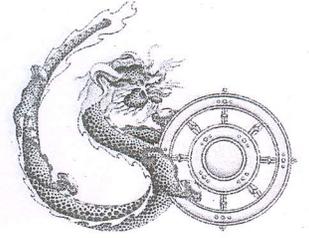


དངུལ་རྩིས་ལྷན་ཁག །

ROYAL GOVERNMENT OF BHUTAN
MINISTRY OF FINANCE
TASHICHHO DZONG



MoF/PPPD-13/2015-2016/

April 15, 2016

FORM – 06: DECISION OF INDEPENDENT REVIEW BODY

Case Reference Number : Construction of 40-Bedded Dewathang Hospital

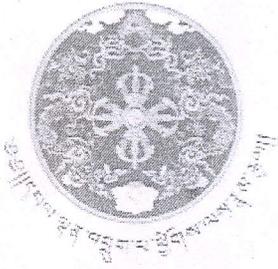
This Independent Review Body consists of:

| | | |
|----|------------------|--------------|
| 1. | Choiten Wangchuk | Chairman |
| 2. | Tenzin | Deputy Chair |
| 3. | Rinchen Dorji | Member |
| 4. | Wangdi Gyeltshen | Member |
| 5. | Kesang Wangdi | Member |
| 6. | Tashi Gyalpo | Member |

The parties and procurement under dispute are:

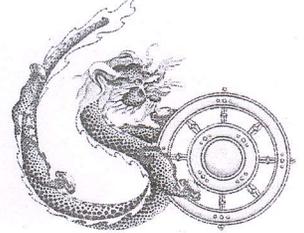
| | |
|--------------------------------------|--|
| Applicant: | Mr.Dawa Authorised Signatory for M/s Gongphel Construction Pvt.Ltd. Samdrup Jongkhar |
| Respondent: | Health Infrastructure Development Division, Department of Medical Supplies & Health Infrastructure, Ministry of Health, Thimphu |
| Brief Description of Procurement: | Construction of 40-Bedded Dewathang Hospital |

Having duly conducted the review after hearing the evidence of all parties in an equal and fair manner and having concluded the proceedings and complied with the provisions of the Rules and Procedures of Independent Review Body, the Independent Review Body hereby delivers the following Decision:



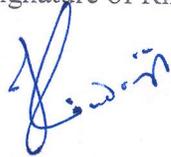
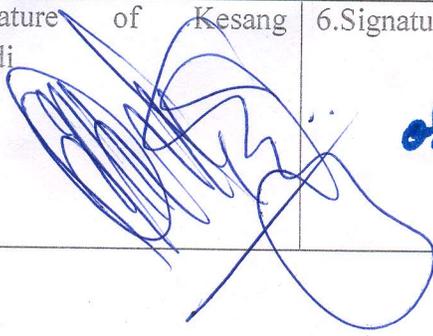
དངུལ་རྩིས་ལྷན་ཁག་ 1

ROYAL GOVERNMENT OF BHUTAN MINISTRY OF FINANCE TASHICHHO DZONG



In accordance with Clause 58 of the Rules of Procedures of the Independent Review Body of 2015, the IRB decides that:

1. The Evaluation Committee has correctly evaluated and awarded the score on access to equipment and does not find any reason to reverse the decision of the Committee;
2. The IRB do not agree with the findings of the Evaluation Committee on adequate manpower relating to Ganja Singh Ghalley's evaluation. But the IRB does not find it necessary to reverse the decision of the HIDD to award contract since difference of opinion of the Evaluation Committee and the IRB does not alter the merit or outcome of the score;
3. The complaint on inconsistent application of criteria has no merit;
4. For future contractual biddings, the HIDD can further improve and add clarity on the bidding requirements and conditions and avoid ambiguities that would be subjected to different interpretations.

| | | |
|---|---|--|
| 1. Signature of Chairman  | 2. Signature of Deputy Chair  | 3. Signature of Rinchen Dorji  |
| 4. Signature of Wangdi Gyeltshen  | 5. Signature of Kesang Wangdi  | 6. Signature of Tashi Gyalpo  |