



9th October, 2015

TL15/910/4A

District Director,
Agriculture Department,
Government of Khyber Pakhtunkhwa,
Torghar.

Sub: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules 2014, District Director, Agriculture Department, Torghar's Short Tender Notice for Procurement of Miscellaneous Items.

Dear Sir,

This is with reference to Agriculture Department, Torghar's Short Tender Notice published in daily "Aaj" on 7th October, 2015. It is observed that the advertisement is in violation of the KPPRA Rules 2014.

1. As per advertisement, "15 days of response time is not given and the last date for submission of bids is given on 12-10-2015, which is 9 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.

2. Also it is stated that, "The undersigned reserves the right to reject or cancel any tender without assigning any reason". However, according to KPPRA Rules 2014, Page 21, the 'Rejection of bids' Clause does not allow rejecting bids without assigning any reason and the reason of rejection should be communicated to the bidders". 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.

3. Also, "there is no information regarding issuing bidding documents for bidders", which is violation of PPRA 2004, Rule No. 23(5). Stated as under;

23. Bidding Documents: - (5) The procuring agency shall provide a set of bidding documents to any supplier or contractor, on request and subject to payment of price, if any.

Explanation: - For the purpose of this sub-rule price means the cost of printing and providing the documents only.



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 short 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.



محکمہ زراعت شعبہ توسیع ضلع تورغر

شارٹ ٹینڈر نوٹس

زبردستی کو کالا ڈھا کر امیریا ڈیپٹمنٹ پراجیکٹ اور سٹیل ڈیپٹمنٹ پراجیکٹ کے مالی سال 2015-16 کیلئے مستعد کھاد ڈیلروں سے ٹینڈر مطلوب ہیں جو کہ مورخہ 12/10/2015 تک دفتر ہذا کو پہنچ آنا چاہیں جو کہ اسی دن بوقت 11:00 بجے ٹینڈر دہندگان ان کے مجاز نمائندے کی موجودگی میں کھولے جائیں گے۔

(1) **کھاد ڈی اے پی قیمت فی بوری 50 کلوگرام**

(2) **کھاد یوریا قیمت فی بوری 50 کلوگرام**

(3) **سکنسی فی بوری 50 کلوگرام**

(4) **گندم فی بوری 50 کلوگرام**

(5) **پلاسٹک پیسٹیل ٹیبلٹ نمبر 1 16 لیٹرو والا**

شرائط ٹینڈر: (1) کامیاب بولی دہندگان کو سپلائی آرڈر کے 03 دن کے اندر سپلائی کرنا ہوگی۔ (2) حکومت خیرہ بھٹو نواح کے مروجہ قانون کے مطابق ٹیکسوں کی ادائیگی کامیاب بولی دہندہ کے ذمے ہوگی۔ (3) زبردستی بغیر کوئی وجہ بتائے کسی بھی ٹینڈر کو منسوخ یا مسترد کر سکتا ہے۔ (4) ٹینڈر کی منسوخی کی صورت میں دوبارہ ٹینڈر مورخہ 14/10/2015 کو کھولے جائیں گے۔

المشتہر: وزیر احمد

INF(AD)168

ڈسٹرکٹ ڈائریکٹر محکمہ زراعت تورغر

© Daily Aaj Newspaper