



GOVERNMENT OF SINDH
SERVICES, GENERAL ADMINISTRATION AND
COORDINATION DEPARTMENT
(Regulation Wing)

Karachi dated the 25th August, 2025

NOTIFICATION

No. SORI(SGA&CD)2-30/2010^(5-13/P-II) :- In exercise of the powers conferred by section 26 of the Sindh Public Procurement Act, 2009, the Government of Sindh are pleased to make the following amendments in the Sindh Public Procurement Rules, 2010 :-

AMENDMENTS

1. In rule 2, in sub- rule (1), clause (eee), shall be omitted.

For rule 15(A), the following shall be substituted:-

“15(A). **Unsolicited Proposal.** (1) In case of unsolicited proposal received for any engineering, procurement and construction project involving cost of one thousand million rupees and above, the procuring agency shall process the proposal through its Technical Committee to ascertain its viability and after such process if the proposal is found viable, the procuring agency –

- (a) shall advertise the proposal for open competition without disclosing the name of the initiator of unsolicited proposal;
- (b) shall conduct prequalification process;
- (c) shall exempt the initiator of the unsolicited proposal from the prequalification;
- (d) may, if no other bidder in response to the advertisement submits bid, award the contract to the initiator of the proposal;
- (e) shall, in case of bidding competition, give the first right of refusal to the initiator of the proposal, if the initiator does not emerge as the “Lowest Bidder”; and
- (f) shall award five percent additional weightage to the initiator of the proposal from the combined score of technical and financial evaluation.

(2) This rule shall apply to all projects other than the Public Private Partnership Projects to which the rules contained in Part-IV shall be applicable.

3. In rule 16, in sub-section (1), in clause (a), in sub-clause (ii)(A), for the words “five hundred thousand rupees”, the words “one million rupees” shall be substituted.

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4. In rule 17, in sub-section (1), for the words "five hundred thousand rupees", the words "one million rupees" shall be substituted.

5. In rule 37 –

(i) for sub-rule (1), the following shall be substituted:-

"(1) The procuring agency shall require the bidders to furnish a fixed amount of bid security not exceeding five percent of the estimated value of procurement determined by the procuring agency.";

(ii) for sub-rule (3), the following shall be substituted:-

"(3) The procuring agency shall get the bid security verified by the issuing authority.".

6. In rule 46, in sub-rule (2), in clause (e), after the words "specified requirements", the words "and technical evaluation report shall be communicated to the bidders at least seven days prior to opening the financial bid" shall be added.

7. In rule 72, in sub-rule (4), in clause (b), for the word "three", the word "five" shall be substituted.

8. After rule 85, the following rules shall be inserted:-

"85(A). Unsolicited proposal for Public-Private Partnership Projects. (1) This rule shall govern unsolicited proposals under section 20 of the Sindh Public-Private Partnership Act, 2010.

(2) The unsolicited proposals submitted prior to the coming into force of this rule, which have not yet reached the prequalification stage under rule 15(A), shall continue to be governed by rule 15(A) but only to the extent of matters not related to procurement, while matters related to procurement shall be governed by sub-rule (12) to the extent provided thereunder.

(3) The unsolicited proposals submitted prior to coming into force of this rule, which are in the prequalification stage, or have proceeded beyond such stage under rule 15(A), shall, for any remaining matters, be governed by sub-rule (12) to the extent provided thereunder.

(4) The initiator of an unsolicited proposal may be a single entity or a consortium or joint venture.

(5) The initiator of an unsolicited proposal shall, at the time of submission of the proposal to a procuring agency, comply with all the requirements set out in the procedures and guidelines notified by the Public Private Partnership Unit from time to time under rule 85(B).

(6) For purposes of evaluating an unsolicited proposal, the procuring agency shall appoint its internal technical committee with the approval of the administrative head of the procuring agency. The composition and terms of reference of the technical

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committee shall be in accordance with the procedures and guidelines notified under rule 85(B).

(7) The technical committee shall review the documents submitted by the initiator to ensure that the submissions are as per the procedures and guidelines notified under rule 85(B). In case of incomplete submission, or where further clarity is required, the committee may require the initiator to submit such documents.

(8) If the technical committee determines that the submission requirements have been fully met and the initiator meets the minimum eligibility requirements, the technical committee shall proceed to evaluate the unsolicited proposal in accordance with its terms of reference. The procuring agency may request the initiator of the unsolicited proposal for any clarification or further information, as it may deem necessary, during the evaluation of the unsolicited proposal.

(9) Following the evaluation, the procuring agency shall either determine that the unsolicited proposal shall proceed forward and undergo further development under sub-rule (10); or reject the proposal if the procuring agency does not consider the project sufficiently viable in light of sectoral priorities and the evaluation criteria notified under rule 85(B), or for any other reason. In either case, the procuring agency shall inform the initiator of its decision in writing but shall not be obligated to justify its decision.

(10) If the procuring agency, based on the review of its technical committee, determines that the unsolicited proposal shall undergo further processing and development, the procuring agency shall proceed to undertake project development activities under the Public-Private Partnership Act, 2010.

(11) If a project proposed under an unsolicited proposal is approved by the Public Private Partnership Policy Board for bidding, the procuring agency shall, subject to sub-rule (12), advertise the project for open competition without disclosing the name of the initiator of the unsolicited proposal.

(12) The rules for procurement as applicable to Public Private Partnership Projects shall, mutatis mutandis, apply to the procurement process for the selection of the private party for projects initiated through unsolicited proposals; provided, however, the following additional procedures shall be applicable, and to the extent of any conflict, the procedures set forth in this sub-rule shall prevail if -

- (a) procuring agency, in its discretion, decides to undertake a prequalification process, the initiator shall be exempt from such prequalification process; provided that the initiator meets the prequalification criteria against which potential prequalified applicants shall be evaluated;
- (b) during the bidding process, no bidder other than the initiator responds or is found to be a compliant bidder, the procuring agency shall be at liberty to either negotiate with the initiator to reduce the bid value if it is higher than the estimated bid value of the procuring agency by a percentage specified in the procedures and guidelines notified under rule 85(B), or re-advertise the project. In case of re-advertisement, the initiator shall have the same rights as in the previous bidding process;



- (c) the initiator does not emerge as the best-evaluated bidder and its bid value does not exceed the winning bidder's bid value by more than the percentage specified in the procedures and guidelines notified under rule 85(B), the initiator shall be given the opportunity to match the bid value of the winning bidder. No such opportunity shall be given to the initiator if its bid value exceeds the winning bidder's bid value by more than such percentage;
- (d) the initiator agrees in writing to match the bid value of the winning bidder and submits the documents required by the procuring agency to its satisfaction within a time specified by the procuring agency, the project may be awarded to the initiator;
- (e) the initiator fails to communicate its written consent and does not submit the required documents within the specified time, including any extension thereof, the procuring agency may proceed to award the project to the winning bidder;
- (f) in the event during the bidding process, changes are made to the bidding documents as per applicable laws and rules, including scope of work, structure, risk allocation, as a result of comments, observations, or concerns of a bidder(s) other than the initiator, and the initiator accepts such changes by submitting its bid, then in the situation specified under sub-rule (c), the initiator shall be given the opportunity to match the bid value of the winning bidder and the procedures specified in sub-rules (c), (d) and (e) shall apply.

85(B). Procedures and Guidelines. The Public Private Partnership Policy Board shall devise and approve additional procedures and guidelines in relation to unsolicited proposals and the matters stated in rule 85(A) to provide clarity, guidance, or procedures for the purposes of effective and efficient processing of unsolicited proposals, including minimum eligibility criteria, submission, evaluation, and project development. Following such approval, such procedures and guidelines shall be notified by the PPP Unit and uploaded on its website.”.

ASIF HYDER SHAH
CHIEF SECRETARY SINDH

No. SORI(SGA&CD)2-30/2010^(5-13/P-II)

Karachi, dated the 25th August, 2025

A copy is forwarded to the Superintendent, Sindh Government Printing Press, Karachi with a request to publish the same in the next issue of the Sindh Government Gazette and supply 300 copies thereof to this Department.

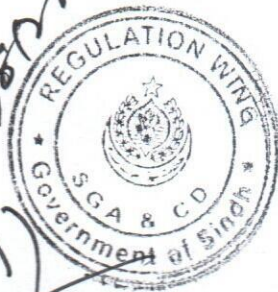


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SECTION OFFICER (REGULATION-I)

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A copy is forwarded for information and necessary action to:-

- 1) The Chairman, Planning & Development Board, P&D Department Government of Sindh, Karachi.
- 2) The Senior Member, Board of Revenue, Sindh, Karachi.
- 3) The Additional Chief Secretaries (all) to Government of Sindh.
- 4) The Principal Secretary to Governor, Sindh.
- 5) The Principal Secretary to Chief Minister, Sindh.
- 6) The Registrar, High Court of Sindh, Karachi.
- 7) The Advocate General/Prosecutor General Sindh, Karachi.
- 8) The Secretary (GA), SGA&CD, Government of Sindh with reference to his Wing's letter Nos. i) SOVI(SGA&CD)/7(6)/2025 dated (Agenda Item No. 9) and ii) SOB(SGA&CD)10-29/2025 dated 28.07.2025.
- 9) The Secretary to Government of Sindh, Law, PA & Criminal Prosecution Department with reference to his Department's letter No.S.REG:4(12)/2006/154 dated 21.07.2025.
- 10) The Administrative Secretaries (All), Government of Sindh.
- 11) The Chairman, E&ACE, SGA&CD, Government of Sindh.
- 12) The Chairman, Sindh Revenue Board, Karachi.
- 13) The Chairman, Sindh Public Service Commission, Hyderabad.
- 14) The Managing Director, Sindh Public Procurement Regulatory Authority, Government of Sindh, Karachi with reference to his Authority's letter Nos. i) DD(HRF&CB)SPPRA/24-25/0018 dated 29.07.2025 & ii) MD/SPPRA/AMENDMENTS/2024-25/0043 dated 18.08.2025.
- 15) The Managing Director, Zulfiqar-a-bad Development Authority, Karachi.
- 16) The Secretary to Provincial Assembly Secretariat, Karachi.
- 17) The Secretary to Provincial Ombudsman, Sindh, Karachi.
- 18) The Accountant General Sindh, Karachi.
- 19) The Deputy Secretary (Staff) to Chief Secretary, Sindh, Karachi.
- 20) The Consultant to Chief Secretary, Sindh for Court Affairs, Karachi.
- 21) The Registrar, Sindh Service Tribunal, Karachi.
- ✓ 22) The Deputy Secretary (Digitalization), SGA&CD, Government of Sindh, Karachi.
- 23) The Section Officer (CTC)/Public Information Officer, GA Wing, SGA&CD with reference to his letter No. PA/DS(B&A)/SGA&CD/Misc./2021 dated 08.06.2023.
- 24) The Divisional Commissioners/Deputy Commissioners (All in Sindh).
- 25) All Officers in SGA&CD/Private Secretary to Chief Secretary, Sindh.



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