

Specific Procurement Notice

First date of publication: 11 January 2019

Request for Consultants' Qualifications for the Pool of Technical Evaluation Panel Member for Legal Consultant (Several Consultants)

Ref: OMCN/PM/ICS/028

1. The Millennium Challenge Corporation ("MCC") and the Government of Nepal ("Government" or "GoN") have entered into a Millennium Challenge Compact for Millennium Challenge Account assistance to help facilitate poverty reduction through economic growth in Nepal on 14 September 2017 ("The Compact") in the amount of approximately USD 500 million ("MCC Funding"). The Government intends to apply parts of the proceeds of the funds to payments for contracts for goods, works and services. MCC is a U.S. government agency focused on assisting countries dedicated to good governance, economic freedom, and investments in people. Subject to the terms and conditions of the Compact, related agreements, and the availability of funds, the Government intends to use a portion of the funds to finance professional consulting services to assist the GoN with the implementation of the Compact program in a transparent and sound manner.

The Compact includes investment from MCC of approximately US\$500 million and an additional US\$130 million from the Government, for a total of approximately US\$630 million. It includes two projects: (i) construction of about 300 kilometers of 400kV electricity transmission lines, three substations, and technical assistance for the power sector; and (ii) technical assistance to improve the road maintenance regime and road maintenance works on about 300 kilometers of the strategic road network. The program would include the procurement of contractors and consultants for design, construction and supervision of electricity lines and substations, road maintenance works, including a variety of technical services, equipment and construction works in different geographic locations within Nepal. These contracts will be competed through open international procurement procedures.

2. This Request for Consultants Qualifications, the RCQ, follows the General Procurement Notice that appeared in dgMarket on 20 August 2018, UNDB Online on 20 August 2018, and on the Himalayan Times newspaper on 22 August 2018.
3. In issuing this RCQ, the GoN is represented by the Office of the Millennium Challenge Nepal ("OMCN")/Millennium Challenge Account Nepal (MCA-N).

With this Request for Qualifications, OMCN is seeking applications from suitably qualified Individual Consultants to provide consultancy services for the evaluation and review of proposals/qualifications/bids related to legal services. In order to be a Technical Evaluation Panel (TEP) member, an individual must possess the following qualifications:

- Hold as a minimum a university degree in laws;
- Qualified to practice law in Nepal, with a minimum overall experience of 10 years;

- Experience advising Government Entities and/or international funded public projects;
- Experience of at least 3 years in government procurement and contracting is required;
- Excellent written and oral communication skill in English.

The Technical Evaluation/Bid Review Panel Pool Members (“The Consultant”) will be selected under the **Individual Consultant Selection (ICS)** method in accordance with the procedures set out in the MCC Program Procurement Guidelines which are provided on the MCC website (<https://www.mcc.gov/resources/doc/program-procurement-guidelines>). The selection comprises two stages; first, OMCN will select the consultants with the appropriate qualifications and experience using the criteria provided in the TOR, who will obtain minimum 80% marks against the requirements stated under ToR. At the second stage, the selected consultants will be invited to submit financial proposal and negotiate (if needed) the contract. The contract award is subject to reasonable rate quoted by the Consultant and successful contract negotiations (if any).

4. Candidates interested in receiving the full RCQ and submitting Qualifications (CV) should register their interest by sending an e-mail (with subject: RCQ for Pool of Technical Evaluation Panel Member for Legal Consultant) to the Procurement Agent on MCANepalPA@cardno.com giving full contact details. This will also ensure that the Consultants receive updates regarding this RCQ.
5. Qualifications shall be submitted to the address below no later than **3:00 PM Nepal Time (GMT+5.45) of 13 February 2019**. Only Qualifications submitted by email are acceptable (hard copy submission shall not be entertained), and should be submitted to:

Office of the Millennium Challenge Nepal (OMCN)
Hotel Yak and Yeti, Durbar Marg, Kathmandu, Nepal.
Attention: Procurement Agent
Email: MCANepalPA@cardno.com
Subject: RCQ for Pool of Technical Evaluation Panel Member for Legal Consultant

National Coordinator
OMCN/MCA-N