

# Processes and procedures for Public Private Partnerships

## **(a) Solicited Proposals for Public Private Partnerships**

A contracting authority wishing to enter into a PPP agreement in relation to the exercise of any of its functions or responsibilities, it shall—

- (a)** identify a project to be implemented by virtue of a PPP agreement;
- (b)** develop the identified project proposal by means of a pre-feasibility study, and submit the proposal to the Unit for preliminary assessment or evaluation.
- (c)** invite expressions of interest in a project where appropriate by means of a public advertisement in the print, electronic or broadcast media or in any other transparent manner:
- (d)** undertake or cause to be undertaken a feasibility study where it considers that a project may be implemented under an agreement;
- (e)** submit the feasibility study to the Unit for its approval;
- (f)** where the Unit approves the feasibility study, prepare a request for the project proposal and a model agreement on the basis of the approved feasibility study.
- (g)** The Unit shall refer the project proposal to the Committee which shall make recommendations thereon to the Cabinet for the Cabinet's determination.

## **(b) Unsolicited Proposals for Public Private Partnerships**

- (a)** Unsolicited bids or expressions of interest means a proposal that is prepared or made without the invitation, solicitation, made solely at the initiative of the prospective counterparty
- (b)** Any unsolicited bid or expression of interest in a PPP by a prospective counterparty with an identified contracting authority must be referred by the contracting authority to PPP Unit in ZIDA.
- (c)** Once the PPP Unit receives the unsolicited bid or expression of interest it shall consult with the relevant contracting authority for a preliminary assessment, within a period of fourteen days, as to whether the PPP of the type proposed is acceptable or not.
- (d)** If the assessment and consultation determine that the PPP proposed by the unsolicited bid or expression of interest is of a type that is acceptable, the PPP Unit shall seek the approval of the Committee for the contracting authority to conduct a feasibility study at the cost of the unsolicited bidder.
- (e)** If however the assessment and consultation determines that the PPP being proposed is unacceptable, the Unit shall advise the unsolicited bidder and contracting authority accordingly.