



**PUBLIC PRIVATE PARTNERSHIP**  
**REQUEST FOR EXPRESSION OF INTEREST**  
**2019**

**MINISTRY OF FINANCE**  
**ROYAL GOVERNMENT OF BHUTAN**





**[Name of Implementing Institution]**

**Request for Expressions of Interest**

**for the**

**[Title of PPP Project]**

**[DATE]**



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## DISCLAIMER

The information contained in this Request for Expressions of Interest (**EOI**) or subsequently provided to Applicants, whether verbally or in documentary or any other form by or on behalf of the Implementing Institution or any of its employees or advisors, is provided to Applicants on the terms and conditions set out in this EOI and such other terms and conditions subject to which such information is provided.

This EOI is not an agreement and is neither an offer nor invitation by the Implementing Institution to the prospective Applicants or any other person. The purpose of this EOI is to provide interested parties with information about the PPP Project, to gather information about all interested firms, and to record any concerns of interested firms. The Expression of Interest shall not be used to either shortlist or disqualify applicants. Any entity which has not submitted Expression of Interests shall also be allowed to participate in the Request for Qualification stage according to terms and conditions that may be specified thereof.

This EOI includes statements, which reflect various assumptions and assessments arrived at by the Implementing Institution in relation to the PPP Project. Such assumptions, assessments and statements do not purport to contain all the information that each Applicant may require. This EOI may not be appropriate for all persons, and it is not possible for the Implementing Institution, its employees or advisors to consider the investment objectives, financial situation and particular needs of each party who reads or uses this EOI. The assumptions, assessments, statements and information contained in this EOI may not be complete, accurate, adequate or correct. Each Applicant should therefore conduct its own investigations and analysis and should check the accuracy, adequacy, correctness, reliability and completeness of the assumptions, assessments, statements and information contained in this EOI and obtain independent advice from appropriate sources.

Information provided in this EOI to the Applicant(s) is on a wide range of matters, some of which depends upon interpretation of law. The information given is not intended to be an exhaustive account of statutory requirements and should not be regarded as a complete or authoritative



statement of law. None of the Implementing Institutions, its employees, or advisors accepts any responsibility for the accuracy or otherwise for any interpretation or opinion on law expressed herein. The Implementing Institution, its employees and advisors make no representation or warranty and shall have no liability to any person, including any Applicant or Bidder under any law, statute, rules or regulations or tort, principles of restitution or unjust enrichment or otherwise for any loss, damages, cost or expense which may arise from or be incurred or suffered on account of anything contained in this EOI or otherwise, including the accuracy, adequacy, correctness, completeness or reliability of the EOI and any assessment, assumption, statement or information contained therein or deemed to form part of this EOI or arising in any way by the participation in this prequalification process.

The Implementing Institution, its employees or advisors, likewise accept no liability of any nature whether resulting from negligence or otherwise howsoever caused arising from reliance of any Applicant upon the statements contained in this EOI. The Implementing Institution may in its absolute discretion, but without being under any obligation to do so, update, amend or supplement the information, assessment or assumptions contained in this EOI. The Implementing Institution reserves the right to discontinue the process without assigning any reason whatsoever.

The Applicant shall bear all its costs associated with or relating to the preparation and submission of its Expression of Interest including but not limited to preparation, copying, postage, delivery fees, expenses associated with any demonstrations or presentations which may be required by the Implementing Authority or any other costs incurred in connection with or relating to its Expression of Interest. All such costs and expenses will remain with the Applicant and the Implementing Institution shall not be liable in any manner whatsoever for the same or for any other costs or other expenses incurred by an Applicant in preparation or submission of the Expression of Interest, regardless of the conduct or outcome of the procurement process.

## GLOSSARY

**Addendum or Addenda** means addendum or addenda to the EOI.

**Applicant** means an interested single entity or combination of entities which submits an Expression of Interest to the Implementing Institution in accordance with provisions of this EOI.

**Bidder** means a single entity or Consortium qualified to submit a Bid to the Implementing Institution.

**Bidding Documents** means the EOI, RFQ, RFP, the draft PPP Agreement, any Addenda or clarification issued by the Implementing Institution in accordance with the RFP and the PPP Agreement, and any other documents to be provided by the Implementing Institution.

**Consortium** means any combination of entities that have formed a consortium or association by fulfilling the requirements set out in the RFQ or RFP, for the purpose of submitting a bid.

**Expression of Interest Due Date** means the date specified in Schedule 2 as the last date for submission of Applications.

**Implementing Institution** means any Line Ministry, an administrative department reporting to it, or a public entity established or owned by or reporting to a Line Ministry.

**Government** means the Royal Government of Bhutan.

**Lead Member** in the context of a Consortium, means the Consortium Member nominated by the Consortium Members as the lead member.

**Line Ministry** means a Government Ministry responsible for a sector or sectors.

PPP means public-private partnership.

**PPP Agreement** means the agreement to be executed between the Implementing Institution and the Selected Bidder to implement the PPP project.

**EOI** means the Request for Expressions of Interest.

**RFP** means Request for Proposals.

**RFQ** means this Request for Qualification.

# 1 INTRODUCTION

## A. Purpose of Issuing the EOI

- 1.1. The EOI is prepared in terms of the Royal Government of Bhutan Public Private Partnership Rules and Regulations, 2017, as amended. Where a conflict exists, the PPP Rules and Regulations shall prevail.
- 1.2. The purpose of issuing the EOI is to:
  - a. Disseminate information about the Project;
  - b. Gather information about all interested firms; and
  - c. Record concerns of the interested firms.
- 1.3. The Expression of Interest may be used by the Implementing Institution to better determine private sector interest in the project, and may also be used to seek suggestions from private entities on how best to design the Project scope or other parameters of the PPP Project.
- 1.4. The Expression of Interest shall not be used to either shortlist or disqualify applicants. Any entity which has not submitted an Expression of Interests shall also be allowed to participate in the RFQ stage according to terms and conditions that may be specified thereof.

## B. Project Background

- 1.5. The Implementing Institution is seeking a private partner or partners for the PPP Project as described below:  
[INSERT BRIEF PROJECT DESCRIPTION]  
  
[INSERT PRELIMINARY CONCEPT OF PPP STRUCTURE – E.G. SCOPE, ROLES, ETC.]
- 1.6. Further details on the PPP Project may be found in [USE IF ADDITIONAL PROJECT INFORMATION IS PROVIDED].

### **C. Brief Description of the Expression of Interest Process**

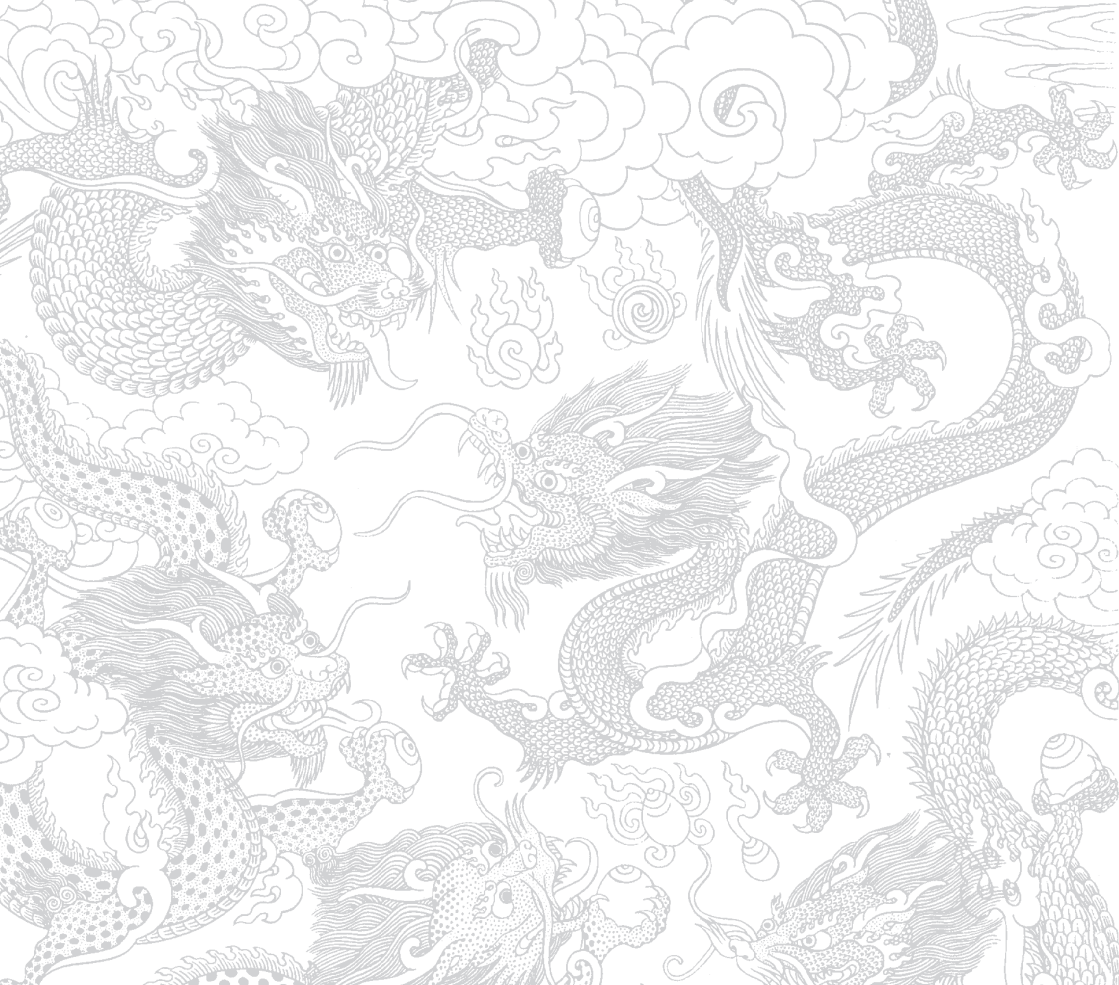
- 1.7. The Implementing Institution shall require registration of Applicants prior to the issuance of the EOI by online application and/or submission of an application letter. Interested applicants should indicate:
  - a. Name of the organization;
  - b. Contact person with designation;
  - c. Address;
  - d. Telephone and fax numbers;
  - e. E-mail address; and
  - f. Any other relevant information.
  
- 1.8. The Implementing Institution has issued this EOI on the date indicated on the cover page.
  
- 1.9. Interested Applicants may submit queries regarding the PPP Project to the Implementing Institution in written form (email or letter) up to [INSERT DATE].
  
- 1.10. The Implementing Institution may convene meetings to interact with Applicants, so as to facilitate greater interest and understanding of the proposed PPP Project among potential private entities which may be attended by any interested Applicant on the dates and at the locations as indicated in the table.  
  
[INSERT A TABLE WITH SPECIFIC DATES AND LOCATIONS].
  
- 1.11. The Implementing Institution will provide written responses to all or some of the queries by [INSERT DATE]. The responses will be provided publically by [POSTING ON THE IMPLEMENTING INSTITUTION WEBSITE / POSTING ON A PROJECT SPECIFIC WEBSITE IF PRESENT].
  
- 1.12. Interested Applicants are requested to submit an Expression of Interest by the Expression of Interest Due Date, which is [INSERT DATE], by [ELECTRONIC, PHYSICAL, OR BOTH]. The Expression

of Interest should contain at least the information specified in Schedule 1 of this EOI.

- 1.13. The Implementing Institution will create a register in which all Expressions of Interest received are recorded. The RFQ when issued will be issued to all Applicants for whom Expressions of Interest were received by the Implementing Institution. The RFQ will be open also to interested private entities whom did not submit an Expression of Interest.

## SCHEDULE 1: EXPRESSION OF INTEREST TEMPLATE

EOI Information	
Applicant's legal name	
In case of Consortium, legal name of each member	
Applicant's actual or intended country of constitution, and year of constitution	
Applicant's legal address in country of constitution	
Applicant's authorized representative information (name, designation, address, Telephone/Fax numbers, E-mail)	
Any relevant information on the applicant or consortium members related to the competence and ability to undertake the PPP Project	
Any comments or issues of concern regarding the PPP Project	
Any questions regarding the PPP Project that have not yet, or not adequately, been answered by the Implementing Institution	
The Applicant or Consortium Members may optionally provide general information on their entities, such as annual reports, company brochures, or other information on relevant project experience	



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