



**NATIONAL HIGHWAY AUTHORITY**

Road Asset & Management Section

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

No. (49)/GM (RAMD)/NHA/2022/183

23<sup>rd</sup> November 2022

**Director MIS,**

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

Project: PERIODIC MAINTENANCE WORK (STRUCTURAL OVERLAY) FROM 12+000 - 28+000, RASHAKAI TO GUJJAR GARHI (NBC & SBC) ON N-45.

**Contract No: PM-KP-19-2001(B).**

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

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

Kindly find enclosed herewith the duly filled and signed Contract Award Performa along-with its annexures pertaining to the procurement 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:**

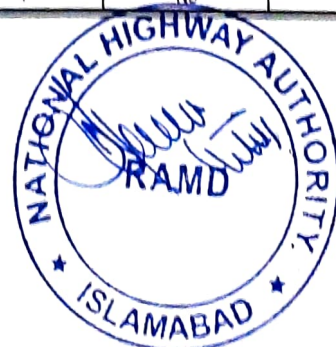
- Member (Engg-Coord) NHA, Islamabad.
- Director (Tech.) to Chairman NHA, Islamabad.
- Director (RAMS), NHA, Islamabad.
- Director (MIS), NHA, Islamabad *with the request to upload the same on NHA website and email to PPRA for uploading*
- File

**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	Periodic Maintenance Work (Structural Overlay) Work From KM 12+000 - 20+000 Rashakai to Gujjar Garhi (NBC & SBC) on N-46				
▶ TENDER NUMBER	Contract No PM KP-19-2001(B)				
▶ BRIEF DESCRIPTION OF THE CONTRACT	NHEB in its 339th meeting held on May 20, 2022 approved the AMP for F.Y 2019-20. An Amount Rs 442,604,796/- has been allocated for Periodic Maintenance Work (Structural Overlay) Work From KM 12+000 - 20+000, Rashakai to Gujjar Garhi (NBC & SBC) on N-46				
▶ TENDER VALUE	Pak Rs 391,262,640 /-				
▶ ENGINEER'S ESTIMATE (for civil works only)	Pak Rs 442,604,796 /-				
▶ ESTIMATED COMPLETION PERIOD	178 DAYS				
▶ WHETHER THE PROCUREMENT WAS INCLUDED IN ANNUAL PROCUREMENT PLAN?	<table border="1"> <tr> <td>Yes</td> <td><input checked="" type="checkbox"/></td> <td>No</td> <td><input checked="" type="checkbox"/></td> </tr> </table>	Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>
Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>		
▶ (i) PPRA Website (Federal Agencies)	<table border="1"> <tr> <td>Yes</td> <td><input checked="" type="checkbox"/></td> <td>No</td> <td><input checked="" type="checkbox"/></td> </tr> </table>	Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>
Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>		
PPRA NO	TS470386E				
(ii) News Papers	<table border="1"> <tr> <td>Yes</td> <td><input checked="" type="checkbox"/></td> <td>No</td> <td><input checked="" type="checkbox"/></td> </tr> </table>	Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>
Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>		
(If yes, give names of newspapers and date)	Roznama Jang Rawalpindi (Urdu Newspaper), dated 10th January 2022				
▶ TENDER OPENED ON (Date and Time)	Technical Bids Opened on 3 <sup>rd</sup> February, 2022 at 1230 hrs Financial Bids Opened on 5 <sup>th</sup> April, 2022 at 1200 hrs				
▶ NATURE OF PURCHASE	Procurement of Works				
▶ EXTENSION IN DUE DATE (if any)	<table border="1"> <tr> <td>Yes</td> <td><input checked="" type="checkbox"/></td> <td>No</td> <td><input checked="" type="checkbox"/></td> </tr> </table>	Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>
Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>		
▶ NUMBER OF TENDER DOCUMENTS SOLD (Attach list of Buyers)	Nil/Based on e-bidding				
▶ WHETHER QUALIFICATION CRITERIA WAS INCLUDED IN BIDDING/TENDER DOCUMENTS (if yes enclose a copy)	<table border="1"> <tr> <td>Yes</td> <td><input checked="" type="checkbox"/></td> <td>No</td> <td><input checked="" type="checkbox"/></td> </tr> </table>	Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>
Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>		
	(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><input checked="" type="checkbox"/></td> <td>No</td> <td><input checked="" type="checkbox"/></td> </tr> </table>	Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>
Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>		
	(COPY OF EVALUATION CRITERIA IS ATTACHED)				
▶ WHICH METHOD OF PROCUREMENT WAS USED -	(Tick one)				
a) SINGLE STAGE - ONE ENVELOPE PROCEDURE	<input checked="" type="checkbox"/>				
b) SINGLE STAGE - TWO ENVELOPE PROCEDURE	<input checked="" type="checkbox"/>				
c) TWO STAGE BIDDING PROCEDURE	<input checked="" type="checkbox"/>				
d) TWO STAGE - TWO ENVELOPE BIDDING PROCEDURE	<input checked="" 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	Five (05)				
▶ WHETHER THE SUCCESSFUL BIDDER WAS LOWEST BIDDER	<table border="1"> <tr> <td>Yes</td> <td><input checked="" type="checkbox"/></td> <td>No</td> <td><input checked="" type="checkbox"/></td> </tr> </table>	Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>
Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>		
▶ WHETHER INTEGRITY PACT WAS SIGNED	<table border="1"> <tr> <td>Yes</td> <td><input checked="" type="checkbox"/></td> <td>No</td> <td><input checked="" type="checkbox"/></td> </tr> </table>	Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>
Yes	<input checked="" type="checkbox"/>	No	<input checked="" type="checkbox"/>		



**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 five (05)
- ▶ NAME & ADDRESS OF SUCCESSFUL BIDDER M/s Sultan Mahmood & Co (JV) M/s Masscon
- Address: Banglow E/451,Janan House,Jail Road,P.O Zhob,Sheikhan, Taluka &District Zhob,Balochistan.
- ▶ RANKING OF SUCCESSFUL BIDDER IN EVALUATION REPORT (i.e. 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup> EVALUATED BID) 1<sup>st</sup> Lowest Evaluated Bidder
- ▶ NEED ANALYSIS (Why the procurement was necessary?) 
  - 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 

Yes	✓	No	x
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- ▶ DATE OF CONTRACT SIGNING (Attach a copy of agreement) 18th November, 2022  
(Copy attached)
- ▶ CONTRACT AWARD PRICE Pak. Rs.391,262,640/-
- ▶ WHETHER COPY OF EVALUATION REPORT GIVEN TO ALL BIDDERS (Attach a copy of bid evaluation report) 

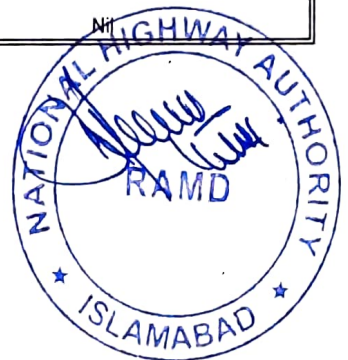
Yes	✓	No	x
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As per Rule-35 of PPRA, Evaluation Report was uploaded on NHA & PPRA websites (Copy attached)
- ▶ ANY COMPLAINTS RECEIVED (If Yes, result thereof) 

Yes	x	No	✓
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- ▶ ANY DEVIATION FROM SPECIFICATIONS GIVEN IN THE TENDER NOTICE/ DOCUMENTS (If yes give details) 

Yes	x	No	✓
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- ▶ DEVIATION FROM QUALIFICATION CRITERIA (If yes give details) 

Yes	x	No	✓
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- ▶ SPECIAL CONDITIONS, IF ANY (Give Brief Description) Nil



500  
Rupees

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## CONTRACT AGREEMENT


THIS CONTRACT AGREEMENT (hereinafter called the "Agreement") made on the 18<sup>th</sup> day of October 2022 between National Highway Authority (NHA) (hereafter called the "Employer") of the one part and M/s SMC Joint Venture hereafter called the "Contractor") of the other part.

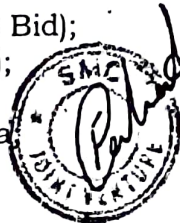
WHEREAS the Employer is desirous that certain Works, viz Contract No.PM-KP-19-2001(B) for Periodic Maintenance Work (Structural Overlay) between Km 12+000 – 28+000 (NBC/SBC) on N-45 (Rashakai to Gujjar Garhi) at the evaluated bid cost Rs.391,262,640/- (Rupees Three Hundred Ninety One Million Two Hundred Sixty Two Thousand Six Hundred and Fourty only) 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 witnesseth 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



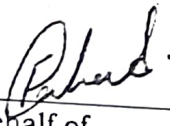
500  
Rupees

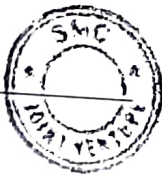
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Contract No. PM-KP-19-2001(B)

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. The construction period for the work is 178 days and defect liability period is 365 days from the date of completion.

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 SMC Joint Venture




  
For and behalf of Employer  
National Highway Authority


Arbab AM  
Member (Engg Coord)  
National Highway Authority  
Islamabad

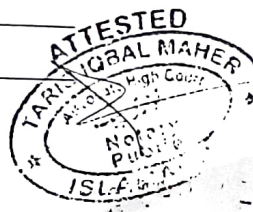
Signed, Sealed and Delivered in the presence of:

Witness:

  
Kamrid M. Chulchatai  
35202-28409025

Witness:

  
\_\_\_\_\_



Director (Coord)/NZ/KP/NHA / 22 /

Subject: **PUBLICATION OF NOTICE INVITING TENDERS FOR:**

Reference: Engineer's Estimate of 04 Nos. Periodic Maintenance Works

1. It is submitted that following Periodic Maintenance works are included in Annual Maintenance Plan for F.Y 2019-20, approved by NHA Executive Board in its 339<sup>th</sup> meeting, dated 20<sup>th</sup> May, 2020. The same has been submitted for re-invitation of bids as per following details through e-procurement/e-bidding:

S.#	Contract No.	Scope of work	Location & Route	Approved Engineer's Estimate (Rs.)
1.	PM-KP-19-2001(B)	Periodic Maintenance Work (Structural Overlay)	KM: 12+000 to KM: 28+000 Rashakai - Gujjar Garhi (NBC & SBC) on N-45	442,604,796
2.	PM-KP-19-2002(P)	Periodic Maintenance Work (Structural Overlay)	KM: 1630+000 to KM: 1641+000 Khairabad - Akora (NBC) on N-5	199,974,453
3.	PM-KP-19-2003(P)	Periodic Maintenance Work (Structural Overlay)	KM: 1654+000 to KM: 1658+000, NBC & KM: 1656+000 to 1662+00 <del>Hakimabad</del> Nowshera (SBC) on N-5	174,228,835
4.	PM-KP-19-2004(B)	Periodic Maintenance Work (Structural Overlay)	KM: 46+000 to KM: 65+000 Jalala - Dargai (NBC & SBC) on N-45	472,005,021

Work shall be undertaken through RMA under Periodic Maintenance/Rehabilitation head earmarked in Annual Maintenance Plan 2019 - 20. Based on documents attached with note file, "Invitation for Bid" (IFB) for the subject works has been prepared and placed at **(Flag-A)**.

2. Salient features of bidding criteria for above works are as follows:

S. #	Criteria	Work / Contract			
		PM Work (Structural Overlay) KM: 12 to KM: 28 (N-45)	PM Work (Structural Overlay) KM: 1630 to 1641 (N-5)	PM Work (Structural Overlay) KM: 1654 to 1658 & 1656 to 1662 (N-5)	PM Work (Structural Overlay) KM: 46 to 65 (N-45)
	Engineer's Estimate	Rs. 442.604 Million	RS. 199.974 Million	Rs. 174.228 Million	Rs. 472.005 Million

2

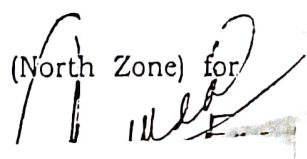
		Rs. 8.9 Million	Rs. 4.00 Million	Rs. 3.50 Million	Rs. 9.5 Million
i.	Amount of Bid Security	2% of the Engineer Estimate (minimum)			
ii.	Bid Validity Period	180 (Days)			
iii.	Bid Security Validity	28 days beyond the expiry of bid validity i.e 208 days from the last date of Bid Submission.			
iv.	Amount of Performance Security	As per Bidding Documents			
v.	Completion Time	178 days from the date of receipt of Engineer's Notice to Commence.			
vi.	Amount of Liquidated Damages	0.22 % contract price for each day of delay in completion of the works subject to a maximum of 10% of contract price stated in the Letter of Acceptance			
vii.	Amount of Bonus	(10% of EE/(Completion time in days/4). As per PEC standard Bidding Documents; instructions to users of documents; Para-02 (iii)			
viii.	Minimum Amount of Third Party Insurance	Not admissible			
ix.	Defect Liability Period	Rs. 500,000/- (Rupees Five Hundred Thousand only) in case of bodily injury to a person, Pak Rs.1,000,000/ (Rupees One Million only) in case of death of a person and 1% (one percent) of the accepted contract amount in case damaged to a property (per occurrence in each case)			
x.	Percentage of Retention Money	365 Days from effective date of taking Over			
xi.	Limit of Retention Money	10% of the amount of monthly, interim Payment Certificate			
xii.	Minimum Amount of IPC (Running Bills)	5% of Contract Price stated in Letter of Acceptance			
xiii.	Minimum Amount of Final Bill	15% of Contract Price			
xiv.	Price Adjustment (Clause 70)	5% of Contract Price			
xv.	Mobilization Advance	As per circular issued by Chairman NHA, dated 4 <sup>th</sup> July 2017			
xvi.	PEC License	Not Applicable			
xvii.	Specialization Code	10% of Contract Price stated in the Letter of Acceptance.			
xviii.	Joint Venture (JV)	C-3 & above	C-4 & above	C-4 & above	C-3 & above
xix.	Similar Works Experience (50% of)	(CE-01 & CE-10)			
		Maximum Two (02) firms are admissible			
		Rs. 221.302 Million	Rs. 99.987 Million	Rs. 87.114 Million	Rs. 236.002 Million

*Amal*

Engineer's Estimate)	i). <u>Individual Bidders:</u> Two (02) Contract of similar size (50% of Engineer's Estimate) and complexity as contractor, management contractor (but not as sub-contractor) during last Seven (07) years.  ii). <u>Joint Ventures:</u> Two (02) Contract of similar size (50% of Engineer's Estimate) an complexity as contractor, management contractor (but not as sub-contractor) during last Seven (07) years by Lead Partner of the JV or each Partner shall fulfill the condition as per share in JV			
xx. Audit Reports	Audit Reports as per <b>Table-I to Bid</b>  As per circular issued by Finance Wing with the approval of Chairman NHA dated 29 <sup>th</sup> October, 2018.			
xxi. Average Annual Construction Turnover (AATO) (Engineer Estimate)/ Completion time in years	Rs. 886 Million	Rs. 400 Million	Rs. 349 Million	Rs. 944 Million
xxii. Cash Flow (CF) (Engineer's Estimate)/ Completion Time in months)*3;	Rs. 222 Million	Rs. 100 Million	Rs. 88 Million	Rs. 236 Million
xxiii. Net Working Capital (10% of Engineer Estimate)	Rs. 45 Million	Rs. 20 Million	Rs. 18 Million	Rs. 48 Million
	In case of JV each partner shall fulfill the condition according to their share in JV agreement.			

4. Para 3/N (Bidding Criteria) May be Forwarded for approval of Member (North Zone).

5. Para-1/N (IFB) (Flag-D) may be forwarded to Member (North Zone) for approval, please.





## FINANCIAL EVALUATION REPORT

(As Amended vide S.R.O 834(I)2021 and notification dated 28<sup>th</sup> June, 2021)

1	Name of Procuring Agency	National Highway Authority
2	Method of Procurement	Single Stage Two Envelope Procedure
3	Title of Procurement	Periodic Maintenance Work (Structural Overlay) Between Km 12+000 - 28+000, Rashakai to Gujjar Garhi (NBC & SBC) on N-45, Under AMP 2019 - 20
4	Tender Inquiry No.	PM-KP-19-2001(B)
5	Press Information Department No.	PID(I) 4900/21 & PPRA Reference No. TS470386E
6	Date & Time of Bid Closing	3rd February, 2022, at 1200 hours
7	Date & Time of Bid Opening	3rd February, 2022, at 1230 hours
8	No. of Bids Received	Five (05) Nos.
9	Criteria for Bid Evaluation	As per Bidding Data Sheet (BDS) & Invitation for Bids (IFB)
10	Detail of Bid Evaluation	As mentioned below

Name of Bidders	Marks		Evaluated Cost (Rs.)	Rule/Regulation/SBD*/Policy/Basis for Rejection/Acceptance as per Rule-35 of PP Rules-2004
	Technical	Financial		
M/s M/S Sultan Mahmood & Co JV M/S Masscon	Not Applicable		391,262,640.00	1 <sup>st</sup> PPRA Rule-36(b) (ix)
M/s Probuilt Construction (Pvt) Ltd			416,048,508.00	2 <sup>nd</sup> PPRA Rule-36(b) (ix)
M/s Lawagher Construction Co. Pvt Ltd.			418,040,230.00	3 <sup>rd</sup> PPRA Rule-36(b) (ix)
M/s Pasban Constructors JV Ghulam Muhammad Khan & Co.	Nonresponsive as per BDS 18.5 & IB 18.3			PPRA Rule-36(b) (v)
M/s Abdul Hakim Khan & Sons Pvt Ltd.	Nonresponsive as per BDS 18.5 & IB 18.3			PPRA Rule-36(b) (v)

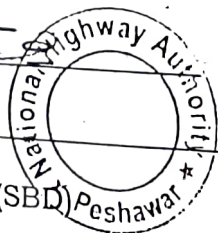
Lowest Evaluated Bidder: **M/S Sultan Mahmood & Co JV M/S Masscon.**

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

*The aforementioned contract is being funded by Road Maintenance Accounts under AMP 2019-20 (KP Region).*

Signature \_\_\_\_\_

Official Stamp \_\_\_\_\_



\*Standard Bidding Documents (SBD)