



18th May 2011

Director (OMU),
National Highway Authority,
27-Mauve Area, G-9/1,
Islamabad.

Sub: Violation of Public Procurement Rules 2004, Director (OMU), Expression of Interest for Operations & Management of 19 Toll Plazas on National Highway & Motorway.

Dear Sir,

The Director (OMU), National Highway Authority, Islamabad's expression of interest notice published in daily "The News" and "Dawn" on 18th May 2011, is against the Public Procurement Rules 2004, as you are providing the bidding documents from 20th May 2011, which is a clear violation of Rule 23 of Public Procurement Rules 2004. The rule is stated below for your information;


23. Bidding documents.– (1) *Procuring agencies shall formulate precise and unambiguous bidding documents that shall be made available to the bidders immediately after the publication of the invitation to bid.*

TI-Pakistan would also like to point out that it is necessary that tender documents shall be made available to bidders for full 15 days period, which is being violated in your tender advertisement, as you are providing tender documents for only 12 days.

The above information is forwarded for the purpose of avoiding the mis-procurement charge under Rule No 56, and with request to re-invite the tender under the prescribed procedures.

TI Pakistan is striving to have Rule of Law in Pakistan, which is the only way to eliminate corruption and have good governance in country.


With Regards,


Syed Adil Gilani
Chairman

Copies forwarded for the information of:

1. Chairman, Public Accounts Committee, Islamabad.
2. Chairman, NAB, Islamabad.
3. Registrar, Supreme Court.
4. Auditor General, Islamabad.
5. Managing Director, PPRA, Islamabad.

May 18, 2011



**GOVERNMENT OF PAKISTAN
 NATIONAL HIGHWAY AUTHORITY
 MINISTRY OF COMMUNICATIONS**

EXPRESSION OF INTEREST

**FOR OPERATIONS & MANAGEMENT (O&M) OF
 19 TOLL PLAZAS ON NATIONAL HIGHWAY & MOTORWAY NETWORK**

1. National Highway Authority (NHA) intends to offer Operations & Management (O&M) Contracts for the following Toll Plazas to the private entrepreneurs through open bidding for the period ending 30th June 2012

S#	Route	Toll Plaza	S#	Route	Toll Plaza
1.	N-5	Sangjani	10.	N-35	Hassanabadal
2.	N-5	Mianchannu	11.	N-45	Nowshera
3.	N-5	Moro	12.	N-55	Kurram River Bridge
4.	N-5	Ranipur	13.	N-65	Sibi
5.	N-5	Sadiqabad	14.	N-65	Dera Allah Yar
6.	N-5	Ahmed Pur East	15.	N-70	Shershah
7.	N-10	Makran Coastal Highway (KM-8)	16.	N-75	Islamabad-Murree Dual Carnageway (IMDCW)
			17.	N-80	Qutbal
8.	N-10	Makran Coastal Highway (KM-467)	18.	LEP	Liary Expressway (Ramp I, III & IV)
			19.	M-10	Karachi Northern By-Pass
9.	N-25	Hub			

2. All firms having valid registration of Pakistan Engineering Council in "Operator Category" are eligible for above mentioned Toll Plaza Bidding.

3. A complete set of Bidding Documents can be purchased by the interested firms on submission of a written application along with copy of valid PEC Registration Certificate of O-Category to the address given below upon payment of a non-refundable fee of **Rs. 5,000/- (Rupees Five Thousand only)** in the form of a bank draft / pay order in favor of "National Highway Authority, Road Maintenance Account, Islamabad" from **20-05-2011 to 31-05-2011** during working hours. The Bidders having valid registration of Pakistan Engineering Council in "Operator Category" are allowed to download RFP from Website of NHA up to **01-06-2011** and submit the Bank Draft / Pay Order along with the bids. The bid submission date shall be **02-06-2011** in NHA Auditorium till **1400 hrs** and bids shall be opened on same day in the presence of authorized representatives of Firms / Companies at **1430 hrs**. Bids will not be received after the due time.

4. An amount of **Rs. 30,000/- (Rupees thirty thousand only) (non-refundable)** shall be deposited by the bidder in shape of Bank Draft / Pay Order as bid fee along with the proposal (this is in addition to Rs. 5000/- which is cost of bid documents). All bidders will deposit bid security **2% of the bid amount (Re-fundable)** in shape of **Bank Draft / Pay Order**. All Bank Drafts / Pay Orders will be in the name of "National Highway Authority, Road Maintenance Account, Islamabad".

5. It is informed to all potential bidders that if 1st & 2nd highest bidders do not accept the Letter of Acceptance and opts for the forfeiture of their bid securities, the said firms will be debarred and thus will not be eligible to participate in any such bidding i.e. O&M of Toll Plazas, any further. The effect of frequent user passes / seasonal variations and any other factors effecting the revenue collection shall be taken into account by the bidders while quoting their Bid.

6. The OMC "Bidders" shall be responsible themselves to ensure the traffic survey i.e. traffic count, traffic mix, exempted vehicles, diverted traffic and seasonal effect etc. Any claim on variance of traffic count / data shall not be entertained during the currency of contract.

6. NHA reserves the right to reject any or all proposals as per PPRA Rules.

Director (OMU)
 National Highway Authority
 27-Mauve Area, G-9/1, Islamabad
 Ph: 051-9032850, Fax: 051-9261208
 Websites: www.nha.gov.pk; www.ppra.org.pk

PRA/10/162/12