

Government of the People's Republic of Bangladesh
Public Private Partnership (PPP) Authority
Prime Minister's Office
1st Floor, NGO Affairs Bureau Bhaban
Plot: E-13 B Agargaon, Shere Bangla Nagar,
Dhaka-1207, Bangladesh

Request for Expression of Interest
For
Selection of Legal Firm

[Contract package name # **Firm for legal advisory services to support PPP Authority;**
Package number # **PPPA S8**]

EOI Ref No: 03.11.2680.859.05.001.18-576

Date: 15 -06-2018

Country: Bangladesh

Name of the Project: Investment Promotion and Financing Facility II (IPFF II) Project

Credit No.: 6004 (Portion A)-BD & 6005 (Portion B)- BD

Assignment Title: PPPA S8 (Firm for Legal Advisory Services to support PPP Authority)

The Government of the People's Republic of Bangladesh has received a credit (hereinafter called the "loan) from the International Development Association (IDA) toward the cost of Investment Promotion and Financing Facility II (IPFF II) project, a project of Finance Division, Ministry of Finance & implemented by Bangladesh Bank and it intends to apply parts of the proceeds of this fund for the engagement of a legal firm to provide legal advisory support to the PPP Authority in delivering its PPP roles and responsibilities under the program. It may be mentioned here that PPP Authority was established in September, 2010 as a separate, autonomous office under the Prime Minister's Office to act as a catalyst to proactively realize PPP Projects and IPFF II Project is supporting the PPP Authority in delivering its remit.

The services include:

Bid Documents for PPP Projects:

Development of PPP project related bid documents including but not limited to Request for Qualification (RFQ), Request for Proposal (RFP) Invitation for Bid (IFB), PPP Contracts etc. with technical and commercial inputs from transaction/other advisers.

Model Documentations and Templates:

Development of sector basis model documents and templates for RFQ, RFP, IFB, PPP Contracts, Information memorandum etc. covering Port, Roads & Highways, Aviation, railways, Hospitals, Schools

and training complexes, Hotels, civil accommodation and other real estate, Economic zones and Parks, estate owned enterprises etc.

PPP Legal and Policy Development Support:

Supporting the process for development/ update/enhancement of the PPP related acts, rules, regulations, policy, guidelines, MoUs etc.

Project Review:

Reviewing the proposals and recommendation made by the Project's transaction and other advisors and advising on whether the procurement process (e.g. invitation, evaluation of qualification statements and bid negotiation, terms of PPP contracts), development of PPP policy positions on special and fiscal incentives, etc is in line with prescribed laws and rules.

Office Administration Rules and Policy for PPP Authority:

Developing internal administrative and operational procedures for PPP Authority such as information management, Bid management etc.

The detailed Terms of Reference (ToR) for the assignment can be found at the following website:

<https://www.pppo.gov.bd>

PPP Authority now invites eligible Applicants to indicate their interest in providing the Services. Interested Firms are invited to provide information indicating that they are qualified to perform the services (brochures, description of similar assignments, experience in similar operating conditions, availability of appropriate professional qualification and experience among staff etc.). Consultants may associate with other firms in the form of joint venture to enhance their qualifications.

The attention of interested Consultants is drawn to Section III, paragraphs,3.14, 3.16, and 3.17 of the World Bank's "Procurement Regulations for IPF Borrowers" July 2016 ("Procurement Regulations"), setting forth the World Bank's policy on conflict of interest.

The firm should have at least 10 years experience in the relevant type of services. They should have sufficient personnel having expertise and experience of undertaking the aforesaid assignment. Preference will be given to Firms with individuals that can demonstrate South Asia Experience in advising and structuring PPP transactions including experience of reviewing legal and policy frameworks, suggesting policy changes, drafting and negotiating relevant bid and contractual documentation. Having experience in Bangladesh will be an added benefit.

The firm will be shortlisted on the basis of the Terms of Reference (ToR) attached and which broadly cover

- Documentation containing the profile of the firm;
- Number of similar assignments;
- Number of professional staffs with relevant experience and
- Experience in similar operating conditions;

A firm will be selected using the "quality and cost based selection (QCBS)" method of the World Bank's "Procurement Regulations for IPF Borrowers" July 2016 . It is expected that the legal firm will provide the PPP Authority legal advisory and support services on a continuous basis over the period of 18 months.

Further information can be obtained at the address below during office hours.

Expression of Interest shall be submitted on or before 26 August, 2018 during office hours (10.00 a.m. to 5.00 p.m.) in sealed envelope delivered to address indicated below and be clearly marked "Request for Expression of Interest for selection of legal firm, contract package name & number, name & address of the firm". Expression of interest may also be submitted through e mail address mentioned below but hard copy is preferable.

The procuring entity reserves the right to accept or reject any or all of the EOI or annul the EOI process at any stage without assigning any reason(s) whatsoever and without incurring any liability to the affected applicants(s).

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