

September 24, 2025

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TL2025/0924/2A

Executive Engineer,
Swat Irrigation Division-1,
Swat, Khyber Pakhtunkhwa.

Subject: Violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Executive Engineer, Swat Irrigation Division-1, Swat's Tender Notice for Procurement for Various Works Related to Recent Floods

Dear Sir,

This is with reference to your tender notice appeared in Daily 'Express' Newspaper on 21 September, 2025. The said advertisement is in violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Rule No. 34 'Response Time'.

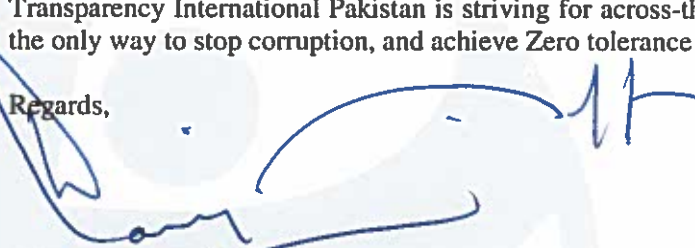
In the tender notice, the submission and opening date of bid is given on 30-09-2025, where it does not fulfill the fifteen days of response time, and is five (5) days less. It is a violation of Khyber Pakhtunkhwa Public Procurement of Goods, Works and Services Rules, 2014, Rule 34. The Rule is quoted 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, Swat Irrigation Division-1 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”

OFFICE OF THE EXECUTIVE ENGINEER SWAT IRRIGATION DIVISION-I SWAT				
NOTICE INVITING E-BIDDING				
E-PAK ACQUISITION & DISPOSAL SYSTEM (EPADS) (Single Stage Single Envelope Procedure)				
As per rules 19 (1&3) of Khyber Pakhtunkhwa Public Procurement of Goods, works and Services Rules 2014 (Rules) states that all the Procuring entities shall publish/upload this advertisement on KPPRA web site, (rules available and can be down loaded from the KPPRA website).				
Swat Irrigation Division-I Swat, Government of Khyber Pakhtunkhwa intends to invite Electronic Bids on the basis of "Single Stage Single Envelope on EPADS System" for Emergency AM&R nature works from the eligible Government contractors /Firms enlisted with Irrigation Department who have renewed their Enlistment and valid P.E.C license in the relevant category for the year 2023-26 for the following works.				
S. No.	Name of Scheme	Estimated Cost (Million)	ETP Earnest Money + Stamp Duty (Rs)	Required Category of PEC & Code of Specialization
1	Emergency AM&R for Flood damages 2023 Restoration Rehabilitation of Flood Protection Works along Faf Bala Khwar & Malak Por Khwar in Tohail (Jhelum/Sialkot District, Punjab)	34.60	720000/-	C-5, PE-7 & Above/CE-04
2	Removal of Flood Debris and Restoration Rehabilitation of Chahal Ghazi Irrigation Channel in Tohail (Jhelum District Punjab)	37.22	755000/-	C-5, PE-7 & Above/CE-04
Last Date & Time for submission of bids is 30-09-2023, 12:00 hours and will be opened on the same day at 2.00 PM. TERMS AND CONDITIONS: 1. All bidders are requested to upload their bids (CTDRs & Rate or Bid Documents in one PDF File) and submit through EPADS (https://epads.kppra.gov.pk) before the mentioned system closing time. Any bid received without uploaded required documents (Copy of NIC, Enlistment with Govt of KP, Pakistan Engineering Council, Kppra & PBR) will be treated as Non-Responsive. 2. Electronic Bidding shall be done on "Above/Below" system on BOQ Engineer's Estimate, based on MRS/NSI applicable. Only Two digits after the decimal point shall be considered for evaluation purpose. 3. The Bidder shall submit their e-bids as per KPPRA Notification No S.R.O (13) vol: 1-24/2021-22 6058-71, dated 18/05/2022. 4. The Bidder shall submit the sealed bid with separate documents including 2% Bid Security (or Additional security if required) of the estimate cost in the shape of call deposit (Original) before closing date and time. 5. All the conditions/ instructions given in the bidding documents shall be applicable on all competitive bidders. 6. Bid security of 1st, 2nd and 3rd lowest bidder will be released till approval of tender by the Competent Authority. 7. All the bidders, Firms must be register with Khyber Pakhtunkhwa Revenue Authority (KPPRA). In case of same rate quoted by the contractors, shall be decided through draw 'Toss'. 8. A contractor quoting bid lower than 20% below shall submit with his bid an additional security on Engineer's estimated cost along with detailed rate analysis, if the bid is not accompanied by the detailed rate analysis and / or required amount of additional security, then the said bid shall be considered as non-responsive. 9. Pre bid meeting will be held on 24-09-2023 at 12:00 PM in the office of the undersigned. 10. Call deposited of Schedule banks shall be acceptable. No Bank Cheque or Pay Draft shall be acceptable. 11. Any Bidder who provides incorrect and false information shall stand disqualified and will be debarred. 12. All the bidders are requested to download the bidding documents from the KPPRA website/Irrigation Department web site (https://irrigation.kpn.pk) of EPADS: (https://epads.kppra.gov.pk). 13. All the prevailing KPPRA rules/ Act and other Government Notification will be applicable issued from time to time & will become part of bidding documents. 14. The employer has the authority to reject any bid or all the bids by assigning cogent reason.				
EXECUTIVE ENGINEER Swat Irrigation Division-I INF/13959/25				