



# TRANSPARENCY INTERNATIONAL-PAKISTAN

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2<sup>nd</sup> June, 2018

TL18/0206/1A

Executive Engineer,  
Communication and Works Department,  
C&W Division Malakand,  
Khyber Pakhtunkhwa.

**Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules 2014, Executive Engineer, C&W Division, Malakand's E-Bidding Notice for Construction of Additional Academic Infrastructure.**

Dear Sir,

This is with reference to C&W Division, Malakand's E-Bidding Notice, published in daily "Mashriq" on 30<sup>th</sup> May, 2018. It is observed that the advertisement is in violation of the KPK Public Procurement of Goods, Works and Services Rules 2014.

As per the advertisement, no information regarding issuance of bidding documents is given for the bidders. Therefore, the advertisement is in a violation of KPPPRA Rules 2014, Rule No.33 (5). Stated as under;

*33. Bid solicitation documents. (5) Solicitation documents shall be made available to the bidders from the date of their issuance to the closing date on submission of required fee by the prospective bidder whether in person or, if so requested through an authorized request in writing. In case the request is made through courier, it shall accompany a bank draft in favor of the procuring entity including the cost of return delivery.*

The above information is forwarded for the purpose of avoiding mis-procurement charge under Rule No 54, with request to re-invite the E-Bidding notice under the prescribed procedures or issue a corrigendum and extend date accordingly.

Transparency International Pakistan is striving for across the board application of Rule of Law, which is the only way to stop corruption.

With Regards,

Justice Zia Perwez  
Former Judge of Supreme Court of Pakistan and High Court of Sindh  
Trustee- TI-Pakistan

Copies forwarded for the information with request to take action under their mandate to:

1. Chief Minister, Khyber Pakhtunkhwa.
2. Director General, NAB, Khyber Pakhtunkhwa.
3. Chief Secretary, Khyber Pakhtunkhwa.
4. Registrar, Peshawar High Court.
5. Managing Director, KPPPRA, Peshawar.



**GOVERNMENT OF KHYBER PAKHTUNKHWA  
COMMUNICATION & WORKS DIVISION MALAKAND**

**NOTICE INVITING E-BIDDING  
(Single stage single Envelope E-Bidding System)**

C&W Department, C&W Division Malakand, Government of Khyber Pakhtunkhwa invites electronic bids from eligible firms/contractors in accordance with KPPRA Procurement rules 2014 on single stage envelope procedure for the following work.

S. No	Name of Project	Estimated Cost	Required Category of PEC	Bid Security l/c Stamp Duty	Period of Completion	Last date of submission & time	Date of Opening & time
1	Construction of Additional academic infrastructure in Govt; Colleges ADP No.633/150024 SH:-GDC Totalan SH:-Pumping Machinery.	000	C-6	21850/-	As per work order	22/06/2018 at 12:00 P.M	On Same day at 12:30P.M

**(INSTRUCTIONS TO BIDDERS)**

- The Bidders shall submit through courier, 2% Bid Security sealed in envelope of the Estimated the shape of Deposit at Call (Original) before closing date and time.
- The bidders who quote their bids/rates more than Below the Engineer Estimate shall also submit an additional security sealed in envelope, through courier in form of Call Deposit equal to 8% of Estimated Cost.
- After commencement of work by the successful bidder, the additional security shall be released to contractor in four installments i.e 25% to be released after completing 25% of the project and so on. If the bidder quotes more than 10% below the Estimated cost and the bid is not accompanied by Additional Security then it shall be considered as non-responsive.
- If the performance bond or bank guarantee (whichever the case may be) is not provided by the bidder in the required period, the bid security of the defaulting bidder will be forfeited.
- Electronic Bids should be submitted electronically on or before the fixed date / time.
- Electronic bidding should be done on " (Above/Below)" system on BOQ /Engineer's Estimate and the MRS Applicable. Only two digits after the decimal point shall be considered for evaluation.
- Time allowed for completion of the work is as specified in the NIT which will start from the date of LOA.
- Any bidder who provides incorrect information shall stand disqualified and will be debarred.
- Electronic Bids will valid for Ninety (90) days.
- Successful bidder should sign the agreement with the department within twenty eight (28) days of acceptance of bid.
- Call Deposit of schedule bank shall be acceptable.
- If the evaluated electronic bid costs of two or more than bidders are equal then the successful bidder will be declared through draw.
- Electronic Bids will be displayed by Online E-Bidding System after 30-Minutes of closing time in the presence of the bidders/their representatives who chose to be present.
- The employer has the authority to reject any E-Bid or all the E-Bids assigning valid reasons.
- Bid Security 1st, 2nd & 3rd Lowest Bidders will be retained by the competent authority till award of bid.
- Those Contractors can participate in the Pumping Machinery Work who have Pumping Machinery Code (CE09)
- The Contractors whose quoted Non Workable rates submit rate analysis with cogent justification otherwise the procuring entities reserve the right to reject the bid.

**EXECUTIVE ENGINEER C&W DIVISION MALAKAND**

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**Daily Mashriq**