



17th August, 2019

TL19/1708/4A

Executive Engineer,
Office of Executive Engineer,
Public Health Engineering Division,
Govt. of Khyber Pakhtunkhwa,
Malakand at Batkhela, Khyber Pakhtunkhwa.
Ph. No. 0932- 413028

Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules 2014, Executive Engineer, Public Health Engineering Division, Malakand at Batkhela's Tender Notice for Repair & Maintenance.

This is with reference to PHE Division, Malakand at Batkhela's tender notice published in daily "Jang" on 11th August, 2019. It is observed that the advertisement is in violation of the KPPPRA 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 20-08-2018, which is 6 days short. It is a violation of KPPPRA 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.

Dr. Justice (R) Ghous Muhammad
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.



PUBLIC HEALTH ENGINEERING DIVISION DEPARTMENT NOTICE INVITING TENDERS E-BIDDING

(Single Stage Single Envelope E-Bidding System)

PHE Department Public Health Engineering Division Malakand at Batkhela District 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 works.

Required Category of PEC for A (1) & B (1) is CE-09,ME,06, EE,04, EE,11 and certificate from Electrical Inspector. Local workshop with skilled representative. For other work CE-09 is required.

Sl No	Name of Work	Estimated Cost	Bid Security 2% with stamp duty.
A)	REPAIR & MAINTENANCE OF AM&R WATER SUPPLY SCHEMES IN PHE SUB DIVISION BATKHELA FOR THE YEAR 2019-20.		
1	REPAIR OF ANNUAL ELECTRICAL & MECHANICAL WORK.	5000000	106250
2	REPAIR OF ANNUAL CIVIL WORK.	4000000	86250
B)	REPAIR & MAINTENANCE OF AM&R WATER SUPPLY SCHEMES IN PHE SUB DIVISION DARGAI FOR THE YEAR 2019-20.		
1	REPAIR OF ANNUAL ELECTRICAL & MECHANICAL WORK.	3000000	66250
2	REPAIR OF ANNUAL CIVIL WORK.	3000000	66250

INSTRUCTIONS TO BIDDERS.

(Single Stage Single Envelope E-Bidding System).

- 1) The Bids shall be submitted electronically through E-Bidding on or before the fixed date/time.
- 2) The Bidder shall submit the bids with requisite documents through courier including 2% Bid Security of the estimated cost + stamp duty in the shape of call deposit (original) in sealed envelope before closing date and time.
- 3) The bidders who quote their bids/rates less than 10% below the Engineer's estimate shall also submit an additional security in sealed envelope through courier in the form of call deposit equal to 8% of the Estimated Cost. In case the bid is not accompanied by the additional security then bid shall be considered as non-responsive.
- 4) Tenders shall be opened on advertised date and time in the presence of bidders or their representatives who may like to attend the session. In case of any unforeseen reasons, public holiday, unrest or force majeure on the bid submission/opening date, the tender shall be opened on the next working day at the same place and time.
- 5) The original and all copies of the bid shall be typed or written in indelible ink and shall be signed by a person or persons duly authorized to sign (Form H shall be attached if applicable). All pages of the bid / tender documents shall be initialed and official seal be affixed by the person or persons signing the bid.
- 6) The bid security shall be forfeited if a bidder withdraws his bid, within the validity period thereof or, in the case of a successful bidder, who repudiates the contract or fails to furnish performance security.
- 7) All Federal and Provincial duties/stamp duty/taxes including sales tax & KPPRA tax will be recoverable as per directives of the Government issued from time to time.
- 8) Electronic bids will be valid for Ninety (90) days from the closing date of bids.
- 9) Call deposit of Scheduled Banks shall be acceptable. No Bank cheque or pay order shall be acceptable.
- 10) If any document submitted along with bid documents found false/bogus the registration of the Contractor/Firm shall stand cancelled, Debarred & black listed.
- 11) Any disfiguring / over writing, manipulation in the tender shall be liable to rejection.
- 12) Only the first two figures after decimal of the rate will be considered for evaluation of the bid.
- 13) Incomplete, conditional bid without 2% of earnest money, stamp duty & additional security (if applicable) shall be considered as non-responsive.
- 14) Successful Bidder should sign the agreement with the department within Twenty Eight (28) days after acceptance of bid.
- 15) If the evaluated electronic bid costs of two or more than two bidders are equal then the successful bidder will be declared through draw.
- 16) The employer reserves the authority to reject any E-bid or all the E-bids assigning valid reason as per B&R Code & KPPRA Rules.
- 17) Bid security of 1st, 2nd & 3rd bidders will be retained by the employer till the approval of bids.
- 18) Bidding documents including instructions to Bidders can be downloaded prior to Opening Date from PHE Web Site, (www.pheadko.gov.pk).
- 19) Last date & Time of submission of Bid is 20/08/2019 at 12:00 PM, which will be opened on same day at 02:00 PM, in presence of the contractors or their authorized representative, if any.
- 20) "All bidder are required to be registered with the Khyber Pakhtunkhwa Revenue Authority, enlisted under the Khyber Pakhtunkhwa Finance Act 2013 (Khyber Pakhtunkhwa Act No.XXI of 2013) for works, consulting and non-consulting services as listed in schedule-II of the Act Ibid".
- 21) The contractor who quoted rate less than 15% below on engineer estimate shall produce analysis of rates of each item along-with the bid. Those who fail to do so, their bids shall be considered as non-responsive.

Executive Engineer, Public Health Engineering Division
Malakand at Batkhela, Phone No. 0932-413028

HW/P/347@18