REQUEST FOR EXPRESSION OF INTEREST FOR CONSULTANCY SERVICES FOR IMPROVING PRODUCTIVITY & EFFICIENCY AT CARGO HANDLING CORPORATION LTD

Procurement Ref: PMOECD/EOI/CON/001/18
1.0 DESCRIPTION OF CHCL

The Cargo Handling Corporation Ltd (CHCL) is a state owned private company operating under the aegis of the Prime Minister’s Office, External Communications Division. The company has been incorporated in October 1983 in Port-Louis (Mauritius). The CHCL is the sole operator for container handling activities at Port Louis. It also handles general and bulk cargoes excluding products through pipelines. The CHCL has been investing massively over the past 14 years and has a large fleet of Cargo Handling Equipment viz. seven Ship to Shore Cranes, 14 RTGs (6 acquired in 2017), twelve Reach stackers and other associated equipment. The throughput of containers handled in 2016 was 501,000 Teus and in 2017 was 490,000 Teus. This figure includes about 237,000 TEUs as transhipment of containers. The total container traffic forecast for 2018 is estimated to reach 600,000 TEUs, including 325,000 TEUs as transhipment.

2.0 PROJECT DESCRIPTION

According to its present Port development plan, the Mauritius Ports Authority (MPA) has completed a major upgrading and dredging works at the Mauritius Container Terminal (MCT). Below is a summary of the development works which have been completed in July 2017:

(i) Dredging works in the access channel and basin at the MCT which now enable the port to accommodate modern containers vessels of capacity up to 12,000 Teus. As such, the water depth at the MCT has been deepened to 16.5m below chart datum;
(ii) Extension of the container berth by 240m long and expansion of the container stacking yard;
(iii) Strengthening of existing 560m berth at the MCT so as to enable the future deepening of the seabed to 18m;
(iv) Procurement of two New gantry rails to service container vessels of up to 22 rows of containers.

In line with the above time frame, coupled with Government’s vision to making Port-Louis a transhipment hub, the CHCL, under its corporate responsibilities and obligations will have to provide the necessary support equipment in terms of additional modern ship to shore Cranes, Rubber Tyred Gantry Cranes, Tractors and Trailers for ensuring full RTG operation as per the functional design of the terminal and being able to service two big vessels at the MCT at any one time.

The extension of the berth at the MCT and associated dredging works by the MPA have a direct impact on the CHCL cargo handling operations in terms of additional container handling equipment that will be required for servicing of container vessels at new berths and at the new stacking area.
The scenario envisaged by the CHCL is that of being able to service two modern container vessels simultaneously at the MCT berths.

In line with the above, CHCL prepared its Business Plan for the year 2014-2017 with a view to laying the foundation for the future sustainability of the CHCL through the implementation of measures laid down therein.

Before the upgrading works, the MCT had a capacity of around 550,000 TEUS. The quay and yard extension has increased the capacity of the Terminal to around 1,000,000 TEUS allowing Port Louis to handle more transhipment traffic.

CHCL thus had to gear itself to be able to service bigger vessels and consequently has taken measures to invest in additional state of the art equipment and adopted the following measures that are:

(i) To develop a full fledge RTG operation at the MCT.
(ii) Procurement of two New Super Post Panamax Ship to Shore (STS) cranes capable of handling 8000+ vessels, Rubber Tyred Gantry (RTG) cranes (stacking 5-6 high) and Tractors and Trailers for operation at the new berths at the MCT.
(iii) Upgrading of existing fleet of terminal equipment comprising of STS cranes, RTG cranes, Reach stackers, Tractors and Trailers, empty handlers.
(iv) Enhancing security through acquisition of latest technology High Definition CCTV camera system.
(v) Upgrading of Navis system to N4

The main benefits of the forthcoming investment at the MCT are: -

- Ability to accommodate larger vessels of up to 12,000 Teus capacity;
- Faster ship turnaround time due to larger yard space and additional ship to shore cranes;
- Additional revenue from increased transhipment traffic linked to increased capacity of the terminal and facility to handle bigger ships;
- Multiplier effect on economy and stabilization of freight rates; and
- Sustaining employment in the Port sector.

CHCL, through the Ministry of Finance and Economic Development, approached the AgenceFrancaise de Development (AFD) for a long term financing for the purchase of cargo handling equipment for the extension and a financing agreement were secured in June 2015.
Below is a Summary of the main Investments undertaken by CHCL as per its Business Plan (2014 – 2017)

<table>
<thead>
<tr>
<th>Investment Description</th>
<th>Rs M</th>
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</thead>
<tbody>
<tr>
<td>Refurbishing of 2 Ship to Shore Cranes</td>
<td>167</td>
</tr>
<tr>
<td>Purchase of 2 Ship to Shore Gantry Cranes</td>
<td>705</td>
</tr>
<tr>
<td>Purchase of 6 RTGs</td>
<td>380</td>
</tr>
<tr>
<td>Consultancy Services</td>
<td>16</td>
</tr>
<tr>
<td>10 Tractors/Trailers</td>
<td>70</td>
</tr>
<tr>
<td>Replacement of 2 Reach stackers</td>
<td>43</td>
</tr>
<tr>
<td>CCTV system</td>
<td>41</td>
</tr>
<tr>
<td>Navis system</td>
<td>47</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>1,469</strong></td>
</tr>
</tbody>
</table>

CHCL has also applied, through The Government of the Republic of Mauritius & European Union (EU), for the financing of a comprehensive study which will be in line with its investment plan, and intends to apply the proceeds from the Africa Investment Trust Fund (AITF) for the following consultancy services: Improving Productivity and Efficiency at Cargo Handling Corporation Ltd.

### 3.0 OBJECTIVES OF THE CURRENT PROJECT

(a) Propose and Follow-up of implementation of economic and strategic options to improve productivity as well as the development of transhipment traffic at Port-Louis taking into account the Port Master Plan.

(b) Make short, medium and long term recommendations which could be implemented with a view to attaining levels of performances comparable to other Ports of International repute as far as container handling activities are concerned.

### 4.0 SCOPE OF SERVICES

The consultancy services shall comprise of the following main services:

**PHASE I**

The consultancy services shall comprise of the following main services:

(a) Undertake studies on the performance of the Container Terminals, inclusive of economic and financial performance with regards to container handling activities at Port Louis;

(b) Undertake studies on the overall productivity (Crane, Ship and Berth) at the CHCL Terminals by checking the functionality of the Port and Container Terminal analytics namely functionality of the system including Port Operational analysis and in particular the monitoring, analysis and quick reporting based on key performance indicators of Port Operations. The objective is to ensure that there is an integrated system of key indicators broken down by the main analytical divisions including
crane productivity, vessel productivity, down times, average time of vessels operations and crane usage optimization;

(c) Assess the tariff structure and transhipment strategies for further developing transhipment traffic in Port Louis;

(d) Identify Key Performance Indicators for the CHCL Container Terminals based on best practices in the Port Industry, and recommend productivity parameters for CHCL Terminals based on relevant benchmarks;

(e) Analyse and Report operational execution in the Terminal and identify opportunities for improvement;

(f) Undertake an operational audit of the Container Terminal Operations to identify bottlenecks, physical and operational constraints and propose immediate / short term and medium term solutions to remedy the situation including an action plan.

(g) Provide and implement a standardized and integrated performance dash board to measure the productivity and efficiency level at all levels of the Company namely Administration, Finance, and Human Resources & Operations (MCT & MPT Terminals) Departments;

(h) Design and review CHCL’s Business and Operational processes, producing reports and recommendations in relations to (a), (b) and (c) above in as much as hold discussions with the Government of Mauritius and CHCL with a view to optimising operations by altogether creating the necessary environment to enable employees focus their efforts on achieving results and meet the goals set by the Corporation and;

(i) Assess CHCL optimal capital expenditure requirements in years to come taking into account forecast traffic and Port Masterplan and devise a timeline for investment.

PHASE II

(a) The selected firm will also be called upon to assist in the implementation of their recommendations and gauge its effectiveness based over the inputs provided and thereafter bring any improvement if necessary.

5.0 INVITATION FOR EXPRESSION OF INTEREST

With respect to the above, this Expression of Interest (EOI) is being called upon to invite prospective Consultancy firms to indicate their willingness and capabilities to participate in the above mentioned project.

The information requested in this EOI which will be a pre-requisite to enable The Government of the Republic of Mauritius decide on potential consultancy firms with the relevant proven experience and expertise.

Based on the results of the expressions of interest The Government of the Republic of Mauritius will prepare a shortlist of about six prospective Consultants who will thereafter be invited to submit proposals for the above-mentioned contract.

6.0 GUIDELINES AND IMPORTANT NOTES FOR EXPRESSION OF INTEREST

Applicants will have to comply strictly with the following guidelines and important notes when submitting their Expression of Interest:
a) Prospective consultants having the required expertise and capabilities and having undertaken assignment(s) of similar nature and complexity either solely or in Joint Ventures or in Association with other consultants or firms to express their interest in providing the above services by filling in and submitting the Forms 1 to 5, enclosed in the Invitation at Annex I together with Statement of Integrity, Eligibility and Social and Environmental Responsibility at Annex III.

Such information will be used to determine the compliance of the prospective consultants with respect to the requirements given in Annex II. **Submissions that do not comply with the requirements specified at Annex II will not be further considered.**

b) In case of joint venture or consortium or association with other consultants or firms, the bidder shall specify the lead partner. The Team Leader shall emanate from the lead partner and the former shall meet all the requirements at Annex II.

c) The Invitation for Expression of Interest, as well as Forms 1-5 given, can be downloaded from The Government of the Republic of Mauritius procurement website: [http://publicprocurement.govmu.org](http://publicprocurement.govmu.org), AFD website: [http://afd.dgmarket.com](http://afd.dgmarket.com) and may also be collected from the Registry, Prime Minister’s Office (External Communications Division), Level 1, Newton Tower, Sir William Newton Street, Port Louis, Republic of Mauritius from Monday to Friday during office hours.
7.0 SUBMISSION

Expressions of Interest in one original and two copies, together with the duly filled forms shall be sent by Courier in a plain sealed envelope addressed to:

The Permanent Secretary
Prime Minister’s Office (External Communications Division)
Level 1, Newton Tower, Sir William Newton Street
Port-Louis
Republic of Mauritius.
Telephone: (230) 211 8557/ (230) 201 2410
Facsimile Number: (230)210 7751
Electronic mail address: mxec@govmu.org

The envelope shall be clearly marked:

“EOI: Consultancy Services for Improving Productivity and Efficiency at Cargo Handling Corporation Ltd Ref: “PMOECD/EOI/CON/001/18”

And should reach the Registry, Prime Minister’s Office (External Communications Division) at the above-mentioned address by 30th of March 2018 not later than 14:00 hrs (local time).

NOTE: LATE APPLICATIONS WILL NOT BE ACCEPTED.

THE PRIME MINISTER’S OFFICE (EXTERNAL COMMUNICATIONS DIVISION) RESERVES THE RIGHT TO ACCEPT OR REJECT ANY PROPOSAL THEREOF.
ANNEX I
APPLICATION FORMS

PMOEC/EOI/CON/001/18
APPLICATION FORM (1)

GENERAL INFORMATION

All individual parties/firms and each partner of a joint venture/consortium / association applying for the Expression of Interest are requested to complete this form. Nationality information should be provided for all owners or applicants who are partnerships or individually-owned firms:

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<table>
<thead>
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<tbody>
<tr>
<td>1.</td>
<td>Name of firm</td>
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<td>2.</td>
<td>Head office Address</td>
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<td>Telephone</td>
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<td>4.</td>
<td>Fax</td>
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<td>5.</td>
<td>Place of incorporation/ registration</td>
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Nationality of owners /Shareholders

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<th>#</th>
<th>Name</th>
<th>Nationality</th>
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1 To be completed by all owners of partnerships or individually-owned firms.
APPLICATION FORM (2)

BRIEF DESCRIPTION OF ORGANISATION

Name of Applicant or partner of a joint venture/consortium

1. All individual parties/firms and each partner of a joint venture/consortium / association are requested to complete this form. The information supplied should include structure of the organization, the general staffing, logistics and support.

Key professional staff for the assignment has been earmarked as follows: -

a) Team Leader - Professional possessing a degree with post qualification experience of 15 years in Port Operations.

b) Terminal Operations Manager reckoning at least 10 years’ experience in Container Terminal Operations. The Terminal Operations Manager should also be conversant in Navis N4 Terminal Operating System.

c) Economist possessing a degree and post qualification experience of at least 8 years in the Port operations/Ports Logistics/Ports Assignments.

d) HR Specialist possessing qualification in Human Resources or any other related field with post qualification experience of 8 years in Port Operations/Ports Logistics/Ports Assignments.

Use a separate sheet for each partner of a joint venture / association.

Applicants should enclose testimonials and certificates, and with their applications; they will be taken into account in the evaluation of qualifications.

<table>
<thead>
<tr>
<th>STRUCTURE OF THE ORGANISATION^1</th>
<th>GENERAL STAFFING ^2</th>
<th>LOGISTICS AND SUPPORT ^3</th>
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^1 | ^2 | ^3

9 |
2. The potential Consultants are required to indicate clearly the experts to be provided for the assignment together with their Qualifications and Experience

Notes:

1. Structure of the organisation shall include the general organigram, the different sections, services, etc.

2. General staffing shall indicate total staff, including both technical and support.

3. Logistics and support shall give details of all software, hardware, survey equipment and work stations.
EXPERIENCE RECORD

To enable evaluation and short-listing, the Applicant is required to fill in the Form (3A).

On a separate page, using the format of Form (3A), the Applicant is requested to provide evidence on each project as follows:

SpecificExperience in similar nature and complexity as per CHCL’s requirements.
**APPLICATION FORM (3A)**

**Specific Experience In Similar Project**

Name of Applicant or partner of a joint venture/consortium

Use a separate sheet for each contract.

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<tbody>
<tr>
<td><strong>1.</strong></td>
<td><strong>Contract No.</strong></td>
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<td>Name of contract</td>
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<td>Country</td>
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<td><strong>2.</strong></td>
<td><strong>Name of employer</strong></td>
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<td><strong>3.</strong></td>
<td><strong>Employer address</strong></td>
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<td><strong>4.</strong></td>
<td><strong>Nature of services and special features relevant to the contract for which the Applicant wishes to be shortlisted</strong></td>
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<td><strong>5.</strong></td>
<td><strong>Contract role (Tick one)</strong></td>
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<td></td>
<td>Sole party</td>
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<td></td>
<td>Main partner in the implementation</td>
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<td></td>
<td>Partner in joint venture</td>
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<tr>
<td>6</td>
<td>Date of award</td>
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<td>7</td>
<td>Date of completion/ Extension of Time if any</td>
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<td>8</td>
<td>Contract/subcontract duration (years and months)</td>
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<td>................ Years  ................ months</td>
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<td>9</td>
<td>Contract Value</td>
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</tbody>
</table>
1. **Proposed Position** [only one candidate shall be nominated for each position]: __________________________

2. **Name of Firm** [Insert name of firm proposing the staff]: __________________________

3. **Name of Staff** [Insert full name]: __________________________

4. **Date of Birth**: __________________________ Nationality: __________________________

5. **Education** [Indicate college/university and other specialized education of staff member, giving names of institutions, degrees obtained, and dates of obtainment]: __________________________

6. **Membership of Professional Associations**: __________________________

7. **Other Training** [Indicate significant training since degrees under 5 - Education were obtained]: _______

8. **Countries of Work Experience**: [List countries where staff has worked in the last ten years]: _______

9. **Languages** [For each language indicate proficiency: good, fair, or poor in speaking, reading, and writing]: __________________________

10. **Employment Record** [Starting with present position, list in reverse order every employment held by staff member since graduation, giving for each employment (see format here below): dates of employment, name of employing organization, positions held.]:

    From [Year]: _______ To [Year]: _______

    Employer: __________________________

    Positions held: __________________________
### 11. Detailed Tasks Assigned

[List all tasks to be performed under this assignment]

### 12. Work Undertaken that Best Illustrates Capability to Handle the Tasks Assigned

[Among the assignments in which the staff has been involved, indicate the following information for those assignments that best illustrate staff capability to handle the tasks listed under point 11.]

Name of assignment or project: ______________________

Year: ______________________

Location: ______________________

Client: ______________________

Main project features: ______________________

Positions held: ______________________

Activities performed: ______________________

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### 12. Certification:

I, the undersigned, certify that to the best of my knowledge and belief, this CV correctly describes myself, my qualifications, and my experience. I understand that any wilful misstatement described herein may lead to my disqualification or dismissal, if engaged.

___________________________________________ Date: ____________

[Signature of staff member or authorized representative of the staff] Day/Month/Year

Full name of authorized representative: _______

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**Application Form (4)**

**Summary Sheet: Value of Project Executed.**

Name of Applicant or partner of a joint venture/consortium / association

Applicants and each partner to an application should provide information on provision of consultancy services to executed projects pertaining to CHCL’s scope of services of minimum value of at least 2 projects of a minimum value of Euros 200,000 over the last 5 years.

<table>
<thead>
<tr>
<th>Name of contract</th>
<th>Contract Value</th>
<th>Start date and completion date</th>
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<tbody>
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**FINANCIAL STANDINGS**

The following table shall be filled in for the Applicant and for each partner if in a Joint Venture / Consortium / Association

Applicant’s Legal Name: [insert full name]

Date: [insert day, month, year]

Applicant’s Party Legal Name: [insert full name]

<table>
<thead>
<tr>
<th>Financial information</th>
<th>Year 2015</th>
<th>Year 2016</th>
<th>Year 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Assets (TA)</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Total Liabilities (TL)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Net Worth (NW)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Current Assets (CA)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Current Liabilities (CL)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Revenue (TR)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Profits Before Taxes (PBT)</td>
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</table>
ANNEX II

QUALIFYING CRITERIA

PMOECD/EOI/CON/001/18
## CONSULTANT’S EXPERIENCE REQUIREMENTS

<table>
<thead>
<tr>
<th>#</th>
<th>Subject</th>
<th>Requirement</th>
<th>Single Entity</th>
<th>All parties of Joint Venture (JV) combined</th>
<th>Submission Requirements</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Specific Experience of the firm in Port Operations</td>
<td>Minimum of 10 (Ten) years’ experience.</td>
<td>Lead partner must meet requirement</td>
<td>Must meet requirement</td>
<td>Form 3A</td>
</tr>
<tr>
<td>2</td>
<td>Specific experience in similar nature</td>
<td>Execution of at least 3 (Three) Consultancy Projects with regards to CHCL’s requirements over the last 10 years.</td>
<td>Lead Partner must meet requirement</td>
<td>Must meet requirement</td>
<td>Form 3A</td>
</tr>
<tr>
<td>3</td>
<td>Curriculum Vitae</td>
<td>Curriculum Vitae of Key Professional Staff</td>
<td>Must meet requirement</td>
<td>Must meet requirement</td>
<td>Form 3B</td>
</tr>
<tr>
<td>4</td>
<td>Value of project executed</td>
<td>Provision of Consultancy Services to executed 2 projects of a minimum value of Euros 200,000 over the last 5 years.</td>
<td>Must meet requirement</td>
<td>Must meet requirement</td>
<td>Form 4</td>
</tr>
</tbody>
</table>
## CONSULTANT’S FINANCIAL REQUIREMENTS

<table>
<thead>
<tr>
<th>#</th>
<th>Subject</th>
<th>Requirement</th>
<th>Single Entity</th>
<th>All parties of Joint Venture (JV) combined</th>
<th>Submission Requirements</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Financial statement</td>
<td>The Applicant shall submit copy of audited financial statements to The Prime Minister’s Office (External Communications Division), for the last three (3) years</td>
<td>Must meet requirement</td>
<td>Must meet requirement</td>
<td>Form 5</td>
</tr>
</tbody>
</table>
ANNEX III

STATEMENT OF INTEGRITY, ELIGIBILITY AND SOCIAL AND ENVIRONMENTAL RESPONSIBILITY

PMOECD/EOI/CON/001/18
Statement of Integrity, Eligibility and Social and Environmental Responsibility

Reference name of the Bid: PMO/EOI/CON/001/18

To: (“Contracting Authority”)

1. We recognise and accept that Agence française de développement ("AFD") only finances projects of the Contracting Authority subject to its own conditions which are set out in the Financing Agreement which it has entered into with the Contracting Authority. As a matter of consequence, no legal relationship exists between AFD and our company, our joint venture or our subcontractors. The Contracting Authority retains exclusive responsibility for the preparation and implementation of the contract procurement and its subsequent performance.

2. We hereby certify that neither we nor any other member of our joint venture or any of our subcontractors are in any of the following situations:

2.1) being bankrupt, wound up or ceasing our activities, having our activities administered by the courts, having entered into receivership, reorganisation or being in any analogous situation arising from any similar procedure;

2.2) having been convicted, within the past five years by decision of a court decision, which has the force of res judicata in the country where the project is implemented, of one of the acts mentioned in sections 6.1 to 6.4 below or of any other offense committed during the procurement or performance of a contract;

2.3) being listed for financial sanctions by the United Nations, the European Union and/or France for the purposes of fight-against-terrorist financing or threat to international peace and security;

2.4) having committed serious professional misconduct within the past five years during the procurement or performance of a contract;

2.5) not having fulfilled our obligations regarding the payment of social security contributions or taxes in accordance with the legal provisions of either the country where we are established or the Contracting Authority’s country;

2.6) having been convicted, within the past five years by a court decision, which has the force of res judicata, of one of the acts mentioned in sections 6.1 to 6.4 below or of any other offense committed during the procurement or performance of an AFD-financed contract;

2.7) being subject to an exclusion decision of the World Bank since 30 May 2012, and being listed on the website http://www.worldbank.org/debarr;

1 In the event of such conviction, you may attach to this Statement of Integrity supporting information showing that this conviction is not relevant in the context of this AFD-financed contract.

2 In the event of such exclusion, you may attach to this Statement of Integrity supporting information showing that this exclusion is not relevant in the context of this AFD-financed contract.
2.8) having committed misrepresentation in documentation requested by the Beneficiary as part of the contract procurement procedure.

3. We hereby certify that neither we, nor any of the members of our joint venture or any of our subcontractors are in any of the following situations of conflict of interest:

3.1) being an affiliate controlled by the Contracting Authority or a shareholder controlling the Contracting Authority, unless the stemming conflict of interest has been brought to the attention of AFD and resolved to its satisfaction;

3.2) having a business or family relationship with a Contracting Authority’s staff involved in the selection procedure or the supervision of the resulting contract, unless the stemming conflict of interest has been brought to the attention of AFD and resolved to its satisfaction;

3.3) being controlled by or controlling another bidder or being under common control with another bidder, or receiving from or granting subsidies directly or indirectly to another bidder, having the same legal representative as another bidder, maintaining direct or indirect contacts with another bidder which allows us to have or give access to information contained in the respective bids, influencing them or influencing decisions of the Contracting Authority;

3.4) being engaged in a consultancy activity, which, by its nature, may be in conflict with the assignments that we would carry out for the Contracting Authority;

3.5) in the case of a works or goods procurement procedure:

   i. having prepared or having been associated with a consultant who prepared specifications, drawings, calculations and other documentation that are subject of the bid;

   ii. having been recruited (or being proposed to be recruited) ourselves or any of our affiliates, to carry out works supervision or inspection for this contract;

4. If we are a government-owned entity, we certify that we have legal and financial autonomy and that we operate under commercial laws and regulations.

5. We undertake to bring to the attention of the Contracting Authority, which will inform AFD, any change in situation with regard to points 2 to 4 here above.

6. In the context of procurement and performance of the contract:

   6.1) We have not and we will not engage in any dishonest conduct (act or omission) deliberately indented to deceive others, to intentionally conceal items, to violate or vitiate someone's consent, to make them circumvent legal or regulatory requirements and/or to violate their internal rules in order to obtain illegitimate profit.

   6.2) We have not and we will not engage in any dishonest conduct (act or omission) contrary to our legal or regulatory obligations or our internal rules in order to obtain illegitimate profit.

   6.3) We have not promised, offered or given and we will not promise, offer or give, directly or indirectly to (i) any person who holds a legislative, executive,
administrative or judicial mandate within the State of the Contracting Authority regardless of whether that person was nominated or elected, regardless of the permanent or temporary, paid or unpaid nature of the position and regardless of the hierarchical level the person occupies, (ii) any other person who performs a public function, including for a State institution or a State-owned company, or who provides a public service, or (iii) any other person defined as a public officer by the national laws of the Contracting Authority, an undue advantage of any kind, for himself or for another person or entity, for such public officer to act or refrain from acting in his official capacity.

6.4) We have not promised, offered or given and we will not promise, offer or give, directly or indirectly to any private person who occupies an executive position in a private sector entity or works for such an entity, regardless of the nature of his/her capacity, any undue advantage of any kind, for himself or another person or entity for such private person to perform or refrain from performing any act in breach of its legal, contractual or professional obligations.

6.5) We have not and we will not engage in any practice likely to influence the contract award process to the detriment of the Contracting Authority and, in particular, in any anticompetitive practice having for object or for effect to prevent, restrict or distort competition, namely by limiting access to the market or the free exercise of competition by other undertakings.

6.6) Neither we nor any of the members of our joint venture or any of our subcontractors shall acquire or supply any equipment nor operate in any sectors under an embargo of the United Nations, the European Union or France.

6.7) We commit ourselves to comply with and ensure that all of our subcontractors comply with international environmental and labour standards, consistent with laws and regulations applicable in the country of implementation of the contract, including the fundamental conventions of the International Labour Organisation (ILO) and international environmental treaties, Moreover, we shall implement environmental and social risks mitigation measures such as specified in the environmental and social management plan or, if appropriate, in the environmental and social impact assessment notice provided by the Contracting Authority.

7. We, as well as members of our joint venture and our subcontractors authorise AFD to inspect accounts, records and other documents relating to the procurement and performance of the Contract and to have them audited by auditors appointed by AFD.

Name: ___________________ In the capacity of ___________________
Signature: __________________________
Duly empowered to sign the bid in the name and on behalf of__________________________

[End of Document]

3 In case of joint venture, insert the name of the joint venture. The person who will sign the bid on behalf of the bidder shall attach a power of attorney from the bidder.