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December 7th 2012

The Permanent Secretary

Ministry of Mines and Steel Development
Metals and Mineral Complex
No 2 Luanda Crescent, off Ademola Adetokumbo Crescent
Wuse 2
Abuja



ATTN: HEAD PROCUREMENT UNIT

Dear Sir,

**RE: RE: REQUEST FOR PROCUREMENT RECORDS AND INFORMATION ON:
LOT 1: PROCUREMENT OF EQUIPMENT TO UPGRADE AND UPDATE THE
DATABANK ON THE ACTIVITIES IN THE METAL SECTOR.
LOT 5: PROCUREMENT OF IT EQUIPMENT AND ESTABLISHMENT OF A WELL
EQUIPPED AND STANDARD MINING INFORMATION SYSTEM IN THE MINISTRY OF
MINES AND STEEL DEVELOPMENT.**

We write in response to your letter dated November 19th, 2012 declining access to information on the above subject matter with reasons that the procurement exercise is still ongoing and that our request can only be attended to at the end of the procurement year.

The Public Procurement Act 2007 does not in any of its provisions prevent public access to records and information on a procurement process on the grounds of *ongoing procurement year*. A combined reading of the PPA, 2007 and the Freedom of Information Act, 2011 confers a statutory duty on your Ministry to provide access to publicly held information and records upon request by a member of the public.

Our letter for request for information and records dated November 8th, 2012 had among other records and documents in the procurement process, requested access to these under listed documents generated earlier in the procurement process that will be used in the completion of our observation report. The documents requested are as follows:

1. Copies of Procurement plans and information, including needs assessment and evaluation, identification of goods and works required.
2. Copies of advertisements of invitation for bids published in at least two national dailies apart from the Federal Tenders journal
3. Copies of bids submission registers
4. Copies of attendance sheets of the public bids opening
5. Copies of minutes of public bid opening for technical proposal.
6. Copies of the standard bidding documents issued to bidders in respect of the above 2 lots.

Federal Tenders Journal

Mon August 20, - Sunday September 2, 2012 page 29

May we therefore, in accordance with the PPA, 2007 and the Freedom of Information Act 2011 request the release of the above documents.

Please refer to me if you require any further clarification or information on 0803 409 0530 or at nkem@procurementmonitor.org.

Please use our Abuja office address for future correspondences with us:

**First Floor UAC Building,
Central Business Area
Abuja**

Thank you for your cooperation.

Yours Sincerely



ILO Nkemdilim
Procurement Program Officer
Procurement Monitoring Program
PPDC