

PROCUREMENT PLAN

Basic Data

Project Name: Northern Rural Infrastructure Development Sector Project - Additional Financing		
Project Number: 42203-025		Approval Number: 0534
Country: Lao People's Democratic Republic		Executing Agency: Ministry of Agriculture and Forestry-Irrigation Dep
Project Financing Amount: US\$ 37,600,000 ADB Financing: US\$ 35,600,000 Cofinancing (ADB Administered): Non-ADB Financing: US\$ 2,000,000		Implementing Agency: N/A
		Project Closing Date: 30 June 2022
Date of First Procurement Plan: 31 May 2017		Date of this Procurement Plan: 26 July 2023, Version 7
Advance Contracting: No	Related to COVID-19 response efforts: No	Use of e-procurement (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
National Competitive Bidding for Goods	Between US\$ 100,001 and US\$ 999,999	NPMO to procure all NCB packages. The first 2 contracts are subject to prior review, thereafter post review. Harmonized standard bidding document for NCB for procurement of goods shall be used. EA shall commit to using the format and standard NCB documents reviewed and approved by ADB as the model for procuring of succeeding packages.
Shopping for Goods	Up to US\$ 99,999	Prior/Post review and RFQ document and sampling will be the same as Shopping for Works.
National Competitive Bidding for Works	Between US\$ 100,001 and US\$ 2,999,999	NPMO to procure all NCB packages. The first 2 NCB are subject to prior review, thereafter post review. Harmonized standard bidding document for NCB for procurement of works shall be used. EA shall commit to using the format and standard NCB documents reviewed and approved by ADB as the model for procuring of succeeding packages.
Shopping for Works	Up to US\$ 99,999	The first 2 contracts are subject to prior review, thereafter post review.

Direct Contracting for Works	Up to US\$ 499,999	The direct contracting method to engage the original contractor to repair the damages resulting from a major flood in the area of NRI-AF-NCB-008 package.
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Consulting Services	
Method	Comments
Consultant's Qualification Selection for Consulting Firm	Involves small contracts with specialist organizations for time critical work. To be recruited by NPMO.
Fixed Budget Selection for Consulting Firm	TOR is precisely defined, resources have been accurately assessed, and the budget needs to be fixed. NPMO will recruit an international firm for this well-defined activity.
Individual Consultant Selection for Individual Consultant	Involves small contracts with specialist organizations for time critical work. To be recruited by NPMO.

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
NRI-SP-01/2023	Construction of canal lining-Nam Beng-2 Sub-scheme RSC1 for Nam Hao Subproject in Beng district, Oudomxay province	67,000.00	1	SHOPPING	Post		Q3 / 2023	Covid-19 Response? No
NRI-SP-02/2023	Construction of canal lining-Nam	47,000.00	1	SHOPPING	Post		Q3 / 2023	

	Beng-2 Sub-scheme RSC2 for Nam Hao Subproject in Beng district, Oudomxay province							Covid-19 Response? No
NRI-SP-03/2023	Construction of WUG office for Nam Hao Subproject in Beng district, Oudomxay province	38,500.00	1	SHOPPING	Post		Q3 / 2023	Covid-19 Response? No
NRI-SP-04/2023	Construction of canal lining-Nam Ngay-Nam Boun Sub-scheme for Nam Ngay-Nam Boun Subproject in Bounneua district, Phongsaly province	20,000.00	1	SHOPPING	Post		Q3 / 2023	Covid-19 Response? No
NRI-SP-05/2023	Construction of canal lining-Houay Chone-1 Sub-scheme for Houay Lap Subproject in Bountai district, Phongsaly province	64,000.00	1	SHOPPING	Post		Q3 / 2023	Covid-19 Response? No
NRI-SP-06/2023	Construction of canal lining-Houay Chone 2&3 Sub-Scheme for Houay Lap Subproject in Bountai district, Phongsaly province	32,700.00	1	SHOPPING	Post		Q3 / 2023	Covid-19 Response? No
NRI-SP-07/2023	Construction of WUG office for Houay Lap Subproject in Bountai district, Phongsaly province	39,720.00	1	SHOPPING	Post		Q3 / 2023	Covid-19 Response? No

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
NRI-NCB-0 1.2	Productive Rural Infrastructure (Phase II)	5,513,635.00	4,370,717.73	NCB	Q2 / 2019		PCSS G21198, G21199, G21200, G21201, G21289
NRI-NCB-0 1.4	Productive Rural Infrastructure (Phase IV)	1,102,727.00	505,754.98	NCB	Q2 / 2021		
NRI-NCB-0 07.1	Houay Bong Irrigation Rehabilitation	1,102,000.00	692,066.05	NCB	Q3 / 2021	20-JAN-22	PCSS number 0011
NRI-SP-02	Office Refurbishment for PAFOs/DAFOs	28,000.00	10,003.00	SHOPPING	Q2 / 2020		PCSS G20720, G20972, G20990, G209927

NRI-AF-NC B-008.2	Emergency Repair for Nam Sa Irrigation Subproject	314,810.00	314,810.00	DC	Q2 / 2022	13-JUN-22	PCSS number 0012
NRI-SP-03	Office Equipment and Furniture for PAFOs/DAFOs	29,400.00	.05	SHOPPING	Q3 / 2020		PCSS G19561

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
CS02	Engineering Consulting Firm	1,700,000.00	1,714,263.35	CQS	Q4 / 2017	09-JAN-18	Total: 9 packages. 1st package awarded-PCSS G18789;Contract no. NRI-AF-CQS-2. 2nd-4th packages awarded on 23 Aug 2018, PCSS G19834-6.
CS04	External Safeguard Monitor	300,000.00	282,980.00	CQS	Q3 / 2017	11-MAY-18	Awarded to Faculty of Environment Sciences, NUOL on 16 May. PCSS G18982. Contract no.: NRI-AF-CQS-3
CS03	Social Impact Assessment Consultant	450,000.00	466,275.00	CQS	Q2 / 2017	10-AUG-17	Total: 3 packages. 1st package awarded on 11 Aug 2017, PCSS G17797. 2nd package awarded on 11 May 2018, PCSS G18982; 3rd package awarded on 1 Oct 2018, PCSS G19562
CS01	Grant Implementation Consultant	4,000,000.00	3,999,111.00	CQS	Q2 / 2017	02-AUG-17	PCSS G17796
CS08	Assistant Accountant	72,000.00	73,059.00	ICS	Q3 / 2018	25-SEP-18	PCSS G19456

CS07	National Procurement Specialist	90,000.00	85,950.00	ICS	Q4 / 2017	22-DEC-17	Awarded on 29 Dec 2017, PCSS G18435
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D. National Competitive Bidding

A. Regulation and Reference Documents

1. The procedures to be followed for National Competitive Bidding (NCB) shall be those set forth for "Public Bidding" in Prime Minister's Decree No. 03/PM of the Lao People's Democratic Republic, effective 09 January 2004, and Implementing Rules and Regulations effective 12 March 2004 with update 0861/MOF of 05 May 2009 entitled "Amendments of Some Articles of Implementing Rules and Regulations on Decree Of Government Procurement Of Goods, Works, Maintenance And Services", with the clarifications and modifications described in the following paragraphs required for compliance with the provisions of the Procurement Guidelines.

B. Procurement Procedures

1. Procurement Plan

2. Contract packages subject to NCB procedures will be those identified as such in the project Procurement Plan. Any changes to the method of procurement from those provided in the Procurement Plan shall be made through updating of the Procurement Plan, and only with prior approval of ADB.

2. Eligibility

3. The eligibility of bidders shall be as defined under Section I of the Procurement Guidelines; accordingly, no bidder or potential bidder should be declared ineligible for reasons other than those provided in Section I of the Guidelines, as amended from time to time.

3. Preferences

4. No preference of any kind shall be given to domestic bidders or for domestically manufactured goods.

5. Suppliers and contractors shall not be required to purchase local goods or supplies or materials.

4. National Sanctions List

6. National sanctions lists may be applied only with prior approval of ADB.

5. Advertising

7. The posting of NCB specific notices for contracts valued at less than \$1 million on ADB's website is not required but is highly recommended.

C. Procurement Documents

6. Use of Harmonized Documents

8. The harmonized standard bidding documents entitled "Procurement of Works, NCB-SBD, Harmonized Bidding Documents, December 2015" and "Procurement of Goods, NCB-SBD, Harmonized Bidding Documents, December 2015" approved by the Ministry of Finance through 3246/MOF dated 28 September 2015, and approved by ADB by OSFMD/OSP2 dated 7 June 2016, shall be used for all procurement by NCB unless exceptions are specifically identified in the Procurement Plan.

7. Rejection of all Bids and Rebidding

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

8. Disclosure of Decisions on Contract Awards

10. At the same time that notification on award of contract is given to the successful bidder, the results of the bid evaluation shall be published in a local newspaper or 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, (iv) name of the winning Bidder, and the price it offered, as well as the duration and summary scope of the contract awarded. The executing agency/implementing agency shall respond in writing to unsuccessful bidders who seek explanations on the grounds on which their bids are not selected.

9. ADB Policy Clauses

11. 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.

12. A provision shall be included in all bidding documents for NCB works and goods contracts financed by ADB stating that 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.

13. A provision shall be included in all bidding documents for NCB works and goods contracts financed by ADB stating that 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 or any integrity violation in competing for, or in executing, ADB-financed contract.

