



TRANSPARENCY INTERNATIONAL-PAKISTAN

4-C, Mezzanine Floor, Khayaban-e-Ittehad, Phase VII,
Defence Housing Authority, Karachi.
Tel: (92-21) 35390408, 35311897-8,
Fax: (92-21) 35390410
E-mail: ti.pakistan@gmail.com
Website: www.transparency.org.pk

28th February, 2019

TL19/2802/7A

Assistant Director,
Local Government & Rural Development Department,
District Mardan,
Khyber Pakhtunkhwa.

Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules 2014, Assistant Engineer/ Assistant Director, LG & RDD, Mardan's Tender Notice for Construction/ Rehabilitation and Additional Work.

This is with reference to LG & RDD, Mardan's Tender Notice, published in daily "Mashriq" on 25th February, 2019. It is observed that the advertisement is in violation of the KPPRA Rules 2014.

As per advertisement, 15 days of response time is not given and the last date for submission/ opening of tender is on 07-03-2019, which is 4 days short. It is violation of KPPRA Rules 2014, Rule No.13 (1). Stated as under:

13. 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.

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.



OFFICE OF THE ASSISTANT DIRECTOR.
LOCAL GOVT. & RURAL
DEVELOPMENT DEPARTMENT MARDAN.

NOTICE INVITING RE E-TENDER

E-tender Notice recording development schemes of ADP 844 (140345)(2017-18)

Regarding of Roads selected Districts of Khyber Pakhtunkhwa.

Sealed tenders based on MRS-2017 for below mentioned works are hereby invited from approved contractors/firms, who have renewed their registration in the Local Govt. & Rural Development Department for the year 2018-19.

#	Name of work	Estimated cost (In Million)	E/money (2%)	Closing date/place	Opening date/place	Completion period
Dev schemes at pk-26(54) District Mardan.						
1	Construction/Rehabilitation of Rural Road at Saro Shah Kaly UC Saro Shah, PK-26	6.0	120000	AD LG&RDD Mardan 07-03-2019 (12:00 PM)	AD LG&RDD Mardan 07-03-2019 (2:00 PM)	As per work order
2	Construction/Rehabilitation of Rural Road at Shah Rasool Kaly UC Jehangir Abad, PK-26	6.0	120000	-do-	-do-	-do-
3	Construction/Rehabilitation of Rural Road at Bear Kaly UC Jehangir Abad, PK-26	5.0	100000	-do-	-do-	-do-
4	Construction/Rehabilitation of Rural Road at Jrande kaly UC Saro Shah, PK-26	6.0	120000	-do-	-do-	-do-
5	Construction/Additional Work at UC Naray & UC Kost Jhongara, PK-26	2.8	56000	-do-	-do-	-do-

Terms and conditions.

- All the bidding will be through E-Bidding system tender form and BOQ can be filled and download by the original contractor available on the website of LG&RDD, DG Office (www.lgkp.gov.pk) Khyber Pakhtunkhwa after one day of publishing of NIT in newspaper.
- The contractors are required to fill the tender form and BOQ online and submit the hard copy of the same tender to the concerned AD office. The original and duplicate copies of tender documents clearly marked as original and duplicate in the name of Assistant Director LG&RDD Mardan (sealed in one envelope) must be submitted to the Assistant Director Office Mardan. The tender documents must reach this office to fix date and time as mentioned.
- The following documents must be attached with bids.
 - Photo copy of updated renewal of enlistment in DG Local Govt. & Rural Development Department Khyber Pakhtunkhwa.
 - Photo copy of registration with Pakistan Engineering Council (PEC) valid up to the date of current calendar year.
 - Photo copy of Computerized National Identity Card (CNIC).
- If any document submitted along with bid documents found false / bogus the registration of the contractor / firm shall stand cancelled / black listed in addition to forfeiture of earnest money and security amount (if any).
- Tender and copy of call Deposits received through Fax or by hand will not be acceptable. 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 bidder who quotes their rates more than 10% below should submit a call deposit equal to 8% of the estimated cost as additional security. In case, the bidder quotes more than 10% below on the Engineer estimate and the bid is not accompanied with the additional security then the bid will be considered as non-responsive and the 2nd lowest bidder and so on will be considered accordingly.
- The time limit of each work shall be as per work order issued to successful bidder as the contractor will have to start the work within fifteen days, time period after issuance of work order failing which the contract will be cancelled and the security/additional security will be forfeited and the same will be awarded/re-tendered as per KPPRA Notification No.KPPRA/M&E/Estt:/1-13/2017-18 Dated 8th June 2018.
- In case bids become tie the award of contract shall be decided through a free toss which shall be binding and final.
- All Federal and provincial duties / stamp duty / taxes including sales tax will be recoverable as per directives of the Government issued from time to time.
- The procuring entity reserves the right to reject any bid by assigning cogent reasons.
- Any addition made in terms and condition in the NIT advertised in the Newspaper will be implemented as per KPPRA rules.
- All tests shall be carried out by the contractor at his own cost, when and where the procuring entity recommends for the purpose of insuring qualitative work.
- The person whose name exists in Form H/Partnership Deed will only be entitled to sign the tender form, BOQ and all other contract documents, no other signatory shall be entitled as Bidder.
- 2% Earnest money and 8% additional security (if any) in shape of CDR should be in the name of AD LG&RDD Mardan Moreover Pay order is not acceptable as per KPPRA Notification No. KPPRA/M&E/Estt:/1-12/2017-18 dated 05th April, 2018.
- All bidder are required to be registered with the Khyber Pakhtunkhwa revenue authority (KPR), established under the Khyber Pakhtunkhwa finance Act, 2013 (KPK Act No. XXI of 2013), for works, consulting and non-consulting services as listed in schedule II of the Act ibid.
- In case of any dispute or grievances of the bidders, the decision will be made as per section-35 of KP procurement Act-2012.
- The contractors who offered their bids online but do not send the hard copies of incomplete/defective documents, will be debarred from tendering process of District General LG&RDD in the future and their case will also be sent to the competent forum for blacklisting.

Assistant Engineer, LG&RDD Mardan.
Assistant Director, LG&RDD Mardan.

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