



MASTER AGREEMENT FOR INTELLECTUAL SERVICES

French Development Agency

5 Rue Roland BARTHES
75012 PARIS

Subject:

Provision of Institutional Expert Services for the Coordination and Monitoring of the Institutional Support Programme for the Sanitation and Treated Wastewater Reuse Sectors in Palestine (WaDIS)

Fourniture de service d'un.e expert.e institutionnel.le pour une mission de coordination et de suivi du programme d'appui institutionnel aux secteurs de l'assainissement et la réutilisation des eaux usées traitées en Palestine (WaDIS)

Deadline for submitting offers

Date: 31/08/2026

Time: 12 hours 00 (Paris time)

Regulation of the consultation

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1. Purpose of the framework agreement

The consultation has as its subject: **Provision of a service by an expert. e institutional.le for a mission to coordinate and monitor the institutional support program for the sanitation and treated wastewater reuse sectors in Palestine (WaDIS).**

1.1 Form of the framework agreement

The consultation is not broken down into batches. The services will give rise to a single framework agreement.

The services will be the subject of a split framework agreement with purchase orders pursuant to Articles R. 2162-2 et seq., R. 2162-13 et R. 2162-14 du Code de la commande publique. The services of the framework agreement are executed by issuing successive purchase orders as required. Each purchase order specifies those of the services described in the framework agreement whose execution is requested. It determines the quantity.

The maximum amount is set in the Contract.

The framework agreement will be concluded with a single economic operator.

2. Organization of the consultation

2.1 Procurement procedure

This consultation is launched following the open tendering procedure pursuant to Articles R. 2124-1, R. 2124-2 1° and R. 2161-2 to R. 2161-5 of the Public Procurement Code.

2.2 Justification in case of non-allotment

The subject of the contract does not allow for the identification of separate services.

2.3 Provisions relating to groupings

The framework agreement may be awarded to a single company or a group of companies.

If the framework agreement is assigned to a joint consortium, the joint agent shall be solidary with each of the consortium members.

Possibility of submitting several offers for the framework agreement acting both as individual candidates and as members of one or more groupings:

☐ Yes

☒ No

Or as members of several groups:

☐ Yes

☒ No

2.4 Free variants

Free variants are not allowed.

2.5 Imposed variants

There are no plans for a PSE.

2.6 Editing the Consultation Folder

The Contracting Authority reserves the right to make detailed changes to the Consultation File at the latest **6 days** before the deadline set for submission of tenders.

Bidders will then have to respond on the basis of the amended file without being able to raise any claims in this regard.

If during the examination of the file by the candidates the above deadline is postponed, the previous provision shall apply according to this new date.

2.7 Validity period of offers

The period of validity of offers is 120 days from the deadline for submission of the offer.

3. Content of the consultation file

The consultation file includes the following documents:

- This **Consultation Regulation**.
- The **Application Form**
- The **Single Contract** (CU) and any annexes thereto
- The **specific technical clauses book** (or Terms of Reference (**CCTP/TDR**)) and any annexes thereto, including:
 - WADIS Program design study
 - Assessment report Final version
- The financial annex, composed of:
 - From the **Unit Price Schedule** (BPU)
 - From the **Estimated Quantitative Detail** (EDQ)

The French version takes precedence over any translated versions that may be proposed. Except for the CCTP-TDR, only available in English and the Application form, valid in both languages.

4. Presentation of applications and offers

Candidates will have to produce the documents defined below written in French.

4.1 Elements necessary for the selection of applications:

Each candidate shall produce the **application form** attached to this document, to which the following documents will be attached:

- **Sworn statement** justifying that the candidate does not fall into any of the cases mentioned in Articles L. 2141-1 to L. 2141-5 or Articles L. 2141-7 to L. 2141-10 of the Public Procurement Code (document attached)
- Where applicable, the document(s) relating to the **powers of the person authorised to bind the undertaking**
- In case of grouping, the **authorised representative's document** signed by the members of the

grouping

- In case of subcontracting, the **declaration of subcontracting** (model attached to the Single Contract)

The candidate may prove his capacity by any other document considered equivalent by the contracting authority if it is objectively impossible for him to produce one of the requested information relating to his financial capacity.

If, in order to prove his abilities, the candidate wishes to give precedence to the professional, technical and financial capabilities of any other stakeholder (particularly subcontractors), he must produce the documents relating to this stakeholder referred to in this article above. He must also justify that he will have the capabilities of this stakeholder for the execution of the framework agreement by a written commitment from the stakeholder.

Under Article R. 2143-16 of the Public Procurement Code, as part of their application, candidates are required to attach a French translation to items written in another language.

It is brought to the attention of candidates that, in accordance with the provisions of Article R. 2143-13 of the Public Procurement Code, they are not required to provide supporting documents and evidence that the buyer can obtain directly through:

- An electronic system for the provision of information administered by an official body, provided that access to it is free of charge and, where appropriate, that all the information necessary for consultation is included in the application file;

- A digital storage space, provided that the application file contains all the information necessary for consultation and that access to it is free of charge.

Furthermore, in accordance with the provisions of Article R. 2143-14 of the Public Procurement Code, candidates are not required to provide the contracting authority with any supporting documents and evidence that have already been submitted during a previous consultation and remain valid.

Finally, according to the provisions of Article R. 2143-4 of the Public Procurement Code, the contracting authority accepts that candidates submit their applications in the form of a single European procurement document (ESPD) established in accordance with the model set by the European Commission Regulation establishing the standard form for the European single market document, instead of the sworn statement and the information mentioned in Article R. 2143-3.

Applicants may constitute or reuse an ESPD in its electronic version via one of the following URLs: <https://ec.europa.eu/tools/espd/> OR <https://dume.chorus-pro.gouv.fr/>

It is specified that the contracting authority does not allow candidates to limit themselves to indicating in the single European procurement document that they have the required aptitude and capacities without providing any specific information on them.

4.2 Elements necessary for choosing the offer

For the selection of the offer, candidates must provide the following documents:

- **A Single Contract (CU) (French Version)** (attached to be completed, dated and signed electronically)

Information on the use of electronic signatures:

Bidders are asked not to use an electronic signature that blocks the addition of another electronic signature.

The candidate shall also specify the nature and amount of the services which he intends to subcontract, as well as the list of subcontractors that he proposes to submit for approval and acceptance by the contracting authority.

- A **duly completed financial annex** (BPU/DQE)
- A **methodological note or technical brief (in French or English)** written on the basis of the template presented in the CCTP-TDR.
- A **CSR Annex**, for taking into account the linked elements:
 - Environmental action implemented for the service in accordance with the contract
 - Social action implemented for the service
- A **Résumé**

NOTE regarding the submitted offer: It is expected that a single CV will be presented, able to perform the entire service. Pitching a Résumé pool or Consultant team is not allowed.

Documents submitted by the contracting authority with the exception of:

- Those listed above as well as their annexes
- The contract duly completed by the bidder

Are not to be put back in the offer.

Only the documents held by the Contracting Authority are authentic. Including the Contract if any changes – other than those required for its completion – have been made by the bidder.

Candidates are reminded that signing the Single Contract (CU) constitutes acceptance of all contractual documents.

5. Judgment of applications, bids and attribution of the framework agreement

5.1 Judging of applications

The AFD reserves the right to analyze offers before applications. In this case, it may limit the examination of the application documents to the only candidate to whom it intends to award the contract.

The criteria for the admissibility of applications are:

- Technical and financial guarantees and capacities
- Professional capacities

Under the following conditions:

The service provider must have at least two permanent employees
The service provider must present at least 3 references of services in a similar safety risk area, namely an [orange/ red] zone according to the MAEE classification.

Applications are declared inadmissible if they do not provide sufficient financial, technical and professional guarantees with regard to the purpose of the service.

5.2 Judgment of bids

The criteria used for judging bids are weighted as follows:

<u>Price of services</u>	30 / 100
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Definition and assessment of the criterion: The maximum score (NM) will be awarded to the candidate who submitted the lowest financial offer. The other candidates will be assigned a score calculated on the basis of the following formula: $N = NM \times (WCO/NAO)$ Where N is the candidate's score, OMD is the amount of the lowest bid, OAN is the amount of the bid to be scored.	
<u>Quality of the methodology</u> Definition and assessment of the criterion: Quality and relevance of the proposed methodology for implementing benefits.	15 / 100
<u>Profile quality</u> Definition and assessment of the criterion: Quality of the profile dedicated to the performance of services. Quality will be rated according to the following elements described in the CCTP, including: - Master (or equivalent) in water management, public administration, institutional development, engineering, economics, law, project management or related field - In-depth knowledge of the water, wastewater and reuse sector in Palestine - Experience (minimum 10 years) in institutional strengthening in the water, sanitation or infrastructure sectors - Previous experience in the Middle East, preferably in Palestine - Excellent command of English and Arabic; - Excellent communication, facilitation, and coordination skills - Knowledge of the functioning of international donors	50/ 100
<u>Environmental and Social Criterion:</u> Definition and assessment of the criterion: - Assessment of the implementation of requirements for reducing carbon emissions and energy consumption - Consideration of diversity and gender issues in the delivery of the Service	5/ 100

Correction of tenders:

In the event of a contradiction between the unit prices in the (contractual) unit price schedule and the unit prices in the estimated quantitative detail (DQE), the prices indicated in the contractual document shall prevail.

Errors of multiplication, addition or carryover, which would be found in the estimated quantitative details (EDQ), shall be corrected and, for the evaluation of tenders, the amount thus corrected from the EDQ shall be taken into account.

Will be declared as irregular, an offer which, while providing a response to the needs of the contracting authority, is incomplete or does not comply with the requirements set out in the consultation documents.

Elimination note:

During the analysis of the bids, those that did not obtain the minimum score of 39/65 on the sum of the scores obtained for the "Quality of the methodology" and "Quality of the profiles" technical criteria will be eliminated: they will not be classified and will not be taken into account as part of the financial analysis, nor will they be invited to hearings.

Hearings:

AFD reserves the right to organize hearings, which are defined as an oral presentation of the bidder's technical offer for its better understanding. Hearings must not lead to a modification of the tenderer's technical and/or financial offer.

The hearings will be open to all tenderers who have submitted a regular offer.

Will be declared as irregular, an offer which, while providing a response to the needs of the contracting authority, is incomplete or does not comply with the requirements set out in the consultation documents.

5.3 Master Agreement Assignment

Prior to the signing of the contract by the Contracting Authority, and in accordance with Article R2144-7 of the Public Procurement Code, **the awardee (or all members of the awarding consortium, including any subcontractors)** must submit on the supplier certificate collection tool provided to the Contracting Authority (**Provigis tool**) the documents requested below:

- A valid document certifying the **effective registration of the structure** (extract K-bis or equivalent);
- A **valid certificate** issued by the competent authorities certifying that the candidate is up to date with their **social obligations** (URSSAF, RSI, AGESEA, MDA...);
- The **nominative list of non-EC foreign workers** or posted, employed by the structure or failing that a sworn statement of non-employment of non-EC foreign workers (dated less than 6 months);
- A **valid tax certificate** issued by the competent authorities certifying that the candidate is up to date with his/her **tax obligations**;
- A **valid civil and/ or professional liability** insurance certificate.

In order to comply with the latter obligation, the applicant established in a country other than France must produce a certificate drawn up by the administrations and bodies of the country of origin. Where such a certificate is not issued by the country concerned, it may be replaced by an affidavit, or in States where no such oath exists, by a solemn declaration made by the person concerned before the competent judicial or administrative authority, a notary or a qualified professional body of the country.

Failure to submit these documents within the set time limit will result in the rejection of the tenderer's offer and his/her elimination.

The next candidate will then be asked to produce the necessary certificates and attestations before the framework agreement is awarded to him.

6. Conditions for sending and submitting applications and offers

The electronic transmission of documents can only be made to the following address: <https://www.marches-publics.gouv.fr/>.

The reference time zone will be (GMT+01:00) Paris, Brussels, Copenhagen, Madrid.

Each transmission will be subject to a certain date of receipt and an electronic acknowledgment of receipt.

It is strongly recommended to initiate the bid filing **at least 2 hours before the DLRO**.

In case of difficulties, please contact the PLACE hotline.

Backup:

Candidates may also send, within the time allowed for the submission of tenders, a backup copy on a physical electronic medium (USB key) or on paper. This copy is sent to the address below, in a sealed envelope, and must include the mention: "backup copy," the identification of the procedure concerned, and the company's contact details:

Group Procurement Department (DAG)

5 Rue Roland Barthes

75012 Paris

FRANCE

The documents in the backup must be signed (for those whose signature is mandatory). If the physical medium chosen is electronic, the signature is electronic.

This backup copy may be opened in the cases described in Article 2 II of the Order of 22 March 2019 setting the procedures for making available the consultation documents and the backup copy.

The unopened envelopes containing the backup copy shall be destroyed by the contracting authority at the end of the procedure.

7. Additional information

To obtain all the additional information related to this consultation, applicants must send their application:

- Electronically, exclusively on the dematerialization platform, at the following URL:
<https://www.marches-publics.gouv.fr/>

When uploading the consultation file, it is recommended that the company create an account on the dematerialization platform where it will enter in particular the name of the tendering body, and an email address in order to keep her informed of any changes occurring during a procedure (addition of a document to the DCE, sending a list of answers to questions received...).

Questions should ideally be submitted **before July 13, 2026**, but may be submitted on the platform until 08/13/2026.

A response will be sent **no later than 6 days before** the date set for the receipt of tenders to candidates who have uploaded the consultation file on the dematerialization platform after having previously identified themselves

Regarding the information relating to the submission of dematerialised tenders, reference should be made to the article *Conditions for sending and submitting applications and/or tenders* of this document.

8. Appendix: Statement on Honor

I, the undersigned

Acting in the capacity of

Company name and address:

.....

.....

) hereby declares on his honour:

☐ either be the legal representative of the company identified in the legal documents

☐ hold a clearance authorizing him to engage the company in the context of this consultation (delegation of signature communicated)

b) declares on his honor not to fall into any of the exclusion cases provided for in Articles L. 2141-1 to L. 2141-5 or Articles L. 2141-7 to L. 2141-10 of the Public Procurement Code.

N.B.: When an economic operator is, during the procurement procedure, placed in one of the cases of exclusion mentioned in Articles L. 2141-1 to L. 2141-5, Articles L. 2141-7 to L. 2141-10 or Articles L. 2341-1 to L. 2341-3 of the Public Procurement Code, he shall inform the buyer of this change of situation without delay.

Evidentiary documents available online :

Internet address where supporting documents and evidence are directly accessible free of charge, as well as all the information needed to access them:

- Internet address:

- Information required to access it:

.....

.....

c) hereby declares that I am not, and none of the members of my group, nor of my suppliers, contractors, consultants and subcontractors are included in the lists of financial sanctions adopted by the United Nations, the European Union and/or France, in particular under the heading of combating the financing of terrorism and threats to international peace and security, and I undertake to inform the Agency without delay of any change in the situation

Done at

The

Signature

.....

9. Annex: Imposed response framework

See CCTP 9.1.

10. Appendix: Requirements for the certificate of signature

Signature Certificate:

The signatory's signature certificate must comply with the "eIDAS" regulation or equivalent and meet the required level of safety. The RGS (general safety reference system) has been replaced by the "eIDAS" regulation since October 1, 2018.

However, since candidates already have an "RGS" certificate, it remains usable until the end of its validity period.

- Case 1: Certificate issued by a "recognized" certification authority - No supporting document to provide

The signature certificate is issued by a Certification Authority mentioned in the following trusted list:

<https://www.ssi.gouv.fr/administration/visa-de-securite/>

European applicants will also find the complete list of providers on the trusted list maintained by the European Commission:

<https://webgate.ec.europa.eu/tl-browser/#/tl/FR>

In this case, the bidder does not have to provide any supporting document on the signature certificate used to sign their response.

- Case 2: The electronic signature certificate is not referenced on a trusted list - Various supporting documents to be provided

The dematerialization platform accepts all electronic signature certificates with security conditions equivalent to those of the Référentiel général de sécurité (RGS) and "eIDAS".

The candidate shall ensure themselves that the certificate they use is at least compliant with the security level defined by the General Safety Framework (RGS) or "eIDAS", and provide supporting documents in their electronic response.

The candidate shall also provide all the technical elements enabling the contracting authority to ensure that the certificate used is technically valid.

Thus, the signatory must submit with their electronic response the following:

a) any element allowing the verification of the quality and level of security of the signature certificate (proof of the qualification of the Certification Authority, certification policy, address of the referencing website of the Certification Authority),

b) the technical tools for certificate verification (complete certification chain up to the root Certification Authority, download address of the latest update of the certificate revocation list).

It is specified that all these elements must be freely accessible and used by the buyer, and should be accompanied by clear user manuals if necessary.

Signature tool used to sign files:

The regulations allow the bidder to use the signature tool of their choice.

- Case 1: The bidder uses the platform's signature tool - No supporting document to provide

The platform integrates an electronic signature tool, which produces signature tokens in the XAdES regulatory format.

In this case, the tenderer does not have to provide any proof of the electronic signatures transmitted and the signature tool used.

**- Case 2: The bidder uses a different signature tool than the one integrated into the platform
- Various supporting documents to be provided**

When the candidate uses a signature tool other than that of the platform, they must comply with the following two obligations:

- a) Produce XAdES, CAdES or PAdES signature formats.
- b) Allow verification by transmitting in parallel the elements necessary to proceed with the verification of the validity of the signature and the integrity of the document, free of charge.

It is specified that all these elements must be freely accessible and used by the buyer, and should be accompanied by clear user manuals if necessary.

11. Annex: Authorisation of the representative by his co-contractors (to be completed for each co-contractor)

I, the undersigned
 Acting in the capacity of
 Company name and address:

 Identification number (SIRET or equivalent).....

Entitles the representative mentioned by name below to:

- The grouping formed and detailed in this document
- The only current consultation

Purpose of the consultation:

Cluster Overview

The candidate is a group of companies

Identification of the members of the Group

Trade name and company name, address of the establishment, e-mail address, telephone and fax numbers, SIRET number of the members of the group	<i>Services performed by the members of the group</i>

Appointment of the Representative

The members of the grouping shall appoint the following representative:

Trade name and legal name of the unit or establishment that will perform the service:

Mailing and registered office addresses (if different from mailing):

Email address:

Telephone and fax numbers:

SIRET number, failing that, a European or international identification number or one specific to the economic operator's country of origin from a directory included in the list of [IDCs](#):

To assert what is legal

Done at

The

Signature