

PQ EVALUATION REPORT

(As Per Rule 16 of PP Rules, 2004)

1. Name of Procuring Agency: National Highway Authority
2. Method of Procurement: Pre-Qualification
3. Title of Procurement: Dualization and Improvement of Existing N-50 from Yarik – Sagu – Zhob: Package-I: Yarik – Sagu (50 Km)
4. Tender Inquiry No.: 2(543) 485287
5. PPRA Ref. No. (TSE): Not visible at PPRA Website. PQ Notice advertised in Daily Jang, Dunia & Dawn on 20th July 22. Also, uploaded on NHA and PPRA websites
6. Date & Closing Time: 23rd August 2022 at 1130 hours local time
7. Date & Opening Time: 23rd August 2022 at 1130 hours local time
8. No of PQ App Received: Thirteen (13)
9. Criteria for Evaluation: Criteria of PQ Application Evaluation is attached at Annex-I
10. Details of PQ Application(s) Evaluation:

Sr. No.	Name of Bidder	Deficiencies	Qualification Status
1	M/s ACEG-Matracon Joint Venture	Nil	QUALIFIED
2	M/s Zahir Khan & Brothers	Nil	QUALIFIED
3	M/s National Logistic Cell Engineers	Nil	QUALIFIED
4	M/s UMER JAN-NPI JV	Nil	QUALIFIED
5	M/s KNK (JV) [JV of M/s KNK, SMC and Sherjan]	<p>a. Power of Attorney of M/s Sherjan is on Letterhead instead of Stamp Paper.</p> <p>b. The JV vide their letter no. KNK JV/GM(P&CA)/NHA/2022/05 dated 12.09.22 admitted that they have submitted the wrong audit reports of their JV Partner M/s SMS with the firm status as 'Sole Proprietor' instead of 'Partnership'. The firm status was changed on 14.11.19 from 'Sole Proprietor' to 'Partnership'; while the 2x Audit Reports were issued afterwards. This state of affairs amounts to slackness on part of bidder & submission of fake / incorrect documents. Also, the same is not acceptable in line with ITA 17.1(a) of PDS. Hence, the latest 2 years financial parameters are accounted as zero resulting in non-fulfillment of AATO, CF & NWC by M/s SMS.</p> <p>c. Both minor JV partners failed to achieve the relevant experience threshold.</p> <p>d. M/s SMC has claimed the subletting experience in this project in which he was a minor JV partner with M/s ESER. M/s SMC has not intentionally provided the LOA (letter no. 111/XEN(MBS) /MDA dated 05.09.15) from XEN Metro project MDA Multan) which was</p>	DIS-QUALIFIED

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		<p>the condition that "you are requested to provide undertaking NOT to sublet the work to any agency at any cost during the course of operation of this agreement." The amounts of concealment of facts and mis-representation.</p> <p>e. Owing to that condition in LOA, M/s SMC as KNK JV withdrew their grievance in Gilgit-Shandoor project vide letter no. KNK -JV/LHR/2236 dated 26.10.21. The 2nd claim of relevant experience of project 'N-50 Kuchlac-Zhob-D.I.Khan Package-8' is deficient as the gross work done till attached IPC No. 11 is Rs 2,370 Million against the required Rs. 2,887 Million.</p> <p>f. M/s SMS failed to provide the specific details (Abstract of latest / final IPCs) as specified in Table under ITA 4.1 (B)-(ii) of PDS at Page-12.</p>	
6	M/s NXCC-NIC JV	<p>a. M/s NIC failed in Annual Construction Turnover Criteria.</p> <p>b. Performance of M/s NXCC is not satisfactory at Lodhran-Multan Project.</p> <p>c. POA of M/s NXCC to their delegatee does not contain their official Chinese language Seal / Stamp and bears the fake signatures of Chairman.</p> <p>d. JV Agreement does not contain the official Chinese language Seal / Stamp of M/s NXCC. The provided Company Documents (Form-A & 29) of M/s NIC are of year 2017 i.e., outdated.</p> <p>e. Quite a lot of pages of the application are neither signed nor stamped.</p>	DIS-QUALIFIED
7	M/s Maqbool Associates (Pvt.) Ltd. - Ch. A. Latif & Sons (Pvt.) Ltd. Joint Venture	<p>Power of Attorney to sign on behalf of M/s Maqbool bears signature of MD, which is not matching with that on JV Agreement which depicts that one of them is fake.</p> <p>Power of Attorney does not contain the specimen signatures and initials of the authorized representative.</p> <p>The initials of Mr. Imran Latif (JV Rep.) is different than those in the PQ Application of Narowal-Narangmandi which depicts that at-least one of them is fake.</p>	DIS-QUALIFIED
8	M/s Saadullah Khan and Brothers	<p>Online verification at PEC website, it is mentioned that firm is suspended, however, the bidder submitted Affidavit on Stamp Paper that the firm is not struck off or blacklisted etc.</p> <p>Recording of changes in Partnership under section 63 of Partnership Act 1932 consequent to dissolution under section 42(c) is mandatory after demise of any partner. The firm failed to meet the similar works experience as specified in ITA 4.1 (B)-(ii) of PDS at Page-12.</p>	DIS-QUALIFIED
9	M/s Frontier Works Organization	Nil	QUALIFIED

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10	M/s Ghulam Rasool & Co. (Pvt.) Ltd.	<p>Application Submission Form is not signed and stamped in original.</p> <p>All pages of the Application are not initialed and stamped in original.</p> <p>POA to sign contains the scanned signatures of Principal & Delegatee. The same is not attested by Magistrate 1st Class & doesn't contains the sample initials.</p> <p>The provided Company Documents (Form-A & 29) are of year 2017 i.e., outdated.</p> <p>Pending Litigation declaration is not as per the documents.</p> <p>Black Listing information / declaration has not been provided.</p> <p>Auditor's stamp is missing on various audit reports.</p> <p>Last 10 years general experience is missing.</p> <p>List of Similar Works Experience not provided.</p> <p>Current Commitments form not provided.</p> <p>List of Equipment not provided.</p> <p>List of Key Staff not provided.</p>	DIS-QUALIFIED
11	M/s SMADB-Shahrukh-MBC (Joint Venture)	Nil	QUALIFIED
12	M/s AMC-SGEC (JV)	<p>Power of Attorney not provided by M/s AMC.</p> <p>Principal issuing POA on behalf of AMC is not Managing Partner (rather only 10% partner). Also spelling of name are incorrect.</p> <p>The sign of both JV partners on POA and JV Agreement are not matching.</p> <p>The official seal of Chinese lead partner is not matching with that on company documents. Rather, seems fake as the spellings of the company are wrong. Also, the since official seal of minor JV Partner is also missing.</p> <p>The sign of JV Rep. on Application Submission Form is not matching.</p> <p>List of Equipment not as per the format.</p>	DIS-QUALIFIED

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		<p>Some pages of PQ Application are not signed by authorized representative.</p> <p>The JV (SPGEC-AMC JV) contract Petaro-Sehwan IC Package was terminated.</p>	
13	M/s ZIEC-RMS JV	<p>Application Submission Form is not signed in original.</p> <p>JV Agreement is defective and not signed by the lead / foreign firm. Rather, signed by a single person on behalf of both JV partners. Hence, not acceptable.</p> <p>Power of Attorney of ZIEC bears the fake signature of Legal Rep which do not resemble with that on Company Documents.</p> <p>Also, the instrument / attorney by the delegatee of ZIEC (Liu JingJing) bears the fake signatures.</p> <p>Power of Attorney of RMS not attested by 1st Class Magistrate.</p> <p>Various pages not signed and stamped by authorized representative.</p> <p>Audit Report for the year 2021 not provided by M/s ZIEC.</p> <p>"No-Blacklisted declaration" of ZIEC is not acceptable being signed by unknown person.</p> <p>"Notes to Financial Statements" of all Audit Reports are missing.</p> <p>Current Commitments is not provided by M/s RMS.</p>	DIS-QUALIFIED

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

The issuance of Bid Document will be consequent to announcement of evaluation results; disposal of grievance(s) (if any); & upon receipt of Engineer's Estimate.

Signature: 

***Standard Bidding Documents (SBD)**
General Manager (P&CA)
National Highway Authority
Islamabad

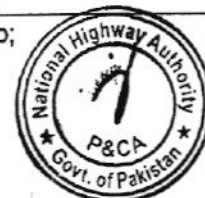
Official Stamp:

Section II. Prequalification Data Sheet

A. General

ITA 1.1	The Employer Chairman, National Highway Authority 28-Mauve Area, Sector G-9/I, Islamabad (Pakistan) Phone # 92-51-9032727, Fax # 92-51-9260419						
ITA 1.1	Name of the Project Dualization and Improvement of Existing N-50 from Yarik – Sagu – Zhob; Package-I: Yarik – Sagu (50 Km).						
ITA 1.1	Identification of the Contract 2(543)						
ITA 4.1	<p>A. Eligible Applicants (Qualification Criteria)</p> <p>a. Must be registered with Income Tax and Sales Tax Departments and who are on Active Taxpayers List of the Federal Board of Revenue;</p> <p>b. Each individual applicant and all members of JV must have valid Pakistan Engineering Council Registration License for the Year 2022 in the following categories:</p> <p style="margin-left: 20px;">(i) Individual/ Lead Firm In JV: PEC Category C-A with Specialization in CE-01 & 02.</p> <p style="margin-left: 20px;">(ii) Member Firm in JV: PEC Category as per share in JV with Specialization in CE-01 & 02.</p> <p>c. Foreign Firms will not be eligible to participate in the prequalification individually. Foreign Firms shall enter into Joint Venture (JV) with Pakistani Firm(s) of appropriate category.</p> <p>d. An individual applicant or JV meeting the above said conditions (a, b & c) will be considered for further evaluation and will be qualified if it meets the following Criteria:</p> <p>B. Works Experience Requirements</p> <p>i) <u>General Work Experience (Form EXP – 4.1):</u> Each individual applicant and all members of JV must have experience in Highway Sector/ Road Works etc. as detailed below:</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 40%;">Requirement</th> <th style="width: 30%;">Applicant to Provide Details</th> <th style="width: 30%;">Role</th> </tr> </thead> <tbody> <tr> <td>Experience of construction contracts in the role of Contractor, Subcontractor, or Management Contractor for at least the last 10 years prior to the application/ proposal submission deadline.</td> <td>Certificate of registration of Firm/ PEC registration along with experience record</td> <td>Contractor, Subcontractor, or Management Contractor</td> </tr> </tbody> </table> <p style="margin-left: 20px;"><i>Letters of acceptance and Completion certificates of completed projects in this regard may be accompanied.</i></p>	Requirement	Applicant to Provide Details	Role	Experience of construction contracts in the role of Contractor, Subcontractor, or Management Contractor for at least the last 10 years prior to the application/ proposal submission deadline.	Certificate of registration of Firm/ PEC registration along with experience record	Contractor, Subcontractor, or Management Contractor
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Dualization and Improvement of Existing N-50 from Yarik – Sagu – Zhob;
Package-I: Yarik – Sagu (50 KM)



ii) Similar Work Experience (Form EXP – 4.2):

An individual applicant must have completed at least one (01) Contract (limit is of one single contract, not summed up value of different packages / contracts) of similar size, nature and complexity as a Contractor or Management Contractor or Nominated Sub-Contractor / Sub-Contractor approved by the Employer (Public Sector Entity) along-with Engineer's Notification letter with a value of minimum Pak. **Rs.8,250 Million** during last Ten (10) years; in case of a joint venture, if one (Lead Firm) of the partners in a JV alone fulfills the threshold, others need not be assessed to fulfill it, otherwise each partner shall be assessed independently to fulfill the part of threshold which will be determined as per its share in the JV. The requirements are tabulated below:

Requirement	Applicant to provide specific details	Role
Applicant must have similar experience as mentioned above.	<ul style="list-style-type: none"> - Letter of Acceptance - Completion Certificate - BOQs (Original as per latest VO) - Abstract of Latest/ Final Interim Payment Certificate 	Contractor or Management Contractor
	<p>Nominated Sub-Contractor/ Sub-Contractor</p> <ul style="list-style-type: none"> - Prior Approval of Employer - Main Contractor's Letter of Award/ Work Order - Document of Sub-Contract - Financial Evidence of Payment - Performance Certificate duly Certified by Project Authorities - BOQs (Original as per latest VO) - Abstract of Latest/ Final Interim Payment Certificate 	OR Nominated Sub-Contractor/ Sub-Contractor approved by the Employer (Public Sector Entity)

***Note:** In case Taking Over Certificate (TOC) is not issued because of some administrative issue, then the following document shall be required for substantiation of completed works:

- Engineer's Confirmation regarding completion of works as per contract agreement.
- Employer's representative confirmation and forwarding of request for inspection of completed works.

C. Financial Soundnessi) Average Annual Construction Turnover

Has an Average Annual Construction Turnover of minimum **Rs.7,720 Million**; in case of JV each partner must fulfill the Criteria with respect to its share in the JV Agreement.

ii) Cash Flow

Has a minimum Cash Flow of **Rs. 1,715 Million**; in case of JV each partner must fulfill the Criteria with respect to its share in the JV Agreement. Following formula will be used:

Cash Flow = Latest year's Working Capital - One month's average invoicing of Current Commitments + Credit limit
(Project Specific Credit Line Facility, if any, shall only be considered if submitted as per **Form CL – 1** and issued by Bank, for this Contract, within last six months).

iii) Working Capital:

Has a minimum Working Capital of **Rs. 1,285 Million** for the latest year; in case of JV each partner must fulfill the Criteria with respect to its share in the JV Agreement.

The above parameters of Financial Soundness will be worked out from the following:

D. Certified Audit Reports (Form FIN – 3.1 & 3.2)

Individual Applicant/ Lead Partner of JV and JV members of JV has to submit alongwith his application/ proposal Audit Reports for the last three years i.e. Financial Year 2020-21, 2019-20 & 2018-19 of the applicants which close their accounts on June 30th every year **OR** Calendar Year 2019, 2020 & 2021 of the applicants which close their accounts on 31st December every year, prepared by registered Chartered Accountant appearing on list of firms on ICAP directory as per International Standard on Auditing (ISA's), as under:

Sr. No.	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.
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E. Current Commitments / Projects in Hand Experience

The Applicant shall enclose details of Projects in hand whether of similar nature or otherwise. The details must be submitted in line with the format of **Form Exp-4.3** to Document.

F. Credit Line Facility

The Applicant must demonstrate access to, or availability of, financial resources such as liquid assets, unencumbered real assets, lines of credits, and other financial means, other than any contractual advance payments, to meet the financial requirements of the contract in the amount to satisfy the Cash Flow requirement. Project Specific Credit Line Facility, if any, shall only be considered if submitted as per **Form CL - 1**.

G. Equipment Capabilities

The applicant has to fulfill following minimum requirement of Critical Equipment/ Machinery as per Form EQP-5.1 (A &B):

Equipment	Req. (Nos.)
Excavator	12
Loader	23
Graders	18
Combination Rollers	30
Bull Dozer	7
Rock Dozer	3
Water Bowzer	70
Dump Trucks	250
Concrete Batching Plant 25 CUM/HR	2
Transit Mixers	18

Concrete Mixer	7
Vibrator	20
Crane	1
Concrete Pump and Tremie Pipe	3
Piling Rig	1
Pre-Stressing Equipment	1
Girder Launcher	1
Asphalt Plant 80T	2
Asphalt Pavers	2
Tandom Roller	6
Pneumatic Tired Roller	6
Air Compressor	2
Power Brommer	2
Bitumen Distributor	2

Note: The Equipment Requirement is based on 24 Months completion time of the Project. Physical verification of the equipment will be conducted by the Employer.

H. Key Staff/ Personnel

The applicant has to fulfill following minimum requirement of Key Staff/ Personnel:

Sr. No	Position	Nos Required	Work Experience Requirement
1	Project Manager	01	BSc (Civil Engg) having 15 years general experience with 08 years specific experience in road construction projects of similar size and nature. Or MSc (Civil Engg) having 12 years general experience with 06 years specific experience in road construction projects of similar size and nature.
2	Planning Engineer	01	BSc (Civil Engg) having 12 years general experience with 08 years specific experience as Planning Engineer. Or MSc (Project Management) having 10 years general experience with 06 years specific experience as Planning Engineer on road construction projects.
3	Highway Engineer	01	BSc (Civil Engg) having 10 years general experience with 06 years specific experience in road construction projects of similar size and nature. Or MSc (Civil Engg) having 08 years general experience with 04 years specific experience in road construction projects of similar size and nature.
4	Structure Engineer	01	BSc (Civil Engg) having 10 years general experience with 06 years specific experience in road construction projects of similar size and nature. Or MSc (Civil Engg) having 08 years general experience with 04 years specific experience in road construction projects of similar size and nature.

5	Material Engineer	01	BSc (Civil Engg) or MSc (Geology) having 15 years general experience with 12 years specific experience as Material Engineer on road construction project of similar nature and size.
6	Chief Surveyor	01	BSc (Civil Engg) having 13 years specific experience as surveyor / chief surveyor involved in field surveys. Or DAE (Civil) having 18 years specific experience as surveyor / chief surveyor involved in field surveys.
7	Chief Quantity Surveyor	01	BSc (Civil Engg) having 13 years specific experience as Quantity surveyor on road construction project of similar nature and size. Or DAE (Civil) having 18 years specific experience as Quantity surveyor on road construction project of similar nature and size.

Applicant shall submit CV's of above Candidates. Further, Foreign Constructor will employ minimum 70% Pakistani Engineers of relevant discipline/ field. Physical verification of above Staff will be conducted by the Employer.

I. Performance

Past or present performance of the applicant 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 by any government agency/ authority/ organization. Applicant shall provide an undertaking on the Applicant's letter head that the company is not blacklisted by any government agency/ authority/ organization. Detail of litigation pending (if any) be also provided (Form CON-2).

J. Joint Venture (JV)

- Maximum Three (03) number firms are allowed to form Joint Venture (JV). Lead Partner must have more than 50% share in the Joint Venture Agreement.
- Attached to Application/ Proposal shall be a Power of Attorney from each of the Joint Venture partners, appointing and authorizing the named person to act as their representative.
- This part is applicable only to Applicant that are in Joint Venture. In the case of Single Applicant, no submission is required by the Applicant.

K. Articles of Incorporation or Constitution of the Applicant as a legal entity

- A copy of Articles of Incorporation or Constitution of the Applicant as a legal entity shall be submitted. The document shall indicate the Applicant'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.
- If the certificate in English is not available, the Applicant shall attach a copy of the accurate translation in English (as per BD 10.1).