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MINUTES OF MEETING OF THE GRIEVANCE REDRESSAL COMMITTEE HELD ON 19th JULY, 2021 AT 11:30 A.M TO REDRESS THE GRIEVANCE APPLICATIONS OF THE FIRMS AGAINST TECHNICAL EVALUATION REPORT FOR THE PROCUREMENT OF VIRAL TRANSPORT MEDIA (VTM) FOR NOVAL CORONA VIRUS (COVID-19) WITH SWAB FOR CD&EPC PROGRAM ON EMERGENCY BASIS, DIRECTORATE GENERAL HEALTH SERVICES, PUNJAB, FY 2021-22

A meeting of the Grievance Redressal Committee was held on 19-07-2021 at 11:30 A.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 Noval Corona Virus (Covid-19) With Swab for CD&EPC Program On Emergency Basis, 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 Noval Corona Virus (Covid-19) With Swab for CD&EPC Program On Emergency Basis, 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"> 1. Drug manufacturing liscence not attached. 2. Enlistment certificate not attached. 3. Non-Compliance with the advertised Technical Specifications (Brochure with complete information of composition, instructions of use and storage specifications not attached). 	<p>The firm submitted its grievance that:</p> <ol style="list-style-type: none"> 1. It has supplied 2 million units to the same procuring agency in the past. 2. DRAP criteria is undue advantage to only one firm. 3. Violation of rule 34 of PPR 2014. 	<p>Mr. Hamza Ihsan 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"> 1. The firm did not provide Establishment License. 2. The firm did not provide Enlistment certificate. 3. The firm provided brochure containing details of ingredients, which was accepted. <p>Hence, grievance of the firm was rejected. Therefore, the decision i.e. Nonresponsive, of technical evaluation committee was upheld.</p>

Sr.	Item	Firm Name	Brand Quoted	Remarks	Grievance of the Firm	Decision of the Committee
2	Viral Transport Media (VTM) Tube with Swab	M/S Austin Healthcare	MolBio VTM	<ol style="list-style-type: none"> 1. Drug manufacturing liscence not attached. 2. Enlistment certificate not attached. 	<p>The firm submitted its grievance that:</p> <ol style="list-style-type: none"> 1. the procuring agency may demand Establishment license for the manufacturing of medical device only. 2. the Honorable High Court Islamabad has granted stay against DRAP and concerned authorities. 	<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 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>Hence, grievance of the firm was rejected. Therefore, the decision i.e. Nonresponsive, of technical evaluation committee was upheld.</p>

Sr.	Item	Firm Name	Brand Quoted	Remarks	Grievance of the Firm	Decision of the Committee
3	Viral Transport Media (VTM) Tube with Swab	M/S Hoora Pharma	RENJI MEDICAL VTM with Nasal Swab	<p>1. Enlistment Certificate not attached.</p> <p>2. Statement for Undertaking for "Prices quoted not more than trade price/prevailing market price" is not according to the prescribed manner.</p> <p>3. Non-Compliance with the advertised Technical Specifications (Brochure with complete information of composition, instructions of use and storage specifications not attached).</p>	<p>The firm submitted its grievance that:</p> <p>1. copy of Enlistment certificate is attached</p> <p>2. copy of undertaking is attached</p> <p>3. copy of technical specifications is attached</p>	<p>Mr. Salman Shahzad from M/s Hoora Pharma 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>2. The firm provided undertaking of "the prices quoted to the Procuring Agency, against the item(s) mentioned at RFQ", which was accepted.</p> <p>3. The firm provided brochure containing details of ingredients, 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>