



**TRANSPARENCY
INTERNATIONAL-PAKISTAN**

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9th February, 2017

TL17/0902/6A

The Secretary,
Agriculture, Livestock and Corporative Department,
Government of Khyber Pakhtunkhwa,
Peshawar.

Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules 2014, Project Director, Project Implementation Unit, Gomal Zam Command Area Development Project, D.I.Khan's Re-Tender Notice for Construction Works.

Dear Sir,

This is with reference to Gomal Zam Command Area Development Project, D.I.Khan's Re-Tender Notice, published in daily "Mashriq" on 8th February, 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, there is an ambiguity; in the table it is mentioned that the last date for submission of bids is given as 24-02-2017 while in the p.14 again it is mentioned that bids shall be received on 22-02-17 which shall open on the same date. 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.


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.





PROJECT IMPLEMENTATION UNIT
GOMAL ZAM DAM COMMAND AREA DEVELOPMENT PROJECT
 GOVT. OF KHYBER PAKHTUNKHWA AGRICULTURE, LIVESTOCK & COOPEATIVES
 DEPARTMENT, D.I.KHAN

RE-TENDER NOTICE

Gomal Zam Dam Command Area Development Project is jointly funded project of Govt. of Khyber Pakhtunkhwa and USAID. The Project Implementation Unit, invites sealed bids on Single Stage, Single Envelop basis in accordance with KPPRA Rules-2014 for the following works on farmers' fields located at different sites in Tehsil Kulachi, District D.I.Khan on cost sharing basis:

Detail of Works	Estimated Cost (Rs. Millions)	Earnest Money (Rs)	Required PEC Category	Last Date / Time of Bid Submission
Construction of earthen & lined watercourses along with installation/ construction of allied structures(Nuccas, culverts, washing pads & drops, etc).	42.56	8,51,200/-	CE-05	24 / 02 / 2017 (12.00 Noon)

Terms and Conditions

1. Bidding documents containing BoQs can be obtained upon payment of Rs. 3,000/- (Pak Rupees Three Thousand) non re-fundable against a proper receipt from the office of the undersigned with effect from the date of publication this notice in the newspaper till one day prior to opening date of the bids.
2. Bidding documents shall only be issued to the original contractors/firms or their/his authorized agent (through a stamp paper of value Rs. 30/-) on the production of original or attested copies of valid registration/enlistment duly renewed for the current/fiscal year, fee receipt, renewal fee for the valid license from the PEC in the relevant category.
3. Bidders/contractors shall send their bids along with original call deposit and attested copies of the following documents through Courier in duplicate (separate envelopes clearly marked as Original & Duplicate):
 - a. Valid registration/enlistment with any Works Department of public sector and/or On Farm Water Management Department(s).
 - b. Valid registration with Pakistan Engineering Council in relevant category and specialization.
 - c. Valid National Identity Card of the bidder or his authorized representative.
 - d. Income Tax Sales Tax Registration with concerned authority
 - e. Earnest Money of Rs. 8,51,200/- (@ 2%) from any Scheduled Bank of Pakistan in the name of the Project Director, PIU, GZD-CADP, D.I.Khan.
4. The person whose name exists in Form "H" (Partnership Deed) will only be entitled to sign the bid form, BoQ and all other contract documents and no proxy will be allowed to participate in the bidding.
5. Any document submitted with the bid document found false/fake, the registration of the contractor/firms shall stand cancelled / black listed
6. Bidders/contractors who quote their bids/rates more than 10% below the estimated cost shall also accompany, an additional security in the form of call deposit equal to 8% of bid cost. After commencement of work by the successful bidder, 8% call deposit may be replaced with the bank guarantee of the same amount from scheduled bank. Additional security shall be released to the contractor in four installments i.e. 25% after completing 25% of the project, 50% upon 50% completion, 75% upon 75% completion and the remaining on completion of the project. In case the bidder quoted more than 10% below the bid cost and the bid is not accompanied by the additional security then the bid shall be considered as "non-responsive" and the 2nd lowest bidder and so on will be considered, accordingly.
7. Bidders/contractors should quote their rates on percent "ABOVE / BELOW" estimated cost (both in words & digits) and only two digits after the decimal point shall be considered for evaluation purpose.
8. Client has the authority to reject any or all the bids as per KPPRA Rules-2014.
9. All federal and provincial duties / stamp duty / taxes will be recoverable as per directives of the government issued from time to time.
10. Bid securities of 1st, 2nd and 3rd lowest bidders for the respective works will be retained by the Client till approval of tenders.
11. In case of tie, the award of contract will be decided through TOSS by the procurement committee which shall be binding and final.
12. Any disfiguring /overwriting, manipulation in the tenders shall be liable to rejection.
13. Bids incomplete, conditional, electronic, by hand and received late shall not be entertained.
14. Bids complete in all respects shall reach the office of the undersigned by 12:00 Noon on 22nd February, 2017 which shall be opened on the same date in the presence of bidders, who wish to attend.
15. Bidders are at liberty to seek any clarification or further information from the office of the undersigned during office hours.

Project Director
Project Implementation Unit Gomal Zam Dam Command Area Development Project
On Farm Water management Training Center, bannu Road, D.I.Khan
(Ph: 0966-730091 / 9280387 Fax: 0966-852650, Email:pd.gzd.cadp@gmail.com)

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 CORRUPTION"

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