

PROCUREMENT REFERENCE NUMBER 01-15.2-2024 COCOA CIV

**Analyse du cadre légal de la production et du commerce du cacao en Côte
d'Ivoire**

QUESTIONS AND ANSWERS

Question 1

Task 1 will build on the findings of two ClientEarth reports and complement them (Deliverable 1: Report describing the existing Ivorian national legal framework for cocoa production and trade). Shall we only complete the two ClientEarth reports on what might be missing, but we don't write a new report on the legal framework?

Answer for question 1

A new report on the legal framework is required, but it should not duplicate the ClientEarth study. The sections of the ClientEarth study that the consultant deem relevant and robust should be summarised in the new report drafted by the consultant.

Question 2

Task 3: Proposal for a methodology to support operators' due diligence with regard to the legality criterion of the EUDR. What form should the deliverable take: Word, PPT?

Answer for question 2

A (Word) report is expected as well as any other products deemed relevant to convey the results of this deliverable.

Question 3

Task 4 says that the team leader must attend at least three meetings (organized by EFI). Can you tell us what you expect from us at these meetings?

Answer for question 3

The meetings will be held to present the findings of the study and the proposed methodology to support the due diligence of operators to different stakeholder groups. The consultant is expected to present the work, facilitate discussions and address comments from the audience.

Question 4

Concerning the travel expenses for at least three meetings, is EFI responsible of them or do we need to integrate them in the 70 000 euros?

Answer for question 4

EFI is not responsible for these travel costs, they have to be integrated in the financial proposal and are part of the maximum value of the contract.

Question 5

Deliverable 4: A presentation of the study's main findings in Abidjan to stakeholders to be determined (with a minimum of 30 invited participants including $\frac{1}{4}$ from the two cocoa-producing zones cocoa-producing areas. How would you like the presentation to look: PPT?

Answer for question 5

This should be suggested by the consultant, it is part of what we are requesting as a proposed methodology.

Question 6

Task 5. Can you tell us if the study has already begun?

Answer for question 6

No, the study has not started yet.

Question 7

As part of the analysis of the tender, we would like you to clarify the questions below relating to Annex 8 "Model Contract" of the Tender. Can the Model Contract be amended if it is found to be contrary to our general terms and conditions?

Answer for question 7

No, the model cannot be amended.

Question 8

We understand that the firm that is to sign it and send it to you is the one that wins the tender. Can you confirm our understanding?

Answer for question 8

Yes, it is correct.

Question 9

Regarding the technical proposal, you ask for lawyers specialised as experts. Do you mean lawyers as in attorneys-at-law or as in legal experts, as law teachers? Is-it possible to have non-lawyer legal advisors as experts?

Answer for question 9

Yes, it is possible to include in your team legal advisors who are not qualified lawyers, such as law professors. In addition, people with a strong background in certification, who are not lawyers, would also qualify if they have demonstrated and relevant certification expertise.