



TRANSPARENCY INTERNATIONAL-PAKISTAN

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24th January, 2019

TL19/2401/5A

Divisional Forest Officer,
Lower Dir Forest Division,
Timergara, Khyber Pakhtunkhwa.
Telephone # 0945-9250105

Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules 2014, Divisional Forest Officer, Lower Dir Forest Division, Timergara's Tender Notice for The Billion Tree Afforestation Project

This is with reference to Forest Division, Timergara's Tender Notice, published in daily "Express" on 21st January, 2019. It is observed that the advertisement is in violation of the KPPRA Rules 2014.

1. As per terms and condition No. 7, "The Quantity can be increase or decrease", whereas any change in tender conditions, specifications and quantity after bid opening by procuring agency is not allowed under Rules. However, according to KPPRA Rules 2014, No.10, repeat orders cannot exceed more than 15% of the original quantity. Stated as under;

10. Alternate methods for procurement of goods.--- A procurement entity may use the following alternative methods for procurement of goods, namely:

(c) a procurement entity shall only engage in alternate method if the following conditions exist, namely:

(i) repeat orders within a period of six months:

Provided that it does not exceed fifteen percent of the original contract value;

2. Also, the tender submission date is given as 15-02-2019, while the tender opening date is given as 18-02-2019. Therefore, the advertisement is in violation of KPPRA 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, KPPRA, Peshawar.

