



"Say No To Corruption"

National Highway Authority
Office of the Director (Maint) NA's
House No. 394, Street No. 3, Jinnahabad
Abbottabad

No: **PM-2019-20-NA-02/326**


15 November, 2021

The Director (MIS)
National Highway Authority HQ
Islamabad

Subject: **PUBLIC PROCUREMENT REGULARITY AUTHORITY (PPRA) CONTRACT**
AWARD PROFORMA - I & II
PERIODIC MAINTENANCE (STRUCTURAL OVERLAY) WORK AT
KM 127+500~130+000, KM 140+00~145+00 & KM 158+800~160+200
CONTRACT No. PM-2019-20-NA-02

Please find enclosed herewith duly filled and signed **Contract Award Proforma - I & II** of subject contract for uploading the same on NHA & PPRA websites at the earliest.

Encl: as stated


(ZAFAR HAYAT LAK)
Director (Maint) NA's
NHA, Abbottabad

Copy for information to:-

- Member (North Zone) NHA, Peshawar
- General Manager (NA's) NHA Abbottabad.
- Director (Coordination) NZ NHA, Peshawar.
- Director (MIS) PPRA, Islamabad.
- File.

National Highway Authority
Northern Area Region, Abbottabad

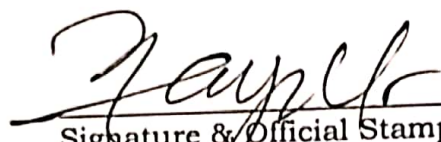
PUBLIC PROCUREMENT REGULATORY AUTHORITY (PPRA)
CONTRACT AWARD PROFORMA – I

TO BE FILLED AND UPLOADED ON PPRA WEBSITE IN RESPECT OF ALL PUBLIC CONTRACTS OF WORKS, SERVICES AND GOODS WORTH RS. FIFTY MILLION OR ABOVE

NAME OF ORGANIZATION/DEPARTMENT	National Highway Authority
FEDERAL/PROVINCIAL GOVERNMENT	Federal Government (Autonomous Body)
TITLE OF CONTRACT/BID	Periodic Maintenance (Structural Overlay) between KM 127+500-130+00, KM 140+000-145+00, KM 158+800-160+200 on KKH (N-35)
TENDER NUMBER/BID NUMBER	PM-2019-20-NA-02
BRIEF DESCRIPTION OF THE CONTRACT/BID	Periodic Maintenance (Structural Overlay) between KM 127+500-130+00, KM 140+300-145+00, KM 158+800-160+200 on KKH (N-35)
TENDER VALUE	Rs. 149,353,668.00
ENGINEER'S ESTIMATE	Rs. 232,420,897.00
ESTIMATED COMPLETION PERIOD	178 days
WHETHER THE PROCUREMENT WAS INCLUDED IN ANNUAL PROCUREMENT PLAN?	Yes. Included in NHA Annual Maintenance Plan for F.Y 2019-20
ADVERTISEMENT: i) PPRA Website ii) News Papers	TS440283E The News/Dunya PID(I) 3481/20
TENDER/BID OPENED ON (DATE & TIME)	21 st January, 2021 at 1130 hours
NATURE OF PURCHASE	Downloaded from NHA & PPRA Websites
EXTENSION OF IN DUE DATE (if any)	N.A
NAME OF TENDER DOCUMENTS SOLD (Attached list of Buyers)	Bidder Downloaded from NHA Website
WHETHER QUALIFICATION CRITERIA WAS INCLUDED IN BIDDING/TENDER DOCUMENTS (enclose a copy)	Yes (Copy enclosed)

WHETHER BID EVALUATION CRITERIA WAS INCLUDED IN BIDDING/TENDER DOCUMENTS (enclose a copy)	Yes
PLEASE SPECIFY IF ANY OTHER METHOD OF PROCUREMENT WAS ADOPTED WITH BRIEF REASONS (i.e. emergency, Direct contracting)	N.A
WHO WAS THE APPROVING AUTHORITY?	Member (North Zone) NHA Peshawar
WHETHER APPROVAL OF COMPETENT AUTHORITY WAS OBTAINED FOR USING A METHOD OTHER THAN OPEN COMPETITIVE BIDDING?	N.A
NUMBER OF BIDS RECEIVED	12 (Twelve) ✓
WHETHER THE SUCCESSFUL BIDDER WAS LOWEST BIDDER?	Yes
WHETHER INTEGRITY PACT WAS SIGNED	Yes

Dated: _____


 Signature & Official Stamp of
 Authorized Officer
 Director (Maint) NA's
 National Highway Authority
 Abbottabad

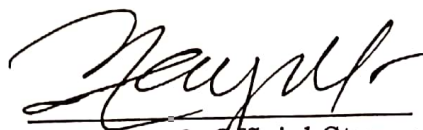
National Highway Authority
Northern Area Region, Abbottabad

PUBLIC PROCUREMENT REGULATORY AUTHORITY (PPRA)
CONTRACT AWARD PROFORMA - II

TO BE FILLED AND UPLOADED ON PPRA WEBSITE IN RESPECT OF ALL PUBLIC CONTRACTS OF WORKS, SERVICES AND GOODS WORTH RS. FIFTY MILLION OR ABOVE

NUMBER OF BIDDERS PRESENT AT THE TIME OF OPENING OF BIDS	12 (Twelve) Bidders ✓
NAME & ADDRESS OF SUCCESSFUL BIDDER	M/s Mehboobi Associates ✓ Office No. 202, Cherry's Building, Plot No. 16-C, Street No. 1, Main Jami Commercial Phase-VII, DHA, Karachi
RANKING OF SUCCESSFUL BIDDER IN EVALUATION REPORT	1 st Evaluated Bid ✓
NEED ANALYSIS (Why the Procurement was necessary?)	N.A. ✓
IN CASE OF EXTENSION WAS MADE IN RESPONSE TIME, WHAT WERE THE REASONS	N.A. ✓
WHETHER NAMES OF BIDDERS AND THEIR PRICES WERE READ OUT AT THE TIME OF OPENING OF BIDS	YES ✓
DATE OF CONTRACT SIGNING	30 th September, 2021 ✓ (Copy of agreement is attached)
CONTRACT AWARD PRICE	Rs. 149,353,668.00 ✓
WHETHER COPY OF EVALUATION REPORT GIVEN TO THE ALL BIDDERS	Uploaded on NHA & PPRA Websites. (Copy attached)
ANY COMPLAINT RECEIVED? (If Yes Result thereof)	NO
ANY DEVIATION FROM SPECIFICATION GIVEN IN THE TENDER NOTICE/DOCUMENTS (If Yes, give detail)	NO
DEVIATION FROM QUALIFICATION CRITERIA (If Yes, give detail)	NO
SPECIAL CONDITIONS, IF ANY (Give Brief Description)	N.A.

Dated: _____


Signature & Official Stamp of
Director (Main) NHA's
Authorized Officer
National Highway Authority
Abbottabad

**National Highway Authority
Northern Area Region**

**Periodic Maintenance (Structural Overlay) Work Between KM 127+500~130+000,
KM 140+00~145+000 & KM 158+800~160+200 (N-35)
CONTRACT NO. PM-2019-20-NA-02**

NAME OF BIDDERS

Sr. No	Name of Bidders who participated in the tender
01.	M/s Rustam Associates- M/s Dynamic Constructors (Jv)
02.	M/s Attaullah Khan Trand and Brothers
03.	M/s Muhammad Haroon & Sons
04.	M/s Mehboobi Associates
05.	M/s Saifullah Muhammd Shahi
06.	M/s Muhammad Khawaj Abbasi
07.	M/s Allied Contractors
08.	M/s Umer Jan & Company – M/s Sarwar Khan (Jv)
09.	M/s Pir Muhammad Construction Co. (Pvt) Ltd. – M/s Taamir-e-Nua Engineers & Contractors (Pvt) Ltd (Jv)
10.	M/s Nuaman Construction Company (Pvt) Ltd – M/s KBA Developers (Jv)
11.	M/s A.M. Associates Construction Co. (Pvt) Ltd
12.	M/s Ghulam Muhammad Khan & Company – M/s Pasban Constructors (Jv)

Bidding Data Sheet

The Following specific data for the works to be bid shall compliment, amend or supplement the provisions in the instructions to bidder. Wherever, there is a conflict, the provisions herein shall prevail over these in the instructions to bidders.

Instructions to Bidders

Clause Reference

1.1 Name and Address of the Employer:

National Highway Authority
28-Mauve Area, G-9/1, Islamabad
Islamic Republic of Pakistan
Tel: +92 51 9032727
Fax: +92 51 9260419
Email: gmpca.nha@gmail.com

1.1 Name of the Project and Summary of the Works

Periodic Maintenance Work (Structural Overlay) between KM: 127+500 to KM: 130+000, KM: 140+000 to KM: 145+000 & KM: 158+800 to KM: 160+200 on N-35 (Abbottabad - Manshera), (Annual Maintenance Plan-2019-20)

2.1 Name of the Borrower/Source of Financing/Funding Agency

The Employer is funding the project through funds available under Road Maintenance Account (RMA) of National Highway Authority.

3. Eligible Bidders (and Qualification Criteria)

- a. Each individual bidder and all members of JV must have valid registration by PEC;
- b. Must be registered with Income Tax Department;
- c. Each individual bidder and all members of JV must have valid PEC registration in the following categories;

PEC Category & Specialization	
Individual Firm / Lead firm of JV / Member Firm(s) in JV	C-3 or above, with Specialization in CE-01 & CE-10



- d. An individual bidder or JV meeting the above said conditions under Clause-3 (a), (b) & (c) will be considered for further evaluation and will be qualified if it meets the following Criteria:

i) Similar Work Experience:

Firm that has completed at least Two (02) Contracts (but not more than one Contract summed up for their values in this regard for each completed contracts) of similar size and complexity as a contractor or management contractor (but not as Sub-Contractor) with a minimum value of **Rs. 117.00 Million** each during last Seven (07) years. In case of JV, if Lead Partner alone fulfils the condition, then the other partner is not required to fulfil the condition, otherwise each member shall be assessed according to its share in JV.

ii) Has an Average Annual Construction Turnover of minimum **Rs. 465.00 Million**. In case of JV each partner must fulfill the Criteria with respect to its share in the JV Agreement.

iii) Has a minimum Cash Flow of **Rs. 117.00 Million**. In case of JV each partner must fulfill the Criteria with respect to its share in the JV Agreement.

iv) Has a minimum Net Working Capital for the latest year of **Rs. 24.00 Million**. In case of JV each partner must fulfill the Criteria with respect to its share in the JV Agreement.

v) Past or present performance of the bidder as contractor (individual or all partners of a JV) is satisfactory with NHA or any other executing agency and the contractor has not been blacklisted earlier by any government agency / authority / organization.

vi) Maximum Two (02) number firms are allowed to form Joint Venture (JV). Lead Partner must have 50 % or more share in the Joint Venture Agreement.

4.1 One Bid per Bidder

Out of a parent organization and / or sister organizations, only one entity shall submit a Bid. If more than one Bid is submitted by the entities belonging to same parent organization and / or being sister organizations, all such Bids shall be rejected to avoid Conflict of Interest.



7.1 Contents of Bidding Documents

The Bidding Documents, in addition to invitation for bids, are those stated below and should be read in conjunction with any Addenda issued in accordance with Clause IB.

1. Instructions to Bidders.
2. Bidding Data Sheet.
3. Letter of Technical Bid.
4. Letter of Price Bid.
5. Appendices to Bid (A through P to Bid).
6. Forms of Bid Security, Credit Line Facility and Income Tax Exemption.
7. Form of Performance Security.
8. Forms of Contract Agreement, and Mobilization Advance Guarantee.
9. General Conditions of Contract, Part-I (GCC).
10. Particular Conditions of Contract, Part-II (PCC) & Special Provisions (Contractual).
11. NHA General Specifications-1998 and its Addenda.
12. Special Provisions (Specification)
13. Drawings.
14. Minutes of NHA Executive Board Meeting & its amendments for Compliance.

8.1 Time Limit for Clarification

Minimum number of days to seek clarification by the prospective bidder is seven (7) days before the latest deadline for submission of Bids.

10.1 Bid Language

The same language, in which the Bidding Documents are written i.e English, should be used for preparation of Bid.

11.1 (A) The Bidder shall submit with its Technical Bid (**Envelope A**) the following documents detailed in 11.1 (C) hereunder:

- (a) Written confirmation (Power of Attorney) authorizing a person to submit the Bid.
- (b) Written confirmation (Power of Attorney) authorizing the signatory of the Bid to commit the Bid on behalf of the Bidder.
- (c) Letter of Technical Bid.
- (d) Bid Security.
- (e) Copy of Articles of Incorporation or Constitution of the Bidder as a legal entity.



- (f) Valid Certificate of Registration from Pakistan Engineering Council.
- (g) Certified audit reports for last three (3) years.
- (h) Joint Venture Agreement or the Letter of Intent to execute the JV Agreement (if applicable).
- (i) Pending litigation and No Blacklisting information.
- (j) Special Stipulations (as issued with the bidding documents). (Appendix – A)
- (k) List of Major Equipment – Related Items. (Appendix – G)
- (m) Organization Chart for Supervisory Staff and Labour. (Appendix – K)
- (n) Integrity Pact. (Appendix – L)
- (o) Financial Competence and Access to Financial Resources. (Appendix – M)
- (p) Past Performance/ Experience. (Appendix – N)
- (q) Qualification of Key Staff. (Appendix – O)
- (r) Current Commitments / Projects in Hand. (Appendix – P)

11.1(B) The Bidder shall submit with its Price Bid (**Envelop B**) the following documents:

- (a) Letter of Price Bid
- (b) Bill of Quantities (Appendix –D)
- (c) Estimated Progress Payments (Appendix –J)

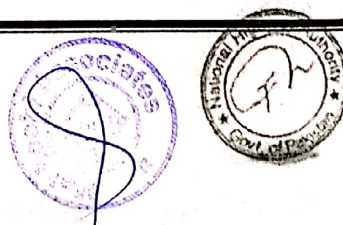
11.1(C)

- i. Written confirmation (Power of Attorney) authorizing a person to submit the Bid

The Bid must accompany a Power of Attorney issued by authorized representative of the Firm / Company / (for all partners of a JV) having the name and CNIC No. of the person to whom Power of Attorney has been issued to submit the bid to the Employer on behalf of the Firm / Company / JV etc.

- ii. Written confirmation (Power of Attorney) authorizing the signatory of the Bid to commit the Bidder

Original Power of Attorney on Judicial Stamp Paper duly attested by Notary Public with original signatures to sign/commit the bid on following format must accompany the bid:



- The person issuing authority of Power of Attorney shall provide the legal documents establishing his / her authority of issuing the Power of Attorney on behalf of Firm / Company / (for all partners of JV);
- The name, designation / title in the Firm / Company, CNIC No. of the person issuing the Power of Attorney must be mentioned on the Power of Attorney;
- The Power of Attorney shall bear the name, specimen signature, specimen initial of the signatory of the Bid as well as his designation / title in the Firm / Company and country identification number / CNIC No.

iii. Copy of Articles of Incorporation or Constitution of the Bidder as a legal entity

- A copy of Articles of Incorporation or Constitution of the Bidder as a legal entity shall be submitted. The document shall indicate the Bidder's name, address and its representative Personnel. In case of Joint Venture, the copies of such document of all the partners firms shall be submitted.

iv. Valid Certificate of Registration from Pakistan Engineering Council

v. Certified Audit Reports

Individual Bidder / Lead Partner of JV and JV members of JV have to submit along with his bid Audit Reports for last three (03) years as per **Table-I**, to evaluate;

- a. Cash Flow
- b. Average Annual Construction Turnover &
- c. Net Working Capital

vi. Joint Venture Agreement / Letter of Intent to Execute the JV Agreement

- a. Attached to Bid shall be a Power of Attorney from each of the Joint Venture partners, appointing and authorizing the named person to act as their representative.
- b. The authorized representative and the Project Manager will be from the lead partner having 50% or above share in JV.

vii. List of Major Equipment – Related Items

The Bidder will provide a list of all major equipment and related items, on judicial Stamp Paper according to **Appendix-G to Bid**.



vii. Past Performance/ Experience

General Construction Experience: Experience under construction contracts in the role of Contractor, Subcontractor or Management Contractor for at least the last seven (07) years prior to the bid submission deadline as per **Appendix – N** to Bid.

Contract of Similar Size and Nature: Bidder must have experience as mentioned in the clause '3 d i' of Bidding Data as per **Appendix – N** to Bid.

ix. Qualification of Key Staff

List of Technical Staff be provided on Judicial Stamp Paper as per **Appendix-O**. The bidder shall also submit CV and other related documents of these staff with Technical Bid.

xi. Current Commitments / Projects in Hand

The Bidder shall enclose details of Projects in hand whether of similar nature or not. The details must be submitted in line with the format of **Appendix – P** to Bid.

12.3 Bid Prices

Add following at the end of 2nd paragraph:

“However, increase / decrease in Income Tax is not covered in this clause.”

13.1 Currencies of Bid and Payment

The unit rates and prices shall be quoted by the bidder entirely in Pak Rupees and will be paid in Pak Rupees only.

14.1 Period of Bid Validity

Bid shall remain valid and open for acceptance for a period of **One Hundred and Eighty (180)** calendar days after the latest dead line for submission of bid.

15.1 Amount of Bid Security

The amount of Bid Security shall be **Rs. 4.70 Million**. In case of non-registered JV, either each partner gives bid security equal to his share or the lead partner / major share holder provides bid security for all.



15.2 Form and Validity of Bid Security

The Bid Security shall be, at the option of the bidder, in the form of **Deposit at Call** or a **Bank Guarantee** issued by a Scheduled Bank in Pakistan or from a foreign bank duly counter guaranteed by a Scheduled Bank in Pakistan or an **insurance company** having atleast AA rating from PACRA/JCR (**List of NHA's insurance arrangement and panel of insurance companies is available on NHA website**) in favour of the Employer valid for a period 28 days beyond the Bid Validity date i.e the Bid Security shall remain valid for **208 days (Two Hundred & Eight)** calendar days beyond the latest deadline for submission of Bids.

18.4 Number of Copies of the Bid to be Completed and Returned

One **ORIGINAL** & One **COPY**

18.5 Signing of Bid

As prescribed under item 11.1 (C) (ii) of the Bidding Data Sheet herein above.

19.2(a) Employer's Address for the Purpose of Bid Submission

Venue: NHA Auditorium, 28-Mauve Area, G-9/1 Islamabad

19.2(b) Name and the Number of the Contract

Periodic Maintenance Work (Structural Overlay) between KM: 127+500 to KM: 130+000, KM: 140+000 to KM: 145+000 & KM: 158+800 to KM: 160+200 on N-35 (Abbottabad - Manshera), (Annual Maintenance Plan-2019-20)

Contract No: PM-2019-20-NA-02

20.1(a) Deadline for Submission of Bids

Not later than 1100 hours on **January 21, 2021**

23.1 Venue, Time, and Date of Bid Opening ("Envelop A")

Venue: NHA Auditorium, 27 Mauve Area, G-9/1 Islamabad,
Time: 1130 hours
Date: **January 21, 2021**



23.11 Add the following text at the end of Clause;

Any discount / premium offered by the Bidder on its quoted prices, shall only be considered if such discount is either shown on the duly filled –in, signed and stamped Letter of Price Bid or on the summary page of quoted amount for bill of quantities as applicable. Discount / Premium, if offered, though a separate letter of discount submitted with the Bid, will not be entertained and shall be considered null & void. However, envelope marked “SUBSTITUTION” or “MODIFICATION” shall be considered as per IB-22 & IB-23.

32.1 **Standard Form and Amount of Performance Security Acceptable to the Employer**

The performance security shall be of an amount in favor of the Employer, equal to 10% of the Contract Price stated in the Letter of Acceptance. Such security shall, at the option of the bidder, be in the form of either (a) bank guarantee from any Scheduled Bank in Pakistan or (b) bank guarantee from a bank located outside Pakistan duly counter-guaranteed by a Scheduled Bank in Pakistan or (c) an insurance company having atleast AA rating from PACRA/JCR (List of NHA's insurance arrangement and panel of insurance companies is available on NHA website).

