



September 05, 2024

TL2024/0905/2A

Executive Engineer Highways,
Division Muzaffargarh,
Muzaffargarh.

**Subject: Violation of Punjab Procurement Rules 2014, Superintending Engineer Highways Circle
Dera Ghazi Khan Department's Tender Notice for Construction of underground Water Chancel
Pipeline on Khushab Muzaffargarh**

Dear Sir,

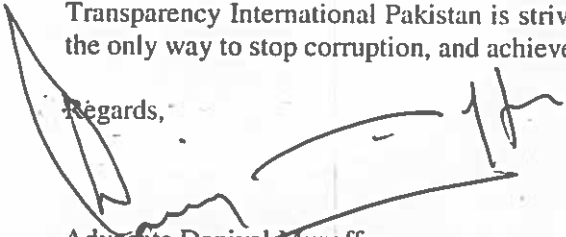
This is with reference to your tender notice appeared in daily 'Khabrain' Newspaper on 31st August, 2024. The said advertisement is in violation of Punjab Procurement Rules 2014, Rule No. 14 'Response Time'. In the tender notice, the submission and opening dates of bids is given on 12.09.2024, where it does not fulfill the fifteen days of response time, and is two (2) days less. It is a violation of Punjab Procurement Rules 2014, Rule 14. The Rule is quoted below for your reference;

14. Response time.— (1) The procuring agency may decide the response time for receipt of bids or proposals (including proposals for prequalification) from the date of publication of an advertisement or notice keeping in view the complexity of the procurement, availability and urgency but, in 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.

Superintending Engineer Highways Circle Dera Ghazi Khan and Executive Engineer Highways Division Muzaffargarh are requested to rectify the given mistake 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 Danival 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 Punjab, Lahore.
2. Managing Director, Punjab Procurement Regulatory Authority, Lahore



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”

HIGHWAY DIVISION MUZAFFARGARH TENDER NOTICE					
<p>The tenders for the following schemes are invited from Engineering firms / contractors on the item rates basis, as per PPRA E-Tendering System, inline with relevant PPRA Rules (Amended up to date). According to these Rules, all the firms/contractors can participate in tendering process with following terms and conditions -</p> <ol style="list-style-type: none">1. The intending Contractors / Firms who have been registered with Pakistan Engineering Council for the year 2024-2025 in the relevant category / codes may participate.2. The tenders / firms has to be registered on Punjab PPRA Website (https://www.pprapb.gov.pk). Any information / procedure regarding registration can be seen / obtained from website pprapb.gov.pk or procurements.3. All intending contractors / firms have to upload the earnest money in the form of CDR in favour of the Executive Engineer @ 2% of the estimated / bid cost and 5% rates against items of work on the same website upto half hour before the opening date and time of opening of tender. However, original CDR has to be submitted to the tender opening committee on the same day, half hour before the opening of bids otherwise, the firm/ contractor will be disqualified in presence of tender opening committee.4. After filing the bids on website, contractors may attend the office of Commissioner on 12.09.24 at 02:30 PM, where all bids will be retrieved and quoted rates / successful bidder will be announced in the presence of Tender Opening Committee.5. In case of submission of any false information / documents such as CDR / Receipt, the Contractor / Firm will be disqualified from the current tendering procedure and will be black listed to participate in any tendering process of C&W Department. Further recommendation to PPRA and PEC will also be made against such Firm / Contractor for appropriate action / Black Listing.6. The procuring agency may reject all bids or proposals at any time prior to acceptance of a Bid or proposals under PPRA Rule-35 (Rejection of Bids).7. TST / DST / Surfacing shall be executed by mechanized system.8. Recovery against cost of old material will be adjusted manually and accordingly bids will be evaluated.9. The contractor will have to prepare Direction Route for all kind of traffic i.e. (heavy / light) and also to daily maintenance will be the responsibility of the contractor. No deviation in this respect will be tolerated.12. The contractor should have arrange all Precautionary / Safety measures during the execution process till the completion of work. In case of any incident / mishap happened at site, the contractor will be personally responsible and will be treated under prevailing rules. In case of failure severe action will be taken against the contractor in terms of agreement clauses.					
Sr. No.	Name of Work	T.S. No. & Date	Completion Period	Cost / Earnest Money (Rs)	Opening Date & Time
1	DEPOSIT WORK Construction of Underground Water Channel Pipeline on Khushab Muzaffargarh road near Rangpur Town (Construction of 12' Span Culvert at Km No 244)	T.S. No. XEN RD M-Garh No. 2808 Date 12/07/24	20.12.24	5,809,017	12.09.24 at 2.30 PM
EXECUTIVE ENGINEER HIGHWAY DIVISION MUZAFFARGARH.		SUPERINTENDING ENGINEER HIGHWAYS CIRCLE DERA GHAZI KHAN.		IPL-8131	

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