



**TRANSPARENCY
INTERNATIONAL-PAKISTAN**

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2nd December, 2015

TL15/0212/2A

Deputy Commissioner,
Deputy Commissioner Office,
District Bannu,
Khyber Pakhtunkhwa.

Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules 2014, Deputy Commissioner, District Bannu's Tender Notice for Charcoal and Dried Wood.

Dear Sir,

This is with reference to Deputy Commissioner, District Bannu's Tender Notice, published in daily "Mashriq" on 27th November, 2015. 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". However, according to KPPRA Rules 2014, Page 17, 'Bid solicitation documents' clause, a set of tender document should be provided to the bidders. Stated as under;

***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, "15 days of response time is not given and the last date for submission of bids is given on 08-12-2015, which is 3 days short", and is violation of KPPRA Rules 2014, Page 18, the 'Response time' Clause. Stated as under:

***Response time.**---(1) The procuring entity 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 contract's complexity, 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 in the national newspaper.*

3. Also, "The undersigned reserves the right to cancel one or all tenders without assigning any reason". However, it is violation to KPPRA Rules 2014, Page 21, Stated as under:

***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.*

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The above information is forwarded for the purpose of avoiding mis-procurement, mentioned KPPRA Rules 2014, page 22 stated as under; and with request to re-invite the tender under the prescribed procedures or issue a corrigendum and extend date accordingly.

Mis-procurement.– Any breach of these rules shall amount to mis-procurement and the person responsible for such breach shall be liable to be proceeded under the relevant law.

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.



ٹینڈر نوٹس

ڈسٹرکٹ بنوں کے تمام سرکاری و نیم سرکاری دفاتر کیلئے چابکدہل و سوختی لکڑی کی سپلائی کیلئے ستمبر
ریٹ 8/12/15 کو درکار ہیں۔ خواہشمند سپلائر ٹھیکیداران بچہ لگانے میں اپنے اپنے ریٹ
ارسال کریں۔ ٹینڈر بجے سپلائر ٹھیکیداران یا ان کے نمائندوں کے روبرو دکھولے جائیں گے۔
زبردستی کو ایک یا سارے ٹینڈرز وجہ بتائے بغیر منسوخ کرنے کا اختیار حاصل ہوگا۔

INF/BU/23

المشتر، ڈپٹی کمشنر ضلع بنوں