



P E D O

PAKHTUNKHWA ENERGY DEVELOPMENT ORGANIZATION
Government of Khyber Pakhtunkhwa Peshawar



No. 384 /PEDO/PD/MMHP/ADD
Dated, Peshawar the: 10/5/2017.

To

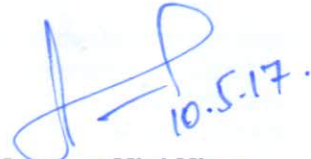
Mr. Suhail Muzaffar,
Chairman Transparency International, Pakistan.

Subject: **VOILATION OF KPPRA GOODS, WORKS, SERVICES RULES 2014, MANAGER MINI/MICRO HPPS PEDO PESHAWAR TENDER NOTICE FOR MISCELLEANOUS EQUIPMENTS**

I am directed to refer to your letter No. TL17/0405/11A dated 04-5-2017 received on 09-05-2017 on subject cited above and to state that we appreciate your struggles and efforts to stop corruption through spreading awareness of laws and policies and timely intimations to procuring entities to avoid miss procurements in goods, services and works.


Further with reference to your query about the violation of KPPRA Rules-2014 in our subject Tender Notice, it is submitted humbly that KPPRA has now allowed and given right to the procuring entity to vary (increase or decrease) the quantities at the time of the contract award as per clause 29 page 19 of the KPPRA Standard Bidding Documents for Goods notified vide notification No. KPPRA/M&E/SBDs/1-1/2015 dated Peshawar the May 03, 2016. (Copy attached).

Therefore its humbly requested to please consider our this submission in reply to your query as agreeable please to proceed further in the matter.


10.5.17.
Manager-Mini Micro
PEDO-Peshawar

C.C:

1. CEO, PEDO, Peshawar.
2. Director F&A, PEDO, Peshawar.
3. Project Director- Mini Micro, PEDO, Peshawar.


Manager-Mini Micro
PEDO-Peshawar

- 26.2 Any effort by a Bidder to influence the Procuring agency in its decisions on bid evaluation, bid comparison, or contract award may result in the rejection of the Bidder's bid.



F. Award of Contract

27. Post-qualification


- 27.1 In the absence of prequalification, the Procuring agency will determine to its satisfaction whether the Bidder that is selected as having submitted the lowest evaluated responsive bid is qualified to perform the contract satisfactorily, in accordance with the criteria listed in ITB Clause 13.3.
- 27.2 The determination will take into account the Bidder's financial, technical, and production capabilities. It will be based upon an examination of the documentary evidence of the Bidder's qualifications submitted by the Bidder, pursuant to ITB Clause 13.3, as well as such other information as the Procuring agency deems necessary and appropriate.
- 27.3 An affirmative determination will be a prerequisite for award of the contract to the Bidder. A negative determination will result in rejection of the Bidder's bid, in which event the Procuring agency will proceed to the next lowest evaluated bid to make a similar determination of that Bidder's capabilities to perform satisfactorily.

28. Award Criteria

- 28.1 Subject to ITB Clause 30, the Procuring agency will award the contract to the successful Bidder whose bid has been determined to be substantially responsive and has been determined to be the lowest evaluated bid, provided further that the Bidder is determined to be qualified to perform the contract satisfactorily.



29. Procuring agency's Right to Vary Quantities at Time of Award

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- 29.1 The Procuring agency reserves the right at the time of contract award to increase or decrease, by the percentage indicated in the Bid Data Sheet, the quantity of goods and services originally specified in the Schedule of Requirements without any change in unit price or other terms and conditions.

30. Procuring agency's Right to Accept any Bid and to Reject any or All Bids

- 30.1 The Procuring agency reserves the right to accept or reject any bid, and to annul the bidding process and reject all bids at any time prior to contract award, without thereby incurring any liability to the affected Bidder or bidders or any obligation to inform the affected Bidder or bidders of the grounds for the Procuring agency's action.

31. Notification of Award

- 31.1 Prior to the expiration of the period of bid validity, the Procuring agency will notify the successful Bidder in writing by registered letter or by cable, to be confirmed in writing by registered letter, that its bid has been accepted.