

PROCUREMENT PLAN

Basic Data

Project Name: Road Corridor Investment Program - Tranche 3 (Additional Financing)	
Project Number: 41122-043	Approval Number: 2843
Country: Georgia	Executing Agency: Ministry of Regional Development and Infrastructure of Georgia
Project Financing Amount: US\$ 165,000,000 ADB Financing: US\$ 140,000,000 Cofinancing (ADB Administered): Non-ADB Financing: US\$ 25,000,000	Implementing Agency: Road Department - Ministry of Regional Development and Infrastructure
	Project Closing Date: 29 September 2019
Date of First Procurement Plan: 22 December 2011	Date of this Procurement Plan: 13 September 2019, Version 8
Advance Contracting: Yes	e-GP: No

A. Methods, Thresholds, Review and 18-Month Procurement Plan

1. Procurement and Consulting Methods and Thresholds

Except as the Asian Development Bank (ADB) may otherwise agree, the following process thresholds shall apply to procurement of goods and works.

Procurement of Goods and Works		
Method	Threshold	Comments
International Competitive Bidding for Goods	US\$ 1,000,000 and Above	
National Competitive Bidding for Goods	Between US\$ 100,000 and US\$ 999,999	
Shopping for Goods	Up to US\$ 99,999	
International Competitive Bidding for Works	US\$ 5,000,000 and Above	
National Competitive Bidding for Works	Between US\$ 100,000 and US\$ 4,999,999	
Shopping for Works	Up to US\$ 99,999	

Consulting Services	
Method	Comments
Consultant's Qualification Selection for Consulting Firm	
Least-Cost Selection for Consulting Firm	
Quality- and Cost-Based Selection for Consulting Firm	
Single Source Selection for Consulting Firm	
Individual Consultant Selection for Individual Consultant	

2. Goods and Works Contracts Estimated to Cost \$1 Million or More

The following table lists goods and works contracts for which the procurement activity is either ongoing or expected to commence within the next 18 months.

Package Number	General Description	Estimated Value	Procurement Method	Review (Prior/ Post)	Bidding Procedure	Advertisement Date (quarter/year)	Comments
None							

3. Consulting Services Contracts Estimated to Cost \$100,000 or More

The following table lists consulting services contracts for which the recruitment activity is either ongoing or expected to commence within the next 18 months.

Package Number	General Description	Estimated Value	Recruitment Method	Review (Prior/Post)	Advertisement Date (quarter/year)	Type of Proposal	Comments
None							

4. Goods and Works Contracts Estimated to Cost Less than \$1 Million and Consulting Services Contracts Less than \$100,000 (Smaller Value Contracts)

The following table lists smaller-value goods, works and consulting services contracts for which the activity is either ongoing or expected to commence within the next 18 months.

Goods and Works								
Package Number	General Description	Estimated Value	Number of Contracts	Procurement Method	Review (Prior/Post)	Bidding Procedure	Advertisement Date (quarter/year)	Comments
None								

Consulting Services								
Package Number	General Description	Estimated Value	Number of Contracts	Recruitment Method	Review (Prior/Post)	Advertisement Date (quarter/year)	Type of Proposal	Comments
None								

B. Indicative List of Packages Required Under the Project

The following table provides an indicative list of goods, works and consulting services contracts over the life of the project, other than those mentioned in previous sections (i.e., those expected beyond the current period).

Goods and Works							
Package Number	General Description	Estimated Value (cumulative)	Estimated Number of Contracts	Procurement Method	Review (Prior/Post)	Bidding Procedure	Comments
None							

Consulting Services							
Package Number	General Description	Estimated Value	Number of Contracts	Recruitment Method	Review (Prior/ Post)	Type of Proposal	Comments
None							

C. List of Awarded and On-going, and Completed Contracts

The following tables list the awarded and on-going contracts, and completed contracts.

1. Awarded and Ongoing Contracts

Goods and Works							
Package Number	General Description	Estimated Value	Awarded Contract Value	Procurement Method	Advertisement Date (quarter/year)	Date of ADB Approval of Contract Award	Comments
CW/ICB-02	Lot 2 (km 12.4 to km 31.2)	87,400,000.00	66,025,882.72	ICB	Q4 / 2011	10-SEP-12	Contract signed on 26 November 2012. Partly financed from Loan 2560. Estimated value of USD87.4 million

Goods and Works							
Package Number	General Description	Estimated Value	Awarded Contract Value	Procurement Method	Advertisement Date (quarter/year)	Date of ADB Approval of Contract Award	Comments
							represents the revised allocation for civil works to cover the entire contract value of existing contract under L2560. The previous estimated value of USD112 million is based on the original allocation for civil works as per signed loan agreement.
RCIP/CW/N CB-01	Road lighting for Kobuleti Bypass (Rebid 01)	1,200,000.00	1,091,097.11	NCB	Q1 / 2018	10-AUG-18	Contract signed on 24 August 2018.

Consulting Services							
Package Number	General Description	Estimated Value	Awarded Contract Value	Recruitment Method	Advertisement Date (quarter/year)	Date of ADB Approval of Contract Award	Comments
CS/QCBS-01	Construction Supervision	4,000,000.00	709,027.81	QCBS	Q1 / 2010	25-JAN-11	Contract signed on 8 February 2011. Partly financed from Loan 2560. Estimated value of USD4 million represents the original allocation for construction supervision to cover the entire contract value of existing contract under L2560. The awarded contract value is the amount initially charged to L2843 after all funds from L2560 were fully utilized.
RCIP/CS/Q CBS-17	Detailed Design for New Construction of Khevi-Ubisa-Shorapani-Argveta Section (E-60 Highway Route), Bidding Documents, EIA, and Detailed LARP	13,000,000.00	12,332,671.31	QCBS	Q2 / 2016	09-MAR-17	Contract signed on 27 March 2017.
RCIP/CS/Q CBS-19	Feasibility Study and Detailed Design for E-60 Highway Section from Natakhtari to Rustavi (Tbilisi Bypass)	15,000,000.00	8,628,883.91	QCBS	Q2 / 2016	12-MAY-17	Contract signed on 1 June 2017.
RCIP/CS/Q CBS-16	Feasibility Study, Detailed Engineering Design, EIA, Detailed LARP,	3,000,000.00	2,878,140.83	QCBS	Q2 / 2016	29-SEP-17	Contract signed on 24 October 2017.

Consulting Services							
Package Number	General Description	Estimated Value	Awarded Contract Value	Recruitment Method	Advertisement Date (quarter/year)	Date of ADB Approval of Contract Award	Comments
	and Bidding Documents for Construction of Batumi Bypass-Sarpi (Border of Turkey) Section of International E-70 Road						
RCIP/ICS-3	Road Asset Management Specialist	22,000.00	16,635.86	ICS	Q4 / 2018	07-DEC-18	Contract signed on 11 December 2018. Partly financed from L3520.
ICS-Safeguards (EMC)	Environmental External Monitoring Consultant	6,000.00	6,000.00	ICS	Q1 / 2018	07-MAR-18	Contract signed on 12 March 2018. Partly financed from L3520 and 3524.
ICS-Legal	Lawyer Resettlement Specialist	8,500.00	6,000.00	ICS	Q4 / 2016	11-JAN-17	Contract signed on 13 January 2017.

D. National Competitive Bidding

1. General

The procedures to be followed for national competitive bidding shall be those set forth in the Law of Georgia on State Procurement January 1, 2006 with the clarifications and modifications described in the following paragraphs required for compliance with the provisions of the ADB's Procurement Guidelines.

2. Eligibility

The eligibility of bidders shall be as defined under section I of ADB's Procurement Guidelines, published by ADB; accordingly, no bidder or potential bidder should be declared ineligible to ADB-financed contracts for other reasons than the ones provided by section I of ADB's Guidelines. Bidders must be nationals of member countries of ADB, and offered goods and services must be produced in and supplied from member countries of ADB.

3. Prequalification

Normally, post-qualification shall be used unless explicitly provided for in the loan agreement/procurement plan. Irrespective of whether post qualification or prequalification is used, eligible bidders (both national and foreign) shall be allowed to participate.

4. Registration and Licensing

- (i) Bidding shall not be restricted to pre-registered/licensed firms.
- (ii) Where registration or licensing is required, bidders (i) shall be allowed a reasonable time to complete the registration or licensing process; and (ii) shall not be denied registration/licensing for reasons unrelated to their capability and resources to successfully perform the contract, which shall be verified through post-qualification.

- (iii) Foreign bidders shall not be precluded from bidding. If a registration or licensing process is required, a foreign bidder declared the lowest evaluated bidder shall be given a reasonable opportunity to register or to obtain a license without unreasonable cost and additional requirements.

5. Bidding Period

The minimum bidding period is twenty-eight (28) days prior to the deadline for the submission of bids.

6. Bidding Documents

Procuring entities should use standard bidding documents for the procurement of goods, works and services acceptable to ADB.

The term “services” above are applicable to the following: (a) related services (for supply of goods and works) such as transportation, insurance, installation, commissioning, training and initial maintenance, and (b) other services such as drilling, mapping, and similar operations.

7. Preferences

No domestic preference shall be given for domestic bidders and for domestically manufactured goods.

8. Advertising

Invitations to bid shall be advertised in at least one widely circulated national daily newspaper or freely accessible, nationally-known website allowing a minimum of twenty-eight (28) days for the preparation and submission of bids.

Bidding of NCB contracts estimated at US\$500,000 equivalent or more for goods and related services or US\$1,000,000 equivalent or more for civil works shall be advertised on ADB’s website via the posting of the Procurement Plan.

9. Bid Security

Where required, bid security shall be in the form of a bank guarantee from a reputable bank.

10. Bid Opening and Bid Evaluation

- (i) Bids shall be opened in public.
- (ii) Evaluation of bids shall be made in strict adherence to the criteria declared in the bidding documents and contracts shall be awarded to the lowest evaluated bidder who meets the qualifying criteria stated in the bid documents.
- (iii) Bidders shall not be eliminated from detailed evaluation on the basis of minor, non-substantial deviations.
- (iv) No bidder shall be rejected on the basis of a comparison with the employer’s estimate and budget ceiling without ADB’s prior concurrence.
- (v) A contract shall be awarded to the technically responsive bid that offers the lowest evaluated price and no negotiations shall be permitted.
- (vi) Price verification shall not be applied.

11. Rejection of All Bids and Rebidding

Bids shall not be rejected and new bids solicited without ADB's prior concurrence.

12. Participation by Government-owned enterprises

Government-owned enterprises in Georgia shall be eligible to participate as bidders only if they can establish that they are legally and financially autonomous, operate under commercial law and are not a dependent agency of the contracting authority. Furthermore, they will be subject to the same bid and performance security requirements as other bidders.

13. Right to Inspect/Audit

A provision shall be included in all NCB works and goods contracts financed by ADB requiring suppliers and contractors to permit ADB to inspect their accounts and records and other documents relating to the bid submission and the performance of the contract, and to have them audited by auditors appointed by ADB.

14. Fraud and corruption

- (i) The Borrower shall reject a proposal for award if it determines that the bidder recommended for award has, directly or through an agent, engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the contract in question.
- (ii) ADB will declare a firm or individual ineligible, either indefinitely or for a stated period, to be awarded a contract financed by ADB, if it at any time determines that the firm or individual has, directly or through an agent, engaged in corrupt, fraudulent, collusive, coercive or obstructive practices in competing for, or in executing, an ADB-financed contract.

For purposes of the provisions in (a) and (b) above, the definitions of the terms "fraudulent practice", "corrupt practice", "collusive practice", and "coercive practice" are the definitions given in ADB's Procurement Guidelines.

15. Conflict of Interest

ADB's rule in respect of "Conflict of Interest" as stipulated in ADB's Standard Bidding Documents for Procurement of Goods, Civil Works, and Plant-Design, Supply and Install shall be applicable.

16. Disclosure of Decision on Contract Awards

At the same time that notification on award of contract is given to the successful bidder, the results of bid evaluation shall be published in a local newspaper, or a well-known freely accessible website identifying the bid and lot numbers and providing information on (i) name of each Bidder who submitted a Bid, (ii) bid prices as read out at bid opening; (iii) name of bidders whose bids were rejected and the reasons for their rejection, and (iv) name of the winning Bidder, and the price it offered, as well as duration and summary scope of the contract awarded. The executing agency/implementing agency/contracting authority shall respond in writing to unsuccessful bidders who seek explanations on the grounds on which their bids are not selected.