

## **PUBLIC CONTRACTS REVIEW BOARD**

**Case 2074 - SPD2/2024/024 - Framework Contract for the Provision of Security Services at the Ministry for Tourism and Public Cleanliness**

**30<sup>th</sup> January 2025**

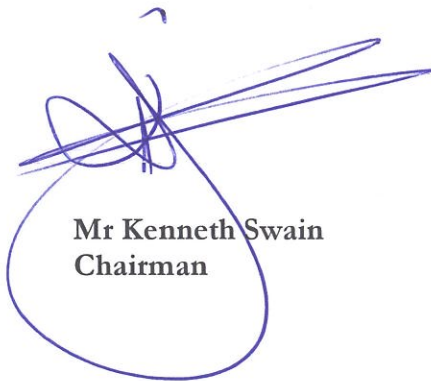
The Public Contracts Review Board, having noted the application filed by Dr Matthew Xuereb on behalf of the Ministry for Tourism and Public Cleanliness dated 29<sup>th</sup> January 2025, wherein it is stated that the Contracting Authority intends to cancel the Tender in caption.

Resolves:

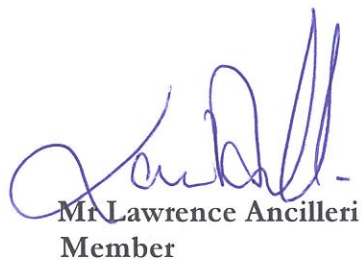
That the Board is adjourning the hearing until confirmation in writing signalling the cancellation denoted by the Contract Authority is filed in the acts of the proceedings by the Department of Contracts (DOC).

Following such filing, the Board will desist from considering any further the objection filed on 16<sup>th</sup> September 2024 by Executive Security Services Ltd and the Board will be directing that the deposit paid by the Appellant when filing the Objection will be reimbursed.

Dr Alessandro Lia on behalf of the appellant stated that he reserves his right to contest any eventual cancellation as indicated in the request which was handed a copy of at this hearing and whatever the decision of this Board may be. This should not be construed as a tacit acceptance by the appellant of the Department of Contracts (DOC) or the Contract Authority's decision to cancel the tender.



**Mr Kenneth Swain**  
**Chairman**



**Mr Lawrence Ancilleri**  
**Member**



**Dr Ing. Damien Gatt**  
**Member**

**Dr. Matthew Xuereb**

LL.B. LL.D.

51, St. Christopher's Street  
11-Belt Valletta

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Illum, 29 ta' Jannar, 2025

Lil: **Public Contracts Review Board**  
*Notre Dame Ravelin,*  
*Floriana, Malta.*

Fl-ismijiet:  
Executive Services Ltd  
vs  
Department of Contracts et

SPD2/2024/024

Tender Names: Framework Contract for the Provision of Security Services at the  
Ministry for Tourism and Public Cleanliness

Illi l-prezenti talba qeghda tigi intavolata u tirrelata mal-fatt li l-Ministeru tat-Turizmu u l-Indafa Pubblika ġie riassenjat u amalgamat ma' Ministeru ieħor u bi tmexxija ta' Ministru ġdid u dan permezz ta' deċizzjoni mill-Ufficju tal-Prim Ministru li hija datata nhar is-27 ta' Novembru 2024.

Illi jidher li s-sejha pubblika a tenur tal-'Public Hearing 491/493 - SPD2/2024/024 - Framework Contract for the provision of Security Services at the Ministry for Tourism and Public Cleanliness' m'ghadiex mehtiega u dan ghaliex bir-ri allokar tar-rizorsi, l-istess servizzi m'humiex mehtiega u huma ġia koperti.

Ghaldaqstant, jidher ċar li wara li jikkonferma tali pozizzjoni s-Segretarju Permanenti tal-istess Ministeru jidher li ser tigi mehudha d-deċizzjoni sabiex l-istess sejha tigi kancellata, naturalment bid-drittijiet tal-partijiet kollha nvoluti jibqaw inpregudikati.

Illi l-istess intiza tigi spegata ahjar fuq Artikolu 18.1 tar-Regoli Ġenerali li jisthqu is-sewgwenti:

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# Dr. Matthew Xuereb

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"The Central Government Authority/Sectoral Procurement Directorate/Contracting Authority reserves the right to accept or reject any tender and/or cancel the whole tender procedure before and after the closing established for the submission of the tenders, including instances where the financial offers submitted exceed the estimated value (budget) for the tender and/or the financial offers are deemed as economically not feasible"

Illi ghalhekk in ottemporanza mad-direzzjoni mogħtija mill-istess PCRB f'appelli relatati mal-istess servizzi l-mittenti josserva li fil-preżent qegħda tizvolġi l-proċedura ta' kancellament da parte tal-Ministeru mad-Dipartiment tal-Kuntratti.

Illi l-istess talba qegħda tiġi ippreżentata in massima kawtela versu l-proċeduri ġia avviati.



Av. Matthew Xuereb

