



July 31, 2026

TL2026/0731/1A

Executive Engineer,
Communication and Works Department,
Division Malakand.

Subject: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Executive Engineer, Communication and Works Department, Division Malakand's Tender Notice for Procurement for Emergent Nature Work

Dear Sir,

This is with reference to your tender notice appeared in Daily 'Aaj' Newspaper on 25 July, 2026. The said advertisement is in violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Rule No. 34 'Response Time'.

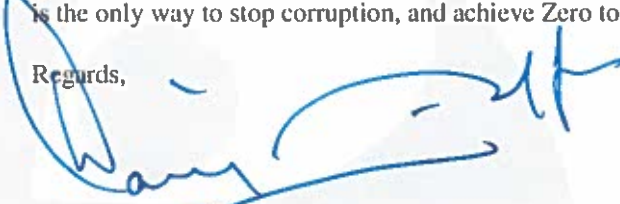
In the tender notice, the submission and opening date of bid is given on 03-08-2026, where it does not fulfill the fifteen days of response time, and is five (05) days less. It is a violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Rule 34. The Rule is quoted 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, Communication and Works Department, Division Malakand 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”

GOVERNMENT OF KHYBER PAKHTUNKHWA COMMUNICATION & WORKS DEPARTMENT							
NOTICE INVITING E-PADS							
(Single Stage Single Envelope on E-PADS System)							
The Executive Engineer C&W Division Malakand, C&W Department Govt. Of Khyber Pakhtunkhwa invites electronic bids from the eligible Firms/Contractors in accordance with KPRA procurement Rules 2014, amended upto 10-05-2023 on Single Stage Single Envelope procedure on EPADS for the following work(s):-							
Sl. No.	Name of Work	Required category of PTC	E/ Cost in Million	Bid Security % of Stamp duty	Tender Fee @ 0.05%	Period of completion	Last date and time of submission of bids
ACCORD TO ALL GOVT. ROAD/BRIDGES DURING THE YEAR 2026-27.							
1	Emergency Nature Work in Tarsai Barcheta & Thana Sazai	C-3 & Above with relevant codes	4.620	96000/-	1380/-	As per work order	09-08-2026 At 12:00 PM
2	Emergency nature work in Dargai	C-4 & Above with relevant codes	4.620	96000/-	1380/-	->	->
GENERAL TERMS AND CONDITIONS.							
1. Bid Solicitation Documents and Instruction to bidders can be obtained from the office of the undersigned on any working day or downloaded from C&W web site (www.cwd.gkp.pk) before the submission date/time. 2. Contractors will quote their rates electronically & upload the complete BOQ with their quoted rates prior to closing date & time. If the quoted rates and uploaded BOQs rates are different, then the bid will be considered as Non-Responsive. 3. The Contractor quoting their bids upto a limit of 10% below Engineer Estimate shall submit bid security @ 02% only of Engineer Estimate. The Contractor quoting their rate more than 10% below and upto 20% below of Engineer Estimate shall submit along with their bids 8% Additional Security of Engineer Estimated cost in addition to 02% bid security. If the bid is not accompanied with required amount of additional security then it will be considered non responsive and the 02% bid security shall be forfeited in favour of Government and 2nd lowest bidder and so on will be considered accordingly. The Contractor quoting bid more than 20% below shall submit with his bid an additional security on Engineer Estimated cost equal to the differential amount of submitted bid and Engineer Estimate along with detail rate analysis. In case of more than 20% below bids, if the bid is not accompanied by detail rate analysis and/or required additional security, then the said bid shall be considered as non-responsive and all other securities with such non-responsive bid shall be forfeited in favour of Government and 2nd lowest bidder and so on will be considered accordingly. In case detail rate analysis submitted with bids is, in view of Procuring Entity not convincing, then Head of Procuring Entity may declare such bid as non-responsive without any forfeiture of bid securities and record reason thereof. 4. Detail of bid security in shape of CDR i.e. Bank Name, CDR Number(s) and Date(s) must be submitted electronically along with E bid i.e. BOQ and Detail Rate Analysis (if applicable) on the respective Field Tab On the E-PAD online system, failing which the bid will be consider Non Responsive and the Original copy of CDR should be submitted to the office of undersigned before the closing date & time. 5. Tender Fee @ 0.05% should be submitted separately in shape of Call Deposit in case if not found with other documents will be considered as Non Responsive. 6. No Pay Order and Bank Draft will be acceptable except Call Deposit of schedule Bank otherwise the bid will declare as non responsive. 7. Bid security of the 1st, 2nd & 3rd lowest electronic bidder for the specific work will be retained by this office till the approval of bids. 8. Bid not fulfilling any of the criteria as stated above and in the bidding documents will be declared as Non-Responsive. 9. The Employer has the authority to reject any E-bid or all the E-bids by assigning valid reason. 10. Electronic Bids will be displayed by online E-PAD System after 30-Minutes of closing time in presence of bidders/their representative. 11. Venue of bids opening is office of the Executive Engineer C&W Division Malakand.							
EXECUTIVE ENGINEER C&W DIVISION MALAKAND							
Zero Tolerance to Corruption							
DX/TP/3717/26							
Daily Aaj (25 Jul, 2026)							