



TRANSPARENCY INTERNATIONAL-PAKISTAN

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12th November, 2018

TL18/1211/2A

Assistant Director,
Local Government and Rural Development Department,
Government of Khyber Pakhtunkhwa,
Dir lower,
Khyber Pakhtunkhwa.

**Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works
and Services Rules 2014, Assistant Engineer/ Assistant Director, Local
Government and Rural Development Department, Dir Lower's Tender Notice
for PCC Road Works.**

This is with reference to LG & RDD, Dir lower's Tender Notice, published in daily "Mashriq" on 9th November, 2018. It is observed that the advertisement is in violation of the KPPPRA Rules 2014.

As per the advertisement, the tender closing date is on 21-11-2018, while the tender opening is on 23-11-2018. Therefore, the advertisement is in violation of KPPPRA Rules 2014, Rule No.37 (6). Stated as under;

37. Submission of bids and bid opening: — (6) All announcements pertaining to public procurement shall specify the last date for submission of bids as well as the public bid opening which shall be the same.

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 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.



LOCAL GOVT & RURAL DEVELOPMENT DEPARTMENT DIR LOWER
NOTICE INVITING E-BIDDING
DISTRICT ANNUAL DEVELOPMENT PROGRAM 2017-18 CARRIED
OVER TO 2018-19

Sealed tender based on MRS 2017 for the flowing District ADP Dir Lower Schemes are hereby invited from Government contractors enlisted with LG&RDD/PEC and having registration/enlistment renewal for the year 2018-19 as schedule below.

WORK NO	WORK NAME	Estimated Cost (In M)	2%EARNEST MONEY (RS)	TENDER CLOSING DATE & TIME	TENDER OPENING DATE & TIME	LOCATION
1	PCC ROAD KASS KHEMA VC KHEMA BALAMBAT	0.80	16000	21/11/2018 @ 10:00 am	23/11/2018 @ 12:00 am	AD OFFICE
2	PCC ROAD KHEMA GRAVEYARD VC KHEMA UC BALAMBAT	0.40	8000			AD OFFICE
3	PCC ROAD OF MADRASSA (TAFEEZ UL QURAN LAIL BANAT) KHADAGZAI	1.00	20000			AD OFFICE
4	DWSS/DUG WELL GRAN SAEED KORONA VC FAZILI ABAD TIMERGARA	0.50	10000			AD OFFICE

Terms and conditions :-

- All the bidding will be through E-bidding system. Tender form and BOQ can be filled and downloaded by the original contractor available on the official website LG & RDD. DG Office (www.lgkp.gov.pk) Khyber Pakhtunkhwa after one day publishing of NIT in newspaper.
- The Contractors are required to fill the tender form and BOQ online and submit a hard copy of the same tender to the office of the Assistant director LG & RDD Dir lower, the original and duplicate copies of tendered documents clearly marked as original and duplicate in the name of Assistant director LG & RDD respectively (seal one envelope) must be submitted to the office of Assistant director LG & RDD Dir lower. The document must reach office upto fixed date and time as mentioned.
- The following documents must be attached with bids:
 - Enlistment and renewal copy LG & RDD for the year 18-19.
 - Photocopy of CNIC
 - Power of Attorney (if applicable)
 - Pakistan Engineering Council (PEC)
- Tender documents of bidders if found bogus / false documents will be rejected and their registration shall stand cancelled / black listed in addition of forfeiture of earnest money and security amount (if any)
- No Tenders are acceptable through Fax/by hand. Sealed bids sent through registered mail /courier services should reached upto the specified time and date. The contractor or his representative may be present at the time of opening of tender.
- Any contractor/firm are bound to mention rates as per notification No KPPRA/M&E/Estt:/1-5/2016"above / below system"
- The contractors who quote their rates more than 10% below the engineers estimate shall submit an additional security in the form of call deposit equal to 8% of estimated cost after commencement of work by successful bidder 8% call deposit may be replaced with bank guarantee of the same amount from scheduled bank.
- 8% additional security of the successful bidder shall be forfeited in case the successful bidder repudiates the contract or fails to submit the performance guarantee.
- The procuring entity shall evaluate the difference b/w the quoted rates by the lowest bidder and second lowest bidder on basis of the general principle of economy. If the difference is more than forfeited amount of additional security of successful bidder the contract shall not be awarded to the second lowest bidder and the procuring opportunity shall be advertised afresh keeping in view general principle of public procurement as enshrined under section of KPPRA Act 2012. (Reference KPPRA Notification No.KPPRA/M&E/Estt:/1-13/2017-18)
- The contractors who offer their bids online but do not send the hard copies or incomplete/defective documents will be debarred from tendering process of Directorate General LGRDD in the future and their case will also be send to the competent forum for blacklisting.
- In the case the bid becomes a tie the contractor shall be decided through a free toss which shall be binding and final.
- The time Limit of each work shall be as per work order issued to successful bidder. Contractor will have to start work within 15 day's time period after the issue work order failing which the work will be cancelled and security/additional security (any) will be forfeited.
- All federal and provincial duties / stamp duty and taxes including sales tax recoverable as per direct use of the government issued from time to time.
- The procuring entity may reject any or all bids after communicating the reason for rejection at any time period the award contract.
- Any addition made in term and condition in the NIT advertised in newspaper implemented as per KPPRA rules.
- If contractor/firm quotes their Bid more than 30% they have to submit Rate analysis within two days with concern Sub Engineer.
- As per KAPPRA notification No.KAPPRA/M&E/ESTT:1-12/2017-18 the bid security of the invited bidder shall submitted in shape call deposit receipt from the account of concerned contractor, no pay order are acceptable.
- All bidders are required to be registered with the khyber pakhtunkhwa revenue authority, established under the khyber pakhtunkhwa finance Act.2013 (khyber pakhtunkhwa Act No XXI of 2013), for works, consulting and non-consulting services as listed in scheduled-II of the Act I bid.

ASSISTANT ENGINEER LG & RDD DIR LOWER
ASSISTANT DIRECTOR, LG & RDD DIR LOWER

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