



TRANSPARENCY INTERNATIONAL-PAKISTAN

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31st December, 2018

TL18/3112/3A

Executive Engineer,
Office of Executive Engineer,
Hazara Irrigation Division,
Abbottabad,
Khyber Pakhtunkhwa.

Sub: Violation of Khyber Pakhtunkhwa Public Procurement Regulatory Authority Act 2012, Executive Engineer, Hazara Irrigation Division, Abbottabad's Tender Notice for Miscellaneous Works.

This is with reference to Hazara Irrigation Division, Abbottabad's Tender Notice published in daily "Aaj" on 26th December, 2018. It is observed that the advertisement is in violation of the KPK PPRA Act 2012.

As per advertisements, the bid document fee is given as PRs 81,000/-, which appears costly in light of the Procurement Act and is violation of KPK PPRA Act 2012. According to the Act, Section No. 19, in the 'Public Accessibility' Clause, the tender document fee shall not exceed printing cost. Stated as under;

19. Public Accessibility. --This Act, the rules made thereunder, guidelines, forms, bidding documents and/or decisions of Government or procuring entity relating to procurement shall be placed on a web-site of the Authority in addition to the website of the procuring entity or the Government, as the case may be, and which will also provide copies of these documents to the public at a fee not exceeding the cost of printing/reproduction of the documents.

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.



E-BIDDING NOTICE

Irrigation Department Govt: of Khyber Pakhtunkhwa intends to undertake the developmental works under ADP in Water sector for the benefit of the public with prime emphasis on transparency and quality of work. Sealed tenders for the following works from Govt: Contractor/ firms enlisted with Irrigation Department, Khyber Pakhtunkhwa and who have renewed their enlistment and PEC license in the relevant category for solar for the year 2018-19 on the terms and conditions mentioned below: -

Sl#	Name of work	Earnest money (Rs)	Bidding documents cost in (Rs) non refundable	Period of completion	Last date/ time for submission of bids	Date/ time Of technical opening	Date of financial opening
A	ADP # 1242/1446/1343 (140537) Providing Irrigation/ Augmentation Tube wells and Lift Irrigation Schemes on need basis in KPK.						
1	Provision/ construction of Irrigation augmentation tube wells and lift irrigation schemes on need basis in PK.- 50 District Haripur (Installation of pumping machinery and solar system).	3.9990	81000	As per work order	18/1/2019	18/1/2019	21/1/2019

GENERAL TERMS AND CONDITIONS

- Bid documents and instructions to bidders can be downloaded from Irrigation website www.irrigation.gkp.pk before submission date/time.
- Scanned copy of bid security shall be submitted electronically alongwith the bid on E-bidding system.
- Venue of Bid opening is Hazara Irrigation Division Abbottabad.
- Rule 37 (A) reproduced below necessitates that Registration of bidders with KPPRA is mandatory "all bidders are required to be registered with the Khyber Pakhtunkhwa Revenue Authority, established under the Khyber Pakhtunkhwa Finance Act 2013 (Khyber Pakhtunkhwa Act No. XXI of 2013) for work, consulting and non-consulting services as listed in Schedule-II of the ACT ibid.
- Bids are invited for the above works from the eligible contractor/ firm on post qualification basis and will be based on single stage, two envelop system. An envelop of technical proposal will be for bidder qualification along with earnest money etc as tabulated above. The other envelop of financial proposal will be price bill of quantities and shall be sent in separate envelop.
- Earnest money shall be deposited in shape of "Deposit at call" @ 2% of the Bid cost from any Branches of scheduled banks in Khyber Pakhtunkhwa in the name of the undersigned and be attached with application in original.
- The defect liability period is 02 years (all allied accessories) & warranty for solar panel for 20 years and shall be commence from the date of commissioning of the Tube well.
- Bidding documents shall be issued from the office of the undersigned at the cost of Rs. 1000/- to the original Contractors/ firms or their authorized agent.
- The Firms/ Contractors/ firms to quote their/ his total bid cost both in "words and figures" in the bid form of the bidding documents.
- All taxes etc shall be deducted from the bill of the contractors /firms at prescribed rate notified by the Government from time to time.
- Pre bid meeting will be held with intending contractors /bidders on 16/1/2019 in the office of undersigned.
- The tender will be opened as per given schedule in the presence of tender opening committee/ contractor representative and contractor or their authorized representative, who care to be present. In case the tender not opened on the above mentioned date, because of any reason the same will be processed on the next working day with the same terms and conditions.
- Detail Technical specification will be issued to successful contractors/ bidders for the contract agreement on payment.
- Any other information can be obtained from the office of the under signed on any working day before submission of the bids.
- The procuring agency may reject all bids or proposal at any time prior to the acceptance of a bid or proposals. 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.
- Payment will be made on availability of funds.

EXECUTIVE ENGINEER
HAZARA IRRIGATION DIVISION ABBOTTABAD

www.khyberpakhtunkhwa.gov.pk

INF(P)4937

SAY NO TO CORRUPTION / DRUGS