

## Annex 2 Scoring Methodology

Thematic Area	What is measured	How it is scored
<b>Preparation of PPPs</b>	The Ministry of Finance or Central Budgetary Authority approves the PPP project before launching the procurement process.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	A second approval by the Ministry of Finance or Central Budgetary Authority is required before signing the PPP contract.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	Prioritization of PPP projects with all other public investment projects (e.g. in the context of a national public investment system).	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	Procedure to ensure consistency of PPPs with other public investment priorities.	<b>A score of 1</b> if specific procedures are detailed in the regulatory framework. <b>A score of 0.5</b> if consistency is required only as a general principle.
	Socio-economic analysis (cost-benefit analysis of the socio-economic impact of the project).	<b>A score of 1</b> if required and a specific methodology developed. <b>A score of 0.5</b> if required but no specific methodology developed. <b>A score of 0.25</b> if conducted according to a recognized practice but without a specific methodology enacted.
	Affordability assessment, including the identification of the required long term public commitments (explicit and implicit).	<b>A score of 1</b> if required and a specific methodology developed <b>A score of 0.5</b> if required but no specific methodology developed. <b>A score of 0.25</b> if conducted according to a recognized practice but without a specific methodology enacted.
	Risk identification, allocation and assessment (risk matrix).	<b>A score of 1</b> if required and a specific methodology developed. <b>A score of 0.5</b> if required but no specific methodology developed. <b>A score of 0.25</b> if conducted according to a recognized practice but without a specific methodology enacted.
	Financial viability or bankability assessment.	<b>A score of 1</b> if required and a specific methodology developed. <b>A score of 0.5</b> if required but no specific methodology developed. <b>A score of 0.25</b> if conducted according to a recognized practice but without a specific methodology enacted.
	Comparative assessment to evaluate whether PPP is the best option as compared with other procurement strategies.	<b>A score of 1</b> if required and a specific methodology developed. <b>A score of 0.5</b> if required but no specific methodology developed. <b>A score of 0.25</b> if conducted according to a recognized practice but without a specific methodology enacted.
	Market assessment (showing evidence of enough interest on the market for the project).	<b>A score of 1</b> if required and a specific methodology developed. <b>A score of 0.5</b> if required but no specific methodology developed. <b>A score of 0.25</b> if conducted according to a recognized practice but without a specific methodology enacted.
	Draft PPP contract included in the request for proposals.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	Standardized PPP model contracts and/or transaction documents developed.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.

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<b>Procurement of PPPs</b>	Bid evaluation committee members are required to meet specific qualifications.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	The procuring authority issues a public procurement notice of the PPP.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	PPP public procurement notice is published online.	<b>A score of 0.5</b> if yes.
	The procuring authority grants potential bidders a minimum period of time to submit their bids.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	Legally required minimum period of time in calendar days.	<b>A score of 1</b> if the legally required minimum period of time is at least 60 calendar days. <b>A score of 0.5</b> if the legally required minimum period of time is at least 30 calendar days.
	The tender documents detail the stages of the procurement process.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	If there is a pre-qualification stage, the tender documents specify the prequalification criteria in order to make them available to all of the bidders.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	Interested parties/potential bidders can submit questions to clarify the public procurement notice and/or the request for proposals.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	The procuring authority discloses those questions and clarifications to all of the potential bidders.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	The procuring authority requires the bidders to prepare and present a financial model with their proposals.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	The procuring authority evaluates the proposals strictly and solely in accordance with the evaluation criteria stated in the tender documents.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	When only one proposal is submitted (sole proposals), the procuring authority follows a special procedure before awarding the PPP.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	Special procedure before awarding the PPP in the case of sole proposals.	<b>A score of 1</b> if specific procedures are detailed in the regulatory framework. <b>A score of 0.5</b> if sole proposals are considered valid as long as they meet the conditions outlined in the tender documents.
	The procuring authority publishes the award notice	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	The public procurement award notice is published online.	<b>A score of 1</b> if yes.
	The procuring authority provides all the bidders with the result of the PPP procurement process.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	The notification of the result of the PPP procurement process includes the grounds for the selection of the winning bid.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
The regulatory framework either restricts or regulates negotiations with the selected bidder between the award and the signature of the PPP contract.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.	

Thematic Area	What is measured	How it is scored
Procurement of PPPs (cont'd)	The procuring authority publishes the PPP contract.	A score of 1 if yes based on a regulatory provision. A score of 0.5 if yes based on a recognized practice.
	The PPP contract is published online.	A score of 1 if yes.
	The procuring authority conducts an assessment to evaluate unsolicited proposals.	A score of 1 if yes based on a regulatory provision. A score of 0.5 if yes based on a recognized practice.
	The evaluation assessment ensures that the unsolicited proposal is consistent with the existing government priorities.	A score of 1 if yes based on a regulatory provision. A score of 0.5 if yes based on a recognized practice.
	Evaluation of unsolicited proposals against existing government priorities	A score of 1 if specific procedures are detailed in the regulatory framework. A score of 0.5 if the regulatory framework sets a goal without establishing specific procedures to achieve it.
	The procuring authority initiates a competitive PPP procurement procedure when proceeding with the unsolicited proposal.	A score of 1 if yes based on a regulatory provision. A score of 0.5 if yes based on a recognized practice.
	The procuring authority grants a minimum period of time to additional prospective bidders (besides the proponent) to prepare their proposals.	A score of 1 if yes based on a regulatory provision. A score of 0.5 if yes based on a recognized practice.
	Legally required minimum period of time in calendar days.	A score of 1 if the legally required minimum period of time is at least 90 calendar days. A score of 0.5 if the legally required minimum period of time is at least 60 calendar days.

Thematic Area	What is measured	How it is scored
<p><b>PPP Contract Management</b></p>	<p>The procuring or contract management authority establishes a system to manage the implementation of the PPP contract.</p>	<p><b>A score of 1</b> if yes based on a regulatory provision.  <b>A score of 0.5</b> if yes based on a recognized practice.</p>
	<p>PPP management tools.</p>	<p><b>A score of 0.25</b> if a regulatory provision includes the establishment of a PPP contract team.  <b>A score of 0.125</b> if the establishment of a PPP contract team occurs as a recognized practice.  <b>A score of 0.25</b> if a regulatory provision includes the participation of the members of the PPP contract management team in the PPP procurement process.  <b>A score of 0.125</b> if that participation occurs as a recognized practice.  <b>A score of 0.25</b> if a regulatory provision includes the possibility to consult with PPP procurement experts when managing the PPP contract.  <b>A score of 0.125</b> if that consultation occurs as a recognized practice.  <b>A score of 0.25</b> if a regulatory provision includes the elaboration of a PPP implementation manual or an equivalent document.  <b>A score of 0.125</b> if that a manual or equivalent document is elaborated as a recognized practice.</p>
	<p>The procuring or contract management authority establishes a system to manage the implementation of the PPP contract.</p>	<p><b>A score of 1</b> if yes based on a regulatory provision.  <b>A score of 0.5</b> if yes based on a recognized practice.</p>
	<p>Mechanisms included in the PPP contract's monitoring and evaluation system.</p>	<p><b>A score of 0.25</b> if a regulatory provision mandates the private partner to provide periodic operational and financial data.  <b>A score of 0.125</b> if provision of such data occurs as a recognized practice.  <b>A score of 0.25</b> if a regulatory provision mandates the procuring or contract management authority to periodically gather information on the performance of the PPP contract.  <b>A score of 0.125</b> if the periodical gathering of information occurs as a recognized practice.  <b>A score of 0.25</b> if a regulatory provision mandates the procuring or contract management authority to establish a risk mitigation mechanism.  <b>A score of 0.125</b> if the establishment of the risk mitigation mechanism occurs as a recognized practice.  <b>A score of 0.25</b> if a regulatory provision mandates the availability of the PPP contract performance information to the public.  <b>A score of 0.125</b> if the PPP contract performance information is available to the public as a recognized practice.</p>
	<p>The PPP contract performance information is publicly available online on a specific website.</p>	<p><b>A score of 1</b> if yes.</p>
	<p>The regulatory framework expressly regulates a change in the structure (i.e. stakeholder composition) of the private partner.</p>	<p><b>A score of 1</b> if yes based on a regulatory provision.  <b>A score of 0.5</b> if yes based on a recognized practice.</p>
	<p>The circumstances that are specifically regulated.</p>	<p><b>A score of 0.5</b> if any change in the private partner during an initial period is regulated (e.g. construction and first five years of operation).  <b>A score of 0.5</b> if a change affecting the controlling interest requires the replacing entity to meet the same technical qualifications as the original operator.</p>

Thematic Area	What is measured	How it is scored
<b>PPP Contract Management (cont'd)</b>	The regulatory framework expressly regulates the modification or renegotiation of the PPP contract (once the contract is signed).	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	The circumstances that are specifically regulated.	<b>A score of 0.33</b> if a change in the scope and/or object of the contract is regulated. <b>A score of 0.33</b> if a change in the risk allocation of the contract is regulated. <b>A score of 0.33</b> if a change in the investment plan or duration of the contract is regulated.
	The regulatory framework expressly regulates one (or more) circumstances that may occur during the life of the PPP contract.	<b>A score of 0.25</b> if force majeure is regulated. <b>A score of 0.25</b> if material adverse government action is regulated. <b>A score of 0.25</b> if change in the law is regulated. <b>A score of 0.25</b> if refinancing is regulated.
	The regulatory framework establishes a specific dispute resolution mechanism for PPPs.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	The dispute resolution mechanism for PPPs.	<b>A score of 1</b> if a regulatory provision details specific dispute resolution mechanisms. <b>A score of 0.5</b> if a dispute resolution mechanism is required to be regulated in the contract. <b>A score of 0.5</b> if arbitration is the only recourse available
	The regulatory framework allows the lenders to take control of the PPP project (lender step-in right) if either the private partner defaults or if the PPP contract is under threat of termination for failure to meet service obligations.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	Lender's step-in rights.	<b>A score of 1</b> if they are expressly regulated by the regulatory framework. <b>A score of 0.5</b> if they are required to be regulated in the contract. <b>A score of 0.5</b> if a direct agreement is required to be signed with the lenders.
	The regulatory framework expressly establishes the grounds for termination of a PPP contract.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.
	The regulatory framework also establishes the consequences for the termination of the PPP contract.	<b>A score of 1</b> if yes based on a regulatory provision. <b>A score of 0.5</b> if yes based on a recognized practice.