



# TRANSPARENCY INTERNATIONAL-PAKISTAN

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4<sup>th</sup> April, 2019

TL19/0404/1A

Executive Engineer,  
Office of Executive Engineer,  
Communication and Works Department,  
Government of Khyber Pakhtunkhwa,  
C&W Division Kohistan,  
Khyber Pakhtunkhwa.  
Telephone # 0998-407107

**Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules  
2014, Executive Engineer, C&W Division, Kohistan's E-Bidding Notice for Internal  
Electrification Work.**

This is with reference to C&W Division, Kohistan's E-Bidding Notice, published in daily "Aaj" on 30<sup>th</sup> March, 2019. It is observed that the advertisement is in violation of the KPPRA Rules 2014.

As per advertisement, 15 days of response time is not given and the last date for the submission/ opening of tenders is given as 09-04-2018, which is 4 days short. It is a violation of KPPRA Rules 2014, Rule No.34 (1). Stated as under:

**34. Response time.** - (1) *The procuring agency may decide the response time for receipt of bids or proposals (including proposals for pre-qualification) from the date of publication of an advertisement or notice, keeping in view the individual procurement's complexity, availability and urgency. However, under no circumstances the response time shall be less than fifteen days for national competitive bidding and thirty days for international competitive bidding from the date of publication of advertisement or notice.*

The above information is forwarded for the purpose of avoiding mis-procurement charge under Rule No 54, with request to re-invite the tender 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.

Justice Zia Perwez  
Former Judge of Supreme Court of Pakistan  
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, KPPRA, Peshawar.



# GOVERNMENT OF KHYBER PAKHTUNKHWA COMMUNICATION & WORKS DEPARTMENT INVITATION FOR E-BIDDINGS

Tenders are invited from the eligible Contractors Firms registered with PEC & C&W Department Khyber Pakhtunkhwa in the respective category & specialties on the basis of Single Stage Two Envelop System for the following works:-

S#:	Name of Work	Required Category of PEC	Estimated Cost	Earnest Money i/e stamp Duty	Lat date of Submission of Bid and Time	Date of Opening & Time
1	Internal Electrification of Session Judge Office Dassu, Kohistan.	C-5	0.384 (M)	9000/-	9/04/2019 upto 12:00 PM	On same day at 1:00 PM

- 2- Technical & Financial Proposals are invited for the above works from the eligible Contractor's / Firms based on Two Envelop System. The envelop marked "Technical Proposal" should contain bidders information on financial and technical aspects as in Para 3 along with bid security as per Para 6. The other envelop marked "Financial Proposal" shall contain the priced bill of quantity (BOQ) and shall be sealed in separate envelop but not limited to the following:
  - A) Detail similar nature works completed during last 05 years supported by certificate of Executing agencies concerned.
  - B) Detail personal and Machinery (Tools, Plant & Equipments etc).
  - C) Financial Soundness supported by annual audit reports.
  - D) Income Tax statement and NIT.
- 4- Bidding is open to the bidders registered with PEC and C&W Department in the relevant category with valid license up-to 29-05-2015
- 5- Tender Form & BOQ can be downloaded from the C&W Website [www.cwd.gkp.pk](http://www.cwd.gkp.pk). One day after appearance of NIT in the Newspaper as well as can be obtained From the office of under- signed during office hours.
- 6- The bid security at 2% of the bid cost in shape of call deposit pay order in the name of Executive Engineer C&W Department Kohistan be put in the Technical Proposal Envelop in case of single stage two envelops failing which both the Technical and Financial Proposals will be considered as non responsive.
- 7- Financial proposals of only those bidders will be opened who have secured passing marks in the Technical evaluation in case of S.S.T.E. The Financial Proposals of technically non-responsive bidders shall be returned un-opened to the respective bidders.
- 8- Rejection of all tender proposals: 1) Subject to approval by Head of the procuring entity the tender accepting authority may reject all tenders, proposals offers or quotations at any time prior to the acceptance of a tender, proposal offer or quotation. However before rejection of tender on basis of the bid being unworkable, the bidder shall upon request e given an opportunity to give a detailed analysis of work ability of his bid.
- 9- In case of bids below the Engineer estimate BOQ on Market Basis, the contractors / bidders shall deposit additional bank guarantees, as prescribed to firm up their bids. Further in lieu of a bank guarantee, an equivalent insurance coverage of a company having at least AA rating from PACRA/JCR shall also be acceptable from contractors bidders quoting up to 10% below on Engineer estimates BOQ while bank guarantees shall be obtained from contractors / bidders quoting more than 10% below on Engineer estimates / BOQ, the guarantees will be discharged on the expiry of the defect liability period of the contracts.
- 10- Any bid based on rate above / below on item rate BOQ / Contracts shall be termed as defective / non-responsive.
- 11- For the bids less than the estimated cost in NIT, the bidders shall have to deposit Additional sum equal to 8% of tender price in shape of call deposit in the name of Executive Engineer C&W Department Kohistan as prescribed Firm up their bidding, in case of failure in depositing the Additional Security by the lowest bidders, the 2% earnest money already deposited by him will be forfeited in favour of Government and the 2nd lowest bidders & soon will be asked to deposit additional security and the defaulting bidders will be recommended for black listing in addition to the forfeiture of the earnest money.
- 12- Bidding document comprising of Technical and Financial Proposal sealed in separate envelop should reach up to 12:00 PM on dates mentioned above, through courier service. Bids delivered by hand will not be accepted. The delay in the delivery of the tender documents will be the responsibility of the bidders.
- 13- Bidding shall be done on item rate system, bidders should fill their own rate amount in the blank columns against each item of the BOQ. Only two figures after the decimal point of item rate shall be considered for evaluation purpose.
- 14- Any other information can be obtained from office of the under-signed on any working day during office hours. A pre bid meeting will be held in office of the under-signed on 29/5/2015 for clarification of bidding documents / evaluation criteria and other related information regarding the project.

Also available on  
[www.khyberpakhtunkhwa.gov.pk](http://www.khyberpakhtunkhwa.gov.pk)

**EXECUTIVE ENGINEER  
C&W DIVISION KOHISTAN  
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Say No to  
Corruption / Drugs  
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