

## Annex G – Comparison between OP11.00 and new Procurement Framework

OP11.00 Reference	OP11.00 Subject	New Framework Section	New Framework Reference	New Framework Subject	Comments
1.0	Procurement: <i>Articles of Agreement, Core Principles.</i>	Policy/ Regulations for Borrowers (Regulations)	Section I of the Policy and Section I of the Regulations  Section III.B of the Policy and Section I of the Regulations  Section III.C of the Policy and Section I of the Regulations  Section III – D.4 of the Policy	Purpose  Articles of Agreement  Core Procurement Principles  Complaints	Types of IPF activities covered under the Procurement Framework: Investment Project Financing, IPF (OP.10.00), excluding FI and Bank Guarantees operations.  Policy links to the IBRD/IAD Articles of Agreement  Details, value for money, economy, integrity, fit for purpose, efficiency, transparency and fairness.  Covers procurement-related complaints and communications related to contractual matters at any stage of the Procurement Process.
2.0	Procurement: <i>Guidelines.</i>	Regulations	Section I of the Policy and Section II of the Regulations	Purpose and General Considerations (Applicability)	Mandates the use of the Regulations (replacement for the existing Guidelines.)
3.0	Procurement: <i>Responsibilities, Precedence of loan agreement.</i>	Policy  Regulations	Section III - E  Section III	Roles and Responsibilities  Governance	Linked to OP10.00 statement on roles and responsibilities.  Summarizes roles and responsibilities.

OP11.00 Reference	OP11.00 Subject	New Framework Section	New Framework Reference	New Framework Subject	Comments
					Precedence of the loan agreement has been deleted from this policy as it is detailed in the loan agreement itself.
4.0 & 5.0	Use of Bank Documents:  <i>Standard Bidding Documents, Standard Requests for Proposals, Types of contracts.</i>	Regulations  Regulations  Regulations	Section VII  Section VIII  Annex VIII and Annex XII	Approved procurement methods and arrangements for goods, works and non-consulting services.  Approved selection procedures and methods for consulting services.  Types of contracts and selection methods, requirements.	Approved specific selection methods detailed, such as Request for Proposals, Request for Bids, Competitive Dialogue, e-Reverse Auctions, etc.  Approved specific selection methods detailed, such as quality based selection, quality cost based selection etc.  More detail on application of approved selection methods and mandated use of Bank standard procurement documents, and types of contracts.
6.0	Conflict of Interest:  <i>Eligibility, Employment of former staff, Consultants used in preparation cannot provide follow on services.</i>	Policy and Regulations  Policy and Regulations  Policy and Regulations	Section III -D.2 of the Policy and Section III.C of the Regulations  Section III -D.3 of the Policy and Section III-D of the Regulations  Section III -C.7 and Section I of the Regulations	Governance, conflict of interest.  Governance, eligibility.  Governance, fairness.	Banks requirements that all parties do not have a conflict of interest, unless resolved in a manner acceptable to the Bank.  Universal eligibility requirements.  The Bank requires that all eligible individuals and legal entities be given the same opportunities to compete for Bank-financed activities.

OP11.00 Reference	OP11.00 Subject	New Framework Section	New Framework Reference	New Framework Subject	Comments
		Regulations	Section III - C	Governance, conflict of interest, consulting services.	Note: Employment of former staff is covered under other policy in the Staff Manual and does not need to be repeated here.
7.0 & 8.0	Advance Contracting: <i>Use of advance contracting, Retroactive financing</i>	Regulations	Section V - A	General Procurement Provisions, advance procurement and retroactive financing.	Borrower can proceed with the initial steps of procurement before signing the financing agreement, the procurement procedures, including advertising, shall be consistent with the Core Principles of the Procurement Policy and other specific provisions established in the Regulations in order for the eventual contracts to be eligible. If the contract is signed, reimbursement by the Bank of any payments made by the Borrower is referred to as retroactive financing etc.
9.0 & 10.0	Co-Financing: <i>Joint co-financing, parallel co-financing, Use of Bank's guidelines, Banks responsibilities.</i>	Policy and Regulations	Section III – F of the Policy and Section 11.B of the Regulations	Alternative Procurement Arrangements, (APA).	The Bank may: (i) rely on and apply procurement rules and procedures of another multilateral or bilateral agency or organization, permit that agency taking a lead role in providing implementation support and monitoring; and (ii) on the procurement arrangements of Borrower's agencies.  All APAs must be consistent with the Core Principles and Governance of the Procurement Policy; the Bank sanctions procedures, anti-corruption guidelines and contractual remedies.

<b>OP11.00 Reference</b>	<b>OP11.00 Subject</b>	<b>New Framework Section</b>	<b>New Framework Reference</b>	<b>New Framework Subject</b>	<b>Comments</b>
11.0, 12.0 & 13.0	Misprocurement.	Policy and Regulations	Section III-D.5 of the Policy and Section III - F	Governance, Non-compliance.	<p>If the Borrower or other parties involved do not comply with the applicable procurement requirements, the Bank may, in addition to the legal remedies set out in the relevant legal agreement (which includes cancelation of funds), take other appropriate actions, including misprocurement.</p> <p>More detail on the provisions in cases of non-compliance.</p>
14.0 & 15.0	Fraud & Corruption: <i>Anti-Corruption Guidelines, sanctions procedures.</i>	Policy  Regulations	Section III -C.3  Section III – H and Annex IV	Core Procurement Principles, Integrity.  Fraud and Corruption.	<p>Requires highest standard of ethics for all involved, to refrain from fraud and corruption as defined in the Anti-Corruption Guidelines.</p> <p>The World Bank requires compliance with the Anti-Corruption Guidelines in regard to Fraud and Corruption. For further information see Fraud and Corruption Annex IV of these Regulations.</p> <p>More detailed instructions on how to deal with Fraud and Corruption.</p>
16.0	Procurement Plan.	Policy	Section III - G	Project Procurement Strategy for Development and Procurement Plan.	<p>Development of a project procurement strategy for development (PPSD) for each IPF operation. How the procurement best works to meet the project, market needs and risks etc. Link between the PPSD and the Procurement Plan.</p>

OP11.00 Reference	OP11.00 Subject	New Framework Section	New Framework Reference	New Framework Subject	Comments
		Regulations	Section IV and Annex V	Project Procurement Strategy for Development.	That a PPSD is needed, must be proportional and linked to size and risk etc.  More details on preparing a PPSD and links to the Procurement Plan are provided in Annex V of the Regulations.
17.0	Counter Trade.	Policy  Regulations	Section III -C.7 of the Policy, and Section I.C of the Regulation  Section V - E	Fairness.  Joint venture.	Concept is captured under the Core Principle of Fairness.  Maintain the principle that the World Bank does not accept conditions of participation in a procurement process that require mandatory joint ventures or other forms of mandatory association between providers.
18.0	Domestic Preference.	Regulations	Section V – B and Annex VI	Domestic Preference.	Confirms that domestic preference may be used in certain circumstances and gives an overview of the rules.
19.	Specific policies for certain categories of procurement.  <i>Secondhand goods.</i>	Regulations	Section V - I	General Procurement Provisions, secondhand goods.	Permits secondhand goods to be bought under specific circumstances and highlights risks.
20.	Specific policies for certain categories of procurement. Secondhand goods	Regulations	Not applicable	No longer relevant.	The Core Principles of the Procurement Policy provide guidance on fit for purpose, value for money procurement etc. that underpin selecting the right procurement approach in the Project Procurement Strategy for Development that fits the project needs, market context, risks etc.

OP11.00 Reference	OP11.00 Subject	New Framework Section	New Framework Reference	New Framework Subject	Comments
	<i>Situations of Urgent Need of Assistance or Capacity Constraints</i>				Situations of Urgent Need of Assistance or Capacity Constraints are covered under paragraph 12, OP10.00.
21.	Specific policies for certain categories of procurement.  <i>Sector-Wide Approach (SWAp)</i>	Not applicable	Not applicable	No longer relevant.	This category of procurement no longer needs specific provisions and has been deleted.  The Core Principles of the Procurement Policy Section III-C provide guidance on fit for purpose, value for money procurement etc. that underpin selecting the right procurement approach in the Project Procurement Strategy for Development that fits the project needs, market context, risks etc.
22.	Specific policies for certain categories of procurement.  <i>Community Driven Development (CDD)</i>	Regulations.	Annex XII - 3.14-3.15	Procurement Selection Methods	Provides more detail on how to procure for community driven development.
23.	Specific policies for certain categories of procurement.  <i>Output-Based Aid (OBA), Performance-Based Procurement, and Public Private Partnership (PPP) arrangements.</i>	OP9.00  Regulations.  Regulations.	Program for Results (PforR)  Section VII - D.2, and Annex VIII – 2.4-2.5  Section VII - C.2, and Annex XIV	Program for Results (PforR)  Performance Based Contracts  Public Private Partnership (PPP)	Procurement under PforR is explained in OP9.00.  Permits the use of performance based contracts.  Permits the use of performance based contracts, and provides more detail on procuring a PPP projects and the Bank's requirements.

<b>OP11.00 Reference</b>	<b>OP11.00 Subject</b>	<b>New Framework Section</b>	<b>New Framework Reference</b>	<b>New Framework Subject</b>	<b>Comments</b>
24.	Procurement in Loans to Financial Intermediary Institutions and Entities.	Policy and Regulations	Section I of the Policy and Section II-A of the Regulations	Purpose and application	Policy excludes the procurement of goods, works, non-consulting services and consulting services financed by the Bank through loans made by financial intermediaries. OP10.0 paragraph 16 covers this issue.
25.	Procurement under Trust Funds	Policy  Regulations	Section I  Glossary	Purpose and Application	Confirms the Procurement Policy applies to Investment Project Financing.
26.	Country Procurement Assessment	Directives	Section III - H	Support to Borrowers in Procurement Capacity Building	Details how the Bank will assess the key aspects of the country situation to inform a PPSD. At a country sector level, the Bank may support country's procurement policy, institutional, and regulatory reforms and capacity building efforts through assessments, technical assistance, and advisory services. Analytic underpinnings for Development Policy Lending (DPL), including the analysis of the poverty and social impacts of proposed policies, environment and natural resource management, governance and public expenditure and procurement, among others, is regulated under for DPL are regulated under OP 8.60.
27.	Piloting the Use of Country Systems.	Policy	Section III - F	Alternative Procurement Arrangements.	Use of country systems is no longer applicable and has been deleted.  The Bank's approach to using alternative procurement arrangements is outlined,

OP11.00 Reference	OP11.00 Subject	New Framework Section	New Framework Reference	New Framework Subject	Comments
					any of rules and procedures of another multilateral or bilateral agency or organization, and, may rely on and apply the procurement rules and procedures of an agency or entity of borrower.
28.	Development Policy Lending. (Development Policy Financing, DPF)  <i>Confirms OP11.00 does not apply to DPL/DPF operations</i>	Policy	Section I	Purpose and application	Confirms the policy applies to Investment Project Financing (OP 10.00), excluding other bank lending operations, such as Development Policy Financing regulated under OP8.60.  .
29.	Program-for-Results Financing (PforR)  <i>Confirms OP11.00 does not apply to PforR operations</i>	Policy	Section I	Purpose and application	Confirms the policy applies to Investment Project Financing (OP 10.00), excluding other bank lending operations, such as PforR, regulated under OP.9.00.