



REPUBLIC OF LIBERIA
PUBLIC PROCUREMENT & CONCESSIONS COMMISSION

EXECUTIVE MANSION GROUNDS, CAPITOL HILL, MONROVIA, LIBERIA
WEBSITE: www.ppcc.gov.lr EMAIL: info@ppcc.gov.lr PHONE SHORT CODE: 4357 Executive Mansion Grounds, Capitol Hill, Monrovia, Liberia



Ref. PPCC/RL/CEO/0637/25'

June 5, 2025

Dr. Louise M. Kpoto
MINISTER
Ministry of Health
Monrovia, Liberia

Dear Hon. Kpoto:

Subj: **QUERY ON REQUEST FOR "NO OBJECTION" TO USE THE SOLE SOURCE METHOD OF PROCUREMENT TO AWARD CONTRACT TO BENTHOL PHARMACY FOR THE SUPPLY AND DELIVERY OF DRUGS AND MEDICAL CONSUMABLES**

We present our compliments and wish to acknowledge receipt of your communication dated May 7, 2025, which sought the approval of the Commission for the Ministry of Health (MOH) to use the sole source method of procurement to award contract to Benthol Pharmacy for the supply and delivery of Drugs and Medical Consumable supplies at an estimated cost not to exceed four hundred thousand United States Dollars (US \$400,000.00).

The Commission upon thorough review of your request observed the following:

1. According to the Ministry of Health, the firm claimed that the drugs were under production and labeled with the Ministry of Health's logo before the cancellation. In addition, the Ministry indicated that in February 2025, the firm delivered portion of the supplies at the Central Medicine Store and that the remaining drugs are produced and ready to be shipped to Liberia;
2. According to information provided by the Ministry, the contract was cancelled due to the supplier's failure to meet the agreed delivery schedule (January 2025). However, the Ministry also indicated that a partial delivery was made in February 2025, after the contract had already been terminated;
3. The Ministry referenced Section 55 E of the PPCA, 2010 as a legal ground for its sole source request. However, this condition does not apply to the case presented by the Ministry. It is applicable only when the services required that a particular consultant be selected due to his or her unique qualifications, or when it is indispensable to continue with the same consultant, which is obviously not with the case of the MOH;
4. The budgetary allocation specified in the MOH transmittal letter for supporting the Drugs and Medical Consumables procurement items has already been fully utilized;
5. Based on market knowledge, there are several qualified, and competent suppliers capable of delivering the required services/goods

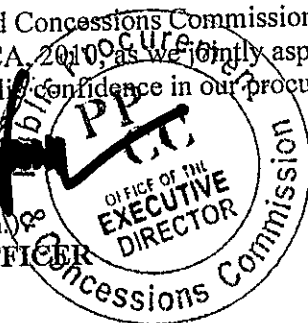
Therefore, the Commission **advises** that the Ministry clarify the circumstances under which the delivery was accepted and the legal basis or contractual arrangements that allowed for the continuation of supply following the cancellation. Additionally, the Commission requests that the Ministry of Health use an open competitive process for the supply of Drugs and medical consumables supplies and provide source of funding for the new process.

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Dr. Louise M. Kpoto

The Public Procurement and Concessions Commission admonishes and deems it a priority that you remain in compliance with the PPCA, 2010, as we jointly aspire to achieve transparency, accountability, fairness, equality and ultimately public confidence in our procurement and concessions processes.

Sincerely yours,
Bodger Scott Johnson (Mon)
CHIEF EXECUTIVE OFFICER





REPUBLIC OF LIBERIA
MINISTRY OF HEALTH

P. O. BOX 10-9009
1000 MONROVIA 10, LIBERIA
WEST AFRICA

Office of the Minister

MOH/RL/LMK-M/1111/25

May 7, 2025

Dear Hon. Johnson:

Request for No Objection to use Single Source for the Procurement of Drugs and Medical Consumables from Benthol Pharmacy

I present my compliments and herewith request the Commission's **No Objection** for the use of Single Source Selection Method for the procurement of drugs and medical supplies from Benthol Pharmacy in 2025.

Background

For your consideration, the Ministry of Health and Benthol Pharmaceuticals entered into a contractual agreement in 2023 and amended on July 17th, 2024. Unfortunately, due to some challenges, Benthol Pharmacy did not meet the required delivery schedules by January 2025, thereby resulting in the cancellation of the contract.

However, the firm claimed that the drugs were under production labelled with the Ministry of Health's logo before the cancellation of the contract. In February of 2025, the firm delivered portion of the supplies at the Central Medicine Store and indicated that the remaining drugs are produced and ready to be shipped to Liberia.

MOH Recommendation

It is against this background, the Ministry seeks your approval to use Single Source Selection for the acquisition of these drugs and medical supplies from Benthol Pharmacy using portion of the approved budgetary allocation for the Ministry of Health (budget line 0238/221805), to avoid the drugs being spilt on the local market.

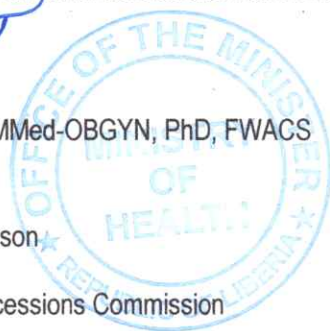
Hon. Commission, our reliance to seek no objection is in keeping with PPC Act 2010 section 55 (1) (e) which states that "*when the services require that a particular consultant be selected due to his or her unique qualifications, or when it is indispensable to continue with the same consultant*".

We appreciate your office's efforts and collaboration as it relates to improving the health sector of our country.

Sincerely yours,

Louise M. Kpoto, MD, MPH, MMed-OBGYN, PhD, FWACS
MINISTER

Honorable Bodger Scott Johnson
Chief Executive Officer
Public Procurement and Concessions Commission
Monrovia, Liberia



John Senuo
May 19/2025
TIME: 4:18PM