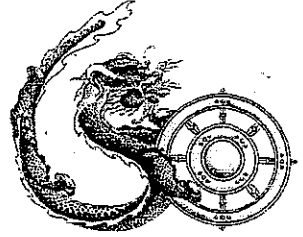


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ROYAL GOVERNMENT OF BHUTAN  
MINISTRY OF FINANCE  
TASHICHHO DZONG



DECISION OF INDEPENDENT REVIEW BODY

**Case name:** 'Construction of Obstetrics and Pediatric Building and site Development of Gyaltsuen Jetsuen Pema Mother & Child Care Hospital (GJPMCH)'

**Case Reference Number:** MoF/DNP/GPPMD/IRB 17-18 (03)

**This Independent Review Body consists of:**

Tenzin, Director, DoR, MoWHS	Chairperson
Phub Rinzin, Director, CDB	Deputy Chairperson
Kinley T Wangchuk, DG, DoIP, MoEA	Member
Tshering Dorji, Director, DPA	Member
Kinley Tenzin, Chief Attorney, OAG	Member
Wangdi Gyeltshen, GS, CAB	Member
Kesang Wangdi, DSG, BCCI	Member

**The parties and procurement under dispute are:**

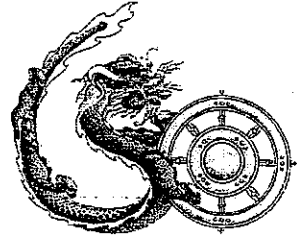
<b>Applicant</b>	Mr, vivek Vishal Rai, T- Kunzom Pvt Ltd
<b>Respondent</b>	Mr. Gyembo, Mr. N. Sreekumar and Ms. Yangchen Wangmo HIDD, DMSHI, MoH
<b>Brief Description of Procurement</b>	Construction of Obstetrics and Pediatric Building and site Development of Gyaltsuen Jetsuen Pema Mother & Child Care Hospital (GJPMCH)

Having duly conducted the review after hearing the evidences 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:



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

1. The score awarded to steel props and shutters under access to equipment was not in accordance with the principles of evaluation method as the change in the supporting documents requirement for the said requirement was not *affected in accordance with ITB 9.5 of the bidding documents*.
2. The Evaluation Committee has correctly evaluated and awarded the score on access to manpower as the TDS requirement was clearly specified in the bidding document and does not find any reason to reverse the decision of the Committee.
3. For future 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
4. The decision of Independent Review Body shall be final and binding. If the decision of the Independent Review Body is not acceptable an appeal may be made to the Court only on a question of law. In such a case, any concession granted by the Review Body shall stand withdrawn.

**In line with above and taking into account the findings of the IRB on other cases submitted for the same tender IRB decides to terminate the procurement process and orders for the respondent for re-tendering.**