



Government of Sindh  
Sindh Public Procurement Regulatory Authority



No.MD/SPPRA/Rule-31/2021-22/97

Karachi, dated: 15<sup>th</sup> Sept. 2021

To,

1. The Chairman, Planning & Development Board, Government of Sindh, Karachi.
2. The Additional Chief Secretary, Home Department, Government of Sindh, Karachi.
3. The Chairman, Enquiries, Anti-Corruption Establishment, SGA&CD, Karachi.
4. The Senior Member Board of Revenue Sindh, Hyderabad.
5. The Principal Secretary to Governor Sindh, Karachi.
6. The Principal Secretary to Chief Minister Sindh, Karachi.
7. The Chairman, Chief Minister's Inspection Team, Karachi.
8. The Administrative Secretaries (All) Government of Sindh, Karachi.
9. The Secretary, Provincial Assembly of Sindh, Karachi.
10. The Chairman, Sindh Revenue Board, Karachi.
11. The Accountant General Sindh, Karachi.
12. The Secretary Provincial Ombudsman Sindh, Karachi.
13. The Inspector General of Police Sindh, Karachi.
14. The Inspector General of Prisons Sindh, Karachi.
15. The Director General, Sindh Civil Services Academy, Karachi.
16. The Commissioner / Deputy Commissioners (All in Sindh).
17. The Registrar, High Court of Sindh, Karachi.
18. The Registrar, Sindh Services Tribunal, Karachi.
19. The Secretary, Sindh Public Service Commission, Hyderabad.
20. The Head of Autonomous Bodies / Semi-Autonomous Bodies (All in Sindh).
21. The Chief Engineers / Superintendent Engineers (All in Sindh).
22. The Metropolitan Commissioner, Karachi Metropolitan Corporation, Karachi.

**SUBJECT: REDRESSAL OF GRIEVANCES / COMPLAINTS OF BIDDERS UNDER RULE-31 OF SINDH PUBLIC PROCUREMENT RULES, 2010.**

Sindh Public Procurement (SPP) Rules, 2010 lays down a detailed procedure for redressal of grievances of the aggrieved bidders in order to provide prompt relief to the complainants without hampering the procurement process.

2. Rule-31 of SPP Rules, 2010 stipulates that all the procuring agencies shall constitute a complaint redressal committee and any bidder aggrieved by any act or decision of the procuring agency may lodge a written complaint to the Complaint Redressal Committee during procurement process i.e. after the issuance of notice inviting tender but prior to award of contract. The complaint redressal committee of the procuring agency shall announce its decision within seven days and intimate the same to the bidder and the authority within three working days.

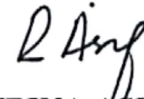
4. However, it has been observed that most of the procuring agencies do not observe the Rule-31 of SPP Rules, 2010 in letter and spirit, which is not only violation of the Sindh Public Procurement Rules, 2010 but also unnecessarily delays important public procurements and result in inefficient procurements. Rule-31(5) of SPP Rules, 2010 clearly states that the CRC shall announce its decision within seven days and intimate the bidder and the Authority within three working days.

5. Whereas, in most of the cases, Chairman, CRC neither convenes the meetings nor calls the parties for hearing i.e. the aggrieved bidder and the representatives of the procuring agency. Thereafter CRCs do not announce the decision within stipulated time nor intimate the bidder and the Authority within three working days as required under Rule 31(5) of SPP Rules, 2010, which is clear violation of SPP Rules, 2010.

6. Further, Rule-31(6) stipulates that Procuring Agency shall award the contract after the decision of the CRC. Whereas, in many cases the procuring agencies award the contract without announcement of decision of CRC, in clear violation of the Rule.

7. In view of the above, it is requested that procuring agencies under your administrative control be directed to ensure compliance of Rule-31 of SPP Rules, 2010 by redressing the complaints of the aggrieved bidders within the stipulated time in order to avoid mis-procurement.

8. It is reiterated that in terms of Section 2(i) of SPP Act, 2009, public procurement, in contravention of any provision of SPP Act, 2009, SPP Rules, 2010, regulations, orders or instructions made thereunder or any other law in respect of, or relating to public procurement is a mis-procurement.



(RUBINA ASIF)

MANAGING DIRECTOR

**Copy for information to:**

1. The Chairman / Members SPPRA Board.
2. The Deputy Secretary (Staff) to Chief Secretary Sindh,