

# **EVALUATION REPORT**

## **(As Per Rule 35 of PP Rules, 2004)**

|     |                               |   |
|-----|-------------------------------|---|
| 1.  | Name of Procuring Agency:     | National Highway Authority  |
| 2.  | Method of Procurement:        | Single Stage Two Envelope Procedure   |
| 3.  | Title of Procurement:         | Post-Flood National Highways Rehabilitation Project (PNHRP)<br>Rehabilitation of Road N-50 Kuchlac-Zhob-D.I.<br>Khan Lot # 1: Km 447+000-457+680 (10.68 Km) |
| 4.  | Tender Inquiry No.:           | 2(479)/GM (P&CA)/NHA/16/  |
| 5.  | PPRA Ref. No. (TSE):          | -   |
| 6.  | Date & Time of Bid Closing:   | 9 <sup>th</sup> August, 2016 at 1130 hours local time   |
| 7.  | Date & Time of Bid Opening:   | 9 <sup>th</sup> August, 2016 at 1200 hours local time   |
| 8.  | No of Bids Received:          | Twelve (12) Bids were received  |
| 9.  | Criteria for Bid Evaluation:  | Criteria of Bid Evaluation is attached at <b>Annex-I</b>  |
| 10. | Details of Bid(s) Evaluation: | As below  |

| Name of Bidder  | Technical (if applicable) | Financial (if applicable) | Evaluated Cost (Rs) | Rule/Regulation/SBD*/Policy/ Basis for Rejection / Acceptance as per Rule 35 of PP Rules, 2004. |
|---|---------------------------|---------------------------|---------------------|---|
| M/s Pir Azmat Shah & Sons   | Qualified                 | Price Bid opened          | 469,882,979.00      | 1 <sup>st</sup>   |
| M/s A.K.K Construction Company  | Qualified                 | Price Bid opened          | 503,395,886.21      | 2 <sup>nd</sup>   |
| M/s Sultan Mahmood & Company (SMC)  | Qualified                 | Price Bid opened          | 561,510,100.00      | 4 <sup>th</sup>   |
| M/s Mohmand Construction Company (Pvt) Ltd  | Qualified                 | Price Bid opened          | 561,530,532.60      | 5 <sup>th</sup>   |
| M/s Metallurgical Corporation of China Ltd.-Umer Jan & Company JV (MCC-Umer Jan JV) | Qualified                 | Price Bid opened          | 578,585,180.00      | 6 <sup>th</sup>   |
| M/s Haji Aurangzeb Khan Gandapur and Sons   | Qualified                 | Price Bid opened          | 517,187,521.00      | 3 <sup>rd</sup>   |

|   |                   |                         |                |  |
|---|-------------------|-------------------------|----------------|--|
| M/s NPI<br>Construction &<br>Engineering  | Qualified         | Price Bid<br>opened     | 736,668,982.00 | 9 <sup>th</sup>  |
| M/s Rakshani<br>Builders (Pvt) Ltd  | Qualified         | Price Bid<br>opened     | 607,791,026.00 | 7 <sup>th</sup>  |
| M/s IKAN<br>Engineering<br>Services (Pvt)<br>Ltd-Highrise (Pvt)<br>Ltd. Joint Venture<br>(IKAN- Highrise<br>JV) | Qualified         | Price Bid<br>opened     | 660,922,030.00 | 8 <sup>th</sup>  |
| M/s Pir Mushtaq<br>Ahmad Jan<br>Zakori  | Dis-<br>qualified | Price Bid<br>not opened | -              | Fail to meet Average annual<br>turnover requirement.                         |
| M/s Zahir Khan<br>and Brothers<br>(ZKB)   | Dis-<br>qualified | Price Bid<br>not opened | -              | Fail to meet cash flow<br>requirement.                                       |
| M/s Haji Raees<br>Khan & Sons   | Dis-<br>qualified | Price Bid<br>not opened | -              | Fail to meet requirement of<br>construction experience in key<br>activities. |

**Lowest Evaluated Bidder: M/s Pir Azmat Shah and Sons**

11. **Any other additional / supporting information, the procuring agency may like to share:** The project is being financed by Asian Development Bank (ADB); therefore the procurement was carried out in line with ADB's procurement guidelines. The bidding was done on Single Stage Two Envelope Procedure.

**Signature:**

...



**Official Stamp:**

General Manager (P&CA)  
National Highway Authority  
.....Islamabad

**\*Standard Bidding Documents (SBD).**

## Section 3 - Evaluation and Qualification Criteria - Without Prequalification -

This Section contains all the criteria that the Employer shall use to evaluate bids and qualify Bidders. In accordance with ITB 32 and ITB 36, no other methods, criteria and factors shall be used. The Bidder shall provide all the information requested in the forms included in Section 4 (Bidding Forms).

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## 1. Evaluation

In addition to the criteria listed in ITB 36.2 (a) – (e), other relevant factors are as follows:

### 1.1 Adequacy of Technical Proposal

Evaluation of the Bidder's Technical Proposal will include an assessment of the Bidder's technical capacity to mobilize key equipment and personnel for the contract consistent with its proposal regarding work methods, scheduling, and material sourcing in sufficient detail and fully in accordance with the requirements stipulated in Section 6 (Employer's Requirements).

Non-compliance with equipment and personnel requirements described in Section 6 (Employer's Requirements) shall not normally be a ground for bid rejection and such non-compliance will be subject to clarification during bid evaluation and rectification prior to contract award.

### 1.2 Completion Time

An alternative Completion Time, if permitted under ITB 13.2, will be evaluated as follows:

**Not Applicable.**

### 1.3 Technical Alternatives

Technical alternatives, if permitted under ITB 13.4, will be evaluated as follows:

**Not Applicable.**

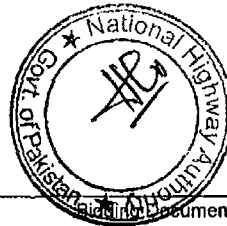
### 1.4 Quantifiable Nonconformities and Omissions

Subject to ITB 14.2 and ITB 36.2, the evaluated cost of quantifiable nonconformities including omissions, is determined as follows:

"Pursuant to ITB 31.3, the cost of all quantifiable nonmaterial nonconformities shall be evaluated, including omissions in Daywork where competitively priced but excluding omission of prices in the Bill of Quantities. The Employer will make its own assessment of the cost of any nonmaterial nonconformities and omissions for the purpose of ensuring fair comparison of Bids."

### 1.5 Domestic Preference

If a margin of preference is provided for under ITB 35.1, the following procedure shall apply:  
**Not Applicable.**



### 1.6 Multiple Contracts

Works are grouped in multiple lots and pursuant to ITB 36.4, the Employer shall evaluate and compare Bids on the basis of a lot, or a combination of lots, or as a total of lots in order to arrive at the least-cost combination for the Employer by taking into account discounts offered by Bidders in case of award of multiple lots.

Lot # 1: Km 447+000 to Km 457+680 (10.68 Km)

Lot # 2: Km 388 to Km 427 (39 Km)

If a Bidder submits several successful (lowest evaluated substantially responsive) bids, the evaluation will also include an assessment of the Bidder's capacity to meet the following aggregated requirements as presented in the bid:

- Average annual construction turnover,
- Financial resources,
- Equipment to be allocated, and
- Personnel to be fielded.

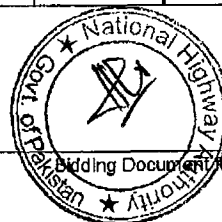


## 2. Qualification

It is the legal entity or entities comprising the Bidder, and not the Bidder's parent companies, subsidiaries, or affiliates, that must satisfy the qualification criteria described below.

### 2.1 Eligibility

| Criteria<br>Requirement   | Compliance Requirements |                       |   |                       | Documents<br>Submission Requirements          |
|---|-------------------------|-----------------------|---|-----------------------|---|
|   | Single Entity           | Joint Venture         |   |                       |   |
|   |                         | All Partners Combined | Each Partner  | One Partner           |   |
| <b>2.1.1 Nationality</b>  |                         |                       |   |                       |   |
| Nationality in accordance with ITB Subclause 4.2.   | must meet requirement   | must meet requirement | must meet requirement                               | not applicable        | Forms<br>ELI - 1; ELI - 2<br>with attachments |
| <b>2.1.2 Conflict of Interest</b>   |                         |                       |   |                       |   |
| No conflicts of interest in accordance with ITB Subclause 4.3.  | must meet requirement   | must meet requirement | must meet requirement                               | not applicable        | Letter of Technical Bid                       |
| <b>2.1.3 ADB Eligibility</b>  |                         |                       |   |                       |   |
| Not having been declared ineligible by ADB, as described in ITB Subclause 4.4.  | must meet requirement   | must meet requirement | must meet requirement                               | not applicable        | Letter of Technical Bid                       |
| <b>2.1.4 Government-Owned Entity</b>  |                         |                       |   |                       |   |
| Bidder required to meet conditions of ITB Subclause 4.5.  | must meet requirement   | must meet requirement | must meet requirement                               | not applicable        | Forms<br>ELI - 1; ELI - 2<br>with attachments |
| <b>2.1.5 United Nations Eligibility</b>   |                         |                       |   |                       |   |
| Not having been excluded by an act of compliance with a UN Security Council resolution in accordance with ITB Subclause 4.7.  | must meet requirement   | must meet requirement | must meet requirement                               | not applicable        | Letter of Technical Bid                       |
| <b>2.1.6 Registration with Pakistan Engineering Council (PEC)</b>   |                         |                       |   |                       |   |
| National Bidder must be registered with Pakistan Engineering Council (PEC) and shall have a valid registration Certificate in following category (or above) with Specialization in CE-01 & CE-02.<br>Lot - 1           Category C-2<br>Lot - 2           Category C-A | must meet requirement   | not applicable        | must meet requirement as per their working JV share | must meet requirement | Forms<br>ELI - 1; ELI - 2<br>with attachments |



## 2.2 Pending Litigation

Pending Litigation criterion shall apply.

### 2.2.1 Pending Litigation and Arbitration

| Criteria   | Compliance Requirements   |                       |   | Documents               |              |
|--|---|-----------------------|---|-------------------------|--------------|
| Requirement  | Single Entity   | Joint Venture         |   | Submission Requirements |              |
|  |   | All Partners Combined | Each Partner  |                         | One Partner  |
| All pending litigation and arbitration; if any, shall be treated as resolved against the Bidder and so shall in total not represent more than fifty percent (50%) of the Bidder's net worth calculated as the difference between total assets and total liabilities. | must meet requirement by itself or as partner to past or existing Joint Venture | not applicable        | must meet requirement by itself or as partner to past or existing Joint Venture | not applicable          | Form LIT - 1 |



## 2.3 Financial Situation

### 2.3.1 Historical Financial Performance

| Criteria<br>Requirement  | Compliance Requirements |                       |                       |                | Documents<br>Submission Requirements |
|--|-------------------------|-----------------------|-----------------------|----------------|--------------------------------------|
|  | Single Entity           | Joint Venture         |                       |                |                                      |
|  |                         | All Partners Combined | Each Partner          | One Partner    |                                      |
| Submission of audited financial statements or, if not required by the law of the Bidder's country, other financial statements acceptable to the Employer, for the years 2012, 2013, 2014 or latest to demonstrate the current soundness of the Bidder's financial position. As a minimum, the Bidder's net worth for the last year calculated as the difference between total assets and total liabilities should be positive. | must meet requirement   | not applicable        | must meet requirement | not applicable | Form FIN - 1 with attachments        |

### 2.3.2 Average Annual Construction Turnover

| Criteria<br>Requirement  | Compliance Requirements |                       |                                  |                                  | Documents<br>Submission Requirements |
|--|-------------------------|-----------------------|----------------------------------|----------------------------------|--------------------------------------|
|  | Single Entity           | Joint Venture         |                                  |                                  |                                      |
|  |                         | All Partners Combined | Each Partner                     | One Partner                      |                                      |
| Minimum average annual construction turnover are calculated as total certified payments received for contracts in progress or completed, within the last three (03) years.<br><br>for Lot - 1      US \$ 12 Million<br>for Lot - 2      US \$ 34 Million | must meet requirement   | must meet requirement | must meet 25% of the requirement | must meet 40% of the requirement | Form FIN - 2                         |





### 2.3.3 Financial Resources

If the bid evaluation process and the decision for the award of the Contract takes more than one (1) year from the date of bid submission, Bidders shall be asked to resubmit their current contract commitments and latest information on financial resources supported by latest audited accounts / audited financial statements, or if not required by the law of the Bidder's country, other financial statements acceptable to the Employer, and the Bidders' financial capacity shall be reassessed on this basis.

| Criteria<br>Requirement   | Compliance Requirements |                       |   |                                  | Documents                     |
|---|-------------------------|-----------------------|---|----------------------------------|-------------------------------|
|   | Single Entity           | Joint Venture         |   |                                  | Submission Requirements       |
|   |                         | All Partners Combined | Each Partner  | One Partner                      |                               |
| The Bidder must demonstrate that it has the financial resources to meet:  |                         |                       |   |                                  |                               |
| (a) its current contract commitments, as defined in FIN-4 (Total Financial Requirements for Current Contract Commitments), plus             | must meet requirement   | not applicable        | must meet requirement for its own contractual commitments | not applicable                   | Form FIN - 4                  |
| (b) the requirements for the Subject Contract(s) of the following lots:<br><br>Lot - 1    US \$ 2.0 Million<br>Lot - 2    US \$ 5.7 Million | must meet requirement   | must meet requirement | must meet 25% of the requirement                          | must meet 40% of the requirement | Form FIN - 3 and Form FIN - 4 |



**2.4 Construction Experience**

**2.4.1 Contracts of Similar Size and Nature**

| Criteria<br><br>Requirement  | Compliance Requirements |                       |                | Documents<br><br>Submission Requirements |              |
|--|-------------------------|-----------------------|----------------|--|--------------|
|  | Single Entity           | Joint Venture         |                |  |              |
|  |                         | All Partners Combined | Each Partner   | One Partner                              |              |
| Participation in at least one contract that has been successfully or substantially completed within the <b>last seven (07) years</b> and that is similar to the proposed works, where the value of the Bidder's participation exceeds amounts mentioned below. The similarity of the Bidder's participation shall be based on the physical size, nature of works, complexity, methods, technology or other characteristics as described in Section 6, Employer's Requirements.<br><br>for Lot -- 1      US \$ 05 Million<br>for Lot -- 2      US \$ 28 Million | must meet requirement   | not applicable        | not applicable | must meet requirement                    | Form EXP - 1 |



**2.4.2 Construction Experience in Key Activities**

(May be complied with by Specialist Subcontractors. Employer shall require evidence of subcontracting agreement from the Bidder. Specialist Subcontractor is a specialist enterprise engaged for highly specialized processes which cannot be provided by the main Contractor.)

| Criteria<br>Requirement   | Compliance Requirements |                       |                | Documents<br>Submission Requirements |              |
|---|-------------------------|-----------------------|----------------|--------------------------------------|--------------|
|   | Single Entity           | Joint Venture         |                |                                      |              |
|   |                         | All Partners Combined | Each Partner   | One Partner                          |              |
| For the above or other contracts executed during the period stipulated in 2.4.1 above, a minimum construction experience in the following key activities: | must meet requirement   | must meet requirement | not applicable | not applicable                       | Form EXP - 2 |
| <u>for Lot - 1</u>  |                         |                       |                |                                      |              |
| Formation of Embankment<br>102,400 Cu.m/Year  |                         |                       |                |                                      |              |
| Sub-Base / Base Course<br>17,800 Cu.m/Year  |                         |                       |                |                                      |              |
| Asphaltic Concrete Pavement<br>13,000 Cu.m/Year   |                         |                       |                |                                      |              |
| <u>for Lot - 2</u>  |                         |                       |                |                                      |              |
| Formation of Embankment<br>737,000 Cu.m/Year  |                         |                       |                |                                      |              |
| Sub-Base / Base Course<br>43,400 Cu.m/Year  |                         |                       |                |                                      |              |
| Asphaltic Concrete Pavement<br>25,100 Cu.m/Year   |                         |                       |                |                                      |              |



(2) Any request for clarification in the bid, made by the procuring agency shall invariably be in writing. The response to such request shall also be in writing.

**32. Discriminatory and difficult conditions.-** Save as otherwise provided, no procuring agency shall introduce any condition, which discriminates between bidders or that is considered to be met with difficulty. In ascertaining the discriminatory or difficult nature of any condition reference shall be made to the ordinary practices of that trade, manufacturing, construction business or service to which that particular procurement is related.

**33. Rejection of bids.-** (1) The procuring agency may reject all bids or proposals at any time prior to the acceptance of a bid or proposal. The procuring agency shall upon request communicate to any supplier or contractor who submitted a bid or proposal, the grounds for its rejection of all bids or proposals, but is not required to justify those grounds.

(2) The procuring agency shall incur no liability, solely by virtue of its invoking sub-rule (1) towards suppliers or contractors who have submitted bids or proposals.

(3) Notice of the rejection of all bids or proposals shall be given promptly to all suppliers or contractors that submitted bids or proposals.

**34. Re-bidding.-** (1) If the procuring agency has rejected all bids under rule 33 it may call for a re-bidding.

(2) The procuring agency before invitation for re-bidding shall assess the reasons for rejection and may revise specifications, evaluation criteria or any other condition for bidders as it may deem necessary.

**35. Announcement of evaluation reports.-** Procuring agencies shall announce the results of bid evaluation in the form of a report giving justification for acceptance or rejection of bids at least ten days prior to the award of procurement contract.

**36. Procedures of open competitive bidding.-** Save as otherwise provided in these rules the following procedures shall be permissible for open competitive bidding, namely:-

- (a) *Single stage - one envelope procedure:-* Each bid shall comprise one single envelope containing, separately, financial proposal and