



No. SO (PM&I) 2-1/2020-21/CPC (Main)
GOVERNMENT OF SINDH
HEALTH DEPARTMENT
Karachi, Dated, the 24th December, 2020

To,

The Managing Director,
Sindh Public Procurement Regulatory Authority,
Govt. of Sindh,
Karachi.

**Sub: NIT REF:NO.INF/KRY-2981/2020, TENDER OF AMPLIFICATION /
EXTRACTION KITS UNDER CENTRAL RATE CONTRACT SYSTEM FOR
THE YEAR 2020-21.**

I am directed to refer to the subject noted above and to enclose herewith a copy of CRC Notification No. SO(PM&I)2-1/2013(CRC) dated: 24.12.2018, along-with Minutes of the Meeting / decisions of Complaint Redressal Committee received against the tenders invited under Central Rate Contract System of 2020-21 for information.

(MUHAMMAD SALEEM RAJPAR)
SECTION OFFICER (PM&I)

C.C to:

1. The Chairman, Central Procurement Committee/Vice Chancellor, Dow University of Health Sciences(DUHS), Karachi.
- ✓ 2. The Complainants (All: 1. M/s. Global Marketing Services).
3. The P.S. to Minister Health & Population Welfare Deptt., Govt. of Sindh, Karachi.
4. The P.S to Secretary Health, Govt. of Sindh, Karachi.


SECTION OFFICER (PM&I)

**Minutes of the meeting of Complaint Redressal Committee (CRC) for
PCR Kits (Amplifications / Extraction Kits)
held on: 23.12.2020**

A meeting of Complaint Redressal Committee was held on 23.12.2020 under the Chairmanship Secretary Health, Govt. of Sindh, in view of various complaints received from aggrieved bidder against technical/financial evaluation finalized by the Central Procurement Committee (CPC) [Technical Evaluation Committee (TEC) & Technical sub-committee] invited by Health Department under Centralized Rate Contract System for the year 2020-21. Following members of the committee attended the meeting:

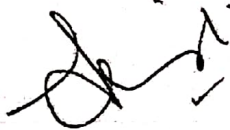
1.	Dr. Kazim Hussain Jatoi Secretary, Health Department, Government of Sindh.	Chairman
2.	Professor Dr. Shaheen Bhatti Professor of Medicine, Dr. Ruth K.M.Pfau Civil Hospital Karachi. /Member	Member
3.	Professor Dr. Shariyar Ghazanfer Professor of Surgery, DUHS, Karachi. / Member	Member
4.	Professor Dr. Saba Sohail Professor of Radiology, DUHS, Karachi. /Member	Member
5.	Mr. Shafique Ahmed Khan, Representative of Accountant General Sindh, Karachi.	Member
6.	Dr. Ghulam Fatima Chief Pathologist, Dr. Ruth K.M. Pfau Civil Hospital, Karachi..	Co-opt. Member

All representatives of complainants attended the meeting. The representative of respective firms explained their complaints / grievance in detail before the Committee and produced relevant record in support of their complaints. The Committee examined and discussed the complaints thoroughly and after exhaustive discussion, deliberation of each points and examination of all record, the Committee unanimously decided as under:

S.#	Name of Complainant's and details of Complaint.	CRC Findings / Decisions
1.	<u>GLOBAL MARKETING SERVICES</u> They informed that they were technically rejected for Item No. 01 COVID-19 Amplification Kits & Item No. 03. COVID-19 Extraction Kits with the remarks; "Due to technical issues of sensitivity and interpretation" They submitted their grievances against the decision & present technical summary of quoted products for the considerations: 1. <u>COVID-19 Amplification Kit with all consumables:</u> SARS-COV-2 R-GENE®, manufactured by	CRC heard the complaints lodged by M/s. Global Marketing in detail. The representative of M/s. Global Marketing Services attended the meeting briefed about objections of the company and informed the committee that these items were tendered in PCR Kits, which were rejected by the technical committee with remarks "Due to technical issues of sensitivity and interpretation". The representative informed that these Kits are also approved under EUA from USA FDA and used in different international and national health institutions but complaints of sensitivity and

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	<p>BioMerieux (France) is a real time decision kit for COVID-19. The kit is all in one reagent kit with Two triplex PCR to detect 3 genes (N, RdRp, & E gene).</p> <p>Regulator Status/ Certifications: ARGENE® Kits are IVD CR marked according to the European Directive 98/79/EC on in vitro diagnostic medical devices. The kits are also approved under EUA from US FDA.</p> <p>2. Covid-19 Extraction Kit with all consumables: Viral DNA and RNA extraction Kits, manufactured by Tianlong (China), are fully automated extraction kits to be run on GeneRotx96, a fully automated Rotary Nucleic Acid Extraction with capacity to run 1 to 96 samples at the same time. We have offered to place the Nucleic Acid Extractor on Reagent Rental Basis.</p> <p>Regulator Status/Certifications: IVD CE marked according to the European Directive 98/79/EC on in vitro diagnostic medical devices. The Extractor & kits are also approved by US FDA. Registered by CFDA / National Medical Products Administration (NMPA).</p> <p>The kits are developed and are manufactures under the following certification. ISO 13485:2016 ISO 9001:2015</p> <p>They provided end users references and validation etc. and requested to consider GMS for healthy competition.</p>	<p>interpretation has been received. The CRC examined the details submitted by the complainant and discussed the issue with Chairman of technical evaluation committee i.e. Dr. Ghulam Fatima, Chief Pathologist, Civil Hospital Karachi. She informed that the Technical Committee examined all the samples submitted by all the bidders including complainant. The Technical Committee was not satisfied the samples of (Amplification/Extraction Kits) provided by the complainant.</p> <p>The CRC unanimously agreed that in the light of observations of Technical Committee complaint of company is not valid and maintainable on technical grounds, hence, rejected.</p>
2	<p><u>HEALTH CARE SUPPLY</u></p> <p>M/s. Health Care Supplies referred their quoted item No. 05 VTM/SWAB (Nasopharyngeal swab) and stated that the samples provided by the company for the tender applied consisting of one bottle liquid (VTM) with two swabs, one swab is oral and another one is nasal swab. They also declared that RNA swab, tip had material is made by flocked nylon and the stick (shaft) is made is by ABS.</p>	<p>CRC examined the complaint and heard the views of representative of M/s. Health Care Supply regarding supply of VTM/SWAB and unanimously agreed that complaint of M/s. Health Care Supply was not maintainable on technical and financial grounds, hence, appeal was declared as invalid and non-maintainable.</p> <p>The CRC decided to uphold the decision of CPC for said items.</p>
3	<p><u>HOORA PHARMA</u></p> <p>1. Reservations on Technical disqualification of</p>	<p>CRC heard the complaints lodged by M/s. Hoora Pharma in detail and also heard the representative of company informed that the bid of M/s. Popular</p>

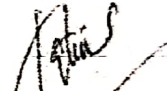
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<p>Item No. 02.</p> <p>They stated that according to the tender document the items/systems was quoted which falls under the criteria of automation, it is considerably cost efficient, automated and a fast solution but the same was rejected by the technical committee.</p> <p>2. They stated that according to the tender bidding document it was clearly mentioned that "Mandatory Bid Security /Earnest Money amounting to a flat rate 1% from each bidder in shape of pay order (P.O.) / Demand Draft /Call deposit received in the name of Secretary Health, Govt. of Sindh is required to submit along-with the financial bids with a sealed envelope" but in the financial meeting some companies like M/s. Popular International have submitted bank guarantee which is not requested / mentioned in NIT / Bidding documents of this tender. Hence, the such companies should be disqualified for non-compliance as further rules.</p>	<p>International was accepted on submission of bid security in shape of bank guarantee whereas, the tender document clearly mentioned that the bid security should be on a flat rate 1% in shape of pay order / demand draft / call deposit, hence there is violation of tender conditions.</p> <p>CRC examined the complaint and views of CPC that the same matter was discussed during the financial opening of bids and all bidders were intimated about the quoted price and all relevant information, hence no bidder raised object at that time.</p> <p>Furthermore, CRC members opined that in the light of SPPRA Rules the procuring agency can accept bid security in shape of pay order / demand draft & bank guarantee. Hence, CRC decided not to accept the complaint of M/s. Hoora Pharma and uphold the decision of CPC.</p>	



NAEEM LIAQUAT

Shafique Ahmed Khan, Account Officer (D&C)
 Representative of The Accountant General
 Sindh, Karachi.

Member



Dr. Ghulam Fatima
 Chief Pathologist, Dr. Ruth K.M. Pfau
 Civil Hospital, Karachi.

Member



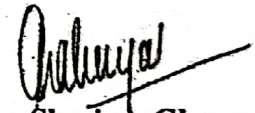
Prof. Dr. Saba Sohail
 Professor of Radiology,
 DUHS, Karachi.

Member

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 Professor of Medicine,
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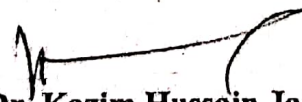
Karachi.

Member



Prof. Dr. Shariyar Ghazanfer
 Professor of Surgery,
 DUHS, Karachi.

Member



Dr. Kazim Hussain Jatoi
 Secretary,

Health Department, Government of Sindh.
Chairman