

**GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH
OFFICE OF THE CHIEF ENGINEER (EAST)
BANGLADESH RAILWAY, CRB,
CHATTOGRAM.**

Request For Expression of Interest(EOI)

1	Ministry/Division	:	Ministry of Railways
2	Agency	:	Bangladesh Railway
3	Procuring Entity Name	:	Additional Chief Engineer/bridge (east), Bangladesh Railway, Chattogram.
4	Procuring Entity Code	:	Not used at present
5	Procuring Entity District	:	Chattogram
6	Expression of Interest (EOI) for Selection of	:	Independent Panel for Establishment of a 500 Bed Multi-Specialty Hospital and a 100 seat Medical College on Bangladesh Railway Site in Chattogram, Bangladesh on Public Private Partnership Mode
7	EOI Reference No.	:	54.01.1500.109.01.547.20-01
8	Date	:	25.11.2020
Key Information			
9	Procurement Sub-Method	:	QCBS (Quality and Cost Based Selection) (NCB).
Funding Information			
10	Budget and Source of Funds	:	50% GoB and 50% from Private Partner
11	Development Partner (if applicable)	:	Not applicable.
Particular Information			
12	Project/Programme Code (if applicable)	:	None
13	Project/Programme Name (if applicable)	:	Public Private Partnership Project
14	EOI Closing Date and Time	:	20-12-2020 at 12.30 hours.
15	EOI Proposal Receiving Address	:	Chamber of Addl. Chief Engineer (east) Office of the Chief Engineer (east) Bangladesh Railway, CRB, Chattogram
Information For Applicant:			
16	Brief Description of the Assignment	:	<p>These Terms of Reference for the Independent Panel (the "TOR") are being specified pursuant to the PPP Contract dated 18 March 2020 (the "PPP Contract"), which has been entered into between The Government of the People's Republic of Bangladesh represented by the Ministry of Railways acting through Bangladesh Railway having its principal office at Rail Bhaban, 16 Abdul Gani Road, Dhaka 1000, Bangladesh (hereinafter referred to as the "Contracting Authority") and United Enterprises & Co. Ltd. having its registered office at Gulshan Centre Point, House # 23-26, Road # 90, Gulshan 2, Dhaka 1212 (the "Project Company") for the <i>Establishment of a 500 Bed Multi-Specialty Hospital and a 100 seat Medical College on Bangladesh Railway Site in Chattogram, Bangladesh</i> on a design, build, finance, operate, maintain, transfer ("DBFOMT") basis, and a copy of which is annexed hereto and marked as Annex-A to form part of this TOR.</p>
		2	Role and functions of the Independent Panel
		I.	The role and functions of the Independent Panel shall include the following:

		:		<ul style="list-style-type: none"> a) conducting inspection and Tests in relation to the Project Facilities and issuing Completion/Provisional Certificate; b) reviewing the data and information provided by the Project Company in accordance with the PPP Contract; c) monitoring the compliance of the Project Company with the terms of this PPP Contract; d) determining, as required under the PPP Contract, the costs of any works or services and/or their reasonableness; e) determining, as required under the PPP Contract, the period or any extension thereof, for performing any duty or obligation; f) assisting the Parties in resolution of Disputes; g) determining whether to grant the Project Company an initial six-month (or less) extension to the Scheduled Completion Date in accordance with the PPP Contract; h) approve the relevant forms of sub-lease to be used by the Project Company in accordance with the PPP Contract; i) undertaking all other duties and functions in accordance with the PPP Contract; j) assisting the Contracting Authority in arriving at a decision in accordance with Clause 4.1.4 (Conditions Precedent) of the PPP Contract, if the Contracting Authority seeks the advice of the Independent Panel; and k) discharging any other functions or duties (not specifically set out in this TOR) which arise under the PPP Contract.
		:	II.	The Independent Panel shall discharge its duties in a fair, impartial and efficient manner, consistent with the highest standards of professional integrity and Good Industry Practice.
		:	III.	Upon receipt of notification from the Project Company, the Independent Panel shall perform the following functions:
		:		A. Construction Period

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		:	<ul style="list-style-type: none"> I. Review and opine on the Project Plan submitted by the Project Company; II. Monitor and review the progress of the Construction Works; III. Basic design and planning review of the Project; IV. Review construction schedule including Project Milestones; V. Review Project Agreements and opine on technical adequacy, consistency among the contracts and their suitability to achieve Project scope and cash flow projections; VI. Review conformity with good engineering and construction standards and industry practices; VII. Review contractors' experience and their ability to meet contractual requirements, and risk allocation; VIII. Performance testing and acceptance criteria for the Project and each of the individual Project Facilities; IX. Monitor and review the progress of the Construction Works; X. Review the periodic progress report; XI. Evaluate the actual quality control procedures implemented and advise if, in its opinion, the Quality Control/Quality Assurance program of the Contractor is appropriate and adequate with respect to Site conditions and typical of industry practice; XII. Review the status of the Project Completion Schedule and budget; XIII. Review other items listed in the Terms of Reference. XIV. Review and opine on: <ul style="list-style-type: none"> a) Safety assurance program b) Quality of construction work, O&M plan and man-power availability; c) Site conditions, including Site accessibility, as well as adequacy of the available infrastructure; d) Project commissioning and start-up plan, including testing and acceptance criteria for the Project; e) Compliance of Construction Work with permits and with applicable environmental guidelines; f) That construction is in accordance with the PPP Contract requirements. XV. The Independent Panel shall inspect the Project Assets once every month, preferably after receipt of the monthly progress report from the Project Company, but before the 20th (twentieth) day of each month in any case, and make out a report of such inspection (the "Works Report") setting forth an overview of the status, progress, quality and safety of the Project works, including the conformity of the Project works with the Scope of the Project. <ul style="list-style-type: none"> a) In a separate section of the Works Report, the Independent Panel shall describe in reasonable detail the lapses, defects or deficiencies observed by it in the Project. The Independent Panel shall send a copy of its Inspection Report to the Contracting Authority and the Project Company within 7 (seven) days of the inspection. b) The Independent Panel will have responsibility for advising on any situation that might arise that could impact successful completion of the Project.
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17	Experience, Resources & Delivery Capacity Required	:	a)	The Expression of Interest (EOI) shall be evaluated on the basis of evaluation criteria mentioned in the item 20 of this notice		
			b)	The services for the assignment shall be 36 (thirty six) months from assigning the service		
18	Other Details	:	a)	The Consultant (Firm) shall be selected in accordance with PPA/2006 and PPR/2008 as enforced in Bangladesh.		
		:	b)	Expression of Interests (EOI) in two sets [One original + One duplicate with CD] shall be submitted in sealed envelope, delivered to the address of the undersigned.		
19	Association with foreign firm(s)	:	<p>Association in the form of JVCA or Sub-consultancy among eligible firm/firms will be allowed. But the lead firm will be Bangladeshi. The formation, operation and obligation of JVCA shall be governed by the Rules-54 of PPR, 2008 as enforced in Bangladesh. Maximum number of firms in the JV shall be 4 (four).</p> <p><i>[The JVCA agreement shall be executed on a non-judicial stamp of value Tk. 300 only and signed by all legally authorized representatives of the Persons who are parties to such agreement. An alternative of the above is submission of Letter of Intent to execute a Joint Venture Agreement signed by all partners of the JVCA and is authenticated by a Notary Public.]</i></p>			
20	EOI Evaluation Criteria	Evaluation will be done on the basis of criteria given in the following table. Supporting evidences shall have to be submitted in favor of experiences.				
20.1	Eligibility Criteria		The consulting firm shall have working experience of at least one project completed comprising of conducting supervision of at least 300 bed hospital construction work or as a independent panel of any similar nature PPP project.		Yes	No
20.2	Background of the proposer;	a)	<p>Age of Consulting Firm from the date of registration will have to be submitted and will be evaluated on a scale of excellent, very good, good & poor i.e.</p> <p>>25 years=excellent, >20<=25 years=very good, >15<=20 years=good, >=10<=15 years=poor.</p>			
		b)	<p>Number of total employees of the firm/firms more than a year will have to be submitted and will be evaluated on a scale of excellent, very good, good & poor i.e.</p> <p>>100 employees = excellent, >75<=100 employees = very good, >50<=75 employees = good, >= 25<=50 employees =poor.</p>			
20.3	Overall consultancy experience of the proposer;		<p>Total years of experience in Consultancy Services will have to be submitted and will be evaluated on a scale of excellent, very good, good & poor i.e.</p> <p>>25 years=excellent, >20<=25 years=very good, >15<=20 years=good, >=10<=15 years=poor.</p>			
20.4	Summary of experience of Consulting Firm in the required area of expertise	a)	<p>Number of completed similar project by the proposer will have to be submitted and will be evaluated on a scale of excellent, very good, good & poor i.e.</p> <p>> 8 completed projects = excellent, >6<=8 completed projects = very good, >4<=6 completed projects = good, >=2<=4 completed project = poor.</p>			

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20.5	Summary of permanent professional employees with key qualifications	a)	Team Leader, Geotechnical Engineer, Structural Engineer, Electrical Engineer, Biomedical Engineer, Financial Analyst, IT specialist, Doctor etc [will be evaluated on a scale of excellent, very good, good & poor i.e. for each category 4 nos. graduate personnel available = excellent, 3 nos. graduate consultants available= very good, 2 nos. graduate consultants available=good, 1 no graduate consultant available=poor]
20.6	Audited Financial Reports and mention avg. Liquid Asset/ Working capital for last five years.	a)	Audited Financial Reports for last five years will have to be submitted and will be evaluated on a scale of excellent, very good, good & poor i.e. Average annual turnover > BDT 50 crore or equivalent = excellent, > BDT 25 crore or equivalent <=50 crore = very good, > BDT 10 crore or equivalent <= 25 crore = good, > BDT 5 crore or equivalent <= 10 crore = poor.
		b)	Average Liquid Asset/ Working capital for last five years will have to be submitted and will be evaluated on a scale of excellent, very good, good & poor i.e. Average Liquid Asset/ Working capital > BDT 50 crore or equivalent = excellent, > BDT 25 crore or equivalent <=50 crore = very good, > BDT 10 crore or equivalent <= 25 crore = good, > BDT 5 crore or equivalent <= 10 crore = poor.

Procuring Entity Details

21	Name of the Official Inviting EOI	:	Md Ahsan Jabir
22	Designation of the Official Inviting EOI	:	Additional Chief Engineer/bridge (East) Bangladesh Railway, Chattogram. & Project Director
23	Address of the Official Inviting EOI	:	Office of the Chief Engineer (East) Bangladesh Railway, CRB, Chattogram.
24	Contract Details of the Official Inviting EOI	:	Tel. No.031-2863162, Cell no: +8801711691530
25	The Procuring Entity reserves the right to accept any EOI or reject all EOIs.		

(Md Ahsan Jabir)

Additional Chief Engineer/bridge (East)
& Project Director
Bangladesh Railway
CRB, Chattogram.