

July 24, 2024

TL2024/0724/2A

Executive Engineer,
C&W Division NO-I,
Swat,
Khyber Pakhtunkhwa.

Subject: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Executive Engineer, C&W Division NO-I, Swat's Tender Notice For Inviting E-Bidding for Various Works

Dear Sir,

This is with reference to your tender notice appeared in Daily 'Mashriq' Newspaper on 20 July, 2024. The said advertisement is in violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Rule No. 34 'Response Time'.

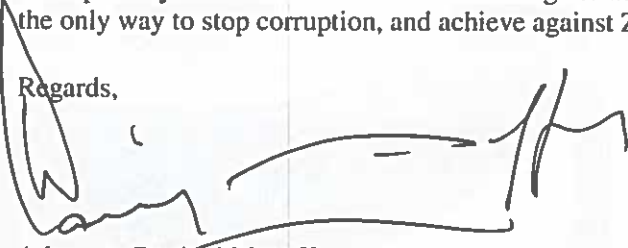
In the tender notice, the submission and opening dates of bids is given on 01-08-2024, where it does not fulfill the fifteen days of response time, and is Two (2) days less. It is a violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Rule 34. The Rule is quoted 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, C&W Division NO-I, Swat is requested to rectify the given mistake and issue corrigendum in accordance with Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, to avoid mis-procurement under 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. Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar.
2. Managing Director, Khyber Pakhtunkhwa Public Procurement Regulatory Authority, Peshawar.



Note:

This is to clarify that Transparency International Pakistan is not a complainant, it acts as a 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, and a three member bench in case of Mukhtar Ahmad Ali vs the Registrar, Supreme Court of Pakistan, Islamabad, headed by Chief Justice Qazi Faez Isa in the landmark judgment on 16 October 2023, in CP No. 3532/2023, has declared that

“What previously may have been on a need-to-know basis Article 19A of the Constitution has transformed it to a right-to-know, and the Access to information is no longer a discretion granted through occasional benevolence, but is now a fundamental right available with every Pakistani which right may be invoked under Article 19A of the Constitution”

**GOVERNMENT OF KHYBER PAKHTUNKHWA
COMMUNICATION & WORKS DEPARTMENT**

**NOTICE INVITING E-BIDDING
(Single Stage Single Envelope E-Bidding System).**

The C&W Division No-I Swat at Saidu Sharif, Government of Khyber Pakhtunkhwa invites Electronic Bids from eligible firms / contractors in accordance with KPPRA Procurement rule-2014, amended upto 10-05-2022 on Single Stage Single Envelope procedure for the following works.

S No	Name of Work	Required Category of PEC	Bid Security+ Stamp Duty	Bidding Entry Fee 0.03%	Period of Completion	Last date of submission & time	Date & Time of opening of Financial Bid
1	ACAIR Removal of Snow, Sps & Debris From all Roads in C&W Division No-I Swat District Swat for the year 2024-25. SH: Emergency Repair Work Highway Sub Division No-I Swat Swat	C-6 & Above	Rs. 209000/-	Rs. 3000/-	As per work order	01-08-2024 at 12:00 hours	One same day at 14:00 hours
2	do... SH: Emergency Repair Work in Highway Sub Division No-II Swat Swat	C-6 & Above	Rs. 277000/-	Rs. 3000/-			

- Instruction to Bidders can be obtained from the office on any working day or downloaded from C&W website (www.cwd.gkp.pk) before the submission date/time.
- The bidder should submit their E-bids as per KPPRA Notification No S.R.O(14)/Vol: 1-24/2021-22 dated: 10-05-2022.
- Complete Detail of Bid Security in shape of CDR i.e Bank Name, CDR Number (s) and Date (s) must be submitted electronically alongwith E-bid on the E-bidding system.
- All bidders are required to be registered with the Khyber Pakhtunkhwa Revenue Authority under the Khyber Pakhtunkhwa Finance Act, 2013 Act No.XXI of 2013.
- Venue of Bids opening is Office of the Executive Engineer C&W Division No-I Swat at Saidu Sharif.

**EXECUTIVE ENGINEER
C&W DIVISION NO-I SWAT,
Ph:No. 0946-9240117 Email: xen.cnwbswat@gmail.com**

www.khyberpakhtunkhwa.gov.pk Our Faith Corruption Free Pakistan INF(P)1745/2024

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