



Republic of Malawi

12 MONTHS PROCUREMENT PLAN- MALAWI EMERGENCY OPERATION TO PROTECT ESSENTIAL HEALTH SERVICES

I. General

1. Project information

Country: Malawi

Project Name: Malawi Emergency Operation to Protect Essential Health Services

Project ID: P180231

2. Project Implementation Agency: Ministry of Health (MoH)

3. Date of the Procurement Plan: December 1, 2022

4. Period covered by this Procurement Plan: December 2022 to November 2023

II. Preamble

In accordance with paragraph 5.9 of the “World Bank Procurement Regulations for IPF Borrowers” (November 2020) (“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.

III. *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.

IV. 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 Disposal of**

Public Assets Act, 2017 of the Republic of Malawi, such arrangements shall be subject to paragraph 5.4 of the Procurement Regulations as follows:

- Provision of “set-asides” contracts for small enterprises shall not be applied.
- Criteria such as environmental aspect, extent of local content, technology transfer, and managerial, scientific & operational skills development shall not be used in the evaluation of bids unless specifically agreed by the Bank on case to case basis.
- Procurement Documents include provisions, as agreed with the Bank, intended to adequately mitigate against environmental, social (including sexual exploitation and abuse and gender-based violence), health and safety (“ESHS”) risks and practices.

When **other national procurement arrangements** other than national open competitive procurement arrangements are applied by the Borrower, such arrangements shall be subject to paragraph 5.4 of the Procurement Regulations.

In accordance with paragraph 5.3 of the Procurement Regulations, the request for bids/request for proposals document shall require that Bidders/Proposers submitting Bids/Proposals present a signed acceptance at the time of bidding, to be incorporated in any resulting contracts, confirming application of, and compliance with, the Bank’s Anti-Corruption Guidelines, including without limitation the Bank’s right to sanction and the Bank’s inspection and audit rights. The form of the Letter of Acceptance is attached in Appendix 1.

V. Prequalification. Not expected for the works/goods packages in the procurement plan.

VI. Leased Assets as specified under paragraph 5.10 of the Procurement Regulations: Leasing may be used for those contracts identified in the Procurement Plan tables. **Not Applicable**

VII. Procurement of Second-Hand Goods as specified under paragraph 5.11 of the Procurement Regulations - is allowed for those contracts identified in the Procurement Plan tables. **Not Applicable.**

VIII. Domestic preference as specified under paragraph 5.51 of the Procurement Regulations (**Goods and Works**).

(a) Goods: **Not Applicable for those contracts identified in the Procurement Plan tables.**

(b) Works: **Not Applicable for those contracts identified in the Procurement Plan tables.**

IX. Hands-on Expanded Implementation Support (HEIS) as specified under paragraphs 3.10 and 3.11 of the Procurement Regulations: Not Applicable

X. Other Relevant Procurement Information: -

(a) Proposed Procedures for CDD Components: Not Applicable

(b) Reference to (if any) Project Operational/Procurement Manual: The MoH and CMST will develop a Procurement Manual which will be part of the Project Implementation Manual (PIM) to elaborate procurement arrangements under the proposed Project. The Procurement Plan will also form part of the PIM.

XI. Any Other Special Procurement Arrangements:

Being emergency project, simple and fast procurement and selection processes fit for purpose in an emergency will be used including the following streamlined procurement arrangements: (i) use of simple and fast procurement and selection methods fit for purpose in an emergency situation; (ii) procurement from UN Agencies enabled and expedited by World Bank procedures and standard agreements; (iii) increased thresholds for Requests for Quotations (RFQ) to US\$1 million for goods and services and US\$5 million for works; (iv) direct contracting of firms as appropriate; (v) Limited Competition with identified suppliers and contractors; (vi) use of procurement agents; and (vii) force account, as needed. Bid Securing Declaration may be used instead of the bid security. Advance payment may be increased to 40 percent, while secured with the advance payment guarantee. The time for submission of bids/proposal can be shortened to seven - fifteen days in competitive national and international procedures, and to three days for the Request for Quotations, however if bidders request an extension, it should be granted. The retroactive financing may be applied to the contracts procured in advance for the purpose of this Project objective using procurement procedures consistent with Sections I, II and III of the World Bank's Procurement Regulations and consistent with the Financing Agreement of this Project. The Recipient will conduct all emergency procurements under this Project as post review.

XII. Procurement Approach and Prior Review Thresholds:

Based on the overall procurement risk rating of "Substantial", the thresholds for the Bank's prior review and procurement method threshold are provided in the table below:

Prior-review Thresholds		Thresholds for Procurement Methods							
Procurement Type	Substantial Risk (\$'000)	Works			Goods, IT & Non-Consulting Services			Shortlist of National Consultants	
		Open International or ICB (\$'000)	Open National or NCB (\$'000)	Request for Quotation or National Shopping (\$'000)	Open International or ICB (\$'000)	Open National or NCB (\$'000)	Request for Quotation or National Shopping (\$'000)	Consulting Services (\$'000)	Engineering & Construction Supervision (\$'000)
Works	10,000								
Goods, IT & Non-Consulting Services	2,000	≧	<	≧	≧	<	≧	<	≧
Consultants (Firms)	1,000								
Individual Consultants	300	7,000	7,000	200	1,000	1,000	100	200	300

Note

Given that the project will finance a combination of goods, services, and works for emergency response as per OP 12.00, there will be no prior review, and there will be no Standstill Period, provided that Procurement Entities will informally share documentation for quality assurance purposes before contractual commitments.

XIII. Procurement Packages/Plan with Procurement Arrangements and Time Schedule: as per the table below:

PROCUREMENT PLAN

A. Works

1	2	3	4	5	6	7	8	9	10
Ref. No.	Contract Description	Estimated Cost US\$	Market Approach	Selection Method	Prequalification (yes/no)	Domestic Preference (yes/no)	Review by Bank (Prior / Post)	Expected bid opening date	Expected Contract Signature Date
1.	N/A								

B. Goods and Non-Consulting Services

1	2	3	4	5	6	7	8	9	10
Ref. No.	Contract Description	Estimated Cost US\$	Market Approach	Selection Method	Prequalification (yes/no)	Domestic Preference (yes/no)	Review by Bank (Prior / Post)	Expected bid opening date	Expected Contract Signature Date
1.	Supply and Delivery of Essential	5,000,000.00	Direct	UN	N/A	N/A	Prior	31/01/23	28/02/23

	Medicines and Related Supplies								
2.	Supply and Delivery of ten (10) Laptop Computers, One (1) Heavy duty printer, one (1) light duty printer and one (1) scanner	30,000.00	Limited	RFQ	N/A	N/A	Post	31/01/23	11/02/23

C. Consultancy Services

1	2	3	4	5	6	7	8	9
Ref. No.	Contract Description	Estimated Cost US\$	Market Approach	Selection Method	Shortlisting (Yes/No)	Review by Bank (Prior / Post)	Expected proposal opening date	Expected Contract Signature Date
1.	Hiring of Procurement Specialist	108,000.00	Limited	INDV	Yes	Post	12/01/22	31/01/22
2.	Hiring of Project officer	70,000.000	Limited	INDV	Yes	Post	12/01/22	31/01/22

UN - UN Agency; **RFQ** - Request for Quotation; and **INDV** - Individual Consultant Selection.

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

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.

in any other manner;² (ii) to be a nominated³ sub-contractor, 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:

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.

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: _____

PROCUREMENT PLAN Malawi : Malawi Emergency Project to Protect Essential Health Services

General Information
Country: Malawi **Bank's Approval Date of the Original Procurement Plan:** 2023-02-21
Revised Plan Date(s): (comma delineated, leave blank 2023-02-21)
Project ID: P180231 **GPN Date:**
Project Name: Malawi Emergency Project to Protect Essential Health Services
Loan / Credit No: IDA / E1540
Executing Agency: Ministry of Health

WORKS

Activity Reference No. / Description	Loan / Credit No.	Component	Review Type	Method	Market Approach	Procurement Process	Prequalification (Y/N)	High SEA/SH Risk	Procurement Document Type	Estimated Amount (US\$)	Actual Amount (US\$)	Process Status	Draft Pre-qualification Documents		Prequalification Evaluation Report		Draft Bidding Document / Justification		Specific Procurement Notice / Invitation		Bidding Documents Issued		Proposal Submission / Opening / Minutes		Bid Evaluation Report and Recommendation for Award		Signed Contract		Contract Completion	
													Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual		Planned

GOODS

Activity Reference No. / Description	Loan / Credit No.	Component	Review Type	Method	Market Approach	Procurement Process	Prequalification (Y/N)	Estimated Amount (US\$)	Actual Amount (US\$)	Process Status	Draft Pre-qualification Documents		Prequalification Evaluation Report		Draft Bidding Document / Justification		Specific Procurement Notice / Invitation		Bidding Documents Issued		Proposal Submission / Opening / Minutes		Bid Evaluation Report and Recommendation for Award		Signed Contract		Contract Completion		
											Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	
MW-MOH-342522-GO-RFQ / Supply and Delivery of ICT Equipment	IDA / E1540	Project management	Post	Request for Quotations	Limited	Single Stage - One Envelope		30,000.00	0.00	Pending Implementation								2023-03-02									2023-03-21		2023-03-28
MW-MOH-342544-GO-DB / Supply and Delivery of Essential Medicines and Related Supplies	IDA / E1540	Project management	Post	Direct Selection	Direct - International			5,000,000.00	0.00	Pending Implementation					2023-02-27		2023-03-04										2023-04-02		2023-06-01

NON CONSULTING SERVICES

Activity Reference No. / Description	Loan / Credit No.	Component	Review Type	Method	Market Approach	Procurement Process	Prequalification (Y/N)	Estimated Amount (US\$)	Actual Amount (US\$)	Process Status	Draft Pre-qualification Documents		Prequalification Evaluation Report		Draft Bidding Document / Justification		Specific Procurement Notice / Invitation		Bidding Documents Issued		Proposal Submission / Opening / Minutes		Bid Evaluation Report and Recommendation for Award		Signed Contract		Contract Completion		
											Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	

CONSULTING FIRMS

Activity Reference No. / Description	Loan / Credit No.	Component	Review Type	Method	Market Approach	Contract Type	Estimated Amount (US\$)	Actual Amount (US\$)	Process Status	Terms of Reference		Expression of Interest Notice		Short List and Draft Request for Proposals		Request for Proposals as Issued		Opening of Technical Proposals / Minutes		Evaluation of Technical Proposal		Combined Evaluation Report and Draft Negotiated Contract		Signed Contract		Contract Completion			
										Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual		

INDIVIDUAL CONSULTANTS

Activity Reference No. / Description	Loan / Credit No.	Component	Review Type	Method	Market Approach	Contract Type	Estimated Amount (US\$)	Actual Amount (US\$)	Process Status	Terms of Reference		Invitation to Identify / Selected Consultant		Draft Negotiated Contract		Signed Contract		Contract Completion	
										Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual	Planned	Actual
MW-MOH-342532-CS-INDV / Hiring of Procurement Specialist	IDA / E1540	Project management	Post	Individual Consultant Selection	Limited		108,000.00	0.00	Pending Implementation	2023-01-05		2023-01-26		2023-02-02		2023-02-05		2025-02-04	
MW-MOH-342513-CS-INDV / Hiring of Project Officer	IDA / E1540	Project management	Post	Individual Consultant Selection	Limited		70,000.00	0.00	Pending Implementation	2023-02-17		2023-03-10		2023-03-15		2023-03-17		2025-03-16	