



MINISTRY OF FINANCE, ECONOMIC PLANNING AND DEVELOPMENT
Procurement Policy Office

Ref : F/PPO/4/12/B

BOT Circular No. 1 of 2020

From: Director, Procurement Policy Office

To : Heads of Public Bodies

Amendments to Build Operate Transfer Projects and Public-Private Partnership Legal Frameworks

The Build Operate Transfer (BOT) and the Public Private Partnership (PPP) Legal Frameworks have been amended as follows:

- (a) BOT Projects Act and PPP Act have been amended through the Finance (Miscellaneous Provisions) Act 2020 and gazetted on 7 August 2020; and
- (b) New BOT Projects (Prescribed Threshold) Regulations 2020 and PPP (Prescribed Threshold) Regulations 2020, have been issued and gazetted on 27 October 2020.

2. The amendments to the BOT and PPP Legal Frameworks relate to the following:

- (i) The BOT Projects Unit may hire the services of a technical advisory firm to be remunerated by the private party;
- (ii) The BOT projects Unit may select a consultant by direct procurement for a small assignment up to the prescribed value of Rs 1 M;
- (iii) For a project above the prescribed threshold of Rs 300 M, a contracting authority shall carry out its procurement for the selection of a private party through the Central Procurement Board (CPB);
- (iv) For a project up to the prescribed threshold of Rs 300 M, the procurement for the selection of a private party shall be carried out at the level of the contracting authority; and
- (v) A contracting authority may hire the services of a technical advisory firm to assist it in the procurement of a private party for a BOT/PPP project as follows:
 - (a) For a project of up to the prescribed threshold of Rs 300 M, the procedure will be carried out internally at the level of a public body; and
 - (b) For a project above the prescribed threshold of Rs 300 M, the procurement will be carried out through the CPB.



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3. The amended versions of the BOT Projects Act, the PPP Act and the New BOT Projects (Prescribed Threshold) Regulations 2020 and PPP (Prescribed Threshold) Regulations 2020 may be downloaded from the BOT Projects Unit website: <http://bot.govmu.org>.

4. You are kindly requested to disseminate the contents of this Circular to all those concerned within your organisation.

**BOT Projects Unit
Procurement Policy Office
5 November 2020**



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