessary action.

SPPRA INWARD DIARY
NO: 597
DATED: 8/11/13

Handwritten notes: *examined by ME-8*

Shop # 3 Iqbal Market, Soldier Bazar, Karachi, Pakistan.
Phone : 021-2238594 Fax : 021-2238598



No.Dir(Enf-II)E&T-02/SPPRA/25-1/13- 14/1974
GOVERNMENT OF SINDH
SINDH PUBLIC PROCUREMENT REGULATORY
AUTHORITY

Karachi, Dated: November 2013

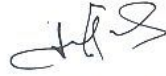
12th

The Section Officer (B&A),
Excise & Taxation Department,
Government of Sindh,
Karachi

Subject: NIT REF NO: INF-KRY No: 1964/13 dated 03.09.2013

I am directed to refer to the subject NIT and to enclose herewith a copy of complaint Ref No:ME/Excise/786/2013-14 dated 08.11.2013 of M/S Mohsin Enterprises (copy enclosed).

2. It is advised to place the complaint before Complaint Redressal Committee in terms of Rule-31 of SPP Rules, 2010 and furnish its decision within stipulated time to the complainant as well as this Authority.

e/c 
(JUNAID AHMED)
MANAGER (ENFORCEMENT-II)

A copy is forwarded for information to:

1. The Secretary to Government of Sindh, Excise & Taxation Department, Karachi
2. M/S Mohsin Enterprises, Shop # 3, Iqbal Market, Soldier Bazar, Karachi

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NO.SO(B&A)(E&T)7(62)/2013
GOVERNMENT OF SINDH
EXCISE, TAXATION & NARCOTICS DEPARTMENT
Karachi, Dated 19-11-2013

**SUBJECT:- MEETING OF THE COMPLAINT REDRESSAL COMMITTEE FOR THE
PROCUREMENT OF TAX TOKEN STICKERS FOR THE YEAR 2013-14**

A meeting of the Complaint Re-dressal Committee for the Procurement of Tax Token Stickers for the year 2013-14, was held on 19-11-2013 under the chairmanship of the Additional Secretary (Technical), Excise, Taxation & Narcotics Department, Government of Sindh in his office. List of participants is attached.

2. The chair welcomed the participants and invited Deputy Secretary (Admin) E,T&ND to brief the purpose of the meeting. Deputy Secretary (Admin) explained that all the details and history of the said tender process and mentioned that all these are already mentioned in working paper (F/A). He further informed the forum that after the hoisting of the recommendation of the procurement committee, two companies M/S Progressive Engineering Associates 1st Lowest bidder (F/B) and Mohsin Enterprises 2nd Lowest bidder (F/C) filed complain under Rule-31 of SPPRA Rules, 2010 for redressal/consideration in the light of rules of SPPRA.

3. Their clarification/observations are as under:-

1. **M/S Progressive Engineering Associates**

i) **Not providing samples with the tender bid:**

Submission of samples with the tender bid was not the requirement of the tender terms and its specification. The contrary provision has been added by the chairman Purchase Committee after bid opening and the same appeared in the remark column of SPPRA Evaluation Report.

ii) Not produced valid Certificate of Professional Tax.

The tender terms did not require to produce a specific time/year Certificate of Professional Tax. On the opening date of the subject tender, when this was highlighted. We submitted the valid certificate through our letter dated 25-09-2013. Moreover, the Professional Tax for the year 2013-14 will only be finalized when Income Tax Return is filed. The last date of submission of Income Tax Return for the 30th November, 2013. Prior to this turnover, is agues work. Unless is filed the final figure cannot be ascertained. Asking for certificate of Professional Tax 2013-14 at this juncture is unreasonable.

2. M/s Mohsin Enterprises

i) It is informed that the result comparison of rates of my company and other companies has been placed on the website of SPPRA vide No.3290(ID-1043/2013), dated 06-11-2013, it is found that my company has been disqualified on account of not providing samples of Tax Token Stickers with the tender bid.

ii) It is stated that as per conditions/requirements of the Tender Document my company fulfilled all requirements, such as copy of Income Tax Certificate, GST certificate and Professional certificate for the year 2013-14, however, no any condition for providing the samples of Tax Token Stickers with the tender bid mentioned in the Tender Document, for which my company is liable to provide the samples.

iii) Being aggrieved with the decision of the Procurement Committee, my company is hereby file the complaint under Rule-31 & 32 of SPPRA Rules, 2010 and requested to re-consider/resolve the matter in the light of the SPPRA Rules accordingly.

4. The SPPRA has sent another letter dated 12-11-2013 at F/D wherein requested for providing/submitting following information/documents:-

i) A copy of bidding documents requiring bidders to provide the samples, may be provided.


ii) Procuring Agency has not provided comparison with estimated cost.


5. The committee The Complaint Redressal Committee may like to examine the complaints of above two companies in the light of Terms and Conditions of **Tender Document (F/H)** for procurement of Tax Token Stickers for the year 2013-14 and as well as SPPRA Rules, 2010 accordingly.


6. On the basis of the available record and details in working paper, the committee went through the proceeding of the process of the said tender and found so many discrepancies / lacunas, due to which such position occurred and under these circumstances no any decision can be taken for the said procurement. The ^{Committee} ~~complain~~ ^{complaint} unanimously decided that process of the procurement is controversial and disputed. Therefore, the committee strongly recommends that the said tender may be cancelled / withdrawn and a fresh tender may be invited with clear terms and conditions /requirements according to the scope of work as well as SPPRA.


Meeting ended with the vote of thanks to and from the chair.


Mussarat Mukhtar
Deputy Director (Inspection)
Industries Department


Anwar Aslam
Deputy Accountant General
Accountant General Sindh


Noor Ahmad Odhano
Director Admn/Khi
Excise, Taxation & Narcotics Department


Aftab Alam
Deputy Secretary (Tehncial)
Excise, Taxation & Narcotics Department


Abdul Majeed Pathan
Additional Secretary (Technical) BPS-20



GOVERNMENT OF SINDH
EXCISE, TAXATION & NARCOTICS
DEPARTMENT

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Working paper for
Complaint Redressal Committee

Subject:- PROCUREMENT OF TAX TOKEN STICKERS FOR THE YEAR 2013-14

It is submitted that as per Tender Notice for procurement of Tax Token Stickers for the year 2013-14, published in the News papers as well as placed on the web site of Govt. of Sindh and SPPRA following companies/firms have obtained/purchased the Tender Document on paying the tender fee of Rs.2,000/-:-

1. M/S New Vision.
2. M/S Progressive Engineering Associates.
3. M/S Symbol Engineering Services.
4. M/S Shan Printing Press.
5. M/S Mohsin Enterprises.
6. M/S Pakistan Trading House.
7. M/S Mark International Inc.
8. M/S Mehdi Art Printers

2. On the date of opening of the Tender bid i-e on 18-09-2013 following five (05) companies/firms have submitted their bids:-

1. M/S Progressive Engineering Associates.
2. M/S Mohsin Enterprises.
3. M/S Mark International Inc.
4. M/S Pakistan Trading House.
5. M/S Shan Printing Press.(Received late i-e after 11.00 a.m)

3. Accordingly submitted bids of above five companies were opened by the Procurement Committee as per comparative statement mentioned therein their rates/other details is as under:-

S.No.	Name of Company	Quoted Rate for per Tax Token Sticker	Earnest Money	Samples	Income Tax certificate	GST	Professional Tax Certificate	Remarks
1.	M/S Progressive Engineering Associates	Rs.7.44	Rs. 230,000/ Through Pay order	Not Produced	Produced	Produced	Paid Challan of 2012-13	<u>1st Lowest Bidder.</u>
2.	M/S Mohsin Enterprises	Rs.8.45	Rs. 230,000/ Through Pay order	Not Produced	Produced	Produced	Professional certificate of 2013-14	<u>2nd Lowest Bidder</u>
3.	M/S Mark International Inc	Rs.9.95	Rs.350,000/- Through Pay order	Produced	Produced	Produced	Professional certificate of 2013-14	<u>3rd Lowest Bidder</u>
4.	M/S Pakistan Trading House.	Rs.10.45	Rs. 300,000/- Through Pay order	Produced	Produced	Not Produced	Professional certificate of 2012-13	<u>4th Lowest Bidder</u>
5.	M/S Shan Printing Press.	Rs.10.50	Rs.250,000/- Through Pay order	Produced	Produced	Produced	Professional certificate of 2012-13	<u>5th Lowest Bidder</u>

4. As per decision taken in the 2nd meeting of the Procurement Committee in its meeting on 26-09-2013, under the chairmanship of the Additional Secretary, Excise and Taxation Department following four companies disqualified for the reason shown against each:-

1.	M/S Progressive Engineering Associates	Rs.7.44	1 st Lowest	Dis-qualified, neither provided samples, nor produced valid Certificate of Professional Certificate.
2.	M/S Mohsin Enterprises	Rs.8.45	2 nd Lowest	Dis-qualified, as samples were not provided.
3.	M/S Pakistan Trading House.	Rs.10.45	4 th Lowest	Dis-qualified, neither GST Certificate nor valid Professional Tax Certificate produced as well as quoted high rate.
4	M/WS Shan Printing Press.	Rs.10.50	5 th Lowest	Dis-qualified, due to invalid Professional Tax Certificate produced and highest quoted rates.

5. The said Procurement Committee recommended following one company for the reasons shown against the said company:-

M/S Mark International Inc	Rs.9.95	3 rd Lowest	Recommended for final approval of the competent authority as it fulfills all requirements. The quoted rates are also less than the last year approved rates i-e 10.45 per Tax Token Sticker, subject to verification of having the plant/machine of printing by Mr. Musarrat Mokhtar, representative of the Industries Department.
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6. The member of Industries Department put his views which is reproduced as under:-

There is no any clause in Tender Document to produce/submission of samples of stickers. In my opinion the bids of M/S Progressive Engineering Associates and Mohsin Enterprises may be considered and given a chance /opportunity for providing samples of Tax Token Stickers in the interest of common justice before making decision for approving any bid.

7. As per Rule-45 of SPPRA Rules, 2010, Bid Evaluation Report was sent to SPPRA for hoisting the same on their web site for a period of seven (07) days for information of all concerned bidders vide letter F/A. The SPPRA in response to this Department's letter at F/A sent a letter F/B and state that:-

- i) Bid Evaluation Report is not in original.
- ii) 1st & 2nd lowest bidders were disqualified on the basis of not providing the samples. This Authority agrees with the argument of the member of Industries Department that in case of no clause mentioned in the bidding documents to produce samples of stickers, then how the bidders were evaluated on the basis of such condition.

- iii) Comparison with estimated cost is not mentioned.

Also further advised to submit the Bid Evaluation Report in conformity with the criteria mentioned in the bidding documents and furnish its original copy mentioning therein comparison of rates with estimated cost (total cost instead of unit cost)

8. The Excise and Taxation Department in response to the letter of SPPRA at F/B sent reply vide letter at F/C wherein clarified the position. After clarification from this Department, the SPPRA hoisted the Bid Evaluation Report on their website on 06-11-2013 vide copy of print at F/D.

SPPRA, two
Mohsin Enterprises
for Redressal/cons
under:-

10. 1. M

Being aggrieved with the decision of the Procurement Committee through website of two companies M/S Progressive Engineering Associates 1st Lowest bidder (F/E) and M/S Mohsin Enterprises 2nd Lowest bidder (F/F) filed complaint under Rule-31 of SPPRA Rules, 2010 for redressal/consideration in the light of rules of SPPRA. Theirs /clarifications/observations are as follows:-

1. M/S Progressive Engineering Associates

- i) Not providing samples with the tender bid:
Submission of samples with the tender bid was not the requirement of the tender terms and its specification. The contrary provision has been added by the chairman Purchase Committee after bid opening and the same appeared in the remark column of SPPRA Evaluation Report.
- ii) Not produced valid Certificate of Professional Tax.
The tender terms did not require to produce a specific time/year Certificate of Professional Tax. On the opening date of the subject tender, when this was highlighted. We submitted the valid certificate through our letter dated 25-09-2013. Moreover, the Professional Tax for the year 2013-14 will only be finalized when Income Tax Return is filed. The last date of submission of Income Tax Return for the 30th November, 2013. Prior to this turnover, is a long process. Unless it is filed the final figure cannot be ascertained. Asking for certificate of Professional Tax 2013-14 at this juncture is unreasonable.

2. M/S Mohsin Enterprises

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 - iii) Being aggrieved with the decision of the Procurement Committee, my company is hereby file the complaint under Rule-31 & 32 of SPPRA Rules, 2010 and requested to re-consider/resolve the matter in the light of the SPPRA Rules accordingly.
11. The SPPRA has sent another letter dated 12-11-2013 at F/G wherein requested for providing/submitted following information/documents:-

- i) A copy of bidding documents requiring bidders to provide the samples, may be provided.
- ii) Procuring Agency has not provided comparison with estimated cost.

Such statement is required.

12. The Complaint Redressal Committee may like to examine the complaints of above two companies in the light of Terms and Conditions of Tender Document (F/H) for procurement of Tax Token Stickers for the year 2013-14 and as well as SPPRA Rules, 2010 accordingly.