

PROCUREMENT PLAN (Textual Part)

Project information: INDIA: Chhattisgarh Accelerated Learning for a Knowledge-Economy [CHALK]

Project Number: **P179249**

Project Implementation agency:

Date of the Procurement Plan: December 12, 2022

Period covered by this Procurement Plan: 18 months

Preamble

In accordance with paragraph 5.9 of the “World Bank Procurement Regulations for IPF Borrowers” (July 2016, Revised November 2017, July 2018 and 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.

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.

Project Procurement Strategy for Development (PPSD): PPSD is under preparation

Procurement methods.

Table 1 describes the various procurement methods to be used for activities financed by the loan. The thresholds indicated in Table 1 will apply to the initial 18 months of implementation and may be modified during project implementation based on procurement performance.

Table 1: Procurement Methods

Procurement Approaches and Methods	Thresholds (US\$ Equivalent)
Open international (Goods, IT, and Non-consulting services)	≥ 10 million
Open national (Goods, IT, and Non-consulting services)	up to 10 million
National request for quotation (Goods/Works)	Up to 100,000

Procurement Approaches and Methods	Thresholds (US\$ Equivalent)
Open international (Works)	> 40 million
Open national (Works)	up to 40 million
Direct selection	No threshold; For Goods / Works / Non-consulting services: According to paragraphs 6.8–6.10 of the Regulations; For Consultants: According to paragraphs 7.13–7.15 of the Regulations
Shortlist of national consultants	Up to 2 M

Procurement prior-review thresholds. The Bank will prior review contracts above the threshold indicated below:

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- a. Works including Supply & Installation of Plant and Equipment: All contracts more than US\$ 10 million equivalent
- b. Goods and IT System: All contracts more than US\$ 2 million equivalent
- c. Non-consulting services: All contracts more than US\$ 2 million equivalent
- d. Consultants: All contracts (i) more than or equal to US\$ 1 million equivalent for firms; and (i) more than or equal to US\$ 300,000 equivalent for individuals
- e. In addition to above, and irrespective of the contract value, the following procurement activities are subject to the Bank’s procurement prior review:
 - procurement processes involving contract negotiations, as described in Section VI, paragraphs 6.34-36, of the Procurement Regulation;
 - competitive dialogue;
 - sustainable procurement;
 - selection of probity assurance providers, as described in Section III, paragraph 3.3 of the Procurement Regulations; and
 - best and final offer.

National procurement procedure conditions (NPP conditions).

National competition for the procurement of goods, works, and non-consulting services per established thresholds will be conducted in accordance with paragraphs 5.3–5.5 of Section V of the Regulations and the provisions contained in the loan agreement and the following provisions:

- a. Only the model bidding documents agreed with the World Bank (and as amended from time to time) shall be used for bidding.
- b. Invitations to bid shall be advertised on a widely used website or electronic portal with free open access at least 30 days prior to the deadline for the submission of bids, unless otherwise agreed in the approved procurement plan.
- c. No special preferences will be accorded to any bidder either for price or for other terms and conditions when competing with foreign bidders, state-owned enterprises, small-scale enterprises, or enterprises from any given state.
- d. Except with the prior concurrence of the Bank, there shall be no negotiation of price with the bidders, even with the lowest evaluated bidder.
- e. Government e-Marketplace (GeM) set-up by Ministry of Commerce, Government of India will be acceptable for procurement under Request for Quotations (RFQ) method.
- f. At the Borrower's request, the Bank may agree to the Borrower's use, in whole or in part, of its electronic procurement system, provided that the Bank is satisfied with the adequacy of such system
- g. Procurement will be open to eligible firms from any country. This eligibility shall be as defined under Section III of the Procurement Regulations. Accordingly, no bidder or potential bidder shall be declared ineligible for contracts financed by the Bank for reasons other than those provided in Section III of the Procurement Regulations
- h. The request for bids/request for proposals document shall require that Bidders/Proposers submitting Bids/Proposals include a signed acceptance in the bid, 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.
- i. The Borrower shall use an effective complaints mechanism for handling procurement related complaints in a timely manner.
- j. Procurement Documents will 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 impacts.

Use of GeM (Government e-Marketplace) will be allowed in lieu of RFQ (Request for Quotation) as per following details:

- a) up to INR 50,000 in catalog mode (viz. any available item could be selected by Implementing Agency without further competition), provided selected Item/Supplier meeting the requisite quality, specification and delivery period.
- b) up to INR 3 Million from the Supplier having lowest price amongst at least three Suppliers meeting the requisite quality, specification and delivery period. The tools for online bidding and online reverse auction available on GeM may be used by the Purchaser.
- c) up to INR equivalent of US\$ 100,000 from the Supplier having lowest price and meeting the requisite quality, specification and delivery period after mandatorily obtaining bids from at least three Suppliers, using online bidding or reverse auction tool provided on GeM.
- d) While making use of GeM portal, Borrower shall make use of Special Terms and Conditions meant for World Bank financed projects.

Leased Assets as specified under paragraph 5.10 of the Procurement Regulations: **Not Applicable**

Procurement of Second Hand Goods as specified under paragraph 5.11 of the Procurement Regulations: **Not Applicable**

Domestic Preference as specified under paragraph 5.51 of the Procurement Regulations:

Goods: is not applicable

Works: is not applicable

Prior review by World Bank.

In the case of contracts subject to prior review, the Implementing Agencies will seek the World Bank's no objection before granting/agreeing to: (a) an extension of the stipulated time for performance of a contract that either increases the contract price or has an impact on the planned completion of the project; (b) any substantial modification of the scope of works, goods, non-consulting services, or consulting services and other significant changes to the terms and conditions of the contract; (c) any variation order or amendment (except in cases of extreme urgency) that, singly or combined with all variation orders or amendments previously issued, increases the original contract amount by more than 15 percent; and (d) the proposed termination of the contract. Complaints received in all prior review cases shall be sent to Bank for review and the response to the complaint in such cases, shall be cleared with the Bank. Complaints with allegations of fraud and corruption, shall be shared with Bank, irrespective of the thresholds.

All contracts not covered under prior review by the Bank will be subject to post review during implementation support missions and/or special post review missions, including missions by consultants hired by the Bank. The Bank may conduct, at any time, Independent Procurement Reviews of all the contracts financed under the loan. Even for Post Review cases, the inputs of Bank on Technical Specifications/TORs will be obtained by project.

Disclosure of procurement information. The following documents shall be disclosed on the project/state websites: (i) a Procurement Plan and updates; (ii) an invitation for bids for goods and works for all contracts; (iii) request for expression of interest for selection/hiring of consulting services; (iv) contract awards of goods and works procured under international and national procedures; (v) a list of contracts/purchase orders placed under shopping procedures on a quarterly basis; (vi) a list of contracts under direct contracting (DC) on a quarterly basis; (vii) a monthly financial and physical progress report of all contracts; and (viii) an action taken report on the complaints received on a quarterly basis.

The following details shall be sent to the World Bank for publishing on the United Nations Development Business and the World Bank external website: (a) an invitation for bids for procurement of goods and works using open international procedures, (b) contract award details of all procurement of goods and works using open international procedure, and (c) a list of contracts/purchase orders placed following DC procedures on a quarterly basis.

Further, IAs will also publish on their websites any information required under the provisions of 'suo moto' disclosure as specified by the Right to Information Act.

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