

Procurement Plan

General

1. **Project Information**
Country: KENYA
2. **Project Name:** Kenya Informal Settlements Improvement Project 2
3. **Project ID:** P167814
4. **Project Implementation Agency:** Ministry of Transport and Infrastructure
5. **Date of the Procurement Plan:** Jan 26,2021
6. **Period Covered by this procurement plan:** 18 months

I. Preamble

In accordance with paragraph 5.9 of the “World Bank Procurement Regulations for IPF Borrowers” (July 2016) (“Procurement Regulations”) the Bank’s Systematic Tracking and Exchanges in Procurement (STEP) system will be used to prepare, clear and update Procurement Plans and conduct all procurement transactions for the Project.

This textual part along with the Procurement Plan tables in STEP constitute the Procurement Plan for the Project. The following conditions apply to all procurement activities in the Procurement Plan. The other elements of the Procurement Plan as required under paragraph 4.4 of the Procurement Regulations are set forth in STEP.

II. Bank’s Standard Procurement Documents:

The Bank’s Standard Procurement Documents shall be used for all contracts subject to international competitive procurement and those contracts as specified in the Procurement Plan tables in STEP.

III. National Procurement Arrangements:

In accordance with paragraph 5.3 of the Procurement Regulations, when approaching the national market (as specified in the Procurement Plan tables in STEP), the country’s own procurement procedures may be used.

When the Borrower uses its own **national open competitive procurement** arrangements as set forth in *The Public Procurement and Assets Disposal Act, 2015* such arrangements shall be subject to paragraph 5.3 and 5.4 of the Procurement Regulations :

When **other national procurement arrangements** other than national open competitive procurement arrangements are applied by the Borrower, such arrangements shall be subject to paragraph 5.5 of the Procurement Regulations.

IV. Prequalification: Not Applicable

- V. **Leased Assets** *as specified under paragraph 5.10* of the Procurement Regulations: **Not Applicable**
- VI. **Procurement of Second-Hand Goods** *as specified under paragraph 5.11* of the Procurement Regulations: **Not Applicable**
- VII. **Domestic preference** *as specified under paragraph 5.51* of the Procurement Regulations (*Goods and Works*). **Not Applicable**
- VIII. **Hands-on Expanded Implementation Support (HEIS)** *as specified under paragraphs 3.10 and 3.11* of the Procurement Regulations is Applicable. **Not Applicable**
- IX. **Other Relevant Procurement Information** **Not Applicable**

X. Threshold for Prior Review, Procurement Approaches and Methods - Good, Works and Non-Consulting Services

Category	Prior Review (US\$ millions)	Procurement Approaches and Methods (US\$ millions)		
		Open International	Open National	Request for Quotation (RfQ)
Works				
Goods, IT, and non-consulting services				

Post Review: All contracts not subject to prior review shall be subject to post review.

Summary of the procurement packages for Good, Works and Non-Consulting Services

Sr. No	Contract Description	Estimated Cost (US\$)	Review by Bank (Prior / Post)	Market Approach (Open-National/ Limited etc.)	Selection Method (RFP, RFB, RFQ, DS etc.)	Evaluation Options (Most Advantageous Bid, BAFO, Rated Criteria etc.)	Procurement Process (Single stage-single envelope etc.)	Prequalification (Yes/ No)	Domestic Preference (Yes/No)	Expected date of bid/ proposal opening	Expected date of Contract Signature
GOODS											
1.											
2.											
3.											
4.											
Total Goods		613,000									
WORKS											
Total works											
NON-CONSULTING SERVICES											

Total Non- Consulting Services											

XI. Thresholds for Prior Review, Selection Approaches and Methods - Consulting Services

Category	Prior Review (US\$ millions)	Short List of National Consultants	
		Consulting Services	Engineering and Construction Supervision
Consultants (Firms)			
Individual Consultants			

Note: Consultancy services estimated to cost equivalent to US \$ 300,000 and above per contract shall be advertised in the United Nations Development Business (UNDB) online in addition to advertising in national newspaper(s) of wide circulation and/or regional newspaper.

XII. Summary of the procurement packages for Consulting Services

Sr. No	Contract Description	Estimated Cost (US\$)	Review by Bank (Prior/ Post)	Market Approach (Open - International/ National/ etc.)	Selection Method (QCBS, FBBS, LCBS, QBS, CQS, DS etc.)	Shortlisting (Yes/ No)	Expected date of bid/ proposal opening	Expected date of Contract Signature
1.								
2.								
3.								
4.								
5.								
6.								
7.								
8.								

9.								
10.								
Total Consulting Services								

Appendix 1

Letter of Acceptance of the World Bank's Anti-Corruption Guidelines and Sanctions Framework

Date: _____

Invitation of Bids/Proposals No. _____

To: _____

We, along with our sub-contractors, sub-consultants, service providers, suppliers, agents (whether declared or not) consultants and personnel, acknowledge and agree to abide by the World Bank's policy regarding Fraud and Corruption (corrupt, fraudulent, collusive, coercive, and obstructive practices), as set out and defined in the World Bank's Anti-Corruption Guidelines¹ in connection with the procurement and execution of the contract (in case of award), including any amendments thereto.

We declare and warrant that we, along our sub-contractors, sub-consultants, service providers, suppliers, agents (whether declared or not), consultants and personnel, are not subject to, and are not controlled by any entity or individual that is subject to, a temporary suspension, early temporary suspension, or debarment imposed by a member of the World Bank Group, including, inter alia, a cross-debarment imposed by the World Bank Group as agreed with other international financial institutions (including multilateral development banks), or through the application of a World Bank Group finding of non-responsibility on the basis of Fraud and Corruption in connection with World Bank Group corporate procurement. Further, we are not ineligible under the laws or official regulations of *[Insert name of Employer as per bidding document]* or pursuant to a decision of the United Nations Security Council.

We confirm our understanding of the consequences of not complying with the World Bank's Anti-Corruption Guidelines, which may include the following:

- a. rejection of our Proposal/Bid for award of contract;
- b. in the case of award, termination of the contract, without prejudice to any other remedy for breach of contract; and
- c. sanctions, pursuant to the Bank's Anti-Corruption Guidelines and in accordance with its prevailing sanctions policies and procedures as set forth in the Bank's Sanctions Framework. This may include a public declaration of ineligibility, either indefinitely or for a stated period of time, (i) to be awarded or otherwise benefit from a Bank-financed contract, financially or in any other manner;² (ii) to be a nominated³ sub-contractor,

¹ *Guidelines on Preventing and Combating Fraud and Corruption in Projects Financed by International Bank for Reconstruction and Development Loans and the International Development Agency Credits and Grants*, dated October 15, 2006, and revised in January 2011 and July 2016, as they may be revised from time to time.

² For the avoidance of doubt, a sanctioned party's ineligibility to be awarded a contract shall include, without limitation, (i) applying for pre-qualification, expressing interest in a consultancy, and bidding, either directly or as a nominated sub-contractor, nominated consultant, nominated manufacturer or supplier, or nominated service provider, in respect of such contract, and (ii) entering into an addendum or amendment introducing a material modification to any existing contract.

consultant, manufacturer or supplier, or service provider of an otherwise eligible firm being awarded a Bank-financed contract; and (iii) to receive the proceeds of any loan made by the Bank or otherwise to participate further in the preparation or implementation of any Bank-financed project.

We understand that we may be declared ineligible as set out above upon:

- a. completion of World Bank Group sanctions proceedings according to its prevailing sanctions procedures;
- b. cross-debarment as agreed with other international financial institutions (including multilateral development banks);
- c. the application of a World Bank Group finding of non-responsibility on the basis of Fraud and Corruption in connection with World Bank Group corporate procurement; or
- d. temporary suspension or early temporary suspension in connection with an ongoing World Bank Group sanctions proceeding.

For avoidance of doubt, the foregoing effects of ineligibility do not extend to a sanctioned firm's or individual's execution of its ongoing Bank-financed contracts (or its ongoing sub-agreements under such contracts) that are not the subject of a material modification, as determined by the Bank.

We shall permit, and shall cause our sub-contractors, sub-consultants, agents (whether declared or not), personnel, consultants, service providers or suppliers, to permit the Bank to inspect⁴ all accounts, records, and other documents relating to the procurement process and/or contract execution (in the case of award), and to have them audited by auditors appointed by the Bank.

We agree to preserve all accounts, records, and other documents (whether in hard copy or electronic format) related to the procurement and execution of the contract.

Name of the Bidder/Consultant: _____

Name of the person duly authorized to sign the Bid/Proposal on behalf of the Bidder/Consultant:

³ A nominated sub-contractor, nominated consultant, nominated manufacturer or supplier, or nominated service provider (different names are used depending on the particular bidding document) is one which has been: (i) included by the bidder in its pre-qualification application or bid because it brings specific and critical experience and know-how that allow the bidder to meet the qualification requirements for the particular bid; or (ii) appointed by the Borrower.

⁴ Inspections in this context are usually investigative (i.e., forensic) in nature: they involve fact-finding activities undertaken by the Bank or persons appointed by the Bank to address specific matters related to investigations/audits, such as evaluating the veracity of an allegation of possible Fraud and Corruption, through the appropriate mechanisms. Such activity includes but is not limited to accessing and examining a firm's or individual's financial records and information, and making copies thereof as relevant; accessing and examining any other documents, data, and information (whether in hard copy or electronic format) deemed relevant for the investigation/audit, and making copies thereof as relevant; interviewing staff and other relevant individuals; performing physical inspections and site visits; and obtaining third-party verification of information.

Title of the person signing the Letter: _____

KE-MOTI-215303-CS-INDV / Consultancy Services for a Land Surveyor Consultant (1 No)	IDA / 67590	Integrated settlement upgrading	Post	Individual Consultant Selection	Open		155,000.00	0.00	Pending Implementation	2021-02-08		2021-03-29		2021-04-19		2021-05-24		2021-11-20
KE-MOTI-215304-CS-INDV / Consultancy Services for a Land Administration Consultant (1 No)	IDA / 67590	Integrated settlement upgrading	Post	Individual Consultant Selection	Open		155,000.00	0.00	Pending Implementation	2021-02-08		2021-03-29		2021-04-19		2021-05-24		2021-11-20