

7th February, 2024

TL2024/0207/1A

Superintending Engineer (OP),
Multan Electric Power Company (MEPCO),
MEPCO Circle,
District D.G. Khan, Punjab.

Subject: Violation of PPRA Rules 2004, Superintending Engineer (OP), Multan Electric Power Company (MEPCO), MEPCO Circle, D.G. Khan's Tender Notice for Works.

Dear Sir,

This is with reference to your tender notice appeared in daily 'Dunya' newspaper on 3rd February, 2024. The said advertisement is in violation of PPRA Rules 2004, Rule 13 'Response time'.

In the said tender notice, 15 days of response time is not given as the submission/ opening of bids is given as 14-02-2023, which is three (3) days less and does not fulfill the fifteen days of response time as per PPRA Rules 2004. Hence, it is a violation of Rule No. 13 of PPRA Rule 2004.

The Rule is 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:

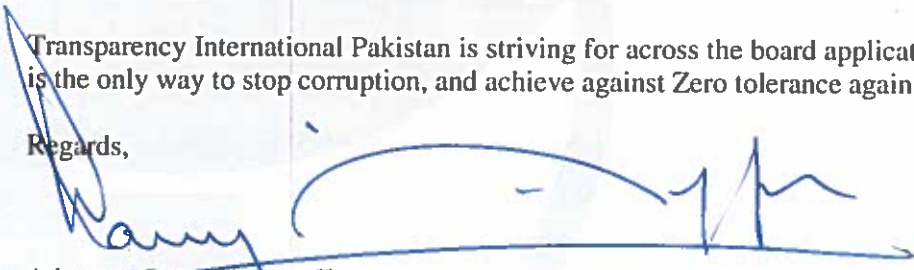
Provided that no time limit shall be applicable in case of emergency.

(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:

Superintending Engineer (OP), MEPCO is requested to rectify the violation and issue corrigendum in accordance with PPRA 2004 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. Chairman, Prime Minister Inspection Commission, PMIC, Islamabad.
2. Managing Director, PPRA, Islamabad.



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”

MULTAN ELECTRIC POWER COMPANY LIMITED (MEPCO)

TENDER NOTICE

1- Sealed tenders are hereby invited from approved/registered Contractor Class (A, B, C & D) from Pakistan Engineering Council which must be renewed for the Year (2023-24) having IHD specialization (EE 03, EE 05 & CE 10) for LT Steel Structures under PPRA Rules Clause-15 & Sub Clause 1 & 2 under the Jurisdiction of MEPCO Circle DG Khan with the terms and conditions mentioned in PPRA Rules. 2- As per PPRA Rules Clause-15 & Sub Clause 1 & 2, 03-Years experience of earthing in MEPCO or other DISCOs. 3- Performance/experience certificate of similar contract from concern Divisions. 4- Contractor/firms should be registered with Income Tax and PRA Department and must be an active tax filer. Income Tax certificate and PRA registration certificates must be attached alongwith 03-years Income Tax returns. 5- Bank statements of last 01-year showing balance at least 0.5 (M). 6- Bid validity shall be for 90-Days. 7- No tender documents will be issued on the date of opening. 8- Conditional tender will not be accepted / entertained. 9- Rate shall be in PKR and including all taxes levied by Government of Pakistan and Punjab time to time. 10- Electronic bid shall not be permitted. 11- In case of non-submission of Rs. 5, 00, 000/- security within 15-Days, the Competent Authority have rights reserved for cancellation of tender and Rs. 500000/- (Five Lac only) earnest money also would be forfeited. 12- The Rs. 500000/- (Five Lac only) security will be returned to contractor on successful completion of work, otherwise it will be forfeited.

| Sr. No. | Requirement under PPRA Rules | Description |
|---------|--|--|
| 1. | Name of procuring agency | Superintending Engineer (OP), MEPCO Circle DG Khan |
| 2. | Contact Person (for seeking documents) | Superintending Engineer (OP), MEPCO Circle DG Khan |
| 3. | Last date for obtaining bidding documents & its price (if any) | 13.02.2024 upto 04.30 pm on payment of Rs.2000/- for each division non refundable. |
| 4. | Closing time & date as well as place of receiving bids | 14.02.2024 upto 01.00 pm in the office of Superintending Engineer MEPCO Circle DG Khan. |
| 5. | Time and Place of Public opening of bids (Bids must be opened on closing date) | 14.02.2024, 10.00 am in the office of Superintending Engineer MEPCO Circle DG Khan. |
| 6. | Amount of Bid Security (Percentage of Bid Price) | Rs. 500000/- (Rupees Five Lac Only) for each Division in shape of CDR/Demand Draft by the scheduled banks of Pakistan must be accompanied with the tender documents. |
| 7. | Notes | <ul style="list-style-type: none"> • Successful bidder shall deposit surety bond bank guarantee @ Five Lac per Division issued by a scheduled bank in Pakistan or foreign bank duly counter guarantee by a scheduled bank in Pakistan or an insurance company having at least AA rating PACRA/UCR for contract period. • The procuring agency may reject all bids on proposals at any time prior to the acceptance of a bid or proposal as per clause-33 "Rejection of bids" under PPRA Rule. • If forceful holiday/ closure at scheduled date, tender will be processed on next working day. |

| S. No. | Name of Dhm | Description | No. of LT/HT Steel Structure to be earthed | Tender No. |
|---------|----------------|--|--|---------------------|
| 1 | DG Khan Dhm | Earthing of LT/HT Steel Structure under DG Khan Dhm | 4529 | 01-SEC000GK 2023-24 |
| 2 | Kot Chutta Dhm | Earthing of LT/HT Steel Structure under Kot Chutta Dhm | 2569 | 02-SEC000GK 2023-24 |
| 3 | Rajapur Dhm | Earthing of LT/HT Steel Structure under Rajapur Dhm | 3278 | 03-SEC000GK 2023-24 |
| 4 | Tausa Dhm | Earthing of LT/HT Steel Structure under Tausa Dhm | 2622 | 04-SEC000GK 2023-24 |
| Total:- | | | 12997 | |

Superintending Engineer (OP), MEPCO Circle DG Khan P/D(L)2405