



PROVINCIAL ASSEMBLY OF KHYBER PAKHTUNKHWA

No.PA/Khyber Pakhtunkhwa/Accounts/2016/

Dated Peshawar, the 16/06/2016 18814

Ph#091-9210202 Fax# 091-9210241

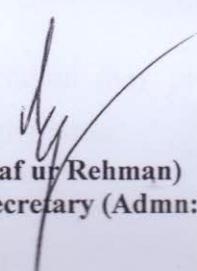
To

Mr. Sohail Muzzaffar,
Chairman, Transparency International Pakistan.

Subject: - **PROCUREMENT OF M & R SERVICES FOR HVAC SYSTEM.**

I am directed to refer to your letters NO. TL16/1006/5A dated 10th June, 2016 invoking Section 33.3 and 47 of the Khyber Pakhtunkhwa Public Procurement of Goods, Works and services Rules 2014 and to say that according to the floated advertisement in the press for procurement of services as also mentioned in your letter, the **Section-33.3** of the rules ibid does not apply on this procurement because these are non-consulting services, however, regarding **Section-47** (Rejection of bids), the typing error has been made and the same would be corrected through corrigendum. (Photo copy enclosed). Moreover, as per commitment of the information department of Khyber Pakhtunkhwa it would be published before the opening date of the tenders.

We are looking forward for your guidance and cooperation in the best interest of public and ensuring transparency and good governance in this Secretariat.


(Mian Altaf ur Rehman)
Deputy Secretary (Admn:)

MOST IMMEDIATE



PROVINCIAL ASSEMBLY OF KHYBER PAKHTUNKHWA

No.PA/Khyber Pakhtunkhwa Accounts 2016 **1885**

Dated Peshawar, the 16 /06/2016

To

The Director,
Information Department, Khyber Pakhtunkhwa,
Peshawar.

Subject: - **CORRIGENDUM.**

Dear Sir,

I am directed to refer to this Secretariat Tender Notice No.INF(P) 2794 dated 09/06/2016 published in the daily newspapers i.e. Daily Mashriq and to say that some correction is required to be rectified by issuing this corrigendum to be published in the newspapers.

It is, therefore, requested that the enclosed corrigendum may please be floated in the press in Two Newspapers (English+Urdu) on most priority basis.

Yours faithfully,

(MIAN ALTAF UR REHMAN)
DEPUTY SECRETARY (ADMN:)

PROVINCIAL ASSEMBLY OF KHYBER PAKHTUNKHWA.

CORRIGENDUM

This Secretariat had floated a tender vide INF (P) 2794 for Maintenance and Repair of HVAC System and Air Conditioners etc, published in the daily Mashriq date 09-06-2016, which has been published erroneously , Serial (V) of the Terms & Conditions may be read as follow:

“The Competent Authority, reserves the right to reject any or all the tenders under rule 47 of “Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014”.

جناب ڈائریکٹر انفارمیشن صاحب، خیبر پختونخوا پشاور۔

بحوالہ اشتہار نمبر INF(P)2794 جو کہ روزنامہ مشرق مورخہ 09/06/2016

شائع ہو چکا ہے اس میں درج ذیل شرائط میں تبدیلی کی جاتی ہے جس کو شائع کیا جائے وہ یہ کہ،
کہ شرائط و ضوابط کی سیریل نمبر (v) کو یوں پڑھا جائے۔

مجاز اتھارٹی کو یہ اختیار حاصل ہے کہ وہ کوئی ایک یا تمام ٹینڈر خیبر پختونخوا پبلک پروکیورمنٹ
آف گڈز، ورکس اور سروسز رولز 2014 کے تحت مسترد کر سکتے ہیں۔



TRANSPARENCY INTERNATIONAL-PAKISTAN

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Website: www.transparency.org.pk

10th June, 2016

TL16/10065A

Deputy Secretary (Admin),
Provincial Assembly,
Khyber Pakhtunkhwa.

Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules 2014, Deputy Secretary (Admin), Provincial Assembly, Khyber Pakhtunkhwa's Short Tender Notice for Maintenance and Repair Contract for HVAC 460 Tones Systems with Split Air Conditioners.

Dear Sir,

This is with reference to Provincial Assembly, Khyber Pakhtunkhwa's Short Tender Notice, published in daily "Mashriq" on 9th June, 2016. It is observed that the advertisement is in violation of the KPK Public Procurement of Goods, Works and Services Rules 2014.

1. As per advertisement, no information regarding issuance of bidding documents is given for the bidders. Therefore, the advertisement is in a violation of KPPRA 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.*


✓ 2. Also, "The competent authority has the right to reject any one or all tenders without assigning any reason". It is not complying with KPPRA Rules 2014, Rule No.47 (1), which requires that reason should be communicated to bidders. Stated as under;

47. Rejection of bids: - (1) The procuring agency may reject all bids or proposals at any time prior to the acceptance of a bid or proposal. The procuring agency shall upon request communicate to any supplier or contractor who submitted a bid or proposal, the grounds for its rejection of all bids or proposals, but is not required to justify those grounds.

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.

With Regards,


Sohail Muzaffar
Chairman

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.

