



GOVERNMENT OF SINDH
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY



NO.AD (L-II)/SPPRA/CMS-3524/2022-23/1065

Karachi, dated the 29th May, 2023

To,

The Executive Engineer,
Provincial Building Division-II,
Works & Services Department,
KARACHI.

Subject: **DECISION OF THE REVIEW COMMITTEE OF SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY.**

The undersigned is directed to refer to the subject cited above and to enclose herewith a copy of the Authority's Review Committee decision (M/s Badar Engineering Works V/s Provincial Building Division-II, Karachi) held on 13.04.2023, for information.


ASSISTANT DIRECTOR (LEGAL-II)

A copy is forwarded for information and necessary action to:

1. To the Secretary to Government of Sindh, Works & Services Department Karachi.
2. The PS to Chairman / Members of the Review Committee.
3. Assistant Director I.T. SPPRA (with advice to post the decision on authority website in terms of Rule-32(11) of SPP Rules, 2010).
4. The Appellant.



GOVERNMENT OF SINDH
SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY



No. AD (L-II) SPPRA/CMS-3524/2020-21 1065

Karachi, dated the 18th April, 2023

BEFORE REVIEW COMMITTEE OF SINDH PUBLIC PROCUREMENT REGULATORY AUTHORITY
UNDER RULE-32 OF SPP RULES 2010.

Decision of the Review Committee held on 13.04.2023

Name of the Appellant	M/s Badar Engineering Works
Name of the Procuring Agency	Executive Engineer, Provincial Building Division-II, Karachi.
NIT PPMS NO	T00636-22-0002
NIT Reference NO	TC/G-55/PBD-II/2022-23/631 dated: 15-08-2022.
NIT Posting Date	25.08.2022
CRC Complaint dated	26.10.2022
CRC Decision	Not posted as yet
Review Appeal dated	26.10.2022
Reason for delay	Due to completion of tenure of two Private Members from SPPRA Board the Review Committee was incomplete, hence meetings were not conveyed. Now the Board has nominated Members for RC under Rule-32(3) of the SPP Rules, 2010 and accordingly the meeting of the Committee was conveyed to dispose of the Review Appeal.

Appellant's Version:-

- The appellant was called for the meeting of the Review Committee but he did not appear before the Review Committee. The Review Committee decided to adjudicate the matter ex-parte.
- The Review committee was informed that the appellant had withdrawn his bid security and appeal as the appeal could not be decided within 10 days.

Observations of the Review Committee:-

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- iii. The Review Committee observed that the appellant had withdrawn his Bid Security, complaint was neither considered nor decided with stipulated time of 10 days as per SPP Rules by the Review Committee. Therefore appeal stand file and cannot be considered by the Review Committee in terms of Rule 32(1) of the SPP Rules which is as under

Rule 32(1) of the SPP Rules

- (1) A bidder not satisfied with decision of the procuring agency's complaints redressal committee may lodge an appeal to the Review Committee [within ten (10) days of announcement of the decision]' provided that he has not withdrawn the bid security, if any, deposited by him

Decision of the Review Committee:-

- i. Given proceeding, findings, observations and due deliberations, the Review Committee filed the appeal as the appellant has withdrawn his bid security.



Member
(Khair Muhammad Kalwar)
Representative of Planning & Development
Department Karachi



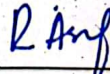
Member
(Syed Adil Gillani)
Private Member (SPPRA Board)



Member
(Manzoor Ahmed Memon)
Member SPPRA Board



Member
(Eng: Muhammad Shakaib)
Independent Professional



(Chairperson)
Rubina Asif
Managing Director
Sindh Public Procurement Regulatory
Authority