

EXTRAORDINARY
GOVERNMENT



REGISTERED NO. PIII
G A Z E T T E

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, WEDNESDAY, 25th OCTOBER, 2017.

PROVINCIAL ASSEMBLY SECRETARIAT,
KHYBER PAKHTUNKHWA

NOTIFICATION

Dated Peshawar, the 25th October, 2017.

No. PA/Khyber Pakhtunkhwa/Bills/2017/10138 .—The Khyber Pakhtunkhwa Public Private Partnership (Amendment) Bill, 2017 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 18th October, 2017 and assented to by the Governor of the Khyber Pakhtunkhwa on 20th October, 2017 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

THE KHYBER PAKHTUNKHWA PUBLIC PRIVATE PARTNERSHIP (AMENDMENT) ACT, 2017

(KHYBER PAKHTUNKHWA ACT NO. XXIX OF 2017)

(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa, (Extraordinary), dated the 25th October, 2017).

AN
ACT

*further to amend the Khyber Pakhtunkhwa
Public Private Partnership Act, 2014.*

WHEREAS it is expedient further to amend the Khyber Pakhtunkhwa Public Private Partnership Act, 2014 (Khyber Pakhtunkhwa Act No. XX of 2014), for the purposes hereinafter appearing;

It is hereby enacted as follows:

1. **Short title and commencement.**---(1) This Act may be called the Khyber Pakhtunkhwa Public Private Partnership (Amendment) Act, 2017.

(2) It shall come into force at once.

2. **Amendment of section 28A of the Khyber Pakhtunkhwa Act No. XX of 2014.**---In the Khyber Pakhtunkhwa Public Private Partnership Act, 2014 (Khyber Pakhtunkhwa Act No. XX of 2014), hereinafter referred to as the "said Act", in section 28A, in sub-section (1), before clause (a), for the figure "14" the figure "16" shall be substituted

3. **Amendment of section 32 of the Khyber Pakhtunkhwa Act No. XX of 2014.**---In the said Act, in section 32, for sub-section (2), the following shall be substituted, namely:

"(2) The proponent shall be invited to participate in the selection proceedings initiated by the Contracting Authority pursuant to sub-section (1) and shall be given the first right to match the lowest bid and if he fails to match the bid, the Contracting Authority shall direct the best bidder to reimburse to him the reasonable costs incurred on project preparation as may be specified in the bid document."

4. **Amendment of section 33 of the Khyber Pakhtunkhwa Act No. XX of 2014.**---In the said Act, in section 33, in sub-section (4), for the words "any incentive or other benefit that may be given to the person who submitted the unsolicited proposal" the words "the first right to match the best bid of the proponent of the unsolicited proposal" shall be substituted.

**BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER PAKHTUNKHWA**

(NASRULLAH KHAN KHATTAK)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa