



Terms of Reference (ToR)

BCC2022-022

PPP Legal Investment Consultant

Country Program Directorate

PPP Division

April 2022

Islamic Development Bank

Terms of Reference

“PPP Legal Investment Consultant”

1. Introduction

The Public Private Partnership (PPP) Division of the Islamic Development Bank reports directly to the Director General Country Programs (DG-CP). The Division is responsible for structuring of non-sovereign project financing opportunities utilizing PPP modality. The Division oversees the implementation and performance of financed projects till full repayment.

2. Background

The IsDB has approved USD 4.5 billion of PPP project financing since inception and currently oversees an on-going USD 2 billion portfolio of PPP projects. The PPP Division actively monitor the performance of the projects ensuring strict adherence to all operational and legal terms of the financing. The project monitoring activities involves providing waivers for changes in legal structures, financial payment terms and maintenance arrangements. All waivers require legal reviews and clearances by a Legal Division. In addition, the Legal Division is involved while structuring and conducting due diligence of new non-sovereign business opportunities.

3. Objective

The objective of the subject consultant assignment is to conduct the following:

- (a) To lead all tasks related to legal aspects of project development and implementation, including project origination, structuring, appraisal, documentation, negotiation, execution, implementation and monitoring, for all types of investment instruments offered by the Bank.
- (b) To provide expert level advice and technical guidance in relation to private-sector and other non-sovereign transactions related legal issues.
- (c) To provide technical advice on the force of financing and investment agreements and arrangements, including the review of legal opinions and other legal documents submitted in fulfillment of financing and investment conditions and, review/clearance of tendering/contract documents.

4. Working Modalities

The selected consultant will be based in the Legal Division and reporting directly to the Director Legal. Meanwhile, the selected consultant will work on daily basis with the PPP team to provide necessary legal opinions and clearances as and when needed in timely manner.

5. Deliverables and Scope of Services

The consultant will be responsible to handle all legal matters related to the PPP Division during the assignment duration as detailed above in the objective section item (3).

6. Duration of the Assignment

The duration of the subject assignment is for six (6) months from the start date.

7. Selection Criteria

Qualified candidates shall be fluent in English and has relevant experience in private sector financing.

The consultant will be selected according to the Staff consultancy procedures. As such, the contract will be awarded to the highest-ranked technical proposal within the available budget. Financial proposals exceeding the budgetary limit shall not be considered. The following criteria will be used for evaluation of technical proposals:

- General Qualifications	20 points
- Adequacy for the Assignment	60 points
- Experience in the Sector	20 points
- Total	100 points

8. Instructions to Consultants

Candidates shall list all relevant experience in private sector debt transactions - PPP and private sector debt transactions highlighting the name of the employer, region, duration and scope of work.

9.

EXPRESSION OF INTEREST

IsDB invites eligible consultants to indicate their interest in providing the above-mentioned services. Interested consultants must provide the following:

- i. Information on availability for the expected services.
- ii. Curriculum Vitae, including relevant publications and assignments.
- iii. Sample of similar works

Interested candidates are requested to submit their Expression of Interest through email to the following addresses EOI Submission - BCC2022-022 Hiring PPP Legal Consultant 8797c273.isdb.org@emea.teams.ms and Copy to General - BCC2022-022 Hiring PPP Legal Consultant d8d434c9.isdb.org@emea.teams.ms

stating the subject as: "Regional Submarine Telecommunication Project - Bangladesh" and surname of the candidate. The Expression of Interest should be

submitted not later **than June 12th, 2022**. Please note that this Expression of Interest entails a non-binding commitment.