

# MINISTRY OF PETROLEUM RESOURCES

NNPC TOWERS, BLOCK D, ABUJA  
LEGAL UNIT

P.M.B No.....

Telegrams.....

Telephone.....



FHC/ABJ/CS/767/2013

Ref No.....

Date 30<sup>th</sup> July, 2015.

G.N. Chigbu Esq.  
(Applicant Counsel)  
PP:A&E Law Partnership  
1<sup>st</sup> Floor, UCA Building  
C.B.D., Abuja.

**RE: PUBLIC AND PRIVATE DEVELOPMENT CENTRE VS**  
**MINISTRY OF PETROLEUM RESOURCES & ORS**  
**SUIT NO.:FHC/ABJ/CS/767/2013**

In furtherance to the above, I am directed to forward herewith the following documents to Public Private Development Centre Ltd., a non governmental organization with office in Abuja has requested for the following procurement documents as it relates to the following 2013 Capital projects of the Ministry.

- a. Implementation of Petroleum Industry Bill (PIB)
- b. Utorogu-Ughelli/PHCN, Delta Gas Supply Line
- c. Gas Royalty Reconciliation
- d. Actualization and Implementation of e-government for processes and procedures in the Petroleum Sector.

2. In response to the above and relying on their rights under the Freedom of Information Act of 2011 and having sought for the gotten an order of mandamus from Federal High Court, Abuja compelling the Ministry to release the documents we have since compiled and forwarded the following documents on the 6<sup>th</sup> November, 2014 as acknowledge by G.N. Chigbu at page 26 of this file.

- a. Tender Documents for Capital Projects for the Ministry used for the Projects under 2013 financial year.
- b. Minutes of the 2013 Second (2<sup>nd</sup>) Meeting of the Procurement Planning Committee (PPC) of the Ministry held of Tuesday, 19<sup>th</sup> March, 2013 at the Ministry's Conference room.
- c. Invitation to Tender advertised on Daily Trust of Tuesday May 7<sup>th</sup>, 2013.
- d. Re: Addendum to Tender, Extension of Bidding period advertised on Weekly Trust of Saturday June 15, 2013.
- e. ADDENDUM TO INVITATION TO TENDER advertised on Thisday of Tuesday 14<sup>th</sup> May, 2013.
- f. Bid Submission Register (Lots 1,2,&12) Lots 13,14,15,16)
- g. Agenda for the conduct of Bids Opening Exercise held on Monday 8<sup>th</sup> July 2013.
- h. Staff Attendance Register for the opening of Technical Bids of 8<sup>th</sup> July, 2013
- i. Bid Attendance Register
- j. Technical bid evaluation criteria for 2013 projects
- k. Agenda for 2013 Financial Bid opening
- l. Minutes of Financial bids opening of Tuesday 2<sup>nd</sup> September, 2013
- m. Agenda for 2013 Financial bid opening;
  - i. Bidders Attendance Register
  - ii. Staff Attendance Register
- n. Minutes of Ministerial Tender Board Meeting No. 03 of 2013 of the Ministry and that of 30<sup>th</sup> August, 2013.

3. Kindly note that these documents are meant to be forwarded to Public and Private Development Centre Ltd., Abuja in completion of the total number of the documents requested:

- i. Item No. 1: is the Tender Document (bidding document), being the general bidding document in use in the Ministry during the period of this tender, ✓
- ii. ✓ Item No. 7: responses were not made on this because there was no Bid rejected during the exercise.
- iii. ✓ Item No. 8: Special notices of acceptance are not usually given to Bidders after winning, rather the normal practice is for winners to be informed through letter of award (please see letter of awards for the projects under consideration attached).
- iv. ✓ Item No. 9: Three contracts were awarded. 1 (one) awarded under Actualizing & Implementing e-government for process and procedure in Petroleum Sector, while (2) Two Contracts were awarded under the Petroleum Industry Bill (PIB) Awareness Campaign. (The letters of award and Contract agreements for the 3 contracts mentioned above are attached herewith).

Please also note that no Contracts were awarded under Utorogu/Ughelli Gas Supply Line and Gas Royalty Reconciliation. This was reflected at page 12 of MTB Minutes of Meeting No. 3 of 21<sup>st</sup> and 30<sup>th</sup> August, 2013 (which has already been forwarded to you) where a decision was taken to step down the (2) two projects.

- v. Item No. 10: Please see the following as attached:
  - a. ✓ Signed agreement documents No. 06113 of 28<sup>th</sup> December, 2013 for the award of Contract for Consultancy Services on Actualizing and implementing-governance process and procedures in Petroleum Sector Between **Amzik Int. Nig. Ltd. and the Ministry.**
  - b. ✓ Signed agreement document No. 03113 of 21<sup>st</sup> **Between Messrs Elizade Nigeria Ltd. and the Ministry** for Award of Contract for procurement of 3 (three) NOS. of 2.7 Litre Petrol Engine, Toyota Coaster 30 – seater buses for the

awareness campaign programme of the Petroleum Industry Bill (PIB).

- c. ✓ Signed agreement document No. of 2013 **Between Messrs Dangrace and Partners and the Ministry** for Award of Contract for awareness campaign for the Petroleum Industry Bill (PIB) through the printing of leaflets.
  - vi. • Item No. 11: There was no formal appeal or protest letter from any of the Bidders hence none was forwarded.
  - vii. • Item No. 12: The three (3) awarded contracts falls within the approving threshold of the Ministerial Tenders Board which is below 1 Billion Naira for Works and below N100,000,000.00 for services hence "Certificate of No Objection" from BPP is not required for these category of contracts. (Please note that only Contracts of 1 billion naira and above for works and N100,000,000.00 and above for services would require "Certificate of No Objection" from BPP.
  - viii. • Summary of details of Contract publication are not usually published by MDAs.
4. Please, accept the assurances and considerations of the regards of the Permanent Secretary.



**F.A. Agama**  
Senior State Counsel  
For: Permanent Secretary