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MINUTES OF MEETING OF THE GRIEVANCE REDRESSAL COMMITTEE HELD ON 24th AUGUST, 2021 AT 12:30 P.M TO REDRESS THE GRIEVANCE APPLICATIONS OF THE FIRMS AGAINST TECHNICAL EVALUATION REPORT FOR THE PROCUREMENT OF VIRAL TRANSPORT MEDIA (VTM) FOR NOVEL CORONA VIRUS (COVID-19) WITH SWAB FOR CD&EPC PROGRAM ON EMERGENCY BASIS (Phase-II), DIRECTORATE GENERAL HEALTH SERVICES, PUNJAB, _

A meeting of the Grievance Redressal Committee was held on 24-08-2021 at 12:30 P.M in committee room of Directorate General Health Services, Punjab, to address the grievances of the applicants, as per Rule 67 of Punjab Procurement Rules, 2014 (Amended), for Procurement of Viral Transport Media (VTM) for Novel Corona Virus (Covid-19) With Swab for CD&EPC Program On Emergency Basis (Phase-II), Directorate General Health Services, Punjab, FY 2021-22.

Following members of Grievance Redressal Committee attended the meeting:

Sr. No.	Participants	
1.	Director Health Services (HQ), DGHS	Chairman/Convener
2.	Director Health Services (CD&EPC), DGHS	Member
3.	Director Pharmacy, DGHS	Member
4.	Additional Director (Medical/Admin), DGHS	Member
5.	Senior Law Officer (Litigation Cell), DGHS	Member

The Chair welcomed all the participants and briefed about agenda of meeting i.e. Grievance Redressal of firms against Technical Evaluation Report for the Procurement of Viral Transport Media (VTM) for Novel Corona Virus (Covid-19) With Swab for CD&EPC Program On Emergency Basis (Phase-II), Directorate General Health Services, Punjab, FY 2021-22. The grievances of firms and decisions of Grievance Redressal Committee are as follows:

Sr.	Item	Firm Name	Brand Quoted	Remarks	Grievance of the Firm	Decision of the Committee
1	Viral Transport Media (VTM) Tube with Swab	M/S 5M Solutions	5M-VTM	<ol style="list-style-type: none"> The Firm did not provide Establishment/Drug Manufacturing license. The firm did not provide Enlistment certificate of quoted item from DRAP 	<p>The firm submitted its grievance that:</p> <ol style="list-style-type: none"> It has supplied 2 million units to the same procuring agency in the past. These two clauses result in no competition which results in procurement at much higher price tags making loss to the department. 	<p>Mr. Shahmeer Shafiq Khan from M/s 5M Solutions attended the meeting. The committee examined its grievance application in the light of Technical Evaluation Report. The committee after due deliberation and discussion decided that:</p> <ol style="list-style-type: none"> The firm did not provide Establishment License. The firm did not provide Enlistment certificate. <p>Hence, grievance of the firm was rejected. Therefore, the decision i.e. Nonresponsive, of technical evaluation committee was upheld.</p>
2	Viral Transport Media (VTM) Tube with Swab	M/S Austin Healthcare	MolBio VTM	<ol style="list-style-type: none"> The Firm did not provide Establishment/Drug Manufacturing license. The firm did not provide Enlistment certificate of quoted item from DRAP. The quoted product does not comply with advertised specification as quality of swab is compromised nothing is mentioned about sterility of swab. 	<p>The firm submitted its grievance that:</p> <ol style="list-style-type: none"> The firm is party in the writ in the Honorable High Court Islamabad against DRAP and concerned authorities for establishment and enlistment certificates and wants relief from the procuring agency till the final decision of the court. The firm has attached a certificate of sterilization of swab. 	<p>Dr. Muhammad Nabeel Ilyas Khan from M/s Austin Healthcare attended the meeting. The committee examined its grievance application in the light of Technical Evaluation Report. The committee after due deliberation and discussion decided that:</p> <p>The firm attached Order sheet of W.P.No.674/2021 dated: 18-02-2021 along with its grievance application in which notice was issued "<i>The requirement of the furnishing of a drug license shall not be an obstacle to the issuance of a</i></p>

					<p><i>license to import medical devices to the petitioners "</i> whereas the firm is manufacturer of the quoted item as well as holder of drugs sales license. Moreover, S.R.O 526(I)/2021 issued by DRAP dated: 30-04-2021 granting exemption on the enlistment "<i>provided that the exemptions shall be applicable only to the establishment license holders either as importer or local manufacturer under these rules "</i> whereas the aforementioned court order was issued before the exemption granted by DRAP. Furthermore, for the grant of establishment license for local manufacturers there is no requirement for drugs sale license under Medical Devices Rules 2017.</p> <p>2. Moreover, the representative himself admitted that brand name, lot no., expiry date, manufacturer detail and information about sterility of swab was not mentioned on the sample at the time of bid submission.</p> <p>Hence, grievance of the firm was rejected. Therefore, the decision i.e. Nonresponsive, of technical evaluation committee was upheld.</p>
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3	Viral Transport Media (VTM) Tube with Swab	M/S Popular International (PVT) LTD.	Chaora n Virus Sampling tube with VTM swab	1. Enlistment Certificate not attached.	<p>The firm submitted its grievance that:</p> <p>1. The firm has submitted a S.R.O issued by DRAP which exempts enlistment certificate.</p>	<p>Mr. M. Zeeshan from M/s Popular International (PVT) LTD> attended the meeting. The committee examined its grievance application in the light of Technical Evaluation Report. The committee after due deliberation and discussion decided that:</p> <p>1. The firm provided S.R.O 526(I)/2021 issued by DRAP dated: 30-04-2021 granting exemption on the enlistment certificate, which was accepted.</p> <p>Thus, grievance of the firm is accepted. Hence, status of the firm is declared as “Responsive” for Viral Transport Media (VTM) Tube with Swab.</p>
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