



TRANSPARENCY INTERNATIONAL-PAKISTAN

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29th May, 2017

TL17/2905/3A

Director General,
Peshawar Development Authority (PDA),
Khyber Pakhtunkhwa.

Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules 2014, Deputy Director (R/M), PDA, Hayatabad's E-Tender Notice for Improvement and Maintenance Work.

Dear Sir,

This is with reference to PDA, Hayatabad's E-Tender Notice, published in daily "The News" on 27th May, 2017. It is observed that the advertisement is in violation of the KPK Public Procurement of Goods, Works and Services Rules 2014.

As per the advertisement, the tender submission date is given as 12-06-2017 while the tender opening date is given as 13-06-2017. 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 E-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, KPPPRA, Peshawar.

 PESHAWAR DEVELOPMENT AUTHORITY NOTICE INVITING E. TENDERS								
Sealed bids on the basis of "single stage two envelopes system" Under Rule 14 (2)(b) of KPPRA Rules 2014, are hereby invited from the contractors/ firms whose Registered with Pakistan Engineering Council (PEC) for the year 2016-17 having sufficient experience in the field of works given below, on percentage above/below on the BOQ/Engineer cost estimate for the following works.								
S#	Name of Work	Required Category of PEC	Estimated Cost (Rs. in million) upto 250 million	Bid Security/ Earnest Money	Bidding documents fee	Date & Time Submission of Bids (Technical & Financial Proposals)	Date & Time of Opening (Technical Proposals/ Bids)	Time Limit
1	Improvement of Roads at Hayatabad Phase-3,4,5 Peshawar	C-5 & above	39.99 Million	2% of the bid cost	5000/-	12-06-2017 12:00 PM	13-06-2017 10:00 AM	As per work order
2	Improvement of Roads at Hayatabad Phase-1 Peshawar	C-5 & above	32.13 Million	2% of the bid cost	5000/-	12-06-2017 12:00 PM	13-06-2017 10:30 AM	As per work order
3	Improvement of Roads at Hayatabad Phase-7 Peshawar (Stage-I)	C-5 & above	39.84 Million	2% of the bid cost	5000/-	12-06-2017 12:00 PM	13-06-2017 11:00 AM	As per work order
4	Improvement of Roads at Hayatabad Phase-7 Peshawar (Stage-II)	C-5 & above	39.42 Million	2% of the bid cost	5000/-	12-06-2017 12:00 PM	13-06-2017 11:30 AM	As per work order
5	Improvement of Roads at Hayatabad Phase-6 Peshawar	C-5 & above	35.63 Million	2% of the bid cost	5000/-	12-06-2017 12:00 PM	13-06-2017 12:00 PM	As per work order
6	Improvement of Roads at Hayatabad Phase-2 Peshawar (Stage-I)	C-5 & above	21.80 Million	2% of the bid cost	5000/-	12-06-2017 12:00 PM	13-06-2017 12:30 PM	As per work order
7	Name of Work: Maintenance of G.T Jamrud Road (N-5) Peshawar	C-6 & above	1.36 Million	2% of the bid cost	1000/-	12-06-2017 12:00 PM	13-06-2017 12:30 PM	As per work order
8	Improvement of Roads at Hayatabad Phase-2 Peshawar (Stage-II)	C-5 & above	24.73 Million	2% of the bid cost	5000/-	12-06-2017 12:00 PM	13-06-2017 01:00 PM	As per work order
Terms & Conditions 1. Tender/Bidding documents for works will be issued to only those construction firms/Contractor who fulfill the eligibility criteria. Tender Bidding documents including Tender Form and Bill of Quantity (BOQ) can be downloaded up to 1-day prior to the opening date from PDA website, www.pda.gkp.pk 2. 2% (two percent) earnest money/bid security of the quoted bid cost must be accompanied in shape of Bank Guarantee or Call Deposit or Pay Order in name of the Director General, Peshawar Development Authority Peshawar, from schedule banks in accordance with the Rule 20(2) of KPPRA Rules 2014 and subsequent amendments (if any). An affidavit to the effect stating that 2% bid security/earnest money has been placed in Financial Proposals/Bids must be attached in the Technical Proposals. 3. The submission of Bids by the contractors implies that they are fully conversant with the site of work, scope of work and terms conditions laid down in the tender / Bid documents. 4. The eligible contractor / firms are required to submit their Bids for each work in separate sealed envelopes i.e. one envelope containing "Technical Proposals" of the contractor / firm, clearly marked as "Technical Bid" accompanied with respective bidding documents fee, while the second envelope containing Financial proposals, bid price, clearly marked as "Financial Proposal". Both Technical and Financial proposals/ Bids will be placed in single sealed envelope and addressed & sent to the undersigned through courier service. The bids received late shall not be entertained. 5. Technical proposal must be numbered & a table of contents inserted at beginning of the proposal showing the contents of the proposal according to the numbered pages. All pages of the Bids shall be signed by the bidder & seal be affixed along with the signature/initials. 6. Technical Proposals / Bids will be opened in the office of undersigned in the presence of contractors/their representatives who choose to attend on the day and time mentioned above. In case if Technical Bids/Proposals are not opened on the above mentioned date due to unforeseen reasons these shall be opened on the next working date at the same place & time. 7. The "Technical Proposals /Bids" of the firms / contractors will be evaluated in accordance with laid down evaluation criteria based on the following documents to be provided in the Bidding document meant for submission of Technical Proposals. i) Detail of projects of similar nature related to the above mentioned work undertaken by the firm in the last 5-years (in hand / completed) supported by documentary evidence such as work orders / completion reports in original or attested copies. ii) Financial status, Bank Balance & Certificate from the schedule bank for the last 3-years. iii) The Income Tax Certificate / NTN from the concerned Department showing Tax Payments regarding works / projects executed during last 3-years. iv) Details of Technical Staff for the proposed project, duly supported by attested credentials. v) A certificate that there is no dispute of the firm with any department involved litigation / arbitration on the left over / incomplete projects. vi) An affidavit is required to be provided with the technical bid regarding attachment of the bid security in the shape of Bank Guarantee or Call Deposit with the Financial Bid. vii) The firms / contractors having their own asphalt plant, paver machine and other related machinery. 8. Only up to two decimal digits (0.00) will be considered for evaluation of the quoted bid. If any document submitted along with bid documents found false / Bogus the registration of the contractor / firm shall stand cancelled / blacklisted. Conditional / incomplete bids shall not be acceptable. 9. The "Financial Bids / Proposals" of only technically responsive qualified bidders will be opened after evaluation of Technical Bids in the presence of bidders / their representative (who may like to attend) in the office of the undersigned by the Tender Opening Committee of PDA on the date & time to be notified later on whereas the "Financial Bids" of technically non responsive bidders shall be returned unopened to the respective contractors. 10. The contractors / bidders who quote their bids / rates more than 10% below the Engineer's estimate shall submit an Additional Security in the form of call deposit equal to 8% of the bid cost. After commencement of work by the successful bidder 8% call deposit should replace with a bank guarantee of the same amount from the scheduled bank in accordance with the notification KPPRA/M&E/Estt./1-5/2016, Dated 24/05/2016. 11. In case bid becomes tie, the award of contract shall be decided through a free toss which shall be binding & final. 12. Any item not reflected in the BOQ and required at site, shall be paid in accordance with MRS- 2016/prevaling market rates with the approval of the competent authority. 13. All the Government taxes (Federal, Provincial & any other) will be deducted as per prevailing Government policy. 14. Incomplete/ disfiguring / overwriting / by hand/ delayed bids shall be considered non-responsive 15. The procuring entity may reject all bids or any proposal/Bid at any time prior to the acceptance of a bid or proposals. The procuring entity shall upon request communicate to any contractor who submitted a bid or proposal the grounds for rejection or of all bids or proposals as per KPPRA 47(1) 16. Other terms & conditions pertaining to the work can be seen in the office of the undersigned at any working day during office hours. 17. Validity of bid will be 90-days from date of opening of the tender.								
DEPUTY DIRECTOR (R/M) PDA House Commercial Complex, Block-I Phase-V Hayatabad Peshawar Say No to Corruption								
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