

**NHA Executive Board's Confirmed Minutes**

**NATIONAL HIGHWAY AUTHORITY**

**CONFIRMED MINUTES**

**462<sup>nd</sup> Executive Board Meeting  
Islamabad, May 16, 2024**

**AGENDA ITEMS**

<u>Agenda Item</u>	<u>Subject</u>
1.	Confirmation of Minutes of the 461 <sup>st</sup> NHA Executive Board Meeting Held on April 22, 2024
2.	PC-I for Construction of Muzaffarabad – Mansehra Expressway (26.3 KM)
3.	Procurement of Balance Work for Widening and Strengthening of National Highway N-70 (Rakhi Gajj–Bewata) East West Road Improvement Project, Package-II (from Km 19+500 to Km 32+650)
4.	Categorization of National Highway Authority; A Strategic State Owned Enterprise (SOE)
5.	Adoption of PEC Standard Bidding Document for Small Maintenance Contracts Worth Rs. 25 Million or Below
6.	Approval for Award of Five (05) Contracts of Rehabilitation, Special Maintenance and Toll Plaza Weigh Station Works, Pertaining to Punjab-North & Punjab-South Regions
7.	Constitution of Committee for Finalization of the Completed Projects
8.	Approval for Policy Decision, Regarding Incorporation of Price Adjustment Provisions in the On-Going Development Contracts August 2022 (Amended June 2023; Modified January 2024)
9.	Approval for Award of Contract No. HS-AJK-24-75-01 for Highway Safety work from Km: 12+500-55+700 on IMDC
10.	Approval for Award of 1x Periodic Maintenance Work and 8x Rehabilitation Works of Balochistan-West Region under AMP 2023-24 to the Lowest Evaluated Bidders
11.	Standard Operating Procedure (SOP) for Issuance of Taking-Over Certificate (TOC), on Expiration of Defects Liability Period (DLP)/Defects Notification Period (DNP), for Issuance of Defects Liability Certificate (DLC)/Performance Certificate (PC) and on Expiration of Design Liability Period (if Applicable)
12.	Addendum No.02 Design Review & Construction Supervision of Yarak to Rehmani Khel, Package-I (55.100 Km), Section of Hakla – D.I. Khan Motorway

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<u>Agenda Item</u>	<u>Subject</u>
13.	Request for Approval of Engineer Estimate for Emergency Repair/Restoration of Approach Roads, Guide Banks (Upstream/Downstream), Construction of Cunette and Ganda Band of Baba Farid Bridge Project Over River Sutlej at Dhakpattan Connecting Manchinabad-Pakpattan
Addl-I.	Updated PC-I for Construction of Khawazakhela - Besham Expressway (48 Km)
Addl-II.	Revised PC-I for Central Asia Regional Economic Cooperation (CAREC) Corridor Development Program Tranche-I Project (Length: 209 Km)
Addl-III.	Beautification of Sawan & Lai Bridges
Addl-IV.	Revised PC-I of Kolpur Bypass
Addl-V.	Construction of Auxiliary Lane for Access of Model Prison through (M-1/M-2 Motorway) Islamabad Link Road
--	Conclusion

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Subject: **The 462<sup>nd</sup> Meeting of the NHA Executive Board Held on May 16, 2024 at Islamabad**

**Introduction**

The 462<sup>nd</sup> meeting of the National Highway Authority Executive Board was held at 1030 hours on May 16, 2024 at the Auditorium of NHA Headquarters, Islamabad. Mr. Arshad Majeed Mohmand, Chairman, NHA presided over the meeting.

The meeting commenced with recitation of verses from the Holy Quran with Urdu translation and Darood Sharif.

**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 agenda consists of thirteen (13) items, which were circulated in two volumes. He further stated that following additional agenda items will be tabled with the permission of the Chair:

- I. Updated PC-I for Construction of Khawazakhela - Besham Expressway (48 Km)
- II. Revised PC-I for Central Asia Regional Economic Cooperation (CAREC) Corridor Development Program Tranche-I Projects (Length: 209 Km)
- III. Beautification of Sawan& Lai Bridges Proposal
- IV. Revised PC-I for Kolpur Bypass
- V. Construction of Auxiliary Lane for Access of Model Prison through (M-1/M-2 Motorway) Islamabad Link Road

**Agenda Item 1****Confirmation of Minutes of the 461<sup>st</sup> NHA Executive Board Meeting Held on April 22, 2024****Decision**

The NHA Executive Board unanimously confirmed minutes of the 461<sup>st</sup> NHA Executive Board Meeting held on April 22, 2024 with deletion of following para:

- “18.7(b) In compliance to the decision of NHA Executive Board in its 340<sup>th</sup> meeting, retention of services of additional staff (09 Nos.; currently working on contingent basis) on contract basis as per proposed salaries/benefits for two (02) years period (w.e.f. April 01, 2024) or till recruitment of human resource for HRTC whichever is earlier, salary/benefits sheet is attached at Annex-D”.

Action by: Secretary, NHA

**Agenda Item 2****PC-I for Construction of Muzaffarabad – Mansehra Expressway (26.3 Km)****Decision**

The NHA Executive Board recommended the PC-I for “Construction of Muzaffarabad – Mansehra Expressway (26.3 Km)” at a cost of Rs. 58,079.851 million for approval of CDWP.

Action by: Member (Planning)

**Agenda Item 3****Procurement of Balance Work for Widening and Strengthening of National Highway N-70 (Rakhi Gajj-Bewata) East West Road Improvement Project, Package-II (from Km 19+500 to Km 32+650)****Decision**

The NHA Executive Board approved cancellation/ annulment of current procurement process under PPRA Rule 42-f and allowed open competitive bidding under PPRA Rule 21, for procurement of “Balance Work of Widening and Strengthening of National Highway N-70 (Rakhi Gajj-Bewata) East West Road Improvement Project, Package-II (from Km 19+500 to Km 32+650)”.

Action by: Member (Planning)

**Agenda Item 4****Categorization of National Highway Authority; A Strategic State Owned Enterprise (SOE)****Decision**

The NHA Executive Board recommended the case to Cabinet Committee on State-Owned Enterprises to classify National Highway Authority (NHA) as Strategic or Essential SOE as defined in Para-9 of SOE Policy and remain under direct control of Federal Government.

Action by: Member (Finance)

**Agenda Item 5****Adoption of PEC Standard Bidding Document for Small Maintenance Contracts Worth Rs. 25 Million or Below****Decision**

The NHA Executive Board accorded approval for implementation of Pakistan Engineering Council/ECNEC approved Standard Bidding Document for minor works costing Rs. 25 Million or below for all RMA funded works with following conditions:

- a. Procurement shall be carried out on Single Stage Two Envelope Procedure as approved by NHEB after

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improvement in the standard document along-with following conditions:

- i. The Bid Security Shall be 2% of the Engineer's Estimate at the option of the Bidder in shape of CDR or Bank Guarantee in the name of National Highway Authority Road Maintenance Account.
  - ii. The Performance Security shall be 3% of the Contract Cost in shape of Bank Guarantee. The Performance Security shall be released upon issuance of Defect Liability Certificate after successful completion of Defects Liability Period (DLP) of three (03) months.
- b. The retention money shall be deducted @ 5% of the paid amount, wherein 50% shall be released upon issuance of ToC and submission of Undertaking by the Contractor.
  - c. Final Bill of all minor works valuing less than Rs. 25 Million shall be processed within Twenty-one (21) days of issuance of Maintenance/Defect Liability Certificate.
  - d. Final Payment shall be released within sixty (60) days from the date of receipt of the verified final account from The Engineer.
  - e. There shall be no price adjustment in minor works.
  - f. The completion period of such works shall not be more than Three (03) months, except Routine Maintenance Contracts which covers whole year.
  - g. Concerned General Manager shall also perform the duties of The Engineer of all such minor works.
  - h. Deputy Director (Maintenance) shall perform the duties of Employer representative.

Action by: Member (Engg. Coord)

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**Agenda Item 6**
**Approval for Award of Five (05) Contracts of Rehabilitation, Special Maintenance and Toll Plaza Weigh Station Works, Pertaining to Punjab-North & Punjab-South Regions**
**Decision**

The NHA Executive Board on the recommendations of Tender Opening & Evaluation Committee and Bid Acceptance Committee, accorded approval for award of following Maintenance Work to the Most Advantageous Bidders mentioned below at evaluated bid price subject to submission of certificate of no restraining orders from Court by the concerned DD (Legal) for contract mentioned at Sr. No.1 for rehabilitation of Gujrat Bypass:

**a. Rehabilitation Work.**

<u>S No</u>	<u>Tender No.</u>	<u>Scope of Work</u>	<u>Name of Most Advantageous Bidder</u>	<u>Evaluated Bid Price (Rs.)</u>	<u>% above w.r.t. E.E (based on CSR-2014)</u>	<u>% below w.r.t. E.E (based on CSR-2024)</u>
1.	RH-2018-19-PN-04	Rehabilitation Work From Km 1369 - 1385 (SBC) Gujrat Bypass (N-5) at the risk and cost of contractor	M/s Wajid & Construction (Pvt) Ltd.	309,537,587/-	(+) 43.20%	(-) 20.23%

**b. Special Maintenance.**

<u>Sr. No.</u>	<u>Tender No.</u>	<u>Scope of Work</u>	<u>Name of Most Advantageous Bidder</u>	<u>Evaluated Bid Price (Rs.)</u>	<u>% above w.r.t. E.E (based on CSR-2022)</u>	<u>% below w.r.t. E.E (based on CSR-2024)</u>
2.	SM-PS-2023-24-05-09	Special Maintenance Work from Km 929 - 932 & Km 937 - 940 (NBC) on N-5	M/s Wajid & Construction (Pvt) Ltd.	233,628,135/-	(+) 33.66%	(-) 22.11%
3.	SM-2023-24-PS-01	Special Maintenance Work from Km 711 - 713 on (N-55)	M/s Muhammad Danish Construction Co.	347,050,022/-	(+) 38.71%	(-) 18.37%
4.	SM-2023-	Special Maintenance	M/s MSK International	333,480,204/-	(+) 41.79%	(-) 16.01%

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<u>Sr. No.</u>	<u>Tender No.</u>	<u>Scope of Work</u>	<u>Name of Most Advantageous Bidder</u>	<u>Evaluated Bid Price (Rs.)</u>	<u>% above w.r.t. E.E (based on CSR-2022)</u>	<u>% below w.r.t. E.E (based on CSR-2024)</u>
	24-PS-02	Work from Km 713 -715 on (N-55)				

c. Toll Plaza & Weigh Station Work: (Based on Non-Schedule Item).

<u>S No</u>	<u>Tender No.</u>	<u>Scope of Work</u>	<u>Name of Most Advantageous Bidder</u>	<u>Evaluated Bid Price (Rs.)</u>	<u>% above w.r.t. E.E (based on CSR-2022)</u>
5.	TPWS-PS-2022-23-N5A-03	Construction of Eight (08) Lane Toll Plaza at Km 44 - 45 Qutub-Pur on (N-5A)	M/s Fazal Engineering Corporation	198,996,224/-	(+) 56.31%

Action by: Member (Engg. Coord)

**Agenda Item 7**
**Constitution of Committee for Finalization of the Completed Projects**
**Decision**

The NHA Executive Board approved the following subject to vetting by Legal Bureau:

- A list of all completed projects awaiting issuance of TOC/ DLC will be prepared by the concerned GMs along-with the names of respective supervision Consultants and the Engineer with their status of mobilization/ appointment.
- Essential staff of supervisory consultant and the Engineer (preferably those already worked and conversant) and staff shall be appointed on such projects with the approval of Member (EC) for the minimum required time period in order to achieve finalization of these projects for which the cost shall be equally shared by NHA and the concerned contractor.
- Following committees are constituted to review the issues related to finalization of accounts of projects that did not



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achieve financial closures and submit its recommendations to Member (Zone) concerned in light of provisions of Contract within stipulated time:

i. Zonal Committee.

GM (Construction) concerned	Chairman
Project Director	Member
Director Maintenance, NHA (Concerned zone)	Member

ii. HQ Committee.

Member (EC)	Chairman
GM (P&CA)	Member
GM (M&I)	Member
GM (B&A) HQ	Member
GM (EC)	Secretary

SOP shall be followed:

- a. Contractor to submit final statement.
- b. Supervisory staff to examine the final statement and forward it to The Engineer.
- c. The Engineer should get approval of Employer as per Clause 2.1 of COC part-2.
- d. In case the cost exceeds the provision in the PC-I, the supervisory consultant shall submit the revised PC-I along with the final bill.
- e. Member (Zone) to examine the final statement through Zonal Committee.
- f. Upon clearance from Zonal Committee, Member (Zone) to get clearance from NHA HQ Committee prior to certification by The Engineer.
- g. The HQ Committee shall recommend the final bill and revised PC-I (if any) for further recommendation by NHEB and approval of the competent forum of Planning Commission.

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The Board directed that the said SOP shall be incorporated in the contract through amendment with the consent of both parties in order to make the final settlement of Accounts and finalization of project, which shall supersede the existing contractual provision for finalization of Accounts to achieve the financial closure.

Action by: Member (Engg. Coord)/Director (Legal)

**Agenda Item 8****Approval for Policy Decision, Regarding Incorporation of Price Adjustment Provisions in the Ongoing Development Contracts August 2022 (Amended June 2023; Modified January 2024)****Decision**

The NHA Executive Board approved implementation of Policy Decision regarding incorporation of Price Adjustment provisions in the ongoing Development Contracts on the basis of criteria notified by Pakistan Engineering Council issued on March 04, 2024 vide letter No. PEC/M&E/SBDs/PA/2024 on the approval of Executive Committee of the National Economic Council (ECNEC) in its meeting held on February 07, 2024 as endorsed by Ministry of Planning, Development & Special Initiatives after fulfillment of all pre-requisites as mentioned below:

- a. The concerned Contractor shall submit his comprehensive Price Adjustment Claim to the Engineer of the Project on the revised parameters duly approved by ECNEC and circulated by Pakistan Engineering Council.
- b. The Engineer of the project shall examine and determine the Price Adjustment Claim of the Contractor in light of the revised criteria of Price Adjustment notified by PEC in March 2024.
- c. After evaluation of weightages, finalization of Variable & fixed portions as per revised parameter, the updated Cost impact occurred till to date and any Cost impact to be incurred in future shall be submitted to Project Director by The Engineer, who will forward the comprehensive case to Zonal Committee for their evaluation/consideration and recommendation.

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- d. The Zonal Committee shall comprise following officers for the evaluation of Claim:

Member (Zone)	:	Chair
General Manager (Project)/Construction	:	Member
Director/DD (Accounts) Zone/Region	:	Member
Project Director	:	Secretary

- e. Zonal committee after evaluation of each case for ensuring implementation of all pre-requisites as finalized in revised criteria of PEC guidelines, duly supported with documentation shall submit the same with recommendation for soliciting recommendation of the Employer prior to the submission of the same to the concerned approving forum.
- f. Following committee shall review the recommendations of the Zonal Committee on price Adjustment Claim (Case to Case Basis) on behalf of the Employer:

Member (Engg-Coord)	:	Chairman
Member (Planning)	:	Member
Member (Zone)	:	Member
General Manager (B&A)	:	Member
General Manager (P&CA)	:	Member
General Manager (EC)	:	Secretary

- g. After review of financial impact, approval of the Chairman NHA (The Employer) shall be sought to present the detailed evaluation (on case to case Basis) to NHEB for its recommendations so that the case may be forwarded to concerned approving fora i.e. DDWP/CDWP/ECNEC for final approval and allocation of funds by Ministry of Finance.
- h. Accordingly, upon approval of competent forum, the same shall be conveyed to the Member (Zone) for signing of the formal Amendment to the Contract for incorporation of the clause accordingly.
- i. In Amendment to the Contract, Clause shall be incorporated that no interest on the claimed amount of Escalation on revised criteria shall be applicable.

Action by: Member (Engg. Coord)/Member (Planning)

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**Agenda Item 9**
**Approval for Award of Contract No. HS-AJK-24-75-01 for Highway Safety Work from Km: 12+500-55+700 on IMDC**
**Decision**

The NHA Executive Board approved the award of following Highway Safety Work to the most advantageous bidder at the evaluated bid price mentioned as under:

<u>S No</u>	<u>Tender No.</u>	<u>Scope of Work</u>	<u>Name of Most Advantageous Bidder</u>	<u>Evaluated Bid Price (Rs.)</u>	<u>% above w.r.t. E.E (based on current market rate)</u>
1.	HS-AJK-24-75-01	Highway Safety work from Km: 12+500 - 55+700 on IMDC	M/s Eastern Highway Company	186,347,163/-	(+) 09%

Action by: Member (Engg. Coord)

**Agenda Item 10**
**Approval for Award of 1x Periodic Maintenance Work and 8x Rehabilitation Works of Balochistan-West Region under AMP 2023-24 to the Lowest Evaluated Bidders**
**Decision**

The NHA Executive Board annulled the procurement process of following 01x Periodic Maintenance Contracts and 08x Rehabilitation Contracts pertaining to Balochistan-West Makran Region under AMP 2023-24 as mentioned below and directed to retender the same immediately:

<u>Sr. No.</u>	<u>Contract No.</u>
1.	PM-WM-2023-24-01
2.	RH-WM-2023-24-01
3.	RH-WM-2023-24-02
4.	RH-WM-2023-24-03
5.	RH-WM-2023-24-04
6.	RH-WM-2023-24-05
7.	RH-WM-2023-24-06
8.	RH-WM-2023-24-07
9.	RH-WM-2023-24-08

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The Board further directed that the Member (Engg. Coord) in consultation with Member (West Zone) to maintain and rehabilitate the subject road through the operational maintenance head of RMA on most urgent basis.

Action by: Member (West Zone)/Member (Engg. Coord)

### **Agenda Item 11**

**Standard Operating Procedure (SOP) for Issuance of Taking-Over Certificate (TOC), on Expiration of Defects Liability Period (DLP)/Defects Notification Period (DNP), for Issuance of Defects Liability Certificate (DLC)/Performance Certificate (PC) and on Expiration of Design Liability Period (if Applicable)**

### **Decision**

The NHA Executive Board constituted the following committee with directions to go through the proposed SOP and to make its recommendations:

Member (I&RC)	:	Convener
Chief (NTRC)	:	Member
EVP NESPAK	:	Member
Member (Planning)	:	Member
GM (M&I)	:	Secretary

Action by: GM (M & I)

### **Agenda Item 12**

**Addendum No.02 Design Review & Construction Supervision of Yarak to Rehmani Khel, Package-I (55.100 Km), Section of Hakla – D.I. Khan) Motorway**

### **Decision**

The NHA Executive Board approved the Addendum No. 02 of M/s Techno Consult Int. for Design Review & Construction Supervision of Yarak to Rehmani Khel Package-1 (55.100 Km), Section of Hakla - D.I.Khan Motorway, amounting to net effect Rs.13,050,257/- (8.75%) having revised consultancy contract cost of Rs.162,251,095.40/- (+66.10%) w.r.t original consultancy Contract entailing extension in time up to October 31, 2021.

Action by: Member (North Zone)

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### **Agenda Item 13**

**Request for Approval of Engineer Estimate for Emergency Repair/Restoration of Approach Roads, Guide Banks (Upstream/Downstream), Construction of Cunette and Ganda Band of Baba Farid Bridge Project Over River Sutlej at Dhakpattan Connecting Manchinabad-Pakpattan**

### **Decision**

The NHA Executive Board directed the following:

- a. Chief (NTRC) to conduct fact finding inquiry for prolonged delay in completion of the subject project.
- b. Member (Engg. Coord) to explore and ensure the option for construction of guide banks and allied works from operational emergency head of RMA.
- c. Member (Central Zone)/GM (Const) Punjab-North to rationalize the cost of the proposed works.
- d. Member (Central Zone)/GM (Const) Punjab-North to start Toll collection on Baba Farid Bridge within one week.

Action by: Member (Central Zone)/Member (Engg. Coord)/  
Member (Planning)/Chief (NTRC)

### **Additional Agenda Item I**

**Updated PC-I for Construction of Khawazakhela - Besham Expressway (48 Km)**

### **Decision**

The NHA Executive Board recommended the “Updated PC-I for Construction of Khawazakhela - Besham Expressway (48 Km)” at a cost of Rs. 137,711 million based on NHA CSR-2024 for approval of CDWP/ECNEC.

The Board constituted a committee comprising Member (Planning), Member (Engg. Coord) and Member (Aided Projects) with the directions to submit its recommendations to resolve project issues of Lowari Tunnel.

The Board also directed Member (North Zone) to immediately appoint the Engineer on the Lowari Tunnel project.

Action by: Member (Planning)/Member (Engg. Coord)/  
Member (Aided Projects)/Member (North Zone)

**Additional Agenda Item II**
**Revised PC-I for Central Asia Regional Economic Cooperation (CAREC) Corridor Development Program Tranche-I Project (Length:209Km)**
**Decision**

The NHA Executive Board recommended the revised PC-I (first iteration) for Central Asia Regional Economic Cooperation (CAREC), Corridor Development Program, Tranche-1 Projects at a Revised Cost of Rs. 29,966.09 million, which is (+) 42.42% over & above the approved/rationalized PC-I cost (Rs. 21,041.00 million) to CDWP/ECNEC.

Action by: Member (Aided Project)

**Additional Agenda Item III**
**Beautification of Sawan & Lai Bridges**
**Decision**

The NHA Executive Board constituted the following committee to evaluate the proposal and submit its recommendations in the next meeting:

- |                          |           |
|--------------------------|-----------|
| a. Chief (NTRC)          | Convener  |
| b. EVP NESPAK            | Member    |
| c. Member (Central Zone) | Secretary |

Action by: Member (Central Zone)

**Additional Agenda Item IV**
**Revised PC-I of Kolpur Bypass**
**Decision**

The NHA Executive Board recommended revised PC-I of the project "Construction of Kolpur Bypass" to MoC at a revised cost of Rs. 1,050 Million for onward submission to Ministry of Planning.

Action by: Member (West Zone)

**Additional Agenda Item V****Construction of Auxiliary Lane for Access of Model Prison through (M-1/M-2 Motorway) Islamabad Link Road****Decision**

The NHA Executive Board allowed/approved to proceed further with the construction of Auxiliary Lane for access of Model Prison through M-1/M-2 Motorway Link Road having a cost of approx. Rs. 200 million, to be borne by NHA RMA Account through RAMD Section.

The Board further directed that above approval is subject to:

- a. The proposed lane will be utilized by jail traffic only. Local/private commuter/housing societies will not be allowed to use the lane.
- b. Barriers will be installed at link roads which will be operated by the Jail Authorities.
- c. Opening of fence of M-1/M-2 link road at Entry & Exit point is only allowed in this G-to-G arrangement and will be not be considered as precedence for private commuters.
- d. This arrangement will be applicable until the proper solution of interchange by CDA/ICT Administration or Ministry of Interior.
- e. Funding for construction of this interim solution will be borne by NHA RMA Account through RAMD Section where as Utilities Relocation & Land Acquisition cost will be borne by CDA/ICT Administration.

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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