



TRANSPARENCY INTERNATIONAL - PAKISTAN

Plot 72-F/2, 1st Floor, 9th Street, Jami Commercial,
Phase VII, Defence Housing Authority, Karachi
Phone: +92-21-35390408, 35311898
Fax: +92-21-35390410
Email: ti.pakistan@gmail.com
Website: www.transparency.org.pk

19th July, 2023

TL2023/0719/2A

Mr. Muhammad Khalid,
Secretary,
Public Health Engineering Department (PHED),
Government of Khyber Pakhtunkhwa,
Khyber Pakhtunkhwa.

Subject: Violation of KPPRA Rules 2014, Executive Engineer, Public Health Engineering (PHED) Division, District Lakki Marwat, Khyber Pakhtunkhwa's Tender Notice for Construction of Drinking Water Supply Schemes and Solar Works.

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 17th July, 2023.

In the said notice, 15 days of response time is not given as the submission/ opening of bids is on 26th July'23, which is 5 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.

Secretary, PHED Division, Government of Khyber Pakhtunkhwa, is requested to kindly notify Executive Engineer, PHED Division to 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. Chief Minister, Peshawar, Khyber Pakhtunkhwa.
2. Chief Secretary, Peshawar, Khyber Pakhtunkhwa.
3. Minister, Public Health Engineering Department, Khyber Pakhtunkhwa.
4. 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.

NOTICE INVITING E-BIDDING

The Public Health Engineering Division Lakki Marwat invites electronic Bids from the eligible Govt Registered Contractors on Single Stage single Envelope procedure for the following works:

S. No	Name of Work	Estimated Cost in M	Bid Security i/c stamp duty in M	Period for Completion	Last Date for Submission of Sealed Bids.
CONSTRUCTION OF DRINKING WATER SUPPLY SCHEMES IN PHE DIVISION LAKKI MARWAT UNDER ADP NO. 220691					
ca)					
1	Solar DWSS Muzamil Korona Papatak Moza Ratan Zai	7.701	0.173	As per WorkOrder	26-07-2023 At 12:30 Noon
2	Solar DWSS Malak Fida Moza Ratan Zal Mastj Khel	8.180	0.182	-do-	-do-
3	Solar DWSS Zahid Koroona Dautana Gambilla	8.201	0.182	-do-	-do-
4	Solar DWSS Muhammad Jamshid Bakhmal Ahmad Zai	8.100	0.181	-do-	-do-
5	Solar DWSS Amir Jan Koroona Multan Khel Behram Khel.	8.125	0.181	-do-	-do-
6	Solar DWSS Sharif Uilah Tari Khel	8.182	0.182	-do-	-do-

1. Bidding documents including instructions to bidders can be downloaded up to one day prior to the opening date from PHE web site (www.phedkp.gov.pk). 2. The tenders will be opened on the same day at 2:00 PM, in presence of the contractors or their authorized representative, who opt to attend. 3. The eligible bidders are required to send their bids through courier services or by hand along with their PEC / Renewal for 2022-23 and hard copies of all relevant documents, 4. The contractor / bidders while quoting their rates shall submit 2% bid security (CDR) and additional security as per KPPRA Notification No. S.R.O.(14)/Vol: 1-24/2021-22 dated: 10-05-2022. 5. All other terms and conditions will be as per KPPRA rules, PEC, SBDs and other relevant laws. - 6. Govt Taxes shall be applied as prevailing. 7. No bank Guarantee is acceptable to this office. 8. All bidders are required to be registered with the Khyber Pakhtunkhwa Revenue authority, established under the Khyber Pakhtunkhwa Finance Act, 2013 (Khyber Pakhtunkhwa Act'N'o. XXI of 2013), for works, consulting and non-consulting services as listed in schedule-II of the Act (bid)

**Executive Engineer Public Health
Engineering Division Lakki Marwat**

One Faith, One Pakistan
ایک ایمان، ایک پاکستان

Take Special Care of
Special Persons

INF(P)1568/2023
www.khyberpakhtunkhwa.gov.pk