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PART II

Statutory Notifications (S. R. O.)

GOVERNMENT OF PAKISTAN
MINISTRY OF SCIENCE AND TECHNOLOGY

NOTIFICATION

Islamabad, the 26th July, 2023

S. R. O. 1187(I)/2023.—In exercise of the powers conferred by section 25 of the Pakistan Engineering Council Act, 1975 (V of 1976), the Governing Body with the previous sanction of the Federal Government, is pleased to direct that in the Construction and Operation of Engineering Works Bye-Laws, 1987, the following further amendments shall be made, namely:—

In the aforesaid Bye-laws,—

(1) in bye-law 2, after clause (m), the following new clause shall be inserted, namely:—

“(ma) “trainee engineer” means engineering graduates, graduated and subsequently registered with the Council as registered engineer during last two years from the date of submission of application by the constructors or operators for the registration, renewal, up-gradation and down-gradation etc. of their firms, companies and licences.; and

(2) in bye-law 4, in sub-bye-law (7), for Table ‘A’, Table B’, Table ‘C’ and Table ‘D’, the following shall be substituted, namely:—

(2791)

Price : Rs. 6.00

O-2	Up to 500	35	one professional engineer and registered engineers out of which at least one registered engineer to be employed as trainee engineer.
O-3	Up to 200	20	fifty percent registered engineers.
O-4	Up to 100	15	fifty percent registered engineers.
O-5	Up to 30	5	one registered engineer.
O-6	Up to 20	5	one registered engineer.

TABLE 'C'
FOREIGN CONSTRUCTOR'S CATEGORIES

Constructor's Category	Limit of construction cost of project (million US\$)	Financial soundness (million US\$)		Minimum number of RE as trainee engineers	Requirement at the time of issuance of provisional licence		Balance to be fulfilled at the time of issuance of standard licence	
		Paid-up Capital	Net Worth		PCPs (50%)	Fee (US\$) (50%)	PCPs (50%)	Fee (US\$) (50%)
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
FC-A	No limit	1.5	120	5	100	12,000	100	12,000
FC-B	Up to 40	1	75	3	60	6,000	60	6,000
FC-I	Up to 25	0.8	30	2	45	5,000	45	5,000

- (a) If a foreign firm in JV with Pakistani firm has not obtained any work with "provisional licence", it shall have to apply for renewal of "provisional licence" after its expiry, till the firm obtains any project or work in JV with Pakistani firm of appropriate category.
- (b) Each "provisional licence" shall (in watermark and bold) carry remarks "Only for Bidding";

TABLE 'D'
FOREIGN OPERATOR'S CATEGORIES

Operator's Category	Limit of capital cost of project (million US\$)	Financial soundness (million US\$)		Minimum number of RE as trainee engineers	Requirement at the time of issuance of provisional licence		Balance to be fulfilled at the time of issuance of standard licence	
		Paid-up Capital	Net Worth		PCPs (50%)	Fee (US\$) (50%)	PCPs (50%)	Fee (US\$) (50%)
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
FO-A	No limit	1.5	120	5	100	12,000	100	12,000
FO-B	Up to 40	1	75	3	60	6,000	60	6,000
FO-I	Up to 25	0.8	30	2	45	5,000	45	5,000

- (a) If a foreign firm in JV with Pakistani firm has not obtained any work with "provisional licence", it shall have to apply for renewal of "provisional licence" after its expiry, till the firm obtains any project or work in JV with Pakistani firm of appropriate category.
- (b) Each "provisional licence" shall (in watermark and bold) carry remarks "Only for Bidding";

(3) in bye-law 7, for sub-bye-law (2), the following shall be substituted, namely:—

“(2) Foreign constructor or operator shall be eligible to work with Pakistani constructor or operator, even if the technology is available in Pakistan. The Council may issue licence to foreign constructor or operator on yearly basis which may be renewed after its expiry. The foreign constructor or operator may apply for issuance of provisional licence subject to fulfillment of all conditions as set out in Table ‘C’ and ‘D’, which shall be valid only for participation in the bidding. Foreign firm shall not be eligible to participate in bidding individually and shall enter into joint venture with Pakistani firm registered with the Council in equivalent and compatible category and submit the same to the employer before participating in bidding. In the establishment of a joint venture, the share of Pakistani constructor or operator shall not be less than thirty percent. After awarding of work, it is mandatory for the foreign constructor or operator to obtain standard licence to undertake the project for which compliance of conditions as set out in Table ‘C’ and ‘D’.”.

[No. PEC/Legal/SRO/Const/22.]

ENGR. MUHAMMAD NAJEEB HAROON,
Chairman.

"TABLE 'A'
CONSTRUCTOR'S CATEGORIES

Constructor's Category	Limit of construction cost of project (million rupees)	Minimum requirement of professional credit points (pcp credit)	Minimum requirement of engineers
(1)	(2)	(3)	(4)
C-A	No limit	200	two professional engineers each having a minimum twenty years of work experience and registered engineers, out of which at least five registered engineers to be employed as trainee engineers.
C-B	Up to 4000	120	two professional engineers each having a minimum fifteen years of work experience and registered engineers, out of which at least three registered engineers to be employed as trainee engineers.
C-I	Up to 2500	90	two professional engineers each having a minimum ten years of work experience and registered engineers, out of which at least two registered engineers to be employed as trainee engineers.
C-2	Up to 1000	35	one professional engineer and registered engineers out of which at least one registered engineer to be employed as trainee engineer.
C-3	Up to 500	20	fifty percent registered engineers.
C-4	Up to 200	15	fifty percent registered engineers.
C-5	Up to 65	5	one registered engineer.
C-6	Up to 25	5	one registered engineer.

TABLE 'B'
OPERATOR'S CATEGORIES

Operator's Category	Limit of capital cost of project (million rupees)	Minimum requirement of professional credit points (pcp credit)	Minimum requirement of engineers
(1)	(2)	(3)	(4)
O-A	No limit	150	two professional engineers each having a minimum twenty years of work experience and registered engineers, out of which at least five registered engineers to be employed as trainee engineers.
O-B	Up to 2000	100	two professional engineers each having a minimum fifteen years of work experience and registered engineers, out of which at least three registered engineers to be employed as trainee engineers.
O-I	Up to 1000	75	two professional engineers each having a minimum ten years of work experience and registered engineers, out of which at least two registered engineers to be employed as trainee engineers.