

**REQUEST FOR EXPRESSIONS OF INTEREST
(CONSULTING SERVICES – INDIVIDUAL)
INTERNATIONAL CONTRACT MANAGEMENT
SPECIALIST**

COUNTRY: GOVERNMENT OF THE REPUBLIC OF TAJIKISTAN

NAME OF PROJECT: OBIGARM NUROBOD Rd PROJECT LONG BRIDGE and APPROACHES

Loan No.: L0309A

Assignment Title: Project Implementation Support – International Contract Management Specialist

Reference No.: AIIB/L/ONRdPLB/PIU/IC-01

The Government of the Republic of Tajikistan has received financing from the Asian Infrastructure Investment Bank (AIIB) toward the cost of the Obigarm Nurobod Road Project Long Bridge and Approaches, and intends to apply part of the proceeds for consulting services for Contract Management issues.

The overall objective of the assignment is to provide to the Projects Implementation Unit for Roads Rehabilitation (PIURR) contract management support at the bidding, pre-contract and implementation stages of Section 3 of the Works for the Long Bridge and Approaches being funded in part by the Asian Infrastructure Investment Bank (AIIB). The contract management support will require the input from an International Contract Management Specialist (the Consultant) with wide experience in procuring, contracting and implementing design and build (D&B) type of contracts internationally and in the region, focusing on output and performance requirements.

The individual selected for the required contract management support will be required to carry the scope of work (the “Services”) as described in the detailed Terms of Reference (TOR) for the assignment, attached as Appendix 1.

The Ministry of Transport/Projects Implementation Unit for Roads Rehabilitation now invites Expression of Interest (EOI) from eligible individuals to indicate their interest in providing the Services fulfilling the requirements of the TOR.

Interested individuals should provide statement of their relevant experience with information demonstrating that they have the required qualifications and relevant experience to perform the Services.

The broad award criteria are as follows:

(a) Relevant Knowledge and Experience

- (i) relevant experience on advising on legal matters that are usually required for engagement of this nature, such as procurement of civil works, contracting, bonds and insurances, contract administration and claims management;
- (ii) familiarity with the procurement policies and procedures of multilateral development banks such as the AIIB, World Bank, ADB, EBRD etc.;
- (iii) familiarity with the preparation and implementation of FIDIC Contracts, in particular the FIDIC Conditions of Contract for Plant and Design Build (2017).
- (iv) proven experience in construction law and advising on contract administration, claims management, and dispute resolution.

(b) Language Requirement

- (v) team member(s) assigned shall be able to communicate fluently in written and oral English;

The attention of interested Consultants is drawn to Section II, paragraph 4.4, and paragraph 4.9 of the AIIB's "Procurement Instructions for Recipients" June 2, 2016, setting forth the AIIB's policy on conflict of interest and eligibility.

An individual consultant will be selected in accordance with the AIIB Procurement Policy and its associated Interim Operational Directive on Procurement Instructions for Recipients.

Expression of Interest (EOI) must be delivered in a written form along with a statement of experience (CV) in **pdf**. format to the address below by e-mail by **28 May 2024**. Any EOI arriving after the deadline will not be considered.

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Appendix 1

Terms of Reference (TOR) for Contract Management Specialist for Section 3 Obigarm to Nurobod – Long Bridge and Approaches

Background

The Government of Tajikistan, represented by the Ministry of Transport, is constructing a 75 km long alternative alignment of the existing M41 highway connecting the northeast region of Tajikistan and the Kyrgyz Republic, located between Obigarm (km 72) and Nurobod (km 158). The existing highway will be inundated by the reservoir of the Rogun Hydropower Project (HPP), currently under construction.

The M41 highway is of regional importance, reflected by its position on Central Asia Regional Economic Cooperation (CAREC) Corridors 2, 3 and 5.

The M41 highways project is divided into three sections:

Section 1: Obigarm to Tagikamar (km 0+000 to km 30+217)

Sub-Section 1: Javoni – Kandak

Sub-Section 2: Gazakyon – Sebnok (Lugar)

Sub-Section 3: Hakimi - Siyohgulak

Section 1 is approximately 30 km long and includes Bridges No. 1 through No. 6, Tunnel No.1 (Kandak Tunnel, 1.6 km), Tunnel No.2 (Karagach Tunnel, 1.7 km), and local access roads of 30 km.

Section 1 is funded by the Asian Development Bank (ADB) and by the OPEC Fund for International Development (OFID).

Section 2: Tagikamar to Nurobod (km 30+217 to km 75+600, less the bridge in Section 3)

Section 2, Sub-Section 4: Mudzhihrv – Alihodzha

Section 2, Sub-Section 5: Alihodzha – Tuthor

Section 2, Sub-Section 6: Tuthor – Kabudiyon ((Samsolik)

Section 2, Sub-Section 7: Kaboudiyon – Humdon

Section 2 is approximately 44 km long and includes Bridges No. 7 through No. 13, Tunnel No. 3 (Tagikamar Tunnel, 2.6 km), local access roads 40 km, and a temporary long bridge over the Rogun HPP Reservoir at Darband over the Surhkhob River.

Section 2 is funded by the European Bank for Reconstruction and Development (EBRD).

Section 3: Bridge over Rogun Reservoir (km 72+900 to km 74+303)

Section 3 includes design and construction of an approximate 920-meter-long permanent bridge across the Rogun Reservoir, as well as 560 meters of bridge approaches (the Project).

Section 3 is proposed to be funded by the Asian Infrastructure Investment Bank (“the Bank” or “AIIB”), supported by a grant financing for the project preparation.

The Project is a government priority, as reflected by its inclusion in the National Development Strategy. The project is also consistent with the CAREC Transport and Trade Facilitation Strategy 2020 and will contribute to achieving goals three (good health and well-being) and nine (industry, innovation and infrastructure) of the UN sustainable development goals.

The Ministry of Transport (MoT or “the Client”), which is responsible for the administration of the Republican Road Network of Tajikistan, will be in charge of overall project implementation.

To manage projects in the road sector the Projects Implementation Unit for Roads Rehabilitation (PIURR) has been established by the decree of the Government of Tajikistan under the MoT. In addition, a dedicated Project Implementation Unit (PIU) for the management of the Section 3, has been established under the PIURR.

Objectives

The overall objective of the assignment is to provide to the PIURR contract management advice and support at the bidding, pre-contract and implementation stages of Section 3 of the Works for the Long Bridge and Approaches. The contract management support will require the input from an individual consultant with wide experience in procuring and implementing FIDIC design and build type of contracts, focusing on output and performance requirements.

The individual consultant engaged will liaise closely with the other Project Support Consultants, who are assisting the PIURR, with the overall implementation of the project.

The contract management specialist will be required to familiarize themselves with all documents related to the Project.

Through the engagement of the individual contract management specialist, the Client expects to obtain the benefit of best international practice in the field of construction law and procurement and development strategies, a breadth of contract expertise, as well as expertise in contract administration and claims management under FIDIC Yellow book, 2017 edition.

3. Scope of Work

Further to the above objectives, the Contract Management Specialist will focus on the following activities, **but not limited to**:

- a) Review of and reporting on the work outputs done by an external consultant earlier selected to prepare the Tender Documents for a Design, Build, and Maintain (DBM) works contract using output and performance indicators within the framework of a FIDIC Design and Build contract.
- b) Review the contracts for the works and the engineer and ensure the integrity and consistency of the contract terms..
- c) For the works and services contracts, providing specific comments and drafting individual clauses as necessary for the:
 - (i) Instructions to Tenderers (“ITT”) and related documents such as the bid bond (if any); and

- (ii) main contract terms and related documents (such as the forms of guarantee, bonds, lien waivers and insurances),

in each case forming part of the Request for Proposal (RfP) to be issued to potential bidders.

- d) Review of and reporting on the responses to the RfP in relation to the main (D&B) contract terms and related documents and presenting thereon if required.
- e) Finalising the main contract terms and related documents and overseeing signing process.
- f) Advising on the contract terms during construction and up to completion of the Works and/or expiry of the defects notification period.
- g) If required, review and comment on Contractor claims and associated determinations prepared by the Engineer
- h) If required, provision of support for claims assessment, preparation of variations, contract addendums and other contract administration activities
- i) If required, provision of independent advice to the Employer on settlement of claims and dispute avoidance
- j) In the case of a dispute, and if required, provision of advice on dispute resolution procedures and support to the PIU during the dispute resolution process

4. Implementation Arrangements and Duration of the Assignment

The assignment is expected to start in May 2024 and will have a **duration of 56 months**. The Contract Management Specialist shall perform their services remotely from their home office.

The Services will be provided, during the course of the project preparation/implementation. The exact input during each month will depend on the requirements of the Project and will be agreed on in advance with between the Consultant and the Client. At the end of each month, the Consultant shall provide for PIURR management approval and payment a monthly Invoice specifying the work done and time spent.

The Consultant will use its own necessary computer hardware and software required to deliver the Services.

All available Project information including copies of critical documentation such as outputs from previous studies will be made available to the Consultant by the PIURR. All received Project material belongs to the Client and can't be shared with any other person of institution. Prohibited sharing will result in breach of the contract.

5. Reporting and Deliverables

The following reports shall be prepared by the Consultant during the course of the Services:

- a) Reviews and reports as indicated in the Section 3 above (Scope of Works, items "a" to "j");

The Consultant shall report to the PIURR's nominated representative. The assigned Contract Management Specialist shall liaise closely with the other PIURR Project Support Consultants as necessary.

The Consultant will provide deliverables addressing in detail all tasks as specified in section 3 of this Terms of Reference. All deliverables will be prepared and delivered by the Consultant in the English language.

All Project reports issued by the Consultant shall be reviewed and approved by the PIU in a shortest possible time. A period of up to two weeks shall be allowed for this review and approval.

6. Qualifications of the Contract Management Specialist

The Contract Management Specialist will have recognized/proven high-level international experience in advising on the procurement of and concluding contracts for infrastructure of a size and scope comparable to the Project. In addition, the Contract Management Specialist will have proven and evident experience in providing direct independent advice to government Clients in relation to projects of high value and national importance.