



TRANSPARENCY INTERNATIONAL - PAKISTAN

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5th June, 2023

TL2023/0605/5A

Chief Engineer,
Office of the Chief Engineer Buildings/ PHE (North),
Block N DHQ,
Muzaffarabad, Azad Kashmir.

**Subject: Violation of AJ&K PPRA Rules 2017, Executive Engineer, PWD Buildings/ PHE
Division Neelum, Azad Jammu & Kashmir's Tender Notice for Construction and Repair/
Maintenance Works.**

Dear Sir,

This is with reference to your tender notice appeared in daily 'Dawn' newspaper on 31st May, 2023. The said advertisement is in violation of AJ&K Public Procurement Rules, 2017, Rule No. 13 'Response Time'.

In the tender notice, the submission and opening dates of bids is given on 10th June, 2023, where it does not fulfill the fifteen days of response time, and is four (4) days less. It is a violation of AJ&K PPRA Rules 2017, Rule 13; quoted below for your reference:

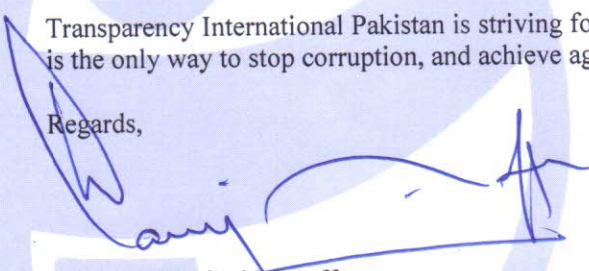
13. Response time.-(1) The Procuring Agency may decide the response time for receipt of Bids or proposals (including proposals for pre-qualification) from the date of publication of an advertisement or notice, keeping in view the individual procurement's complexity, availability and urgency. However, 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. All advertisements or notices shall expressly mention the response time allowed for that particular procurement along with the information for collection of Bid documents which shall be issued till a given date, allowing sufficient time to complete and submit the Bid by the closing date: Provided that no time limit shall be applicable in case of Emergency.

(2) The response time shall be calculated from the date of first publication of the advertisement in a newspaper or posting on the web site, as the case may be.

Chief Engineer is requested to issue directives to Executive Engineer, PWD Buildings/ PHE Division to rectify the given mistake and issue corrigendum in accordance with AJ&K PPRA Rules 2017 to avoid mis-procurement under Rule 50.

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. Chief Secretary, Azad Jammu and Kashmir.
2. Managing Director, AJK PPRA, Azad Jammu and Kashmir.

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 Ataulah 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 PWD Buildings/PHE Division Neelum Azad Jammu & Kashmir

INVITATION FOR E-BIDDING

The Executive Engineer PWD Buildings/PHE Division Neelum on behalf of the Employer invites sealed bids in accordance with AJK PPRA rule 36 (a) Single Stage Single Envelope bidding procedure from eligible firms/contractors, licensed by Pakistan Engineering Council for the year 2022-23 & endorsed by PWD AJK in appropriate category with relevant specialization code for the following works. Foreign bidder is entitled to participate in the bidding only if having a joint venture with any Pakistani Construction Firm in accordance with the relevant provision of PEC bye-laws. Bidders desirous to bid as joint-venture must get prior approval of the employer for bidding as joint venture.

Sr #	Name of Work	Estimated Cost	Bid Security	Spec. code	Constructor(s) /Firm(s) Category & Field of Specialization	Technical Sanction No.	Comp Period	Last date / time for Submission of bid
1	2	3	4	5	6	7	8	9
1	Construction of Toilet Block with Boys Degree College at Sharda (Girls Section) District Neelum AJK	8.193	246,000/-	CE-10	C-6 and above	65/SE/B/ Drawing/23 Dated 09-05-2023	365 Days	June 10, 2023 at 11:30 AM
2	Construction of Toilet Block with Boys Degree College at Athmuqam (Girls Section) District Neelum AJK	8.193	246,000/-	CE-10	C-6 and above	64/SE/B/ Drawing/23 Dated 09-05-2023	365 Days	June 10, 2023 at 11:30 AM
3	Construction of Toilet Block with Girls Degree College at Athmuqam District Neelum AJK	8.193	246,000/-	CE-10	C-6 and above	63/SE/B/ Drawing/23 Dated 09-05-2023	365 Days	June 10, 2023 at 11:30 AM
4	Repair/Maintenance of Trout Fish Hatchery at Salkhala, Kutton & Dawarian District Neelum.	4.577	137,500/-	CE-10	C-6 and above	01/XEN/B/ Drawing/23 Dated 25-05-2023	365 Days	June 10, 2023 at 11:30 AM
5	Repair/Maintenance of Trout Fish Hatchery at Kail Sari & Taobut District Neelum.	4.390	132,000/-	CE-10	C-6 and above	02/XEN/B/ Drawing/23 Dated 25-05-2023	365 Days	June 10, 2023 at 11:30 AM

Bidding is open to all eligible Bidders.

- Bidding is open to all Eligible bidders/ Firms which are registered with C&W/PP&H department for E-Bidding.
- Prospective bidders are required to get Username and Login detail from IT section, Office of Chief Engineer Buildings/PHE (North) Block N DHQ Muzaffarabad and may get necessary training about the bidding procedure. Bidders / Firms which are already electronically registered with the department can use already provided Username and Login.
- Bidding documents and instruction to bidders are available on the dashboard of E-registered bidders/firms on website <https://cwdtenders.ajk.gov.pk>
- The bidder must have to upload scanned copy of Call Deposit from any schedule bank of Pakistan having branches in Azad Kashmir or Bank of AJ&K issued before uploading of their Bid. The same must be provided in original along with signed and stamped bidding documents & Bidder's Profile within two days after opening of tender on the address of the Employer.
- Bidding documents are available on the Dashboard of E-registered Contractors/Firms.
- All the Bidders must have to submit the documents mention at S. # 4 above along with valid/original CDR, who do not submit signed & stamped bidding documents/profile along with valid CDR, will be debarred from participating in bidding process for one year.
- The Bid Securities of Unsuccessful bidders will be returned upon award of contract to the successful bidder or on the expiry of Validity of Bid, whichever is earlier.
- Electronic bidding shall be done on Percentage (above/below) basis on Market and Prevailing AJK-CSR District Neelum. Bidders have to quote only two digits after the decimal point.
- The bidders are required to submit their Electronic Bid on **June 10, 2023 at 11:30 AM**, which will be opened by the E-tendering System and comparative statement will be visible to the participant bidders and bid opening committee after **12:00 PM** on the same day. Bidders may also watch the bid opening activity online on their DASHBOARD instead of their presence in person at any venue.
- The competent authority in accordance with PPRA Rule-33 reserves the right to reject all Bids proposal at any time prior to the acceptance of bid or proposal.

Note: This Tender Notice is also available on AJKPPRA's website (www.ppra.ajk.gov.pk) & (www.cwd.ajk.gov.pk)

**Executive Engineer,
PWD Buildings/PHE Division Neelum
(ISB-G) Ph # 05821-920029**

AK 221-D/05/2023