

**URGENT  
BY FAX****National Highway Authority  
(Operation Wing)  
Road Asset Management Division (RAMD)**27-Minor Area, G-5/1, Islamabad  
Telephone # 051-3351522 Fax # 281-3301258No. 11 / NHA/RAMD/DD (Ops/ETTM)/10/105

31 April, 2010

M/s Tollink Pakistan-EPKON  
Islamabad.Subject: **PROCUREMENT OF TOTAL SOLUTION FOR THE OPERATION AND  
MANAGEMENT OF MOTORWAYS (M-1, M-2 & M-3).  
ANNULMENT OF PROCUREMENT**Ref: Your office letter no. TLP/ETTM-GEN/02/0153 dated 15<sup>th</sup> January 2010.

In continuation of your above referred letter vide which a Bid was submitted for the subject procurement by your office and subsequent meetings on the subject procurement, it is informed that the competent authority has annulled the subject procurement process with effect from 21<sup>st</sup> April 2010.

2. You are hereby requested to collect the Sealed Financial Bids and it's copies from the office of undersigned at the earliest, please.

  
**(AMJAD ALI BEGHARY)**  
 Director (OMD)
**Circulation:**

- 1) All Committee Members

**Copy to:**

- 1) Member (Operations) NHA, Islamabad.
- 2) General Manager (Operations) NHA, Islamabad.
- 3) General Manager (Motorways) NHA, Ballmear.
- 4) PS to Chairman NHA, Islamabad.

# TollLink Pakistan (Pvt) Limited.

Toll Road Management Systems and Engineering Specialists



TollLink Pakistan (Pvt) Ltd

April 23, 2010

TLP/GEN-Con/01/223

General Manager (Operations)  
National Highway Authority  
27-Marve Area, G-961  
Islamabad

Subject: RFP for Supply, Installation, Commissioning, Operations, Maintenance and Management of E-System at Motorways M1, M2, M3 (Total Solution)

Dear Sir,

1. This is with regard to the Request for Proposals ("RFP") for the supply, installation, commissioning, operations, maintenance and management of an electronically toll collection, weigh stations fine collection and police fines collection system ("E-System") at M-1, M-2 and M-3 ("Project"). It is pertinent to highlight that we submitted a technical and financial proposal for the Project on 15-01-2010 and also submitted a high value Bid Security Bond in accordance with the terms of the RFP.  
Subsequently NHA carried out technical evaluation of the bids and presentations were also given to the (Senate & National Assembly Standing Committees on Communication), in NHA auditorium. After which it was announced by the Honorable Minister for Communication that financial bids will be opened on 15-03-2010. However the same has not been opened as yet. The financial bids and the Security Bond of the bidders are lying with NHA for the last three months.
2. It has come to our notice that the National Highway Authority ("NHA") has invited a fresh expression of interest ("EOI") from interested local companies through a newspaper advertisement, dated April 23, 2010, for the operation and

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3. management of toll plazas on M-1, M-2 and M-3 for a term of one (1) year. Please note that this scope of work falls squarely within the ambit of the Total Solution Project. We wish to emphasize that **the EOI is in blatant contravention of the Public Procurement Rules, 2004 ("Rules")**, is inequitable and unwarranted. Please note that rule 34 of the Rules clearly stipulates that a procuring agency, such as NHA, may only re-tender a project, or part thereof, if it has rejected all original bids in accordance with rule 34. The procuring agency, before inviting for re-bidding, has to assess the reasons for rejection and, may thereafter revise the specifications, evaluation criteria or any other condition for bidders.
4. That being the case, advertisement of the EOI is a manifest breach of the rules, being unfair and arbitrary, contravenes principles of natural justice and is liable to be cancelled. It is therefore requested that our proposal with regard to the Total Solution Project be given due consideration and the EOI be revoked.

Trusting to have been of service to you, we remain.

For TollLink Pakistan Private Limited.

A handwritten signature in dark ink, appearing to read "Syed Hassan Hamid".

Syed Hassan Hamid

1. Member Operations

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