



5th December, 2023

TL2023/1205/1A

Executive Engineer,
Buildings Division No. 1,
Faisalabad, Punjab.

**Subject: Punjab Procurement Rules 2014, Executive Engineer, Buildings Division No.1,
Faisalabad, Superintending Engineer, Buildings Circle No. 1, Faisalabad's Pre-Qualification
Notice for Works.**

Dear Sir,

This is with reference to your tender notice appeared in daily 'Express' newspaper on 1st December, 2023. The said advertisement is in violation of Punjab Procurement Rules 2014, Rule 17(4) 'Prequalification process'.

In the said notice, it is stated that; "The undersigned reserves the right to reject all application for any or all works without assigning any reason."

As per the Punjab Procurement Rules 2014, the procuring agency shall communicate to the contractor who has not been prequalified the reasons for not prequalifying the contractor. Hence, it is a violation of Rule No. 17(4) of the Punjab Procurement Rules 2014.

The Rule is quoted below for your reference;

17. Prequalification process.-(4) On a request, the procuring agency shall communicate to the contractor who has not been prequalified the reasons for not prequalifying the contractor.

Executive Engineer, Buildings Division No. 1, Faisalabad is requested to rectify the violation and issue corrigendum in accordance with Punjab Procurement Rules 2014 to avoid mis-procurement under Rule 69.

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, Government of Punjab, Lahore.
2. Chief Secretary, Government of Punjab, Lahore.
3. Managing Director, Punjab Procurement Regulatory Authority, Lahore.



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”

PREQUALIFICATION NOTICE				
Applications are invited for pre-qualification of contractors / firms enlisted with Pakistan Engineering Council (PEC) for the current financial year 2023-2024 in the relevant category C-3 (or above) as mentioned against each name of work in accordance with PPIRA Rules 2014 (with up-to-date amendment) for participating in the tenders of the following work(s).				
Sr. No.	Name of Work	Approximate Cost	PEC Category	Executive Engineer Concerned
1.	Correctional Facilities Revamping Program One at District Jail Faisalabad (ADP Scheme No.4776 For the year 2023-2024)	323.937 (M)	C3 or above	Executive Engineer, Buildings Division No.1, Faisalabad
2.	Construction of Environment Complex in Faisalabad (ADP No.5859/2023-2024)	250.155 (M)	C3 or above	Executive Engineer, Buildings Division No.1, Faisalabad

The interested contractors / firms are required to submit two (02) copies of the following information / documents in the shape of booklet to the Superintending Engineer, Buildings Circle No.1, Faisalabad till 26.12.2023 during office hours.

- Registration of applicant (Company / Firm) with PEC in relevant category or above having specialized codes such as CE01, CE09, CE10, ME01, ME02 etc; depending upon the type of project. Foreign firms must attach similar certificate of registration with their respective registration body of their home country.
- Valid legal entity of the applicant (Company/firm) e.g. Certificate of registration with SECP (alongwith latest certificate copy of form 29 and Form "A") or Registrar of Firms (along with Certificate copy of Partnership Deed) for Local Firm, Foreign firms must attach similar certificate of registration with their respective registration body of their home country.
- Certificate of registration with Income Tax, Sales Tax and Punjab Revenue, Foreign firms must attach similar certificate of registration with the Tax Authority of their home country.
- Affidavit on non-judicial stamp paper (of value not less than PKR 100/-) that non-performance of a contract has not occurred within the last ten (10) years.
- Provide litigation /dispute settlement history pertaining to any contract for the last ten (10) years (PQ Form # 15). In the event there is no litigation/dispute settlement history then provide an affidavit on non-judicial stamp paper (of value not less than PKR 100/-) to this effect.
- Affidavit on non-judicial stamp paper (of value not less than PKR 100/-) declaring "Applicant/company has not been blacklisted / declared defaulter by any Government Agency / Department / Organization".
- Provide separate affidavit on non-judicial stamp paper (of value not less than PKR 100/-) that the information supplied by the firm is correct. (PQ Form # 16). In case, the information is found false, action would be taken against the firm.
- Any further particular, the firms wish to furnish.

The information listed at Sr. No.1 to 7 is mandatory. In case, a firm / company / JV does not provide any of the information above, its application for pre-qualification shall be rejected.

Interested contractors / firms / JVs can obtain / purchase set of RFP / Prequalification Documents regarding Evaluation Criteria, list of documentary evidence required to demonstrate their respective Qualification and information being necessary for prequalification on a request to the undersigned on payment of Rs.3000/- in the shape of CDR in favour of the Executive Engineer concerned. The application shall be on the letter head of company with a copy of valid PEC License, copy of valid CNIC of the contractor or authorized representative of the firm with authority letter.

The RFP / Prequalification Documents can be obtained / purchased during office hours from the office of the undersigned after the publication in the newspaper upto 21.12.2023 whereas last date of receipt of applications with brochures shall be 23.12.2023 till closing office hours.

Any information / detail in this connection may be obtained from the office of the undersigned or the concerned Executive Engineer on any working day during working hours. Only prequalified firms will be invited to participate in the tendering process. The undersigned reserves the rights to reject all the applications for any or all the works without assigning any reason.

Note - No application for prequalification will be entertained without pay order or CDR of Rs.3000/- (nonrefundable) in the name of Executive Engineer Buildings Division No.1 Faisalabad on account of Prequalification documents for each work.

Executive Engineer Buildings Division No.1 Faisalabad	Superintending Engineer Buildings Circle No.1 Faisalabad
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