



**GOVERNMENT OF SINDH  
INVESTMENT DEPARTMENT**

No.SO(Admin)/Investment/E.City/2022/ 3884  
Karachi, Dated the 7<sup>th</sup> July, 2022


To,

✓ The Managing Director,  
Sindh Public Procurement Regulatory Authority (SPPRA),  
Government of Sindh,  
Karachi.

**SUBJECT: - REPORT OF COMPLAINT REDRESSAL COMMITTEE (CRC) FOR THE PROJECT "HIRING OF CONSULTANCY FIRM FOR THE DEVELOPMENT OF PHASE-I EDUCATION CITY PROJECT (2900 ACRES) AS PER APPROVED MASTER PLAN**

I am directed to refer to the subject noted above and to state that Complaint Redressal Committee, duly constituted vide Notification No.PC(EC)/ID/CRC/2020-21/74 dated 15<sup>th</sup> March, 2022, has submitted its report addressing grievances made by M/s EA Consulting Pvt Ltd and M/s NESPAK Pvt Ltd for the subject procurement.

2. In compliance to Rule 31(5) SPP Rules 2010, CRC report dated 06/07/2022 is hereby enclosed for information of the Authority, please.

  
Section Officer (Admin)  
Investment Department

Copy for information to:-

1. The Chairman, Education City Board, Karachi.
2. The PS to Chief Secretary, Sindh, Karachi.
3. The Project Director, Education City Project, Karachi.
4. The Members of CRC (All).
5. The PS to Special Assistant to Chief Minister Sindh on Investment Department, Karachi.
6. The PS to Secretary Investment Department, Govt. of Sindh, Karachi.

07-07-22  
BH  
AD/C2

AD/C2  
SPPRA website  
7/7





**GOVERNMENT OF SINDH  
INVESTMENT DEPARTMENT**

No.SO.(Admn)/Investment Deptt./2022/3074  
Karachi, dated: 06<sup>th</sup> July, 2022

**REPORT OF COMPLAINT REDRESSAL COMMITTEE FOR THE PROJECT,  
"DEVELOPMENT OF PHASE-I OF EDUCATION CITY"**

**CRC Members**

Secretary, Investment Department:  
Representative of Accountant General's Office  
Procurement Specialist, CLICK (Independent Expert)

Chairman  
Member  
Member

**Project Team / ECB**

Project Director, Education City  
Project Coordinator, Education City

Head PC  
Team

**Complainants / Bidders**

M/s. EA Consulting  
M/s. National Engineering Services of Pakistan (NESPAK)  
M/s. CGD Private Ltd

Complainant  
Complainant  
Bidder

Attendance sheet of the 1<sup>st</sup> and 2<sup>nd</sup> CRC meetings are attached at Annex-A.

**Name of Project**      Development of Phase-I of Education City.

**Complaints:**      Grievances recorded by M/s. EA Consulting vide their letters dated 23<sup>rd</sup> June, 2022 and 27<sup>th</sup> June, 2022 (addressed to Chief Secretary, Sindh and copies endorsed to different offices) received on 30<sup>th</sup> June, 2022 by Investment Department through office of Chief Secretary, Sindh. Annex-B

Grievances recorded by M/s. NESPAK vide their letters dated 22<sup>nd</sup> June, 2022 and 27<sup>th</sup> June 2022, responded by PD ECB office vide letters dated 24<sup>th</sup> June and 29<sup>th</sup> June respectively. Endorsement copies were not transmitted to the Secretary office by PD ECB office. Annex-C

**Grievance:**      Both the complainants raised objection over technical evaluation, transparency issues and undue favoritism to M/s. CGD.




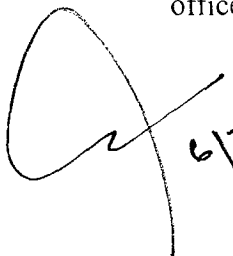
## GOVERNMENT OF SINDH INVESTMENT DEPARTMENT


- A. Taking due note of a couple of complaints by M/s. EA Consulting (technically qualified bidder for the project), received through office of the Chief Secretary Sindh, Secretary Investment, being Chairperson of the Complaint Redressal Committee (CRC) duly notified by the Department (Annex-D), took cognizance of the apparent anomalies in the subject procurement and convened 1<sup>st</sup> meeting of the CRC on 1<sup>st</sup> July, 2022 at 11am (Annex-E). Proceedings of the 1<sup>st</sup> CRC were also minuted and issued for record/compliance on 4<sup>th</sup> July, 2022. The same are reflected below:

### Proceedings of 1<sup>st</sup> CRC

1. The Chair, opening the discussion, pointed out that the complaints dated 23<sup>rd</sup> June and 27 June 2022 were received by Investment Department / CRC Secretariat on 30<sup>th</sup> June, 2022 through office of Chief Secretary, Sindh vide no. 15803 dated 24.6.2022 and 16104 dated 29.6.2022. Being Chairman CRC, Secretary Investment immediately called meeting of the committee on the very next day i.e. 1<sup>st</sup> July, 2022 at 11.a.m. with notice to the Complainant and the Project Director.
2. The Chairman CRC, apprised the forum that the subject procurement was undertaken by Project Directorate of ECB, while Investment Department was not formally informed about any activities or approvals pertaining to the said procurement. Project Director ECB apprised the chair that the subject procurement has already been concluded, with Award passed on 28<sup>th</sup> June 2022 with approval of the Chairman EC Board, and that an Agreement to that effect has also been signed on 29<sup>th</sup> June, 2022.
3. Taking exception to the actions for award of contract in the presence of complaint, the Chairman CRC asked the head of Procurement Committee/Project Director Education City to submit his point of view viz-a-viz the complaint as well as method adopted for procurement and process which has been followed for obtaining approvals. The Chair also enquired from the Project Director, EC about the competent authority/forum to award contract as administrative department was not taken in the loop while awarding contract. The Chair made it also clear that rules do not permit to award contract during pendency of complaint with CRC or unless the review period is over irrespective the same complaint has been either received by CRC Secretariat or the Chairman Procurement Committee directly. Therefore, whole process would become liable to declare invalid if the award of contract has been given by Education City despite being aware of the complaint.
4. The Project Director, EC responding to the observations of the CRC, defended the action for award of contract stating that his office did not receive complaint before award of contract and the contract has been awarded on the basis of technical evaluation by CSC and financial bidding. The PD, EC submitted evidence of uploading the result at SPPRA's website on 23<sup>rd</sup> June, 2022 to CRC. The PD further explained that the complaint dated 27<sup>th</sup> June, 2022 was received by his office on 28<sup>th</sup> June, 2022 at noon while the contract was awarded in the first half of the

  
6/7/2022

  
6/7

  
7/07/22



**GOVERNMENT OF SINDH  
INVESTMENT DEPARTMENT**

28<sup>th</sup> June, 2022. He further stated that the complaint dated 23<sup>rd</sup> June was not received by his office unless the same was conveyed by Administrative Department on 30<sup>th</sup> June, 2022.

5. He further explained that QCBC method was adopted for procurement and the competition was done between the eligible firms. Out of five (5) firms who took part in the competition, two (2) were dropped by Procurement Committee at eligibility stage for being not eligible and three (3) firms had technically qualified. Of these three (3) technically qualified bidders, M/S EA Consulting Services (Complainant) stood at No.3 in respect of marks.
6. The PD, EC further stated that the award of contract was issued after approval from the Chairman of the ECB which is competent authority in this case. The Chairman ECB accorded approval subject to post facto approval from the board. Such evidence, the PD, EC submitted before the CRC. The Chair took exception as to the competent authority under the subject procurement. The phrase 'competent authority' has been explicitly defined under the SPP Rules 2010, and that administratively, legally and financially, Chairman ECB is not vested with executive powers to approve recommendations of the Procurement/Consultant Selection Committee constituted by the Investment Department for procurements through public funds. PD, ECB insisted that his directorate comes under the administrative jurisdiction of Education City Board. Moreover, he maintained that there was no complaint against the subject procurement, and that he has awarded the contract efficiently and efficient procurement should not be penalized.
7. M/s. EA Consulting (Complainant) apprised that their complaint, though received at Chief Secretary Office and SPPRA, could not be delivered at PD ECB and Secretary Investment Office until 28<sup>th</sup> June. However, M/s. NESPAK did also complaint on 22<sup>nd</sup> June and 28<sup>th</sup> June 2022 (receiving at 9:30am). The Complainant maintained that in the presence of Complaint, the PD ECB Office could not award the contract under Rule 31(3) read with 31(6) of SPP Rules, 2010 (amended). PD ECB maintained that no complaint was pending prior to award of the contract, and that procurement has been concluded efficiently securing good value for money. He also maintained that at-least 3 working days were maintained upon hoisting of BER at SPPRA website.
8. Mr. Tanveer Khan (Complainant) shared two complaint letters made by M/s. NESPAK on June 22<sup>nd</sup> and June 27<sup>th</sup>, with due receiving by the PD Office. PD ECB office, receiving the letter on 28<sup>th</sup> June (9:30am), i.e. despite within the time of three (3) working days, has awarded the Contract same day in the afternoon. The award of contract and then signing of agreement, without addressing the complaint, has raised serious concerns as regards the desired transparency of the subject procurement. The Chair agreed that once the complaint is received with the Project Office, Rules and transparency warrants that the Award shall not have passed. Photocopies of Complaint letters by M/s. NESPAK and their replies by PD office are attached at Annex-C.

As regards the challenged credentials of M/s. CGD, the PD ECB shared a Declaration Bond by the defunct M/s. CG (signed by two (not all the three) Directors, wherein all the credentials (including experience and financials) were given to subsequent body corporates formed by the Directors. M/s. EA (complainant) and the members of CRC have expressed exception to it. PD

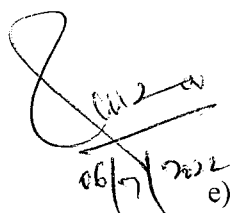


## GOVERNMENT OF SINDH INVESTMENT DEPARTMENT

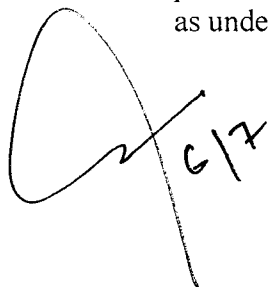
Office replied that no guidance sought from PEC or clarification obtained from M/s. CGD as regards the Declaration Bond of M/s. CG. He, however, maintained that the same was discussed (but not minuted) in the Procurement Committee that if the Declaration Bond is fake, the procurement award would be nullified.

10. Based on the aforesaid complaint, replies of the Project Director, documentary evidence and deliberations among the CRC members, following is observed and interim directions made accordingly:

- a) M/s. EA Consulting (complainant) could not prove that their written complaint was timely submitted to the PD Office or Secretary Investment before award. However, the fact that they have approached office of the Chief Secretary and SPPRA in time, could not be ignored;
- b) The fact that M/s. NESPAK did complaint and expressed serious reservations on the Technical Evaluation on 22<sup>nd</sup> June and sought details of CRC. The Committee also observed that there is an official receiving by PD ECB's office on 28<sup>th</sup> June (9:30am), wherein the Award could not have been made in haste without addressing the complaint. Notice be given to M/s. NESPAK, M/s. EA Consulting and M/s. CGD to appear before next CRC meeting on 5<sup>th</sup> July, 2022.
- c) The subject award was made in haste without addressing the Complaint, and got approval from the Chairman ECB undue without apprising him of the presence of complaint. Besides, the PD/Chairman Procurement Committee was ought to submit his recommendations to the competent authority (Rule 8(4) SPP Rules, 2010), and that the phrase competent authority is explicitly defined under Rule 2(k), SPP Rules, 2010.
- d) That the CRC took exception to the acceptance of Declaration Bond of M/s. CG, wherein all the credentials of M/s. CG were transferred to M/s. CGD without ascertaining legal implications for such acceptance. This is apparently indigestible. The PD is advised, in his own interest, to seek its legal veracity from PEC and SECP, whether a defunct organization or some of its partners (M/s. CG), even without a Board Resolution, can conveniently transfer their credentials to a new body corporate. And, to our astonishment, the new body corporate M/s. CGD, registered in 2020, were given all the technical credentials of M/s. CG. PD Office to satisfy CRC in this regard in its next session on 5<sup>th</sup> July, 2020.

  
06/07/2022

- e) None of the procurement record, carbon copies of letters or replies to complaints, marked to Secretary Investment by PD ECB office, were transmitted. R&I Clerk and Planning Officer of PD ECB office did confirm the same.
- f) That in view of the anomalies deliberated above, award of contract in hasteful manner during pendency of complaints and non-transparent manner of procurement record, CRC decided as under:

  
6/7

  
07/07/22



**GOVERNMENT OF SINDH  
INVESTMENT DEPARTMENT**

- i. Prima facie, the procurement has not been conducted in accordance with Rule 4 of the SPP Rules 2010. All the procurement proceedings, including letters explicitly marked to Secretary Investment, were also kept hidden and were not transmitted to Secretary / Chairman CRC Office;
- ii. That, in the presence of complaint, the award was passed in haste, with approval of the Chairman ECB, which is not the competent authority for the subject procurement;
- iii. PD ECB to satisfy the CRC as regards using the credentials of M/s. CG for M/s. CGD, and that whether due diligence as regards clarification and its veracity was exercised in this regard;
- iv. That the Complaint of M/s. NESPAK was very much there on June 22<sup>nd</sup> and June 28<sup>th</sup> (9:30am) as provided in the Rule 31(3) SPP Rules, 2010. That the grievance of the Complainant has not been addressed to. The plea of PD ECB that the letter from NESPAK is not a complaint, is accordingly not maintainable. That CRC issues notice to all bidders / complainants for 5<sup>th</sup> July 2022 at 3pm to hear them on merits and decided the case accordingly.
- v. In the meanwhile, CRC, under due consideration of the anomalies above, exercising its powers under Rule 31(4)(a) read with 31(4)(b&c), hereby prohibit the Committee and PD ECB for any further procurement proceedings, keeping the Letter of Award dated 28<sup>th</sup> June, 2022 in abeyance and hereby direct the PD ECB to keep all the subsequent actions also in abeyance till finalization of CRC proceedings.

B. In continuation of the 1<sup>st</sup> CRC, a second session of the CRC was convened on 5<sup>th</sup> July, 2022 at 3:00pm. Proceedings of the 2<sup>nd</sup> CRC session are recorded as below:

11. Notice was given to M/s. EA Consulting, M/s. NESPAK and M/s. CGD Private Limited to hear and redress their concerns. All the three bidders, CRC Members, Project Director and Team of Education City Board were present before CRC and were heard in detail.
12. Copy of the 1<sup>st</sup> CRC minutes dated 4<sup>th</sup> July 2022 was officially conveyed to the Chairman ECB. While discrediting the claim of PD Education City as regards fair approval given by the Chairman ECB, Mr. Tariq Rafi, Chairman HEC / Chairman Education City Board has submitted a written letter of disclaimer stating that the approval from him (note sheet attached at Annex-F) was obtained through concealment of facts and without showing any procurement record / copy of agreement (Annex-G).
13. Written disclaimer by the Chairman ECB was read out before the CRC, duly attended by the complainants and ECB officials. The CRC recorded their exception to it and was of the opinion that the whole edifice for approval of awarding and signing the Agreement with M/s. CGD has come to ground. The award dated 28<sup>th</sup> June 2022 and agreement signed dated 29<sup>th</sup> June cannot



**GOVERNMENT OF SINDH  
INVESTMENT DEPARTMENT**

then testify the grounds of merit, transparency and fair-play, especially in presence of the complaints prior to award and procurement proceedings conducted under prima facie non-conformity to Rule 4, SPP Rules, 2010.

14. M/s. NESPAK building on their written complaint submitted as under:

- a. Regarding non-submission of complaint to the CRC, NESPAK submitted that they searched the website and portal of SPPRA but not found the composition of CRC. Office of Procuring Agency-Education City was requested to provide details of the CRC but the same was not done within specified period of wait time;
- b. NESPAK further submitted that CG and CGD were different entities thereby their experiences and other legal obligations cannot be carried over from CG to CGD. They further submitted that CGD's claim, merely on the basis of declaration for carrying over their credential and legacy to a new entity is not tangible.
- c. NESPAK further submitted that clause 2.18.2 of RFP documents requires that Consultant (in case of Consortium, Technical Partners), must be registered with PEC and/or PCATP.

15. Evidence / supporting material as submitted by M/s. NESPAK is attached at Annex-H.

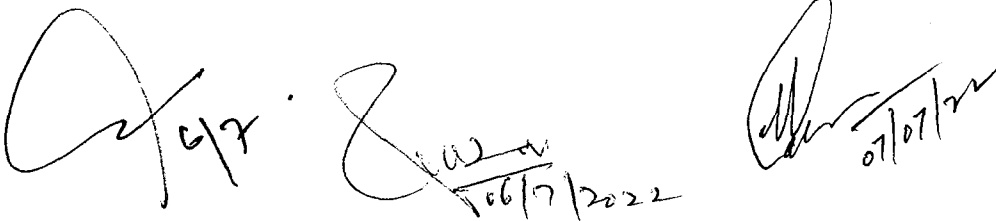
16. M/s. EA submitted as under:

- a. EA Consulting Services, in continuation of submissions in the 1<sup>st</sup> CRC, adopted the stance of NESPAK in general, however, added that even M/s. CG's declaration has not been signed by all three (03) partners of CG;
- b. M/s. EA has further stressed that the eligibility criteria of 10-year mandatory experience is not met by M/s. CGD.

17. Evidence / supporting material as submitted by M/s. EA is attached at Annex-I.

18. Copy of the minutes of 1<sup>st</sup> CRC minutes were already shared with M/s. CGD. They were heard by CRC in detail and were given due opportunity of hearing. Defending their position, M/s. CGD has submitted as under:

- a. CGD defended their case and responded the objections point-to-point. They were of opinion that the complaint has not been addressed to the relevant forum i.e. CRC, hence not maintainable and that CRC's jurisdiction is barred. CRC heard the objection and ruled that under the Rule 31(3) of SPPRA Rules 2010 allows the bidders to raise the complaint. There is no explicit mention of complaints' addressee as CRC. Existence of grievance by the bidders and having known to the ECB officials, warrants due cognizance. Besides, the complaints were alive on 24<sup>th</sup> June (received by Chief Secretary office) and that the grievance of the bidders were in notice of the Project Director Office ECB. In the

  
Handwritten signatures and dates: 06/7, 06/7/2022, 07/07/22





**GOVERNMENT OF SINDH  
INVESTMENT DEPARTMENT**

presence of grievance, Rule 31(6) provides that award cannot be passed until decision of CRC;

- b. CGD further stated that M/s. CG was an AOP under the Partnership Act 1932 and that every partner has legal rights jointly and severally over its credentials. On a query from PD ECB, M/s. CGD replied that they do not have ready response as regards any precedent or case law on section 53 of the Partnership Act. CRC opined that in the absence of established precedent or case law, PD ECB office had to seek explicit legal opinion prior to application of CG's credentials to M/s. CGD.
- c. They further contended that after 30 years of CG's legacy, the partners have with consensus agreed to dissolve the firm and signed the declaration with approval of majority partners whereby the partners would be at liberty to use the intellectual rights and property of the CG. They further contended that their actions for carrying the credentials of CG are valid under section-53 of The Partnership Act-1932 and said declaration has been signed by majority partners (2 of 3 Directors) before dissolution of CG. The Chair CRC highlighted and readout the Section 53 of the Partnership Act which requires prior dissolution of the partnership. Nonetheless, PD ECB was advised to seek legal opinion and verification from Registrar of the Partnerships/Companies as to whether M/s. CG (majority partners) can authorize M/s. CGD to use their credentials. M/s. CGD has submitted that their whole case rests upon the Declaration Bond dated 13<sup>th</sup> April, 2021. It was also observed that the Declaration Bond is made in April 2021, while the subject tender was invited in March / April 2022. Its validity during currency of the procurement needs to be checked by the CSC.
19. Despite given the due opportunity of hearing, M/s. CGD did not submit any written defense or supporting material to substantiate their case. Valid PEC registration was also not provided as the same is still under process with the PEC. Declaration Form as submitted by M/s. CGD is attached at Annex-J. M/s. EA and M/s. NESPAK have contended that though it is acceptable to consider renewal application at the time of evaluation, Award should not have passed prior to the renewal. The undue haste is detrimental to the public exchequer and that the possibility remains that their renewal is rejected by the PEC.
20. EA Consulting firm invited the attention of CRC towards obtaining Insurance guarantees both for bid security and performance guarantee as according to them the same was not allowed in the relevant law.
21. CRC discussed the Bid Security with reference to the RFP document which suggests that procuring agency did modify the relevant clause under Data Sheet / Special Conditions and referred to RFP clause 2.17 which does not provide for Insurance Guarantee. Independent Expert / Member CRC expressed that this is a serious violation of explicit and mandatory provisions of the law. AG's representative supported that the same cannot be tolerated. The Procuring Agency, mentioned that Insurance Guarantee was provided in the NIT, yet the same was mistakenly left in the RFP. The CRC took notice that the other two bidders have complied the provision, while

MM2  
06/07/22

6/7

07/07/22



**GOVERNMENT OF SINDH  
INVESTMENT DEPARTMENT**

M/s. CGD submitted the bid with Insurance, which is a violation of Rule 37(2) SPP Rules, 2010. CSC to look into the matter seriously and seek explicit opinion of SPPRA.

22. PD/Chairman CSC in response to above discussions submitted that he will follow the directions of the CRC including but not limited to the following:

- a. Verification and Legal opinion as directed at Para 18(c) supra;
- b. To ensure that Award be passed to a valid PEC license holder;
- c. Eligibility of M/s. CGD on the basis of Bid Security in the mode of Insurance Bond, as at Para 21/n supra; and
- d. As M/s. CGD is a new company, CSC to ensure eligibility check of M/s. CGD as regards mandatory 10-year experience as required under the Eligibility Criteria of the RFP.


23. Documentary record as submitted by PD ECB is attached at Annex-K.

24. The Chair brought to the notice of CRC and the representatives of bidders that the Chairman ECB has rescinded all his approvals to issue award of contract as he has stated in his written communication that his approval was obtained citing misguiding facts by officials of ECB. He further desired to place his version before the CRC.

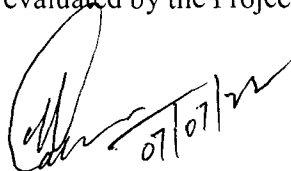
25. CRC heard the complainants and perused the evidence submitted in support of their grievance; perused the written disclaimer by the Chairman ECB; heard M/s. CGD and perused documents submitted by them; and heard the point of view by the Project Director & Project Coordinator ECB. The CRC accordingly taken following decisions and recommendations:

- i. That recommendations as at para 10/n ante may be considered part of this para;
- ii. That taking all the evidence and perusal of procurement proceedings, it is evident that part of the procurement proceedings was not meticulous and undue haste has undoubtedly been observed as regards accepting credentials from M/s. CG for M/s. CGD. Besides, eligibility of CGD vis-à-vis Bid Security and 10-year mandatory experience is also opaque. M/s. CG was neither consulted for genuineness of the Declaration Bond at the first place; second, guidance from SECP (or Registrar), PEC, and PCATP was also not obtained. Besides, no clarification was sought from M/s. CGD as well. This makes this part of procurement proceedings opaque and warrants reconsideration by the Consultant Selection Committee. The CRC therefore, directed the PD ECB and CSC to comply with the prior actions as at para 22/n supra and address this concern of the complainants as well as CRC;

iii. That CRC perused the Declaration Bond and the communication made to PCATP. There appears a clear conflict of interest, wherein the two directors are disassociating with M/s. CG, while the same two Directors are allowing themselves to use M/s. CG's financial and technical credentials for future bidding. The conflict of interest should have been evaluated by the Project Director ECB and CSC and shall have to be clearly

  
06/07/2022

  
6/7

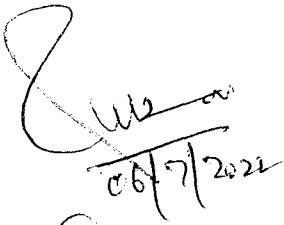
  
07/07/22

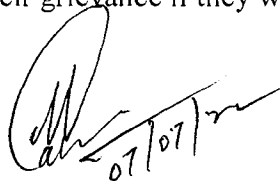


## GOVERNMENT OF SINDH INVESTMENT DEPARTMENT

recorded in the recommendations of the Consultant Selection Committee's report. The CRC is of the unanimous opinion that the accepted bid of M/s. CGD thence cannot be declared as "Most-Advantageous-Bid". The PD ECB and CSC to meticulously address the prior actions as at Para 22/n supra and address this concern of the complainants and CRC;

- iv. That the written and explicit disclaimer made by the Chairman ECB is hereby made part of the recommendations of CRC. This Committee hereby acknowledge the professionalism and law-abiding manner of the Chairman ECB to assist this Committee. Accordingly, the Committee absolves the Chairman ECB of any iota of doubt as the Note Sheet seeking approval of award and signing of agreement was obtained through concealment of facts. The approval for issuance of Award dated 28<sup>th</sup> June 2022 and Agreement signing dated 29<sup>th</sup> June 2022 are therefore, nullity in the eyes of law and of no consequent effect. CRC, while exercising its mandate under Rule 31(4)(b) and 31(4)(c) accordingly annul, in part, the Letter of Award dated 28<sup>th</sup> June and subsequent Agreement dated 29<sup>th</sup> June, and reverse/rescind the procurement proceedings back to PD ECB and CSC for their application of mind, including consideration of observations at Para 22/n and this decision para 25 read-with its sub-clauses, with the advice to take guidance from this CRC Report while finalizing their recommendations;
- v. The CRC is cognizant of the fact that it is not their mandate to make any decision to award the contract (Rule 31(4)(c)'s proviso). Besides, for the sake of transparency and with due regard to the autonomy of Education City Board (under Education City Act, 2021), CRC has exercised restraint to substitute its own decision for CSC's decision;
- vi. In the interest of good governance, transparency and obtaining value for money, CRC hereby direct the Consultant Section Committee (CSC) to re-examine credentials of M/s. CGD; evaluate M/s. CGD's eligibility at the first place; and seek guidance from SPPRA, SECP (or Registrar), PEC and PCATP as regards evaluation of M/s. CGD's on the basis of credentials of M/s. CG through a Declaration Bond given by the beneficiaries. M/s. CG shall also be consulted by the PD ECB and CSC;
- vii. Once the revised recommendations of the Consultant Selection Committee are firmed up in accordance with this CRC's report, exercising due diligence by CSC, in conformity with SPP Rules, 2010 (amended) and that if the recommend bid so evaluated being the "Most-Advantageous-Bid", the recommendations of the Committee may then be submitted to the Education City Board of Directors for their consideration under the law and rules. The revised BER shall be intimated to all the bidders by ECB PD at-least three (3) clear working days prior to the Award (Rule 45, SPP Rules 2010) to the Most-Advantageous Bidder. Aggrieved bidder(s), if any, may raise their grievance if they wish so; and

  
06/07/2022

  
07/07/22



**GOVERNMENT OF SINDH  
INVESTMENT DEPARTMENT**

viii That complaints made by M/s. EA Consulting and M/s. NESPAK are accordingly disposed of in the aforesaid manner. Project Director ECB and CSC are accordingly directed to comply with the directions. CRC also unanimously recommended that the CRC Report be submitted to SPPRA and worthy Chief Secretary Office for record and further necessary action.

C. Report of the Complaint Redressal Committee, compiling the evidence, supporting and decisions / recommendations as at paras supra, is hereby released for compliance by the Project Director, ECB and CSC. Any party aggrieved of the CRC's Report may approach the Review Committee under Rule 32, SPP Rules 2010 (amended), if they so desire under the Law.

**(Mr. Abid Hussain)**

Assistant Accounts Officer (AG)/Member CRC  
Representative of Accountant General's Office

**(Mr. Irshad Hussain)**

Procurement Specialist (CLICK) Member CRC  
(Independent expert)

**(Mr. Bilal Ahmed)**

Secretary Investment/ Chairman CRC

6/7/22

**Copy to:**

- Chairman Education City Board, Karachi;
- Managing Director, SPPRA;
- CRC Members;
- The Complainants i.e. M/s. EA Consulting and M/s. NESPAK;
- M/s. CGD (Pvt) Limited;
- PD, Education City Board, with the direction to comply with the directions above in letter and spirit;
- Director (Admin), Investment Department; and
- PS to CS w.r.t the subject complaints dated 23<sup>rd</sup> and 27<sup>th</sup> June, transmitted to the office of Secretary Investment / Chairman CRC, received on 30<sup>th</sup> June, 2022, read with minutes of the 1<sup>st</sup> CRC Committee submitted dated 4<sup>th</sup> July, 2022.
- PS to SACM on Investment Department & PPP Unit for information