



Republic of Liberia

Public Procurement & Concessions Commission

Executive Mansion Grounds, Capitol Hill, Monrovia, Liberia



Website: www.ppcc.gov.lr | Email: info@ppcc.gov.lr | Phone Short Code: 4357

To: All Participating Bidders and Stakeholders

Re: Publication of Notice of Complaint

The Public Procurement and Concessions Commission (PPCC) hereby notifies bidders that participated in the West African Examination Council (WAEC) Procurement Proceedings of the National Competitive Bidding for the Information Communication Technology Services that a Complaint/Request for Review has been filed by HAK Technology with the **PPCC in keeping with Section 126 Subsection (2) of the Public Procurement and Concessions Act (PPCA, 2010)**.

The Complaint alleges violation of the Public Procurement and Concessions Act, 2010 by the West African Examination Council.

The procurement proceedings relate to a National Competitive Bidding (NCB) for the Selection of Information Communication Technology Service Provider published in September 2014.

This Notice is being issued pursuant to **Part VIII, Section 128 subsection (1)(a)&(b) of the PPCA, 2010**, which provides: “On receipt by the Commission of a copy of a complaint timely filed with a Procuring or Concessions Entity under subsection (2) of Section 125 of this Act, or a request for decision or appeal timely filed under subsection (2) of Section 126 of this Act, the Commission shall promptly cause a notice of such filing to be published within two (2) business days of its receipt. The notice must identify the procurement or concession process with respect to which the claim is made, the complainant and the relevant Procuring or Concession Entity, and must set forth a short statement of the complainant’s claim.

The purpose of this Notice is to inform other known bidders who may be affected by the resolution of a complaint to, as in the same instant case, file a notice of appearance with the Complaints, Appeals and Review Panel within seven (7) days of publication of this Notice by the Commission, declaring an interest to appear at the hearing in keeping with Section 126 (9).

Issued in Monrovia this 10th Day of February, A.D 2017.

Signed: _____


Hon. James Dorbor Jallah
Executive Director



Republic of Liberia

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February 13, 2017

Hon. J. Y. Gayvolor
Head of National Officer
WAEC Liberia
Monrovia, Liberia



Dear Hon. Gayvolor:

The Legal Affairs Division of the Public Procurement & Concessions Commission (PPCC) received a Complaint on February 10, 2017 which was filed against your entity by HAK Technology under the signature of its General Manager, Edmund N. Kloh relative to the Bidding Process referenced: (IFB No.WAEC/NCB/ICT/001/2014), for the attention of the Complaints, Appeals & Review Panel (CARP).

Accordingly, you are requested to submit to the Legal Affairs Division of PPCC all documents relating to said procurement including the copy of your decision to the concern filed before you by HAK Technology in December 2016. Please submit these documents to the above division on or before Friday, February 17, 2017 in order to aid the Complaints, Appeals and Review Panel in the hearing and/or review of the Complaint.

Meanwhile, in order to ensure fairness to all parties, you are advised to stay further proceedings in the said Procurement Process referenced above pending the conclusion of the hearing and/or review of the Complaint by the Panel.

We anticipate your kind cooperation in this matter.

Kind regards.

Sincerely yours,

Emmanuel A. Tulay, (Cllr.)
Legal Counsel

February 10, 2017
Mr. Dorbor Jallah
Executive Director
PPCC
Executive Mansion Grounds
Monrovia

RECEIVED
10 FEB 2017
BY:

Dear Mr. Jallah:

Since December 16, 2016 we informed the Mr. Gayvolor, Head of National Office of WAEC Liberia that we were concerned that some regulations of PPCC may have been violated with respect to our bid submission of September 2014 for "Information Communication Technology Services", IFB No. WAEC/NCB/ICT/001/2014 contract.

We held a meeting with Mr. Gayvolor on September 16, 2016 and he assured HAK that a formal award of the contract would be forthcoming. We subsequently negotiated and developed a draft contract with value and pay schedule.

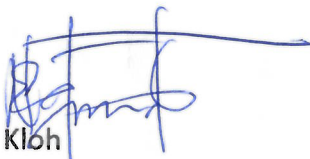
Finally, we informed WAEC that we had received unconfirmed reports that they were recently visited by a Nigerian computer firm that did not participate in the Bid process. We raised concern that they were in contract negotiations and indicated that we believe this would be a gross violation of the PPCC regulations.

We are herewith filing a formal complaint and hope that PPCC will give its usual consideration.

Regards

Sincerely,

Edmund N. Kloh
General Manager



Cc Mr. J. Y. Gayvolor, Head of National Office, WAEC Liberia