



USAID
FROM THE AMERICAN PEOPLE

Environmental Compliance Language for USAID Procurement Instruments

Why address Env Compliance in Procurement Instruments?

- ❖ IEEs and EAs are meaningless unless conditions are implemented.*
- ❖ Environmental management must be an integral part of project implementation
 - *therefore partners implement,*
 - *USAID monitors/oversees*
- ❖ For partners to implement, env. management/compliance responsibilities need to be written into procurement instruments



ADS therefore requires that IEE/EA conditions are written into procurement instruments


(204.3.4.a.6 & 303.3.6.3e)

(*ADS requires implementation)

Why address Env Compliance in Procurement Instruments?

But to **operationalize partner responsibility for environmental compliance/ESDM**, procurement instruments should also require that:

1. *The partner verifies current and planned activities annually against the scope of the RCE/IEE/EA.*
2. *Proposals address **qualifications and proposed approaches to compliance/ESDM** for environmentally complex activities.*
3. *The **necessary mechanisms** for partner implementation of IEE/EA conditions are in place*



To assure that projects do not “creep” out of compliance as activities are modified and added to over their life.

Review:

prerequisites for implementation of IEE/EA conditions

Implementation & monitoring of M&M conditions effectively requires that:

- Complete **Environmental Mitigation and Monitoring Plan (EMMP)** exists
- Workplans and budgets integrate the **EMMP**
- PMPs track **EMMP** implementation



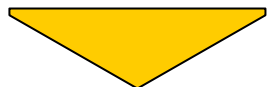
These “requirements” are not specified by Reg. 216 or the ADS.

But systematic, accountable implementation of IEE/EA conditions is almost impossible without them

See Session 13a for more detail

Problems:

- ❖ Many agency procurement instruments do not address environmental compliance requirements (or do so incompletely)
- ❖ Lack of guidance requires CTOs, COs, Activity Managers to “reinvent the wheel” repeatedly



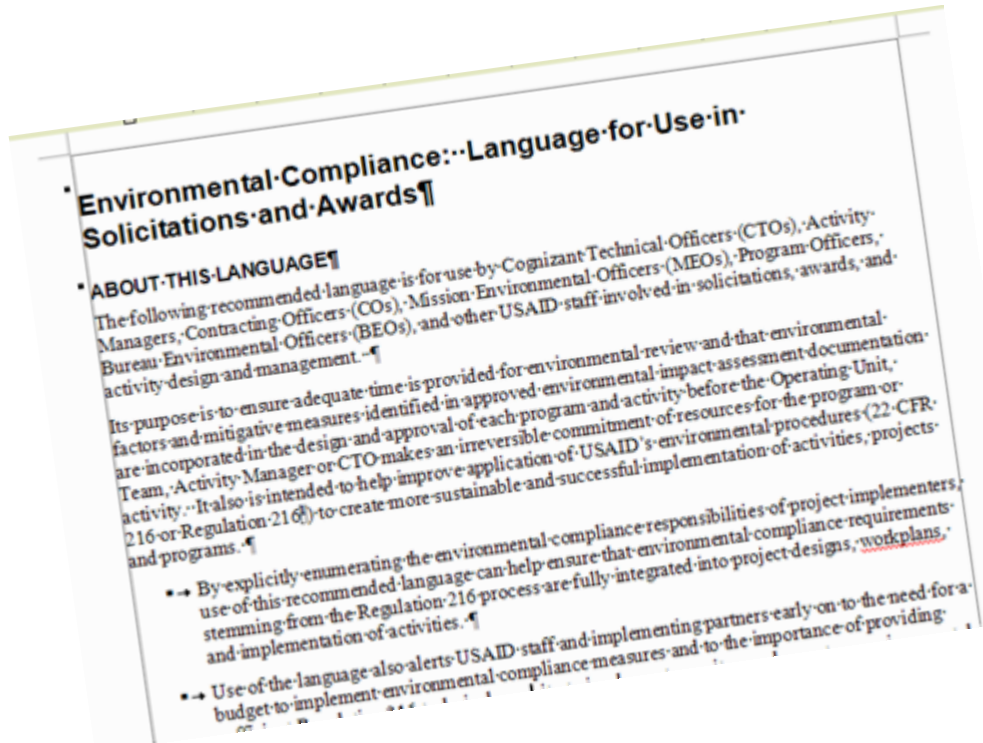
NEEDED:

**Easy step-by-step guidance and
“boilerplate” language**

Introducing. . .

Environmental Compliance: Language for Use in Solicitations and Awards

NEW!



Hardcopy in your sourcebook. Also available from the online MEO Resource Center

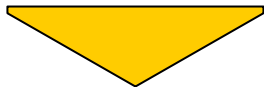
- ✓ For RFAs/ RFPs/ agreements/ grants/ contracts
- ✓ **Optional**, not required
- ✓ being added as an “additional help document” to ADS 204
- ✓ Addresses all the issues presented here

In addition to improving LOP compliance. . .

By clearly communicating to partners that primary responsibility for Reg. 216 compliance in project implementation lies with them,

and

by assuring that environmental monitoring and reporting is integrated into routine activity monitoring and reporting



The ECL should reduce demands on mission staff