



NATIONAL HIGHWAY AUTHORITY

Road Asset & Management Section

28-Mauve Area, G-9/1, Islamabad Tel: 9032815

No. (10)/GM (RAMD)/NHA/2022/543

12th April 2022

Director General,

Public Procurement Regulatory Authority (PPRA),
1st Floor FBC building near State Bank,
G-5/2, **Islamabad.**

Project: Improvement of Mianwali – Muzaffargarh (N-135) Roads.

Contract No: RH-N-135-21-22/04

Contract No: RH-N-135-21-22/10

Subject: **PROVISION OF CONTRACT AWARD PERFORMA ALONG WITH ITS ANNEXURES**

Reference: Regulation 2 of PPRA notified vide S.R.O. (1)/2009 dated 9th July 2009.

Kindly find enclosed herewith the duly filled and signed Contract Award Performa along-with its annexures pertaining to the procurement of different packages of subject works in light of above referred regulation for uploading on PPRA website at the earliest, please.

Enclosed: As Above

(MUHAMMAD NASEEM KHATTAK)

General Manager (RAMD)

Cc:

- Member (Engg-Coord) NHA, Islamabad.
 - Director (Tech.) to Chairman NHA, Islamabad.
 - Director (RAMS), NHA, Islamabad.
 - Director (MIS), NHA, Islamabad
 - File
- with the request to upload the same on NHA website and email to PPRA for uploading*

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 & Goods Worth Fifty Million or more

▶ NAME OF THE ORGANIZATION/DEPTT.	National Highway Authority				
▶ FEDERAL/PROVINCIAL GOVT.	Federal Govt (Autonomous Body)				
▶ TITLE OF CONTRACT	Improvement & Rehabilitation of Mianwali - Muzaffargarh KM 0+000 to KM 40+000 on (N-135)				
▶ TENDER NUMBER	RH-N-135-21-22/04				
▶ BRIEF DESCRIPTION OF THE CONTRACT	NHA has planned to maintain & strengthen the existing carriageway as per NHA standards considering and mandate given by NHA, RMA standard operating procedures for rehabilitation based on the latest road condition survey, Roughness Survey & residual strength data and thereby enhancing the remaining service life along-with functional qualities of the said road				
▶ TENDER VALUE	Pak. Rs. 1,170,694,160 /-				
▶ ENGINEER'S ESTIMATE (for civil works only)	Pak. Rs. 1,159,139,016.22 /-				
▶ ESTIMATED COMPLETION PERIOD	11 months				
▶ WHETHER THE PROCUREMENT WAS INCLUDED IN ANNUAL PROCUREMENT PLAN?	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table>	Yes	√	No	x
Yes	√	No	x		
ADVERTISEMENT:					
▶ (i) PPRA Website (Federal Agencies) (If yes give date and PPRA's tender number)	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table>	Yes	√	No	x
Yes	√	No	x		
PPRA's Tender No.	TS-469186E				
▶ (ii) News Papers	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table>	Yes	√	No	x
Yes	√	No	x		
(If yes, give names of newspapers and date)	The Dawn (English Newspaper), Daily Ausaf (Urdu Newspaper), Jhang (Urdu Newspaper) dated, 5th January, 2022				
▶ TENDER OPENED ON (Date and Time)	Technical Bids Opened on 20th January, 2022 at 1130 hrs Financial Bids Opened on 3rd February, 2022 at 1130 hrs				
▶ NATURE OF PURCHASE	Procurement of Works				
▶ EXTENSION IN DUE DATE (if any)	<table border="1"> <tr> <td>Yes</td> <td>x</td> <td>No</td> <td>√</td> </tr> </table>	Yes	x	No	√
Yes	x	No	√		
▶ NUMBER OF TENDER DOCUMENTS SOLD (Attach list of Buyers)	Nil / Based on e-Bidding system				
▶ WHETHER QUALIFICATION CRITERIA WAS INCLUDED IN BIDDING/TENDER DOCUMENTS (If yes enclose a copy)	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table>	Yes	√	No	x
Yes	√	No	x		
	(COPY OF QUALIFICATION CRITERIA ATTACHED)				
▶ WHETHER BID EVALUATION CRITERIA WAS INCLUDED IN BIDDING/TENDER DOCUMENTS (if yes enclose a copy)	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table>	Yes	√	No	x
Yes	√	No	x		
	(COPY OF EVALUATION CRITERIA IS ATTACHED)				
▶ WHICH METHOD OF PROCUREMENT WAS USED:-	(Tick one)				
a) SINGLE STAGE - ONE ENVELOPE PROCEDURE	<input type="checkbox"/>				
b) SINGLE STAGE - TWO ENVELOPE PROCEDURE	<input checked="" type="checkbox"/>				
c) TWO STAGE BIDDING PROCEDURE	<input type="checkbox"/>				
d) TWO STAGE - TWO ENVELOPE BIDDING PROCEDURE	<input type="checkbox"/>				
- Please specify if any other method of procurement was adopted with brief reasons (i.e. Emergency, Direct Contracting, Negotiated Tendering etc.)	N/A				
- WHO IS THE APPROVING AUTHORITY	NHA EXECUTIVE BOARD				
▶ WHETHER APPROVAL OF COMPETENT AUTHORITY WAS OBTAINED FOR USING A METHOD OTHER THAN OPEN COMPETITIVE BIDDING	N/A				
▶ NUMBER OF BIDS RECEIVED	Three (03)				
▶ WHETHER THE SUCCESSFUL BIDDER WAS LOWEST BIDDER	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table>	Yes	√	No	x
Yes	√	No	x		
▶ WHETHER INTEGRITY PACT WAS SIGNED	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table>	Yes	√	No	x
Yes	√	No	x		

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 & Goods Worth Fifty Million or more

▶ NO. OF BIDDERS PRESENT AT THE TIME OF OPENING OF BIDS	Three (03)				
▶ NAME & ADDRESS OF SUCCESSFUL BIDDER	M/s Sultan Mahmood & Company Pvt Ltd. Address: D-134 Saba Ave, Block-4 Clifton, Karachi.				
▶ RANKING OF SUCCESSFUL BIDDER IN EVALUATION REPORT (i.e. 1 st , 2 nd , 3 rd EVALUATED BID)	1 st Lowest Evaluated Bidder				
▶ NEED ANALYSIS (Why the procurement was necessary?)	<ul style="list-style-type: none"> • To reduce the traffic accident ratio in the city. • To reduce travel time and vehicle operation cost. • To cause general uplift of the area. • To provide free flow of traffic and end the severe traffic jams lasting hours. 				
▶ IN CASE EXTENSION WAS MADE IN RESPONSE TIME, WHAT WERE REASONS (Briefly describe)	Nil				
▶ WHETHER NAMES OF THE BIDDERS AND THEIR PRICES WERE READ OUT AT THE TIME OF OPENING OF BIDS	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table>	Yes	√	No	x
Yes	√	No	x		
▶ DATE OF CONTRACT SIGNING (Attach a copy of agreement)	10th March, 2022 (Copy attached)				
▶ CONTRACT AWARD PRICE	Pak. Rs.1,170,694,160/-				
▶ WHETHER COPY OF EVALUATION REPORT GIVEN TO ALL BIDDERS (Attach a copy of bid evaluation report)	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table> <p>As per Rule-35 of PPRA, Evaluation Report was uploaded on NHA & PPRA websites (Copy attached)</p>	Yes	√	No	x
Yes	√	No	x		
▶ ANY COMPLAINTS RECEIVED (If Yes, result thereof)	<table border="1"> <tr> <td>Yes</td> <td>x</td> <td>No</td> <td>√</td> </tr> </table>	Yes	x	No	√
Yes	x	No	√		
▶ ANY DEVIATION FROM SPECIFICATIONS GIVEN IN THE TENDER NOTICE/ DOCUMENTS (If yes give details)	<table border="1"> <tr> <td>Yes</td> <td>x</td> <td>No</td> <td>√</td> </tr> </table>	Yes	x	No	√
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Yes	x	No	√		
▶ SPECIAL CONDITIONS, IF ANY (Give Brief Description)	Nil				



PUBLIC PROCUREMENT REGULATORY AUTHORITY (PPRA)**CONTRACT AWARD PROFORMA - I**


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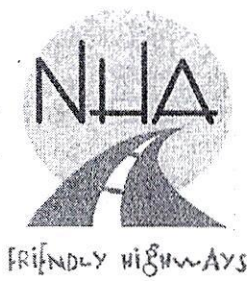
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▶ TITLE OF CONTRACT	Improvement & Rehabilitation of Mianwali - Muzaffargarh KM 240+000 to KM 286+000 on (N-135)				
▶ TENDER NUMBER	RH-N-135-21-22/10				
▶ BRIEF DESCRIPTION OF THE CONTRACT	NHA has planned to maintain & strngthen the existing carriageway as per NHA standards considweing and mendate given by NHA, RMA standard operating procedures for rehabilitation based on the latest road condition survey, Roughness Survey & residual strength data and thereby enhancing the remaining service life along-with functional qualities of the said road				
▶ TENDER VALUE	Pak. Rs. 1,200,328,366 /-				
▶ ENGINEER's ESTIMATE (for civil works only)	Pak. Rs. 1,263,499,069 /-				
▶ ESTIMATED COMPLETION PERIOD	11 months				
▶ WHETHER THE PROCUREMENT WAS INCLUDED IN ANNUAL PROCUREMENT PLAN?	<table border="1"> <tr> <td>Yes</td> <td>√</td> <td>No</td> <td>x</td> </tr> </table>	Yes	√	No	x
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▶ NAME & ADDRESS OF SUCCESSFUL BIDDER	M/s Shahruckh Engineers & Contractors Pvt Ltd JV M/s AM & MJ Builders Address: 5th Floor, Panorama Centre, Building #2, Raja Ghazanfar Ali Khan Road, Saddar, Karachi.				
▶ RANKING OF SUCCESSFUL BIDDER IN EVALUATION REPORT (i.e. 1 st , 2 nd , 3 rd EVALUATED BID)	1 st Lowest Evaluated Bidder				
▶ NEED ANALYSIS (Why the procurement was necessary?)	<ul style="list-style-type: none"> • To reduce the traffic accident ratio in the city. • To reduce travel time and vehicle operation cost. • To cause general uplift of the area. • To provide free flow of traffic and end the severe traffic jams lasting hours. 				
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Yes	x	No	√		
▶ SPECIAL CONDITIONS, IF ANY (Give Brief Description)	Nil				





**MINISTRY OF COMMUNICATIONS
NATIONAL HIGHWAY AUTHORITY**

e-Bidding System

شفاف، تیز اور جدید

Bidding Data Sheet

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.

Procurement of Maintenance Works is being done through NHA e-bidding system. Prospective bidders will be required to send their bid electronically (herein after called e-Bid) and submit the hard copy of e-bid as mentioned in the bidding data sheet. A Helpdesk is established to facilitate the prospective bidders for creating their user account for NHA e-Bidding System at room no G-3, old building, NHA HQ, 28 Mauve Area, G-9/1, Islamabad (Help line No 03400026666). Prospective bidders are invited to attend training session at the Helpdesk regarding bid preparation and bid submission through e-Bidding System. One-day training session to Authorized Users, will be held on every Tuesday & Thursday (working days) between the date for "Invitation for e-Bids" and the date for "Submission of Bids" from 1430hrs to 1630hrs. The said training session will also be available through video link (for info about video link, please call help line No 03400026666).

It is to be noted that Hard Copy of e-Bid must be submitted before the deadline time for submission of bid, failing which the e-Bid received on the e-Bidding system will be evaluated as non-responsive.

Bidder has to start the Bid Submission well in advance so that the submission process is completed within the schedules period. Bidder is responsible to plan their time sufficient to complete the documents upload, fill-in required online forms, e-Bid submission, prepare the hard copy of Bid and its submission as stipulated in the bidding data.

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 9032815
Fax: +92 51 9260419
Email: ramdnha@yahoo.com

1.1 Name of the Project and Summary of the Works

Improvement & Rehabilitation of N-135 Between KM 00+00 to 40+00 Contract No. RH-N-135-21-22/04

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.

MUHAMMAD NASEEM KHATTAK

NHA e-Bidding System - Contract No. RH-N-130-21-22/04
National Highway Authority
Islamabad

3. Eligible Bidders (and Qualification Criteria)

- a. The bidding shall be done through NHA e-Bidding System. Constructors, having valid PEC registration are required to create their "On-line User Account" for participation in the bidding of Maintenance Works. User Guide, illustrating the steps to create "On-line User Account", is available at www.ebidding.nha.gov.pk Access to NHA e-bidding system for bidding will be granted upon submission of pre-requisite documents as per guide line. Bid submitted, by using NHA e-bidding system, will only be considered.
- b. Must be registered with Income Tax Department and on Active Taxpayers List of the Federal Board of Revenue;
- 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	PEC Category C-1 with specialization in CE-01 CE-02 & 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. 900 Million** each during last Five (05) 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. 1,800 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. 200 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. 120 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.

MUHAMMAD NASEEM KHATTAK
General Manager (RAMD)

National Highway Authority

NHA e-Bidding System - Contract No. RH-N-130-21-22/04

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- vi) Maximum of Two (02) numbers of firms are allowed to form a Joint Venture. Lead firm of the Joint Venture must have greater percentage share than other member.

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 Bid 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.9

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. Particular Specifications/ Special Provisions.
12. NHA General Specifications-1998 and its Addenda.
13. Drawings.

8.1 Time Limit for Clarification

Minimum number of days to seek clarification by the prospective bidder is five (5) days before the latest deadline for submission of Bids.

9.2 Amendment of Bidding Documents

The text of Para IB 9.2 is deleted and replace with the following:

All modifications to the bid documents will be issued via an addendum. Any addendum thus issued shall be part of the Bidding Documents pursuant to IB 7.1 hereof. Hard copies of the addenda will not be forwarded. The bidder is solely responsible for reviewing all addenda posted on the NHA e-Bidding System.

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 Document Comprising the Bid

Delete the text of clause 11.1 and replace with the following:

- 11.1 Bids which are prepared through e-Bidding system will only be considered for submission and evaluation whereas the other bids will be rejected. Prospective Bidders shall follow the procedure mentioned below to prepare the bid:
- Log on to www.ebidding.nha.gov.pk the homepage of NHA e-Bidding System.
 - Click on "Running Tenders" in main dashboard.
 - A list of active tenders will appear, having buttons "(👁)" and "(🔒)" at the end of each tenders.
 - To view the bidding document of desired tender, click on "(👁)".
 - To respond (i.e prepare and submit) the tender, click on "(🔒)".
 - A screen having data of tender will appear. Click on "Bid for this tender".
 - Click on "Bid Document" tab.
 - For preparation of Technical e-Bid (Envelope A), Prospective Bidders are required to fill the details and attach the documents as per instructions, by clicking the tab "Technical Envelop". Please prepare the Technical Bid by uploading the scan copy of following documents as instructed in the e-Bidding System:

- 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.

- 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


MUHAMMAD NASEEM KHATTAK

General Manager (Admin)

NHA e-Bidding System - Contract No. RH-N-130-21-22/04
National Highway Authority
Islamabad

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- identification number / CNIC No.
- iii. Letter of Technical Bid
- Complete the Letter of Technical Bid as per format available in the Bidding Document with sign and stamp.
- iv. Bid Security
- Prepare the Bid Security as per IB 15 of Instructions to Bidders and Bidding Data.
- v. 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. This part is applicable only to Bidders that are in Joint Venture. In the case of Single Bidder, no submission is required by the Bidder.
- c. Lead firm of the Joint Venture must have greater percentage share than other member firm.
- vi. Valid Certificate of Registration from Pakistan Engineering Council
- Bidder has to attach latest PEC Certificate.
- vii. Special Stipulation (Appendix- A)
- The details like time for completion, amount of Liquidated Damages, Defects Liability Period, minimum amount of Interim Payment Certificate, Performance security, Mobilization Advance has been summarized in Appendix A.
- viii. Appendix – B and Appendix – I are **NOT APPLICABLE** for this bid.
- ix. Proposed Construction Schedule
- Summary of Proposed Construction Schedule as per Appendix - E to Bid must be enclosed to Bid. The Bidder shall provide as Appendix-E to Bid, the construction schedule in MS Project/ Primavera format. The bidder shall also provide the soft copy of the same.
- x. Method of Performing the Work
- Bidders participating in this Bid are required to submit this **Appendix-F**. However, it will be submitted only by the successful bidder to "The


MUHAMMAD NASEEM KHATTAK
General Manager (NHA)
National Highway Bidding System
Islamabad

National Highway Bidding System - Contract No. RH-N-130-21-22/04

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Engineer" after the Contract Agreement is signed and letter of commencement is issued as per **Appendix - F** to Bid.

xi. List of Major Equipment – Related Items

Bidders shall submit, List of Major Equipment and related items owned, to be purchased or to be leased by the Bidder in carrying out the Work in accordance to the attached format (**Appendix G** to Bid).

xii. Construction Camp & Housing Facilities

Bidders participating in this Bid are not required to submit this **Appendix – H**. However, the successful bidder / the Contractor, in pursuance of Clause 34 of the Conditions of Contract, shall provide description of his construction camp's facilities and staff housing requirements (See **Appendix – H**) to "The Engineer" after the Contract Agreement is signed and letter of commencement is issued.

xiii. Organization Chart for Supervisory Staff and Labour

Bidders shall provide organizational chart at **Appendix – K** to Bid.

xiv. Integrity Pact (**Appendix – L**)

The Bidder shall sign and stamp the Integrity Pact provided at **Appendix-L** to Bid in the Bidding Documents for all Federal Government procurement contracts exceeding Rupees ten million. Failure to provide such Integrity Pact shall make the bidder non-responsive.

xv. Financial Competence and Access to Financial Resources

The Bidder will provide the data according to **Appendix-M** to Bid.

xvi. Certified Audit Reports

Individual Bidder and each member of JV have to submit along with his bid Audit Reports for the following last three (03) years as per **Table-I**, to evaluate Cash Flow, Average Annual Construction Turnover & Net Working Capital:

- Year 1 (2020-21)
- Year 2 (2019-20)
- Year 3 (2018-19)
- Or Calendar Year 2018, 2019 & 2020 where applicable

xvii. Past Performance/ Experience

- **General Construction Experience:** Experience under construction contracts in the role of Contractor for at least the

last ten (10) years prior to the bid submission deadline as per **Appendix N – BN1** to Bid.

- **Contract of Similar Size and Nature:** Bidder must have experience as mentioned in the clause '3d' of Bidding Data as per **Appendix N-BN2** to Bid.
- **Pending litigation and No Blacklisting information:** Bidder shall provide an undertaking on the Bidder's letter head that the company is not blacklisted earlier by any government agency / authority / organization. Detail of litigation pending (if any) be also provided.

xviii. Qualification of Key Staff

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

xix. Current Commitments / Projects in Hand

The Bidder shall enclose details of Projects in hand whether of similar nature or otherwise. The details must be submitted in line with the format of **Appendix – P** to Bid.

xx. Credit Line Facility

Credit Line Facility (if any) be provided as per format "Form CL-1" available in the Bidding Document.

xxi. Form IT-1

Complete the Form IT as per format available in the Bidding Document. Please attach NTN Certificate, and Exemption Certificate (if applicable).

- i) **For preparation of Price e-Bid (Envelope B), Prospective Bidders are required to fill the details and attach the documents as per instructions, by clicking the tab "Financial Envelop".**

i. Bill of Quantities

The bidder will quote % above or below (i.e. premium or rebate) on the estimated amount displayed in the Bill of Quantities (BOQ). The system will automatically calculate the Bid Price based on quoted % rebate or premium on the estimated amount.

ii. Letter of Price Bid

MUHAMMAD NASEEM KHATTAK
General Manager (P&MD)
National Highway System
NHA e-Bidding System
Islamabad

Contract No. RH-N-130-21-22/04

Complete the Letter of Price Bid as per format available in the Bidding Document by writing the Bid Amount calculated by the e-Bidding System. Sign and stamp the Letter of Price Bid.

iii. Appendix - D

Complete the Letter of Price Bid as per format available in the Bidding Document by writing the Bid Amount calculated by the e-Bidding System. Sign and stamp the Letter of Price Bid.

iv. Estimated progress payments (Appendix - J)

Complete the Estimated progress payments (Appendix J) as per format available in the Bidding Document

- j. After finalization of all attachments, bidder will click the button "Submit e-Bid". By this action, the bidder will submit its bid electronically (i.e e-Bid) which will remain confidential in encrypted format.
- k. Click the button "Download PDF". After downloading of "e-Bid" in PDF format, Bidder is required to print the PDF file. The printed pages be got separated into two, with respect to "Technical Envelop" and "Financial Envelop"
- l. Sign and Stamp each page of the e-Bid (i.e. printed PDF file).
- m. Bind the pages to prepare the hard copy "Technical e-Bid" and "Price e-Bid" separately which will be put in "Technical Envelop" and "Financial Envelop" respectively. The Hard copy of e-Bid shall comprise two envelopes submitted simultaneously, one called the Technical e-Bid and the other the Price e-Bid, containing the documents listed herein above.
- n. Put the "original Bid Security" in "Technical Envelop" prior to sealing it. Both sealed envelopes i.e. "Technical Envelop" and "Financial Envelop" are to be enclosed together in an outer single envelope called the hard copy of e-Bid.
- o. Bidder will be required to submit hard copy of e-Bid to the address mentioned in the clause 19.2 (a) of Bidding Data prior to time mentioned in clause 20.1 (a) of Bidding Data.
- p. It is to be noted that Hard Copy of e-Bid must be submitted before the deadline time for submission of bid, failing which the e-Bid received on the e-Bidding system will be evaluated as non-responsive.

11.2 Add following text in the beginning:

Creating a JV in the e-Bidding System:

- i. To apply as a JV, the Managing partner for preparation of Bid shall open "specific tender" from the list of "running tenders" and click on "Create Joint Venture".
- ii. The Managing partner for preparation of Bid should enter the e-mail address (duly registered with e-Bidding system) of the Member Firm.
- iii. The Managing partner for preparation of Bid will then select the date of JV Agreement.
- iv. After clicking "Confirm" request for JV agreement will be received on the dash board of Member Partner.
- v. On clicking the button "Approve" by the Member Firm, Joint Venture will be established for that "specific tender".

- vi. Managing partner for preparation of Bid can form JV with, as many firm(s), as indicated in the Bidding Document of that "specific tender".
- vii. After successful creation of the Joint venture in the system, the Managing partner for preparation of Bid will now use their dashboard to Bid for that specific Tender.

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 prices evaluated by incorporating the "% rebate or % premium quoted by the bidder" shall be 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. 45 Million**. In case of non-registered JV, either each partner gives bid security equal to his share or the lead partner / major shareholder 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 in favor of the Employer valid for a period of 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.

17.1 Venue, Time and Date of the Pre-Bid Meeting

Venue: NHA Auditorium, 27 Mauve Area, G9/1 Islamabad.

Time: 1100 hours

Date: 14th January, 2022

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

Prospective Bidders will submit the bid as described in 11.1 above. Number of copies of Technical Bid and Price Bid will be as under:

- a. e-Bid submitted as per clause 11.1
- b. One hard copy (**ORIGINAL**) of e-Bid as per clause 11.1

18.5 Signing of Bid

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

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

Venue: NHA Auditorium, 27 Mauve Area, G-9/1 Islamabad

Time: 1100 hours

Date: 20th January 2022

19.2(b) Name and the Number of the Contract

Improvement & Rehabilitation of N-135 Between KM 0+00 to 40+00
Contract No. RH-N-135-21-22/04

20.1(a) Deadline for Submission of Bids

Not later than 20th January, 2021 at 11:00AM

It is to be noted that Hard Copy of e-Bid must be submitted before the deadline time for submission of bid, failing which the e-Bid received on the e-Bidding system will be evaluated as non-responsive.

21 Late Bids

Add the following para at the end:

21. (c) The time indicated in the NHA e-Bidding System will be the time by which the bid submission activity will be allowed till the deadline for submission of Bids. Once the Bid Submission period is over, the bidder cannot submit their e-Bid. It is to be noted that Hard Copy of e-Bid must be submitted before the deadline time for submission of bid, failing which the e-Bid received on the e-Bidding system will be evaluated as non-responsive.

Bidder has to start the Bid Submission well in advance so that the submission process is completed within the schedules period. Bidder is responsible to plan their time sufficient to complete the documents upload, fill-in required online forms, e-Bid submission, prepare the hard copy of Bid and its submission as stipulated in the bidding data.

22 Modification, Substitution and Withdrawal of Bids

- 22.1 Any e-Bid may be withdrawn prior to the deadline time designated for submission of bids upon clicking the tab to "Withdraw Bid Response". Withdrawn bids may be modified and resubmitted upto the deadline time designated for the submission of bids.
- 22.2 After withdrawal, if the Bidder again submits its e-bid prior to bid submission, a new version of e-Bid will be generated. Bidder is required to submit hard copy of e-Bid as per clause 11.1 prior to deadline date & time for submission of bids.
- 22.3 No bid may be modified by a bidder after the deadline for submission of bids. Withdrawal of a bid during the interval between the deadline for submission of bids and the expiration of the period of bid validity specified in the Form of Bid may result in forfeiture of the Bid Security in pursuance to Clause IB.15.
- 22.4 Prospective Bidder is responsible to plan their time sufficient to submit their Hard copy of e-Bid prior to deadline for submission of Bid.

Delete the text of 23.1, 23.2, 23.3 23.4 and replace with following text;

23 Bid Opening

- 23.1 All the Bids submitted by the bidders will remain in encrypted form in the system till the time of Bid opening. The Employer will open the Technical e-Bids in public at the address, date and time specified below in the presence of Bidder's designated representatives and anyone who choose to attend. Bidders' representatives who are present shall be requested to sign the record. The omission of a Bidder's signature on the record shall not invalidate the contents and effect of the record. After authentication from the Bid Opening & Evaluation Committee, the Technical e-Bids will be decrypted and visible to the Committee for evaluation. Price e-Bids will remain encrypted in the system until the specified time of their opening. Original Hard Copy of Technical e-Bid will subsequently be opened by the committee member, whereas the envelope containing hard copy of Price e-Bids will remain unopened and will be held in custody of the Employer. **Where there is a discrepancy between the e-bid and the hard copy of Bid, the e-Bid in the e-Bidding System will govern, except for the Bid Security, in which case the hard original copy of Bid Security will govern.** In case, an event of Force Majeure occurs that affects the availability and/ or performance of the e-Bidding System, Employer shall consider the Hard copy of e-Bid for evaluation.

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

Venue: NHA Auditorium, 27 Mauve Area, G-9/1 Islamabad

Time: 1130 hours

Date: 20th January 2021,

- 23.2 First, the name of bidders is read out at bid opening who submitted the e-Bid and its corresponding hard copy of Bid.
- 23.3 Second, if the bidder has despatch the hard copy of e-bid prior to its withdrawal through e-Bidding System, then the same will not be considered further.
- 23.4 In case of modification and substitution, latest version of e-Bid will be considered if the Bidder has submitted its "hard copy" prior to time of Bid submission, failing which the e-Bid will not be considered.
- 23.11 Add the following text at the end of Clause;

All the Price e-Bids submitted by the bidders will remain in encrypted form in the system till the time of Price Bid opening. After authentication from the Bid Opening & Evaluation Committee, the Price Bids of Qualified Bidder will be decrypted and visible to the Committee for evaluation. Original Hard Copy of Price e-Bid will subsequently be opened by the committee member. Where there is a discrepancy between the e-bid and the hard copy of Bid, the e-Bid in the e-Bidding System will govern. The Employer will open the Price e-Bids in public at the address, date and time specified below in the presence of Bidder's designated representatives and anyone who choose to attend. Discount / Premium, if offered, though a separate letter of discount submitted with the Bid, will not be entertained and shall be considered null & void. If there is a discrepancy in the Price e-bid Amount between the Letter of Price Bid and Bill of Quantities, the amount mentioned in the Bill of Quantities shall govern.

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


- i. Minimum 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 (LOA).
- ii. Performance Security of an amount equal to 10% of the Contract Price stated in LOA shall be at the option of the bidder, be in the form of any of the following options, ONLY if the quoted / evaluated bid price is upto 10% below of the Engineer's Estimate (EE).
 - (a) Bank Guarantee from any Scheduled Bank in Pakistan; or
 - (b) Bank Guarantee from a bank located outside Pakistan duly counter guaranteed by a Schedule Bank in Pakistan; or
 - (c) An insurance company having at-least AA rating from PACRA/JCR (Available on NHA's approved panel).
- iii. However, if the quoted bid price is beyond 10% below the EE, the bidder shall have to provide additional performance security in the shape of Bank Guarantee only for the balance lower percentage beyond 10% below the EE.



MUHAMMAD NASEEM KHATTAK
General Manager (RAMD)
National Highway Authority
Islamabad

TABLE-I

Sr	Type of Organization	Minimum requirement of Auditors	Basis of preparation of Audit Reports	Basis of preparation of Financial Statements
1.	Corporate entities (duly registered with Securities and Exchange Commission of Pakistan)	Licensed Chartered Accountant Firms (Minimum Partnership Firm with international affiliation) enlisted and appearing on the list of firms in ICAP directory as at the finalization of procurement.	International auditing standards as applicable in Pakistan.	i. Companies Ordinance 1984 or Companies Act 2017 (whichever is applicable). ii. International accounting and financial reporting standards as applicable in Pakistan at the time of issuance of the reports.
2.	Partnership Firm/ AOPs/Joint Ventures	Licensed Chartered Accountant Firms (Minimum Partnership Firm) enlisted and appearing on the list of firms in ICAP directory as at the finalization of procurement.		i. International accounting and financial reporting standards as applicable in Pakistan at the time of issuance of the reports.
3.	Individuals/Sole Proprietorship	Licensed Cost & Management Accountant Firms enlisted and appearing on the list of firms in ICMAP directory as at the finalization of procurement for organizations of net worth up to 10 million only. In all other cases Licensed Chartered Accountant Firms enlisted and appearing on the list of firms in ICAP directory as at the finalization of procurement.		Consistent and acceptable Accounting policies.


 MUHAMMAD NASEEM KHATTAK
 General Manager (RAMD)
 National Highway Authority
 Islamabad



**Announcement of
Final Evaluation Report
Under PPRA Rule 35**

as Amended vide S.R.O. 834(I)/2021 vide notification dated 28th June 2021

1	Name of Procuring Agency	National Highway Authority
2	Method of Procurement	Single Stage Two Envelope Competitive Bidding Procedure
3	Title of Procurement	Rehabilitation & Improvement of Balkassar - Minawali (N130) & Mianwali - Muzaffargarh (N-135) Roads. Package No. RH-N-135-21-22/04 & 10
4	Tender Inquiry No	1(80)
5	PPRA Ref No.	TS-469186E
6	Date & Time of Bid Closing	20 th January 2022 & 1100 Hours
7	Date & Time of Bid Opening	20 th January 2022 & 1130 Hours
8	No. of Bids Received	RH-N-135-21-22/04 = 03 RH-N-135-21-22/10 = 04
9	Criteria for bid evaluation	As per attached Bid Data Sheet (BDS)
10	Details of bid evaluation	As mentioned below

RH-N-135-21-22-04

Sr. No.	Name of Bidders	Technical Evaluation Status	Marks		Evaluated Cost	Rule/Regulation/ SBD*/Policy/ Basis for Rejection / Acceptance as per Rule 35 of PP Rules, 2004
			Technical (if applicable)	Financial (if applicable)		
I	M/s Sultan Mahmood & Company Pvt. Ltd.	Qualified	NA	NA	1,170,694,160.00	1 st Lowest
II	M/s Umer Jan & Co	Non- Responsive	NA	NA	Price Bid Not Opened	Clause 20.1 (a) of Bidding data sheet of Standard Bidding Documents (SBD)
III	M/s Al Mehreen Enterprises JV M/s Hassas Const. Pvt. Ltd.	Qualified	NA	NA	1,180,929,767.00	2 nd Lowest

Most Advantageous Bidder : M/s Sultan Mahmood & Company Pvt. Ltd.

[Signature]

Name of Bidders	Technical Evaluation Status	Marks		Evaluated Cost	Rule/Regulation/SBD/Policy/ Basis for Rejection / Acceptance as per Rule 35 of PP Rules, 2004
		Technical (if applicable)	Financial (if applicable)		
M/s Shahrukh Engineers & Contractors Pvt. Ltd. JV M/s AM & MJ Builders Pvt. Ltd.	Qualified	NA	NA	1,200,328,366.16	1 st Lowest
M/s Umer Jan & Co.	Non-Responsive	NA	NA	Price Bid Not Opened	Clause 20.1 (a) of Bidding data sheet of Standard Bidding Documents (SBD)
M/s Sultan Mahmood & Company Pvt. Ltd.	Qualified	NA	NA	1,346,499,619.27	2 nd Lowest
M/s Al Mehreen Enterprises JV M/s Hassas Const. Pvt. Ltd.	Qualified	NA	NA	1,451,510,939.93	3 rd Lowest

Most Advantageous Bidder : M/s Shahrukh Engineers & Contractors Pvt. Ltd. JV M/s AM & MJ Builders Pvt. Ltd.

1. Any other additional / supporting information, the procuring agency may like to share: Nil

Signature: _____

Seal / Stamp: _____

MUHAMMAD NASEEM KHATTAK
General Manager (RAMD)

500
Rupees۵۰۰
روپے**CONTRACT AGREEMENT**

THIS CONTRACT AGREEMENT (hereinafter called the "Agreement") made on the 10th day of March 2022 between **National Highway Authority (NHA)** (hereafter called the "Employer") of the one part and **M/s Sultan Mahmood & Company** hereafter called the "Contractor") of the other part.

2. WHEREAS the Employer is desirous that certain Works, viz **Contract No. RH-N-135-21-22/04 for Rehabilitation & Improvement of Mianwali - Muzaffargarh road from Km 0+000 to Km 40+000 on N-135** should be executed by the Contractor and has accepted a Bid by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

NOW this Agreement witnessed as follows:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents after incorporating addenda, if any, except those parts relating to Instructions to Bidders shall be deemed to form and be read and construed as part of this Agreement, viz:

- (i) The Contract Agreement;
- (ii) The Letter of Acceptance;
- (iii) The completed Form of Bid (Letter of Technical Bid and Letter of Price Bid);
- (iv) Addendum/ Corrigendum, if any, pertaining to Contract documents;
- (v) Special Stipulations (Appendix-A to Bid);
- (vi) Special Provisions (Contractual)
- (vii) The Particular Conditions of Contract - Part-II;
- (viii) The General Conditions - Part I;
- (ix) The priced Bill of Quantities (Appendix-D to Bid);
- (x) The completed Appendices to Bid (C, E to P);
- (xi) Special Provisions (Specification);
- (xii) NHA General Specifications and its Addenda;
- (xiii) The Drawings; and
- (xiv) Any other documents



Signature

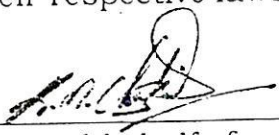


500
Rupees

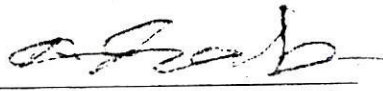
Contract No. RH-N-135-21-22/0

3. In consideration of the payments to be made by the Employer to the Contractor as hereinafter mentioned, the Contractor hereby covenants with the Employer to execute and complete the Works and remedy any defects therein in conformity and in all respects with the provisions of the Contract.
4. The Employer hereby covenants to pay the Contractor, in consideration of the execution and completion of the Works and remedying any defects therein as per provisions of the Contract, the Contract Price or such other sum as may become payable under the provisions of the Contract at the times and in the manner prescribed in the Contract.

IN WITNESS WHEREOF the parties hereto have caused this Agreement to be executed on the day, month and year first before written in accordance with their respective laws.


For and behalf of
M/s Sultan Mahmood & Company

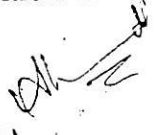
RAHAT MAHMOOD CHAUDHARY
35202-2840902-5


For and behalf of Employer
National Highway Authority

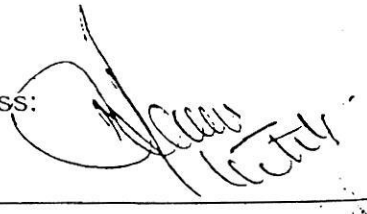
MEMBER (EMP)
ARBAB ALI
10-03-2022

Signed, Sealed and Delivered in the presence of:

Witness:


Abdul Hayee Farooqui
42501-3773576-5

Witness:


MUHAMMAD NASEEM KHATTAK
General Manager (RAMD)
National Highway Authority
Islamabad

01 MAR 2022

500
Rupees


CONTRACT AGREEMENT

THIS CONTRACT AGREEMENT (hereinafter called the "Agreement") made on the 9th day of March 2022 between National Highway Authority (NHA) (hereafter called the "Employer") of the one part and M/s Shahrukh - AM & MJ hereafter called the "Contractor") of the other part.

WHEREAS the Employer is desirous that certain Works, viz Contract No.RH-N-135-21-22/10 for Rehabilitation & Improvement of Mianwali - Muzaffargarh Road between Km 240+000 - 286+000 on N-135 should be executed by the Contractor and has accepted a Bid by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

NOW this Agreement witnessed as follows:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents after incorporating addenda, if any, except those parts relating to Instructions to Bidders shall be deemed to form and be read and construed as part of this Agreement, viz:

- 
- (i) The Contract Agreement;
 - (ii) The Letter of Acceptance;
 - (iii) The completed Form of Bid (Letter of Technical Bid and Letter of Price Bid);
 - (iv) Addendum/ Corrigendum, if any, pertaining to Contract documents;
 - (v) Special Stipulations (Appendix-A to Bid);
 - (vi) Special Provisions (Contractual)
 - (vii) The Particular Conditions of Contract - Part-II;
 - (viii) The General Conditions - Part I;
 - (ix) The priced Bill of Quantities (Appendix-D to Bid);
 - (x) The completed Appendices to Bid (C, E to P);
 - (xi) Special Provisions (Specification);
 - (xii) NHA General Specifications and its Addenda;
 - (xiii) The Drawings; and
 - (xiv) Any other documents

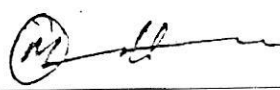
Arbab Ali
Member (Engg. Coord)
National Highway Authority
Islamabad

500
Rupees

Contract No.RH-N-135-21-22/10

3. In consideration of the payments to be made by the Employer to the Contractor as hereinafter mentioned, the Contractor hereby covenants with the Employer to execute and complete the Works and remedy any defects therein in conformity and in all respects with the provisions of the Contract.
4. The Employer hereby covenants to pay the Contractor, in consideration of the execution and completion of the Works and remedying any defects therein as per provisions of the Contract, the Contract Price or such other sum as may become payable under the provisions of the Contract at the times and in the manner prescribed in the Contract.

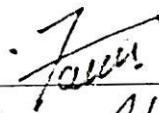
IN WITNESS WHEREOF the parties hereto have caused this Agreement to be executed on the day, month and year first before written in accordance with their respective laws.

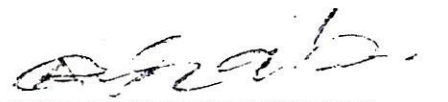

For and behalf of
M/s Shahrukh - AM & MJ



Signed, Sealed and Delivered in the presence of:


Witness:


Farhan Ahmed
37405-1605989-1


For and behalf of Employer
National Highway Authority

ARBAB ALI
MEMBER (ENGR. COORD)
National Highway Authority
Islamabad
09-13-2022

Witness:


MUHAMMAD NASEEM KHATTAK
General Manager (RAMD)
National Highway Authority
Islamabad

