

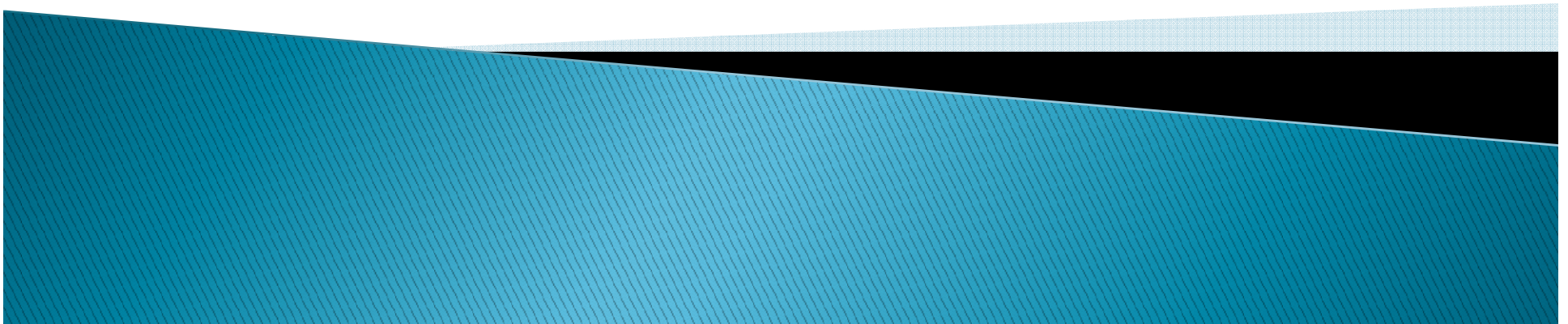


National Consultations on CARICOM Framework Public Procurement Policy

Montserrat 19–20 September 2011

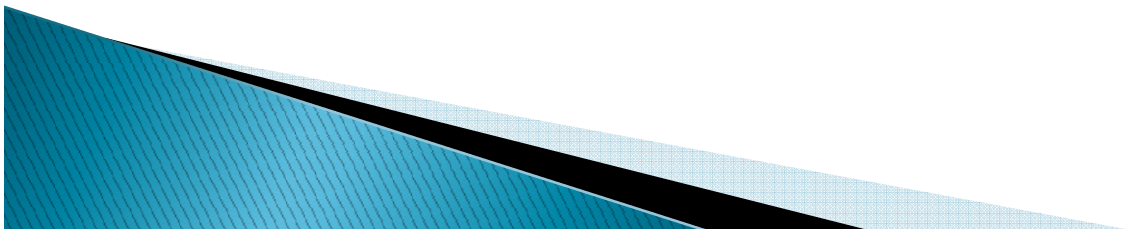
Presentation VI
POLICY

(D) Next Steps – Binding Commitments of the Community and
Member States



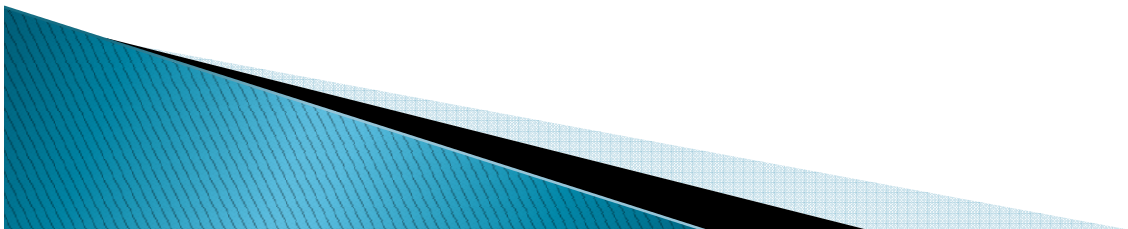
Implementation into National law

- ▶ In order to achieve the objectives of the Community Policy on Public Procurement, the tenets must be implemented into national law



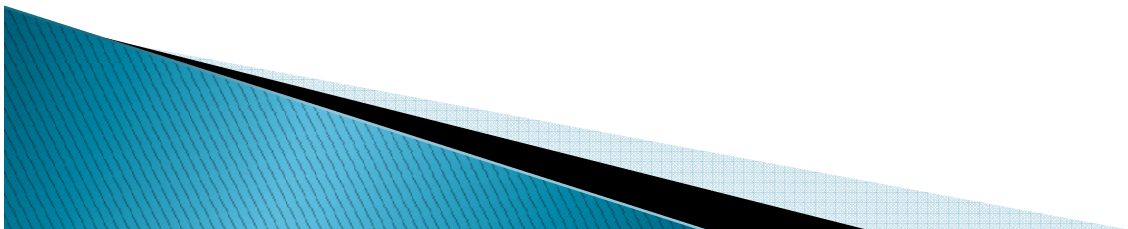
Action By The Community

- ▶ The Community shall be required to ensure the development of an appropriate **Community Model Law** on Public Procurement for implementation by the Member States.
(Para 37)



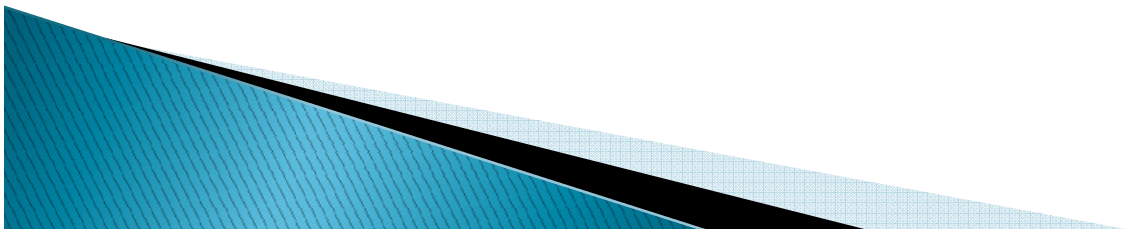
Action By The Community

- ◉ The Community shall be responsible for the establishment and maintenance of **regional information systems**, through media accessible by covered entities and suppliers, including the development of Community Public Procurement Notice Board, to facilitate optimal participation in the regional Public Procurement system (*Para 39*)



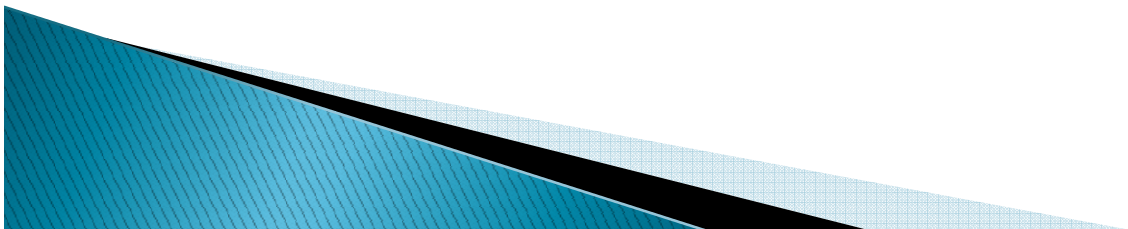
Action By The Community

- ▶ The Community shall also establish the relevant regional institutional systems and mechanisms, such as
 - A Permanent Joint Council or Committee drawn from membership in the existing Council on Trade and Economic Development and the Council on Finance and Planning
(Para 40)



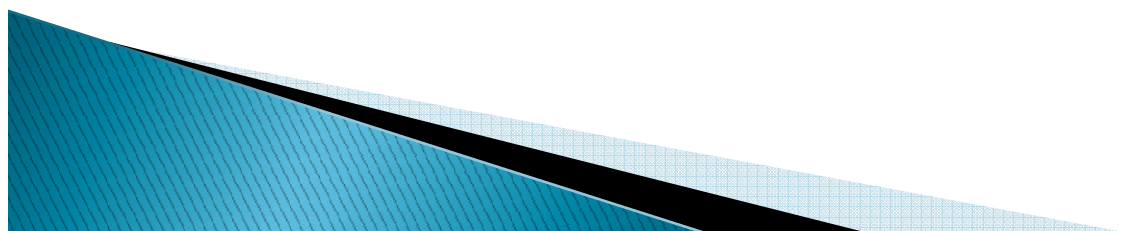
Action By The Community

- ▶ The Community shall establish a mechanism to facilitate joint bidding by regional suppliers for award of government contracts.
(Para 41)



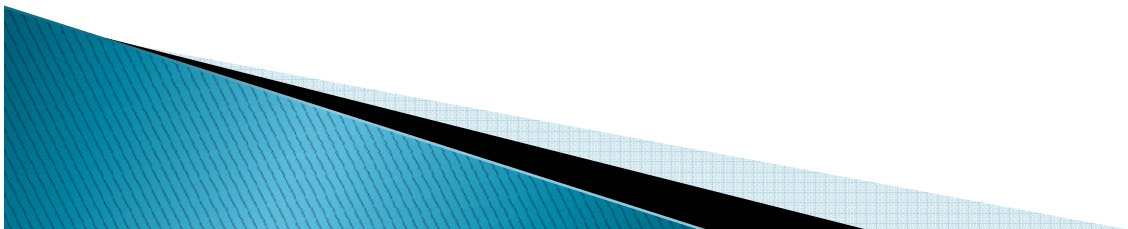
Action By Member States

- enact and implement the Community Model Law on Public Procurement or sufficiently harmonized Public Procurement laws which prescribe and guarantee principles, rights and responsibilities in accordance with the terms of the Community Policy on Public Procurement;



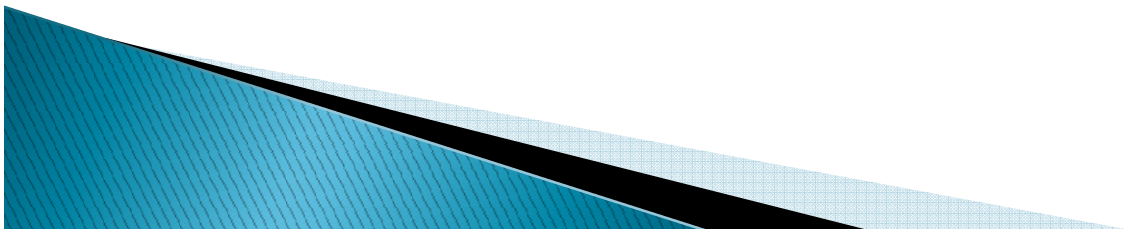
Action By Member States

- ◉ establish, strengthen and/or maintain national institutional arrangements to ensure the enforcement of, and compliance with the laws



Action By Member States

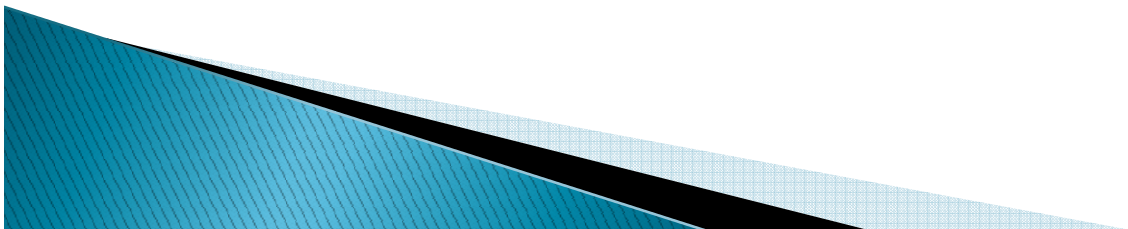
- ▶ effect to the importance of trained and appropriately qualified human resources in the proper functioning of the Community regime. (*Para 38*)



Institutional provisions

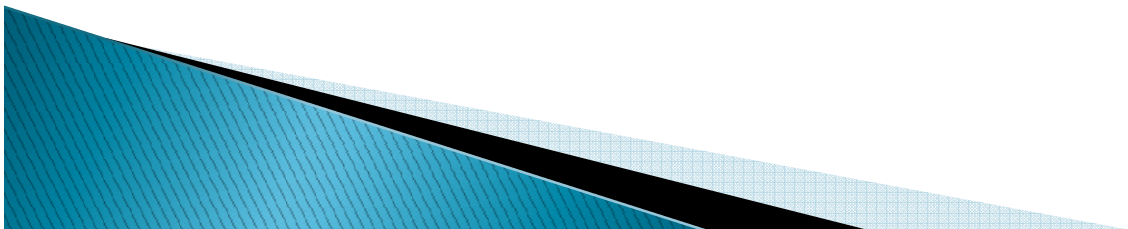
Policy–Making, Monitoring and Review Bodies

- ▶ The Community shall be responsible for establishing the necessary institutional mechanisms to ensure satisfactory functioning of the Community regime. (*Para 208*)



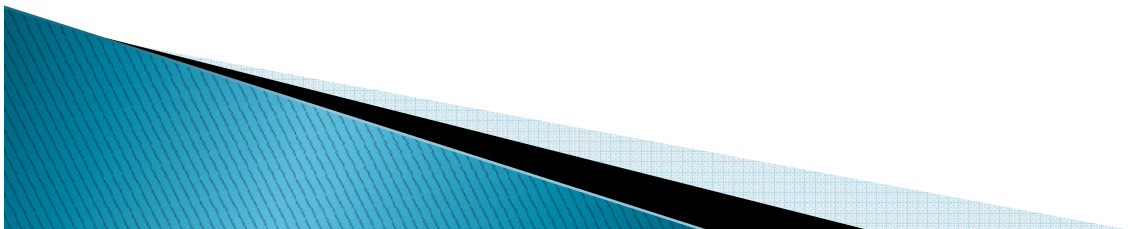
PERMANENT COMMITTEE ON PUBLIC PROCUREMENT

- ▶ The Community shall ensure the establishment of a **Permanent Committee on Public Procurement** with the requisite competence for adequate provision of policy oversight and relevant decision-making
(Paras 209–213)



COMMUNITY PUBLIC PROCUREMENT NOTICE BOARD

- The Community shall establish and maintain an electronic **Community Public Procurement Notice Board**, which shall be accessible to all participants in the Community Regime on Public Procurement as well as to any interested member of the general public.
(Paras 214–221)



**PROPOSED PLAN AND SCHEDULE FOR COMPLETION OF THE
PROTOCOL ON GOVERNMENT PROCUREMENT**

ACTIVITY	TIMETABLE
AGREEMENT BY PROCUREMENT OFFICIALS	APRIL 2011
AGREEMENT BY COTED	MAY 2011
INSTRUCTIONS TO DRAFTING FACILITY	MAY 2011
STAKEHOLDER CONSULTATIONS IN MEMBER STATES	JUNE –AUGUST 2011
COMMENCEMENT OF COMPONENT II	JUNE 2011
CONSULTANCY TO PREPARE PROTOCOL	JUNE-AUGUST 2011
DRAFT TO CPC	OCT-NOV 2011
GP OFFICIALS TO COMMENT ON PROTOCOL	NOVEMBER 2011
RECONSTITUTION AND MEETING OF IGTF	DECEMBER 2011
DRAFT PROTOCOL TO COTED	JANUARY 2012
SUBMISSION	
(A) SUB-COMMITTEE ON HARMONISATION	FEBRUARY 2012
(B) LEGAL AFFAIRS COMMITTEE	FEBRUARY 2012
STAKEHOLDER CONSULTATIONS IN MEMBER STATES	MARCH-APRIL 2012
SUBMISSION TO COMMUNITY COUNCIL	MAY 2012
SUBMISSION TO CONFERENCE FOR SIGNATURE	JULY 2012
SUBMISSION TO MEMBER STATES FOR RATIFICATION	JULY 2012

NEXT STEPS

Policy approval is only one of many steps in the establishment of a competitive market for Government Procurement pursuant to Article 239 of the Revised Treaty of Chaguaramas;

Some of the next steps in policy implementation include building and developing:

- ▶ Protocol to Revise the Treaty of Chaguaramas
- ▶ Capacity Building
- ▶ Community Model Law
- ▶ Electronic Regional Information System
 - Community Electronic Public Procurement Notice Board
 - Permanent Joint Council (COTED-COFAP)
- ▶ Joint Bidding Facility
- ▶ A supplier registry
- ▶ Develop infrastructure for Procurement administration
- ▶ Permanent Committee on Public Procurement
- ▶ e-enabling legislation

Six Year Strategic Plan Regional Integration of Public Procurement in the Caribbean							
Results	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	
Impact	Protocol for Public Procurement Pursuant to Article 239 of the Revised Treaty of Chaguaramas Developed	Consultations and consensus building of public procurement protocol.	Legislative and Regulatory Framework Developed	Procurement operating system developed and implemented in Ministries and Departments	Public Procurement Infrastructure Developed	Human Resource Developed: adequate training and qualification to administer procurement and contract administration processes	
Outcomes	Establish a protocol for Public Procurement Pursuant to Article 239 of the Revised Treaty of Chaguaramas	Support gained for and consensus achieved on public procurement protocol	Implement Provisions of the Protocol: Design infrastructure for Regional Public procurement platform	Develop and implement Electronic Platform for operating the Public Procurement marketplace including the Public Procurement Notice Board; Joint Bidding facility; Standard Bid documents;	Compile information and data on public procurement within CARICOM	Conduct Training to develop capacity within Member States	
Activities							
1.	Engage legal consultant to prepare Draft Protocol	Convene meeting with Officials	Manage consultancy to Develop Model Bill and Regulations (100 000 Euros)	Manage consultancy to design and develop IT Platform (multi-year) (300 000 Euros)	Manage consultancy to Conduct needs assessment and review (200 000 Euros)	Manage consultancy to Develop training modules: electronic and in country (300 000 Euros)	
2.	Draft Protocol submitted to meeting of CPCs	Convene consultative meeting with Member States	Secure consensus and approval from the COTED/COFAP and LAC	Convene consultative meeting with Member States	Develop inventory of priorities	Manage and deliver online and in-country training sessions	
3.	Convene Regional Meeting of Procurement Officials to review and agree to Draft Protocol	Secure agreement of COTED/COFAP	Promote enactment and legislation in Member States	Secure agreement of COTED	Convene regional meeting	Promote the streamlining of procurement as a profession	
4.	Draft Protocol to be sent to the COTED and IGTF.	Review and approval of IGTF			Develop national implementation work plans	Manage and deliver in-country training of trainers sessions	
5.	Conduct National Consultations on Protocol	Manage consultancy to Develop Supplier Registry; Catalogue of goods		Gain approval by Cabinet	Commence implementation of operating infrastructure		
6.	Delivery and management of online course and in-country workshops on the FRIP (280 000 Euros)			Procure, deliver and install supporting equipment to Member States			
7.	Convene Working Group: 3 OECS, BA, JA, TT, BEL, SUR, GUY, TT	Convene Working Group: 3 OECS, BA, JA, TT, BEL, SUR, GUY, TT	Convene Working Group: 3 OECS, BA, JA, TT, BEL, SUR, GUY, TT	Convene Working Group: 3 OECS, BA, JA, TT, BEL, SUR, GUY, TT	Convene Working Group: 3 OECS, BA, JA, TT, BEL, SUR, GUY, TT	Convene Working Group: 3 OECS, BA, JA, TT, BEL, SUR, GUY, TT	

▶ For More information contact

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