



**NATIONAL INDEPENDENT REVIEW PANEL (NIRP)
PUBLIC PROCUREMENT**

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DECISION N° 003 /2012/NIRP ON TENDER N°02/F/2012-2013/IO/RNP/OB for SUPPLY OF DIFFERENT POLICE UNIFORMS AND THEIR ACCESSORIES FOR RWANDA NATIONAL POLICE IN THE YEAR 2012-2013

COMPLAINANT : UTEXRWA
AGAINST : RWANDA NATIONAL POLICE (RNP)
COMPLAINT : APPEAL AGAINST THE DECISION ON THE TENDER AWARD

1. INTRODUCTION

Pursuant to the article 70 of the Law N° 12/2007 of 27/03/2007 on Public Procurement, the members of the National Independent Review Panel (NIRP), on 16/01/2013 analysed the appeal introduced by UTEXRWA contesting the decision taken on the above tender.

2. SUMMARY OF THE COMPLAINT

UTEXRWA is contesting the test result issued to the samples which cause him the disqualification of its offer.

3. SUMMARY OF FACTS

- On 23/04/2012, RNP advertised the tender;
- On 12/07/2012, Bids were opened;
- On 16/11/2012, RNP issued the provisional notification;
- On 05/12/2012, RNP received the initial appeal from UTEXRWA;
- On 24/12/2012, UTEXRWA received the feedback from RNP on its initial appeal;
- On 11/01/2012, UTEXRWA introduced the appeal to NIRP.



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4. OBSERVATION BY THE PANEL MEMBERS

- UTEXRWA received the feedback from RNP on its initial appeal on 24/12/2012;
- NIRP received the appeal lodged by UTEXRWA on 11/01/2013, i.e 18 days after having received the feedback from RNP.

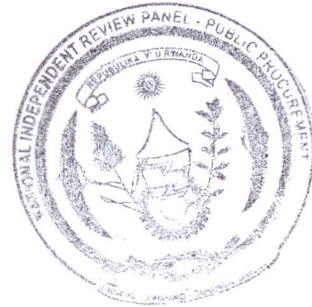
5. DECISION BY THE NIRP

Basing on the above background and observation;

Pursuant articles 69 and 70 of the Law 12/2007 of 27/03/2007 on Public Procurement, the NIRP rejects UTEXRWA's appeal due to the procedures irregularity, because it did not introduce its appeal before NIRP within seven days as provided by the law.



NSENGIYUMVA Silas
Vice Chairman of NIRP



KAZIMA Godfrey
Member



BATETA Jane
Member