



# TRANSPARENCY INTERNATIONAL - PAKISTAN

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6<sup>th</sup> September, 2023

TL2023/0906/1A

Executive Engineer,  
Office of the Executive Engineer,  
Irrigation Department,  
Government of Khyber Pakhtunkhwa,  
Khyber Pakhtunkhwa.

**Subject: Violation of KPPRA Rules 2014, Executive Engineer, Irrigation Division, District Chitral, Khyber Pakhtunkhwa's Tender Notice for Rehabilitation/ Improvements of Canals.**

Dear Sir,

The said advertisement is in violation of The Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Rule 34(1) 'Response Time'. Tender notice appeared in daily 'Aaj' newspaper on 28<sup>th</sup> August, 2023.

In the said notice, 15 days of response time is not given as the submission/ opening of bids is on 07.09.2023 which is 4 days less and does not fulfill the fifteen days of response time as per Rules. Hence, it is a violation of Rule No. 34 of KPPRA Rule 2014.

The Rule is quoted below for your reference;

*34. 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.*

Executive Engineer, Irrigation Division is requested to kindly rectify the given mistake and issue corrigendum in accordance with KPPRA Rules to avoid mis-procurement under KPPRA Rules 2014 Rule 54.

Transparency International Pakistan is striving for across the board application of Rule of Law, which is the only way to stop corruption, and achieve against Zero tolerance against corruption.

Regards,

  
Advocate Daniyal Muzaffar,  
Trustee/Legal Advisor  
Transparency International Pakistan

Copies forwarded for the information with request to take action under their mandate to:

1. Caretaker Chief Minister, Peshawar, Khyber Pakhtunkhwa.
2. Chief Secretary, Peshawar, Khyber Pakhtunkhwa.
3. Secretary, Irrigation Department, Govt. of KP, Peshawar
4. Chairman, Prime Minister Inspection Commission, PMIC, Islamabad.
5. DG, NAB, Peshawar
6. Managing Director, KPPRA, Peshawar.

**A NON-PARTISAN, NON-PROFIT COALITION AGAINST CORRUPTION**

Donations exempted from tax U/S 2 (36) (c) of I. Tax Ordinance 2001



Note

TI Pakistan act as whistleblower and operate under Article 19-A, of the Constitution of Pakistan which gives the right to public to know how government is being run by public officers. Article 19-A makes the right to access of information pertaining to a public authority a fundamental right, Justice Syed Mansoor Ali Shah in his landmark judgment in case of Ataullah Malik v. Federation of Pakistan includes following order; Right to information is another corrective tool which allows public access to the working and decision making of the public authorities. It opens the working of public administration to public scrutiny. This necessitates transparent and structured exercise of discretion by the public functionaries. Article 19-A empowers the civil society of this country to seek information from public institutions and hold them answerable. PLD 2010 Lahore 605.

**OFFICE OF THE EXECUTIVE ENGINEER  
CHITRAL, IRRIGATION DIVISION CHITRAL**

Phone# 0943-412641  
Email: irrigationdivisionchitral@gmail.com

**NOTICE INVITING E-BIDDING**  
(Single Stage Single Envelope Procedure)

Irrigation Department Govt of Khyber Pakhtunkhwa Intends to invite Electronic Bids on the basis of Single Stage Single Envelope System from the Government Firms/ Contractors enlisted with Irrigation Department who have renewed their Enlistment and valid P.E.C License in the relevant category for the following work.

S/N	Name of Work/Sub Work	Estimated Cost in (M)	E/Money (+) Stamp Duty	Required category of PEC & Code of Specialization
1	ADP No. 2276/2214/2109/210665- Rehabilitation/Improvement of Canals on Other Irrigation Infrastructure in Khyber Pakhtunkhwa Rehabilitation of Office Building/ SOO Office, Residential Colony & allied infrastructure of Chitral Irrigation Division.	4.000	84000.00	C-6 & Above CF-04 R CF-10

Last date & time for submission of bids is 07/09/2023 1200 hours and will be opened on the same date at 12:30 hours.

**TERMS & CONDITIONS:**

(1). Bid soliciting Documents containing all the terms & conditions & other relevant instructions for the work to bidders can be downloaded from Irrigation website ([www.irrigation.gkp.pk](http://www.irrigation.gkp.pk)) as well as KPPRA website ([www.kppra.gov.pk](http://www.kppra.gov.pk)). For the mentioned work separate bid solicitation documents are to be submitted by the interested bidders. (2). Electronic Bidding shall be done on "above/ below system" on BOQ/ Engineering estimate. (3). As per clause 37-(A) KPPRA Rules. All bidders are required to have registration with Khyber Pakhtunkhwa Revenue Authority. (4). The bidder shall submit 2% bid security, of the estimated cost as mentioned above, in the shape of call deposit (original) along with their bid before closing date & time which must reach to this office through courier service & the authenticity of the envelope will be confirmed from the courier service by the Executive Engineer incharge. (5). Notification issued by "KPPRA" pertaining to procurement process issued from time to time shall be applicable. (6). If the evaluated electronic bid cost of two or more than two bidders are equal, then the successful bidder will be declared through toss/draw among them as deemed fit by the procuring entity. (8). The last date & time of submission of the bid along with relevant documents is 07.09.2023 upto 12:00 Noon which will be opened on the same day at 12:30 PM in the office of the undersigned present of contractors and their representatives who wishes to attend. (9). Bid security of the 1st, 2nd and 3rd lowest electronic bidders will be retained by the employer till the approval of bids by the competent authority. (10). Terms and conditions as per KPPRA act 2014 prevailing notification or subsequent changes if made therein and whereas matters pertaining to Add: Bid Security as per KPPRA SRO No. (14)/ COL-1- 24/2021-22, dated: 10.05.2022 will be applicable. (11). All bidders are required to have valid Registration with Khyber Pakhtunkhwa Revenue Authority established under the Khyber Pakhtunkhwa Finance Act 2018 (Khyber Pakhtunkhwa Act, XX of 2018). (12). The competent authority reserves the right to Accept/Reject any or all bids at any time prior to acceptance of a bid as per Para 47(i) of KPPRA Rules 2014 by assigning cogent reason. (13). The Interested Firms/ Contractors may obtain clarification regarding bid solicitation documents during office hours on any working day from the office of the Executive Engineer, Chitral Irrigation Division, Chitral. (14). The Contractors must prepared their CDR's i.e 2% Earnest Money and Additional Security (if any) in shape of call deposits only for all of the above mentioned work in the name of the Executive Engineer, Chitral Irrigation Division, Chitral and should ensure its submission with their bids. In case of failure their bids would be rejected and punitive action should be initiated against the defaulter as per KPPRA Act/ Rules.

**Irrigation Division Chitral**  
Phone# 0943-412641  
INF(P) 2032/23

**EXECUTIVE ENGINEER**

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