



## **NATIONAL HIGHWAY AUTHORITY**

### **CONFIRMED MINUTES**

Subject: **The 343<sup>rd</sup> Meeting of the NHA Executive Board Held on September 17, 2020 at Islamabad**

#### **Introduction**

The 343<sup>rd</sup> meeting of the National Highway Authority's Executive Board was held at 1200 hours on September 17, 2020 at the Auditorium of NHA Headquarters, Islamabad. Capt. (Retd.) Sikander Qayyum, Chairman, NHA presided over the meeting.

The meeting commenced with recitation of verses from the Holy Quran.

#### **Opening Remarks**

The Chairman extended warm welcome to the participants of the meeting.

The Chairman allowed Secretary, NHA to start formal Board proceedings on the agenda.

#### **Formal Board Proceedings**

#### **Agenda Items**

The Secretary, NHA apprised the Board that the agenda consists of seventeen (17) items. Working papers of these items were circulated in three volumes.

The Secretary, NHA added that working paper regarding "Consultancy Services for Improvement and Widening of Chakdara – Chitral Road Project (N-45) Section-III, Kalkatak to Chitral (48.0 KM)" was tabled for consideration as additional agenda item, subject to permission by the Board. The Board allowed to present the additional agenda item.

**Agenda Item 1**

**Confirmation of Minutes: 342<sup>nd</sup> Meeting of Executive Board held on September 02, 2020**

**Decision**

The NHA Executive Board confirmed minutes of the 342<sup>nd</sup> Executive Board meeting held on September 02, 2020 with following amendments in Agenda Item No. 11 regarding “Revised PC-I for Karakorum Highway (KKH), Improvement & Up-gradation Project (Raikot-Khunjrab) Section (335 KM) & Re-appropriation of Land Compensation Cost in Re-alignment of Attabad lake Project (24 KM)”:

<u>Para No</u>	<u>For</u>	<u>Read As</u>
14.16	The Member (I&M/I&RC) suggested that if cost of even one component exceeded beyond 15% of the actual cost, there is obligation to seek approval from the relevant authority. The Sr. JS (MoC) supported that NHA should first get clarification from Planning Commission before proceeding further.	The Member (I&M/I&RC) suggested that if cost of even one component exceeded beyond 15% of the actual cost, there is obligation to seek approval from the relevant authority.
14.17	The Member (I&M/I&RC) desired that NHA should submit PC-IV of the Project to Planning Commission because the project has already been completed since 2014. He, however, was of the view that in order to carry out the process for compliance of Supreme Appellate Bench Gilgit Order, NHA may workout the actual allocations made on the project from its inception till date and if the actual received amount is not more than 15% of the approved PC-I cost, NHA may proceed further in compliance of the Court Orders. He added that parallel forward a letter to the Planning Commission for information to what has been done in compliance of the court orders. On the other side, if allocations/ utilizations are beyond 15% of the PC-I cost, NHA should first refer the matter to Planning Commission for advice. The Board Members agreed to the suggestion.	The Member (I&M/I&RC) desired that NHA should submit PC-IV of the Project to Planning Commission because the project has already been completed since 2014. He, however, was of the view that in order to carry out the process for compliance of Supreme Appellate Bench Gilgit Order, NHA may workout the actual allocations made on the project from its inception till date and if the actual received amount is not more than 15% of the approved PC-I cost, NHA may proceed further in compliance of the Court Orders.
14.18	After deliberation at length, the NHA Executive Board approved the following subject to clearance by the	After deliberation at length, the NHA Executive Board <b>approved the following:</b>

<u>Para No</u>	<u>For</u>	<u>Read As</u>
	<p>Planning Commission:</p> <p>a. Re-appropriation of quantities/ cost of original PC-I scope with a revised cost of US\$.520.049 Million (Rs.31494.1 million) which is 1.88% over &amp; above original PC-I cost with financial overlay of US\$.510.420 Million (Rs.30911.03 million), is within the 15% permissible limit of NHA competent forum.</p> <p>b. The allocation for Land compensation in PC-I of the Re-alignment of Attabad Barrier Project amounting Rs.113.400 million needs to be rationalized and increased to the tune of Rs.107 million as demanded by the District Collector, Hunza in lieu of land compensation.</p>	<p>a. Re-appropriation of quantities/ cost of original PC-I scope with a revised cost of US\$.520.049 Million (Rs.31494.1 million) which is 1.88% over &amp; above original PC-I cost with financial overlay of US\$.510.420 Million (Rs.30911.03 million), is within the 15% permissible limit of NHA competent forum.</p> <p>b. The allocation for Land compensation in PC-I of the Re-alignment of Attabad Barrier Project amounting Rs.113.400 million needs to be rationalized and increased to the tune of Rs.107 million as demanded by the District Collector, Hunza in lieu of land compensation.</p>

Action By : Secretary, NHA

### **Agenda Item 2**

### **Approval of Standard Operating Procedures (SOPs) for Undertaking Projects on PPP Mode**

#### **Decision**

The NHA Executive Board approved the Standard Operating Procedures (SOPs) (**Annex-C**) for undertaking Projects on PPP mode after incorporation of amendments suggested by Board Members as mentioned in deliberations. Amended and approved SOPs are at **Annex-D**.

Action By : Member (PPP)

**Agenda Item 3**

**Approval for Award of Four (04 Nos) Periodic Maintenance Works (Structural Overlay) Pertaining to Sindh North Region As Per Approved AMP 2018-19**

**Decision**

The NHA Executive Board approved the Award of following Four (04 Nos) "Periodic Maintenance Works (Structural Overlay) Pertaining to Sindh North Region under Annual Maintenance Plan 2018-19" to the lowest evaluated bidders as mentioned below:

<u>Contract No.</u>	<u>Engineer's Estimate (Rs.)</u>	<u>Lowest Evaluated Bidders</u>	<u>Final Evaluated Lowest Bid (Rs.)</u>	<u>% Variance w.r.t. Engineer's Estimate</u>
PM-2018-19-SN-01	225,391,710.00	M/s Nazir Construction Company.	141,996,777.30	-37.000
PM-2018-19-SN-03	202,696,099.29	M/s AA Memon.	127,698,542.00	-37.000
PM-2018-19-SN-04	292,758,858.86	M/s Nazir Construction Company.	184,438,081.00	-37.000
PM-2018-19-SN-05	182,757,393.77	M/s Nouman Construction Company (Pvt) Ltd - M/s Muhammad Sajjid (JV).	116,836,801.84	-36.070

The Board directed that the lowest evaluated bidder shall provide/furnish 10% additional Performance Security in addition to Performance Security (10%) stipulated in "Appendix-A to Bid" as per Clause IB-28.4.

The Board further directed:

- a. To take rate analysis from the successful bidders and it should be made part of contract document.
- b. To strictly monitor execution of works at site accordingly by the respective zonal/regional office to ensure quality of work.

Action By : Member (Planning)

**Agenda Item 4**

**Approval for Award of Three (03 Nos) Periodic Maintenance Works pertaining to Balochistan North Region (N-70 & N-40) as per approved AMP 2018-19**

**Decision**

The NHA Executive Board approved the Award of Three (03 Nos) “Periodic Maintenance Works (Structural Overlay) Pertaining to Balochistan North Region under Annual Maintenance Plan 2018-19” to the lowest evaluated bidders as mentioned below:

<u>Contract No.</u>	<u>Engineer's Estimate (Rs.)</u>	<u>Lowest Evaluated Bidders</u>	<u>Final Evaluated Lowest Bid (Rs.)</u>	<u>% Variance w.r.t. Engineer's Estimate</u>
PM-2018-19-BN-04	173,026,115.69	M/s Haji Abdul Rauf & Brothers - M/s Humayoun & Brothers (JV)	102,085,408.26	41.000 Below
PM-2018-19-BN-05	181,804,387.29	M/s Haji Abdul Rauf & Brothers - M/s Shah Builders (JV)	107,719,099.47	40.750 Below
PM-2018-19-BN-06	181,476,500.15	M/s Haji Abdul Rauf & Brothers - M/s Shah Builders (JV)	107,434,088.09	40.800 Below

The Board also directed that the lowest evaluated bidders in above contracts shall provide/furnish 10% additional Performance Securities in addition to Performance Securities (10%) stipulated in “Appendix-A to Bid” as per Clause IB-28.4.

The Board further directed:

- c. To take rate analysis from the successful bidders and it should be made part of contract document.
- d. To strictly monitor execution of works at site accordingly by the respective zonal/regional office to ensure quality of work.
- e. To revise the existing CSR-2014 and present before the Board within a period of 30 days.

Action By : Member (Planning)

**Agenda Item 5**

**Approval for Award of Geometric Improvement of Keshangi Pass from KM: 101+900 to KM: 103+500 on N-40 (Balochistan North Region) (AMP 2018-19)**

**Decision**

The NHA Executive Board approved the Award of “Geometric Improvement of Keshangi Pass From Km: 101+900 to Km: 103+500 on N-40 (Balochistan North Region) (AMP-2018-19)” pertaining to Balochistan North Regions under Annual Maintenance Plan (AMP-2018-19) to the lowest evaluated bidder “M/s Haji Ali Muhammad & Sons - M/s Abdullah Jan & Company (JV)” at evaluated bid price of Rs. 215,870,901.00, which is 45.37% below the Engineer’s Estimate of Rs. 395,150,835.00 with 10% additional Performance Security in addition to Performance Security (10%) already stipulated in “Appendix-A” to Bid.

The Board also directed that Performance Security (stipulated in “Appendix-A” to Bid) be increased up to 02 times as per Clause IB-28.4.

The Board further directed:

- a. To take rate analysis from the successful bidders and it should be made part of the Contract Documents.
- b. To strictly monitor execution of works at site accordingly by the respective zonal/regional office to ensure quality of work.

Action By : Member (Planning)

**Agenda Item 6**

**Approval for Award of Two (02 Nos) Periodic Maintenance Works (Structural Overlay) pertaining to Northern Areas Region as per approved AMP 2018-19**

**Decision**

The NHA Executive Board approved the award of two (02 Nos) “Periodic Maintenance Works (Structural Overlay) pertaining to Northern Areas Region under Annual Maintenance Plan 2018-19” to the lowest evaluated bidders as mentioned below:

<u>Contract No.</u>	<u>Engineer's Estimate (Rs.)</u>	<u>Lowest Evaluated Bidders</u>	<u>Final Evaluated Lowest Bid (Rs.)</u>	<u>% Variance w.r.t. Engineer's Estimate</u>
PM-2018-19-NA-04	207,161,643.76	M/s UGALCO Company.	141,843,577.48	31.530 Below
PM-2018-19-NA-05	262,944,209.13	M/s Mohammad Construction Co.	179,364,762.82	31.786 Below

The Board also directed that the lowest evaluated bidders shall provide/furnish 10% additional Performance Security in addition to Performance Security (10%) stipulated in “Appendix-A to Bid” as per Clause IB-28.4.

The Board further directed:

- a. To take rate analysis from the successful bidders and it should be made part of the contract documents.
- b. To strictly monitor execution of works at site accordingly by the respective zonal/regional office to ensure quality of work.

Action By : Member (Planning)

**Agenda Item 7**

**Approval for award of Six (06 Nos) Rehabilitation Works on N-35 as WAPDA Deposit Works (From KM: 300+000 to KM: 406+500)**

**Decision**

NHA Executive approved the Award of Six (06 Nos) “Rehabilitation Works on N-35 as WAPDA Deposit Works from KM: 300+000 to 406+500” to the lowest evaluated bidders as mentioned below:

<u>Contract No.</u>	<u>Engineer's Estimate (Rs.)</u>	<u>Lowest Evaluated Bidders</u>	<u>Final Evaluated Lowest Bid (Rs.)</u>	<u>% Variance w.r.t. Engineer's Estimate</u>
RMA-DW-N-35-01	513,920,327.49	M/s Rustum Associates – M/s Dynamic Constructors (JV)	400,343,935.11	22.100 Below
RMA-DW-N-35-02	448,014,478.43	M/s Rustum Associates – M/s Dynamic Constructors (JV)	362,443,713.05	19.100 Below
RMA-DW-N-35-03	434,565,837.68	M/s Hilton Construction & Engineers (Pvt) Ltd - M/s HRK & Company (JV)	322,508,690.78	25.786 Below
RMA-DW-N-35-04	657,585,512.26	M/s Hilton Construction & Engineers (Pvt) Ltd - M/s HRK & Company (JV)	488,020,512.07	25.786 Below
RMA-DW-N-35-05	306,309,717.58	M/s Rustum Associates – M/s Dynamic Constructors (JV)	214,723,112.02	29.900 Below
RMA-DW-N-35-06	250,002,120.43	M/s Rustum Associates – M/s Dynamic Constructors (JV)	175,251,486.42	29.900 Below

The Board directed that the lowest evaluated bidders in above contracts shall provide/furnish 10% additional Performance Securities in addition to Performance Securities (10%) stipulated in “Appendix-A” to Bid.

The Board further directed that establishment charges under deposit works be maintained through a separate head of account to meet emergent requirement of funds. The Board also directed to formulate comprehensive rules for utilizing those funds.

Action By : Member (Planning)/Member (Finance)



**Agenda Item 8**

**Revised PC-I for Land Acquisition & Resettlement to Provide Right of Way (ROW) for Hassanabdal – Havelian Expressway (E-35)**

**Decision**

The NHA Executive Board recommended revised PC-I for Land Acquisition & Resettlement to provide Right of Way (ROW) for Hassanabdal-Havelian Expressway (E-35) at revised cost of Rs.3,578 Million (+19.7%) for soliciting approval of the CDWP.

The Board directed that original amount in contingencies head will remain unchanged in revised PC-I cost. (*Note: As per direction of the Board, cost of revised PC-I becomes Rs.3,667 million (+22.7%). Summarized cost comparison is at **Annex-E***).

As per direction of the Board, financial statement covering total allocation of funds, releases and expenditure is given below:

<u>Year</u>	<u>PSDP Allocation (Million Rs.)</u>	<u>Expenditure (Million Rs.)</u>
2009-10	739	739
2010-11	361	361
2011-12	514	514
2012-13	185	185
2013-14	619	619
2014-15	118	118
2015-16	0	0
2016-17	41	41
2017-18	71	71
2018-19	167	167
<b>Total</b>	<b>2,813</b>	<b>2,813</b>

Action By : Member (Motorways North)

**Agenda Item 9**

**Approval for writing-off loss of abortive work cost due to construction/ launching of Steel Pedestrian Bridge at (KM 33~34) N-35 Haripur, Contract No. RMA-N-2015-16/N-35/29**

**Agenda Item 10**

**Variation Order No. 01 of M/s Muhammad Ikram & CO for Rehabilitation of Dargai – Chakdara Section (N-45)**

**Agenda Item 11**

**Approval of Organogram-2011 and Re-Designation of 46 Regular Posts**

**Agenda Item 12**

**Addendum No. 01 of M/s NESPAK for Design Review and Construction Supervision of Motorway M-4-Extension, Khanewal-Multan Section**

The subject agenda items were not discussed due to paucity of time.

Action By : Secretary, NHA

**Agenda Item 13**

**Annulled/Termination for Contract No. PM-2017-18-SS-14 (KM 65 -Km 82) Route (N-120), Hyderabad – Mirpurkhas – Umerkot – Khokhrapar Road, Periodic Maintenance Work of Sindh South Region**

**Decision**

The NHA Executive Board approved:

- a. Annulment/Termination of Contract No. PM-2017-18-SS-14, Km 65- 82 Hyderabad-Mirpurkhas - Umerkot - Khokhrapar Road (N-120), for Periodic Maintenance AMP 2017-18 for Sindh – South Region.
- b. Fresh Tendering of Contract No. PM-2017-18-SS-14, Km 65 - 82 for Periodic Maintenance AMP 2017-18 for Sindh South Region.

The Board directed that scope of work be reviewed before initiating re-tendering process.

Action By : Member (South Zone)/GM (P&CA)

**Agenda Item 14**

**Compliance of DAC Directives on Printed Audit Paras for the year 2011-12: Printed Para No. 4.4.6 (PDP NO. 75) for the year 2011-12 regarding “Non Execution of Overlay/Rehabilitation Work Rs.628.53 Million” for the Year 2011-12 on Motorway M-2/M-3”**

**Agenda Item 15**

**Request for Transfer of Lease Rights in Respect of NHA ROW Leased Land Located at N-5**

**Agenda Item 16**

**Presentation on Project Appraisal on “Economic Analysis”**

The subject agenda items were not discussed due to paucity of time.

Action By : Secretary, NHA

**Agenda Item 17**

**Auction of NHA's (Govt.) Vehicles/Sealment of NHA Office Complex Peshawar in Land Court Case Pertaining to Motorway (M-1). Case of Inamullah Vs NHA**

**Decision**

The NHA Executive Board approved the following:

- a. NHA Engg. Coord Wing to arrange requisite funds for payment against land compensation on completed projects through a combined PC-I for payment of the liabilities of the completed projects.
- b. Diversion of funds to the tune of Rs.24,460,285/- from Road Maintenance Account for payment to petitioner (land affectees) as a temporary arrangement for payment of land compensation in the instant case to avoid the auction of NHA vehicles, re-sealment of NHA North Zonal Office Complex, Chamkani along with NHA Rest House at Hayatabad

as well as to thwart the issuance of arrest warrants of NHA officers and official due to non-payment of land compensation to the land owner.

- c. The amount will be charged to geometric improvement head of AMP 2019-20 and not to be quoted as precedent.

The Board directed the Director (Legal), NHA to submit a comprehensive report as already instructed by Board in its 277<sup>th</sup> meeting along with presentation in next Board meeting covering following information:

- a. NHA's lawyers' success story.
- b. Detailed SOPs of Legal Bureau.
- c. Zone-wise details of cases presently pending in High Courts and Supreme Court.
- d. Name of each lawyer with number of cases of Supreme Court and High Courts assigned to him with details of cases win & loses and case in-hand.

Action By : Member (North Zone)/ Member (Finance)/  
Member (Engg. Coord)/Member (Admn)/  
Director (Legal)

#### **Additional Agenda Item**

**Consultancy Services for Improvement and Widening of Chakdara – Chitral Road Project (N-45) Section-III, Kalkatak to Chitral (48.0 KM)**

#### **Decision**

The NHA Executive Board approved the Award of the Agreement for Consultancy Services for “Chakdara - Chitral Road Project (N-45)-Section III—Kalkatak-Chitral (48 km)” to M/s Dasan Consultants Co. Ltd. (Republic of Korea) in JV with M/s Dohwa Engineering Co. Ltd. (Republic of Korea) and M/s Kyoung-Ho Engineering & Architect Co. (Republic of Korea) and M/s Zeeruk International (Pvt.) Ltd. (Sub-consultant; Pakistan) the highest ranked Consultants in the Combined (Technical + Financial) evaluation, at the evaluated/agreed consultancy cost, USD.4,723,590/- (United States Dollar Four Million, Seven Hundred Twenty Three Thousand, Five Hundred and Ninety Only).



Action By : Member (Planning)

**Conclusion**

The Chairman wrapped up the meeting by thanking the Board Members for their active participation and useful input.

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