



**TRANSPARENCY
INTERNATIONAL-PAKISTAN**

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18th September 2010

Mr. Hafeez ur Rehman
Managing Director,
Public Procurement Regulatory Authority,
Islamabad.

"corrupt and fraudulent practices"

Sub: NHA is violating PPRA Rules in almost all Procurements
Collusive Practice in Construction Contracts Processing.

Dear Sir,

Further to TI Pakistan comments sent to PRA on 14 September 2010 on the National Highway Authority reply to the TIP letter dated 6 August 2010, given to PPRA on 1 September 2010, on PPRA letter dated 9 August 2010, one special comments is submitted with regard to the process to award of Six Construction Contract for Road Projects including Bridge at Head Muhammad Wala in South Punjab, (copy of the Pre Qualification Notice dated 1 August 2010 is attached).

1. It may noted that a cartel is being made of Six bidders, by making following condition as mandatory. This condition is against PPRA Rules, as it restricts competition under Rule No 2 (f) "corrupt and fraudulent practice" and is designed to establish bid prices at artificial, non-competitive levels and to deprive the procuring agencies of the benefits of free and open competition.

"5. One Firm or JV will be eligible for award of one contract only".

2. After the Contract has been awarded, NHA is required to publish on PPRA website Contract Award Proforma -I & II, which also includes following information.
 - NUMBER OF TENDER DOCUMENTS SOLD _____
(Attach list of Buyers)
 - NUMBER OF BIDS RECEIVED _____
 - WHETHER THE SUCCESSFUL BIDDER WAS LOWEST BIDDER ___ Yes / No
 - WHETHER COPY OF EVALUATION REPORT GIVEN TO ALL BIDDERS _____ Yes / No
(Attach copy of the bid evaluation report)
 - ANY COMPLAINTS RECEIVED _____ Yes / No
(If yes result thereof)
 - ENGINEER'S ESTIMATE _____
(for civil Works only)



3. TI Pakistan is unable to find on PPRA website these Contract Award Proforma -I & II regarding the Six Contracts awarded by NHA, which is a gross violation of PPRA Regulations, and the reason

TI Pakistan request PPRA and to obtain from NHA Contract Award Proforma -I & II for these Six Contracts, and he reason why the Pre Qualification was advertised The times, on 24th June 2010, on 28 June 2010 and on 1 August 2010.

Examination of information from Contract Award Proforma -I & I may provide the information on how many bidders were prequalified for the Six Projects, and were they only Six firms in all the Six Works, or more and on compared to the Engineers estimated cost, what were the cost of the Contracts.

PPRA may also seek Contract Award Proforma -I & I for all Contracts Awarded by NHA, and examine the violations if any in those contacts also.

Regards,



Syed Aamir Gilani
Chairman

Copy forwarded for the information and actions under their obligations to implement statutory rules of for the sake of making Pakistan a "Rule of Law Country".

1. Chairman, Public Accounts Committee, Islamabad.
2. Minister of Communications, Islamabad
3. Auditor General Pakistan, Islamabad,
4. Registrar, Supreme Court of Pakistan, Islamabad
5. Secretary Communications, Islamabad
6. Chairman, NHA , Islamabad



GOVERNMENT OF PAKISTAN
NATIONAL HIGHWAY AUTHORITY
MINISTRY OF COMMUNICATIONS

PRE-QUALIFICATION NOTICE

CONSTRUCTION OF ADDITIONAL 2-LANE BRIDGE AT HEAD MUHAMMAD WALA AND OTHER PROJECTS IN SOUTH PUNJAB

Reference: Pre-qualification (PQ) Notice published on NHA and PPRA Websites on 24th June and 28th June 2010 respectively for the above mentioned project.

The details of the original PQ Notice are replaced with the following.

1. Detail of the packages:

Sl. No.	Package No.	Work description	Pre-qualification requirement (Specialization required)	Approximate Value (Million)
1.	I	Construction of Additional 2-Lane Bridge over River Chenab at Head Muhammadwala District Multan - Phase-II	C-B in CE-02	600 Million
2.	II	Construction of Left Approach Road Additional Muhammadwala Bridge (6.28 Km)	C-1 or above in CE-01 & CE-02	500 Million
3.	III	Construction of Right Approach Road Additional Muhammadwala Bridge (3.5 Km)	C-2 or above in CE-01 & CE-02	200 Million
4.	IV	Construction of 4-Lane Link Road from Shujabad Canal to Bosan Road (4.11 Km)	C-2 or above in CE-01 & CE-02	200 Million
5.	V	Construction of 4-Lane Link Road from Jhang Road to Mianwali Road (11.11 Km)	C-1 or above in CE-01 & CE-02	450 Million
6.	VI	Construction of 2-Lane Road from Muhammadwala Bridge to Qadirpur Ran (22 Km)	C-B or above in CE-01 & CE-02	850 Million

2. The Interested Firms registered with Pakistan Engineering Council (PEC) in respective categories mentioned above for the year 2010 are eligible to apply for pre-qualification. Joint Venture (JV) of not more than 2 (two) partners is also allowed to apply (In case of JV, registration with Pakistan Engineering Council (PEC) of relevant category with respect to working share of each partner will be checked for eligibility).

3. A complete set of Pre-qualification Document may be purchased by interested Firms on submission of a written application to the address given below upon payment of a non-refundable fee of Rs. 5,000/- (Rupees five thousand only) for each Package in the form of Bank Draft or Pay Order in favour of National Highway Authority or the same can be downloaded from NHA website, as mentioned below. The downloaded Pre-qualification Document must be submitted with the application otherwise the application will not be considered for pre-qualification.

4. Application for Pre-qualification duty completed and supported with the documentary evidence, should be submitted in sealed envelopes and delivered to the address given below latest by 16th August 2010 (i.e. 16:00 hours) and be clearly marked "The Package No. and Its Name" along with one soft copy in Pdf format.

5. One firm per JV will be eligible for award of only one package.

6. One firm can apply for different packages with different JV names.

7. The bidders/providers providing unsubstantiated and/or incorrect information are liable to legal action and disqualification.

8. Those consultants who have already applied with reference to advertisement appeared on the above mentioned websites need not to reapply.

General Manager (P&CA)
National Highway Authority

Ministry of Communications, Government of Pakistan

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Email: gmpca@nha.gov.pk Website: www.nha.gov.pk