



May 12, 2026

TL2026/0512/2A

Executive Engineer,
C&W Division,
Shangla, Khyber Pakhtunkhwa.

Subject: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Executive Engineer, C&W Division, Shangla's Tender Notice for Various Repair and Rehabilitation Works

Dear Sir,

This is with reference to your tender notice appeared in Daily 'Aaj' Newspaper on 08 May, 2026. 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 date of bid is given on 20-05-2026, where it does not fulfill the fifteen days of response time, and is two (02) 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, Shangla 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 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”

TenderService.pk - 03202868975

**GOVERNMENT OF KHYBER PAKHTUNKHWA
COMMUNICATION & WORKS DEPARTMENT
NOTICE INVITING E-BIDDING**

Single Stage Single Envelop E-Pak Acquisition and Disposal System (E-PADS)

The C&W Division Shangla Government of Khyber Pakhtunkhwa invites Electronic Bids from eligible firms/contractors in accordance with KPFRPA procurement Rules, amended up to 20-10-2022 on Single Stage Single Envelope Procedure for the following works:-

S. #	ASP No. & Name of Work	Required PEG Category	Estimated Cost	IBT (Stamp Duty)	IBT Security Period of Completion	Last Date & Time of Opening of E-Bid	Date & Time of Opening of Financial Bid
1	ADMAN Special Refer to all Govt Residential Non-Residential Buildings in Dist Shangla for the Year 2023-24	C-6	4,000,000	115000	As Per Work Order	20/05/2024 At 12:00 PM	On same day at 12:30 PM
2	KP No. 24223 (upgrades) Rehabilitation of damaged Valetines of Khyber Pakhtunkhwa, Sit. Aqara, Dist. Hattian Sharif.	C-6	19,912 (M)	436240	-/-	-/-	On same day at 12:30 PM

INSTRUCTION TO BIDDERS

- The contractor quoting their bids up to a limit of 10% below on Engineer Estimate shall submit bid security @ 2% only of Engineer Estimate.
- The contractor quoting their bids more than 10% below up to 20% below on Engineer Estimate shall submit along with their bids 6% Additional Security of Engineer Estimate cost in addition to 2% bid security. If the bid is not accompanied with the required amount of additional security then it will be considered as non-responsive and the 2% bid security shall be forfeited in favour of Government and the second lowest bidder and so on will be considered accordingly.
- Similarly, a contractor quoting bid more than 20% below shall submit with his bid an additional security on Engineer Estimate cost equal to the differential amount of submitted bid and Engineer Estimate along with detail rate analysis which should be uploaded on (Mandatory). In case of more than 20% below bids, if the bid is not accompanied by the detailed rate analysis on E-PADS and/or required amount of additional security, then the said bid shall be considered as non-responsive. All the securities submitted along with such non-responsive bid shall be forfeited in favour of Government and the 2nd lowest bidder and so on will be considered accordingly.
- In order to have an open-quality competition, transparency and fairness, the bidders are required to submit the applicable Detailed Rate analysis (DRA) and all requisite securities before the last date & time of online bid submission. No separate call shall be made for DRA submission or security deposit after last date & time of bid submission. It is further clarified that all DRA items shall be justified through DRA, when submission of DRA is applicable. If fewer BDO items are justified in DRA, then such bid shall be as considered as incomplete and not considered.
- In case detailed rate analysis submitted with the bids is, in view of the procuring Entity, not convincing, the Head of the procuring Entity may consider such bid as non-responsive without any forfeiture of bid securities and record reasons thereat.
- The procuring entity may offer the contract to next lowest bidder after due diligence in the context of financial difference between each two bids or may advise procurements opportunity ahead.
- The additional Security submitted by the bidder at the time of bidding should be in the shape of call deposit of the schedule Banks. No additional security presented in the shape of Bank Guarantee will be acceptable at the stage of bid opening.
- The additional security shall be released to the contractor in four installments i.e. 1st installments of 25% to be released upon completion of 25% of the project, 2nd installments of 25% to be released upon completion of 50% of the project, 3rd installment of 25% to be released upon completion of 75% of the project and the 4th installment of 25% to be released after 100% completion of the project.
- All bidders shall enter the details of the bid security and, where applicable, the additional security instrument in the E-PAD Acquisition and Disposal System (EPADS) at the time of bid submission. The bid security and additional security instruments in original, details of which have already been entered in EPADS, shall be submitted to the procuring entity well before the closing date and time of bid submission. The procuring entity shall retain the original bid security and additional security instruments of all bidders until signing of the contract with the best evaluated bidder or till the bid validity period whichever is earlier.
 - In case of failure to submit the original bid security and additional security instrument before the date and time, the procuring entity shall debit the bidder for a period of one (01) year.
 - In the case of violation for second time, blacklist him for a minimum period of three (03) years in accordance with Section 29 of the KPFRPA Act read with Rule 44 of the Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014.
- All such effort to conspire in cartel making or ring formation shall be considered as violation of Rule-44 and shall be attributed towards mis-procurement and/or Rule-54 of procurement Rules along with strict punitive action against the bidders involved.
- Electronic bids should be submitted electronically before the fixed date/time as per KPFRPA notification No. S.O.1111/198-24/2021-22 (K058-71) Dated 05/10/2022.
- Any bidder who provides incorrect information shall stand disqualified and will be debarred.
- Time allowed for completion of work is as specified in the work order which will start from the issuance of LIA.
- Electronic bids will be valid for Ninety (90) days.
- Successful bidder shall sign the agreement with the department within 28 Days after acceptance of Bid and issuance of LIA or as specified therein, failure to which shall make him liable of punitive action.
- Call deposit of scheduled banks shall be acceptable but pay orders are not acceptable.
- If the evaluated electronic bid cost of two or more than two bidders are equal then the successful bidder will be declared through draw.
- Electronic bids will be displayed by online E-Bidding system after 30 minutes of closing time in presence of bidders' shall representatives who choose to be present.
- The employer has the authority to reject any E-bid or all E-bids containing valid reason.
- Bid security of all bidders will be retained by the employer till approval of bid.
- All bidders are required to be registered with KPFRPA Revenue Authority established under Finance Act, 2013 Act No. 100 of 2013.
- Venue of Bid opening is the Office of the undersigned.

**Executive Engineer,
C&W Division Shangla**

ZERO TOLERANCE TO CORRUPTION **BNF/P/2061/25**
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