**Summary of Environmental, Social, Health and Safety (ESHS) Enhancements**

**Standard Procurement Documents (SPDs)**

**&**

**Standard Bidding Documents (SBDs)**

Note: The following ESHS enhancements shall be applicable for all new works contracts for which the relevant SBD/SPD listed below are used. “New contracts” in this context means contracts for which the bidding documents/request for proposal documents have not yet been issued.

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**Summary of Environmental, Social, Health and Safety (ESHS) Enhancements**

ESHS Enhancements have been made to the following procurement documents:

**Standard Procurement Documents (SPD) Works**

1. [Prequalification Document](http://pubdocs.worldbank.org/en/548921488913575648/SPDPrequalificationDocumentWORKSJanuary2017.docx) - Works
2. [Request for Bids - After Prequalification](http://pubdocs.worldbank.org/en/121881487953110913/SPDRequestforBidsWORKSafterprequalificationJanuary2017.docx)
3. [Request for Bids - Without Prequalification](http://pubdocs.worldbank.org/en/714331487953112744/SPDRequestforBidsWORKSwithoutprequalificationJanuary2017.docx)
4. [Request for Bids - Small Works One-Envelope Bidding Process](http://pubdocs.worldbank.org/en/345371487887149754/SPDRequestforBidsSMALLWORKSOneEnvelopeJanuary2017.docx)
5. [Request for Bids - Small Works Two-Envelope Bidding Process](http://pubdocs.worldbank.org/en/953971487887151207/SPDRequestforBidsSMALLWORKSTwoEnvelopeJanuary2017.docx)
6. [Request for Bids - Output and Performance-Based Road Contracts](http://pubdocs.worldbank.org/en/171191487887148073/SPDRequestForBidsROADSOutputandPerformanceBasedContractsJanuary2017.docx)

**Standard Bidding Documents (SBD) Works**

1. [Prequalification Document - Works](http://pubdocs.worldbank.org/en/350981487882271679/SBDPrequalificationDocumentWORKSJanuary2017.docx)
2. SBD Small Works
3. SBD Works
4. SBD Output and Performance-Based Road Contracts

**Consulting Services**

1. Request for Proposals (RFP) Consulting Services 2015 (for supervising engineer)
2. RFP Consulting Services 2016 (for supervising engineer)

**Summary of key enhancements**

The following table summarizes the key enhancements that have been reflected in the SBDs and SPDs listed above.

| **#** | **Subject** | **Enhancement/s** |
| --- | --- | --- |
| **1** | **Declaration of contract suspension or termination**  | * Applicants/Bidders/Proposers are now required to make a declaration listing any civil works contracts that have been suspended or terminated by an employer and/or performance security called by an employer, for ESHS reason/s. This information will be used to inform enhanced due diligence.
 |
| **2** | **Strengthened specifications/ employer’s requirements** | * The Employer is required to set out clearly the minimum expectations of ESHS performance from the outset, to ensure that all Bidders/Proposers are aware of the ESHS requirements.
 |
| **3** | **Workers’ ESHS Code of Conduct** | * Bidders/Proposers are now required to submit, as part of their Bid/Proposal, an ESHS Code of Conduct that will apply to their employees and sub-contractors, and details of how it will be enforced.
* The suitability of the Code of Conduct can be assessed and discussed as part of the Bid/Proposal evaluation and negotiations.
* The successful Bidder/Proposer is required to implement the agreed Code of Conduct upon contract award.
 |
| **4** | **Contractor’s ESHS Management Strategy and Implementation Plans**  | * Bidders/Proposers are now required to submit, as part of their Bid/Proposal, ESHS Management Strategies and Implementation Plans required to manage the key ESHS risks of the project.
* The suitability of these strategies and plans can be assessed as part of the Bid/Proposal evaluation, and discussed during pre-contract discussions, as appropriate.
* These strategies and plans will become part of the Contractor’s Environmental and Social Management Plan (C-ESMP).
* Particular Conditions of Contract now include provisions relating to the (C-ESMP), e.g.:
* a requirement that the Contractor shall not commence any Works unless the Engineer is satisfied that appropriate measures are in place to address ESHS risks and impacts;
* at a minimum, the Contractor shall apply the plans and ESHS Code of Conduct, submitted as part of the Bid/Proposal, from contract award onwards.
 |
| **5** | **ESHS Performance Security** | * The successful Bidder/Proposer is now required to provide, in addition to the standard Performance Security, an ESHS Performance Security (the sum of the two “demand” bank guarantees, normally not to exceed 10% of the contract price).
* The ESHS performance security is in the form of a “demand” bank guarantee.”
* The application of this provision is at the Borrower’s discretion. It is recommended for contracts where there is significant ESHS risks as advised by Social/Environmental specialist/s.
 |
| **6** | **ESHS Provisional Sum** | * An additional provisional sum, specifically for ESHS outcomes, may be included in the Request for Bids/Proposals documents, and eventual contract. Normally, the payment for the delivery of ESHS requirements shall be a subsidiary obligation of the Contractor covered under the prices quoted for other Bill of Quantity/price items.
 |
| **7** | **Key ESHS Personnel** | * Bidders/Proposers are now required to demonstrate that they have suitably qualified ESHS specialists among their Key Personnel.
* Key Personnel must be named in the Bid/Proposal, and in the contract.
* The quality of the proposed Key Personnel (including ESHS specialists) will be assessed during the evaluation of Bids/Proposals.
* The Contractor shall require the Employer’s consent to substitute or replace any Key Personnel.
* The Engineer may require the removal of Personnel if they undertake behaviour which breaches the ESHS Code of Conduct, e.g. spreading communicable diseases, sexual harassment, gender-based violence, illicit activity, or crime.
 |
| **8** | **ESHS Reporting** | * Contracts now contain specific ESHS reporting requirements. These relate to:
* ESHS incidents requiring immediate notification
* ESHS metrics in regular progress reports.
 |
| **9** | **ESHS considerations during contract variation** | * As part of variation procedures, the Contractor shall provide relevant ESHS information to enable the Engineer to evaluate the ESHS risks and impacts.
 |
| **10** | **Ability to withhold interim payment** | * Contracts now contain provisions allowing interim payments to be withheld where there is a failure to perform an ESHS obligation.
 |
| **11** | **ESHS considerations included in civil works Consulting Services** | * The standard Request for Proposals for consulting services now include ESHS considerations to apply to the supervision of civil works.
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