



PORT QASIM
THE GATEWAY TO NATIONAL PROSPERITY

PORT QASIM AUTHORITY

No: PQA/XEN(P)/48/2014

Dated: 14th July, 2014

Mr. Sohail Muzzafar, Chairman,
Transparency International Pakistan.
5-C, 2nd Floor, Khayaben-e-Ittehad,
Phase-VII, Defence Housing Authority,
Karachi

**SUBJECT:-VIOLATION OF PUBLIC PROCUREMENT RULES 2004,
PORT QASIM AUTHORITY (PQA), KARACHI'S INVITATION OF
BID CONSTRUCTION OF MEHRAN HIGHWAY PHASE - III.**

Reference Transparency International Pakistan's letter No. Nil dated 26th June, 2014, Para wise replies of observation^s are as follows:

- a. **TIP has referred to PPRA regulation 2008 wherein the usage of PEC Standard Bidding Documents is mandatory for all procuring agencies.**

Please note that PEC standard Form of Bidding Documents (Civil Works) 2007 has been followed for the Mehran Highway Phase-III Project and hence there is no deviation in this regard.

- b. **TIP has quoted that "... All highway projects by World Bank, ADB, NHA, CDA etc were/are tendered on single stage -one envelope procedure'.**

We take issue with the assertion of TIP as it is not factual. We are attaching herewith a recent bid invited by NHA for a highway project that is invited on Single Stage- Two Envelopes procedure.

- c. **TIP has also quoted that Technical and Financial Bids shall be opened simultaneously and bid process are to be announced publicly.**

We also do not agree with this assertion of Tip as it is against the spirit of PPRA rules wherein the Technical Bids are evaluated prior to opening of Financial Bids.

TIP is referring to IB 23 on page 17, whereas nowhere in the above clause it is mentioned that Technical and Financial Bids should be opened simultaneously.

Furthermore for clarity, kindly note that Financial Bids of this Project are still not opened, the requirements terms of IB 23 will be followed for the opening of Financial Bids.

We once again reiterate that the matter of utmost importance is that the Rule 4 of PPRA should not be violated, Rule 4 states that;
Procuring agencies, while engaging in procurements, shall ensure that the procurements are conducted in a fair and transparent manner, the object of procurement bring value for money to the agency and the procurement process is efficient and economical.

Cont:

Single stage two envelope procedure was adopted as donor agency Government of Japan pressing for early completion of the project. The procedure was adopted to save subsequently inviting bids from prequalified contractors. The procedure was adopted to save time and avoid lapse of foreign funds and at the same time ensuring fair and competitive procurement process.

Consequently we do not concur with TIP's statement that this procurement is therefore deemed to be declared as miss-procurement under Rule 50.

It is further clarified that the qualification of the bidders as stipulated in tender is as per minimum marks under the Evaluation criteria in Rule 29 and 30 of PPRA 2004 and not under prequalification as per Rule 16 of PPRA 2004.

d. The concern of TIP about the uploading of tender documents on website.

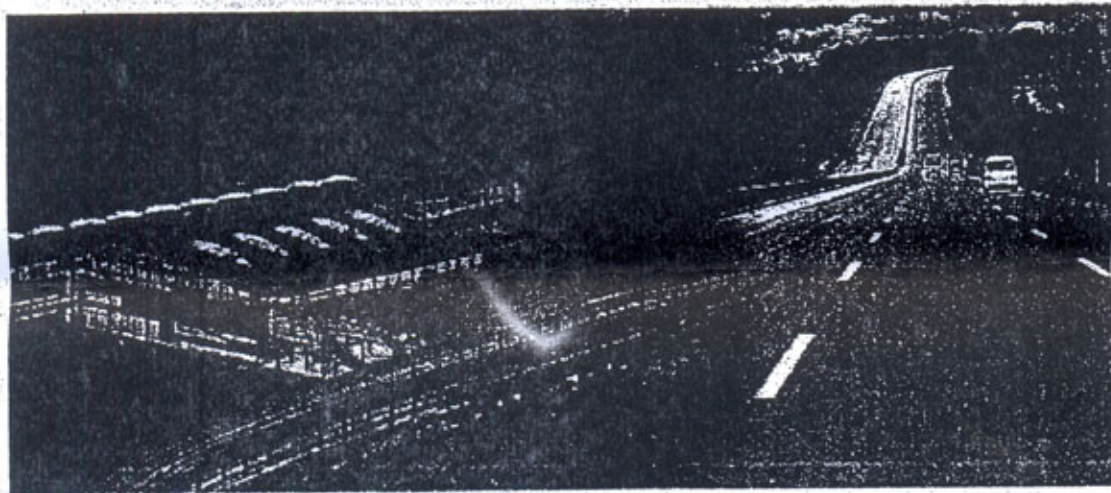
Tender documents were uploaded on PQA & PPRA websites on 12th May, 2014 and tender opening date was 26th May, 2014.


(MUHAMMAD SAQIB)
SECRETARY

C.c to:

1. Secretary to Prime Minister, Islamabad
2. Mr. Khurshid Shah, Leader of Opposition & Chairman, PAC, National Assembly, Islamabad.
3. Chairman, NAB, Islamabad.
4. Mr. Kamran Michel, Minister of Ports & Shipping Islamabad.
5. Ms. Nargis Sethi, Secrartry, MOW&P, Islamabad.
6. Registrar, supreme Court of Pakistan, Islamabad.
7. Managing Director, PPRA, Islamabad
8. TIP, International

INVITATION FOR BIDS



Date: 19th May, 2014
 Pre-Bid Meeting Date: 26th May, 2014
 Deadline for Submission of Bids: 10th June, 2014 at 1130 hours

1. The National Highway Authority (NHA) invites sealed bids from eligible bidders for the projects / packages as mentioned below, who can prove their eligibility and qualification as mentioned hereunder and in the Bidding Documents:

Package No.	Package Description	Estimated Cost (Rs.)	Bid Security Required (Rs.)
I	Road from Golra Mor to Kashmir Highway to NIIA Main Link (Flyover, KM 0+00 – KM 2+800).	11.056 Billion	270 Million
II	From Golra Chowk on Kashmir Highway to NIIA (Main Link).	5.748 Billion	140 Million
III	Thalian on M-2 to New Islamabad International Airport (Link-1) and Periphery.	2.347 Billion	60 Million

2. Bidding will be carried out by adopting “Single Stage Two Envelope” procedure.
3. Bidders are required to be registered with Pakistan Engineering Council with a valid registration Certificate in Category C-A with specialization in CE-01 & 02 for the year 2014 for each projects / packages.
4. Bidders can purchase the bidding documents from the address given below on submission of application with a non refundable Demand Draft / Pay order amounting to Rs. 10,000/- (Rupees Ten Thousand Only) for each projects / packages separately in favor of **National Highway Authority, Islamabad** being cost of the bidding documents. Alternatively bidding documents can also be downloaded from NHA website and submitted to the under mentioned address along with the above mentioned fee.
5. A Pre-bid meeting for all the projects / packages shall take place on **26th May 2014** at 1100 at the NHA Auditorium, 28-Mauve Area, G-9/1, Islamabad. The bidders are advised to visit the site before attending the pre-bid meeting.
6. The bids of all the above projects / packages shall be received in NHA Auditorium, 28-Mauve Area, G-9/1, Islamabad on **10th June 2014** until 1130 hours. The envelope containing Technical Bids will be opened on the same day at 1200 hours in the presence of bidder's representatives who choose to attend. Second envelope containing Financial Bids of technically qualified bidders will be opened later, the date of which will be communicated after evaluation of the Technical Bids.
7. Bids must be accompanied by bid security as mentioned against each projects / packages in the form mentioned in the bidding documents valid for 148 days from the date of submission of bids.
8. The firms providing unsubstantiated and / or incorrect information are liable to legal action and / or disqualification.



National Highway Authority
 Ministry of Communications

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