



N° 1611 – 1st semester 2014

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Events since December 2013

("ctrl + click" on the following events for more information when available)

- Asian Development Bank Institute (A_sDBI)

(Tokyo - February 4th up to 6th, 2014)

Participants: Roger Fiszelson, DG CICA; Vincent Piron, CICA PPP Working Group.

CICA participated in the PPP Workshop jointly organized by Asian Development Bank Institute and Agence Française de Développement (AFD), in favor of the public's agents of about ten Asian countries benefiting from financing of the AsDB.

The presentation was dedicated on the methodology to be used and the support offered by an economic model allowing to justify, on an economic point of the view, the recourse to the PPP and to examine the consequences of the variations of the various parameters: public and private discount rate, cost of opportunity of public money, level of subsidy, budgetary sustainability, interest rate, level of equity, maturity, etc.

- OCAJI Meeting

(Tokyo - February 7th, 2014)

Participant: Roger Fiszelson, DG CICA; Vincent Piron, CICA PPP Working Group.

The meeting with OCAJI took place outside the participation of the AsDB Workshop. The meeting concerned the ways and means to reduce the public owner's late payment, and how to mitigate their consequences on the companies' finance. OCAJI was informed about the works of European Union on this subject and the expectation of an EU's directive.

OCAJI announced its interest to followed and to participate in the PPP's CICA works and to be informed about the creation of the PPP Center of Excellence under the aegis of the United Nations Economic Commission for Europe (UNECE) which received mandate of the other UNO regional economic commissions to promote it.

- United Nations Economic Commission for Europe (UNECE)

(Geneva, February 13th-14th, 2014)

Participants: Roger Fiszelson, DG CICA. Marc Frilet CICA PPP Working Group.

Meeting on PPP's contribution to: Post-2015 - United Nations Millennium Development Goals.

Implementation of sub working group « Zero tolerance to corruption project in PPPs », dealing with the main categories of risks:

- Risks of inadequate institutional and legal framework;
- Risks of non-transparent Procurement procedure;

- Risks of lack of information of bidders on zero tolerance to corruption;
- Risks of corruption through third party or indirect mechanisms;
- Risks of inefficient recourses.

- OECD 7th Senior PPP Officials

(Paris, February 16th–17th, 2014)

Participant: Roger Fiszelson, DG CICA

Presentations are posted on the CICA Website.

The major point to be retained: convergence on the estimation of the world needs for infrastructures by 2030 (USD 57 trillion) and the insufficiency of the public financing of the order of a third part. Only 60 % can be financed by public borrowing. The gap will finance by the participation of the private sector, mainly within the framework of PPP.

- United Nations Commission on International Trade Law-UNCITRAL
International Colloquium on Public-Private Partnerships (PPPs)

(Vienna, March 3th-4th, 2014)

Participants: Roger Fiszelson, DG CICA; Fernando Lago – Camara Argentina de la Construcción and CICA PPP working group member on behalf of Federacion Interamericana de la Industria de la Construcción (FIIC).

Participation in the colloquium organized by the secretariat of the commission of United Nations Commission for International Trade and Law (UNCITRAL) for the preparation of the recommendation on the future possible works of the committee UNCITRAL on the revision of its PPP model law.

The strong implication of CICA in the preliminary works and in the colloquium itself, allowed us to make accept by the secretariat the main part of the positions of CICA on the preparation and the execution of the PPP, as promoted with UNECE.

UNCITRAL Commission will decided its working program next July.

- International Chamber of Commerce (ICC)

(Paris - March 25th, 2014)

Participant: Roger Fiszelson, DG CICA

CICA participates regularly in the activities of the ICC's French Committee and in the Paris meetings of some ICC international commissions:

- ✓ Commercial laws and practices;
- ✓ Corporate responsibility and anti-corruption;
- ✓ Intellectual property.

The Corporate responsibility and anti-corruption commission of the French ICC Committee participated with CICA in the works of the platform NIIS / ISIS established by the Asian Development Bank (AsDB).

CICA presents it and promotes its positions on the Well Prepared Project (WPP), the improvement of the rules of Procurement, the ethical strengthening of the obligations that the owners and public bodies have to respect.

- OECD-Investment Security in the Mediterranean (ISMED)
(Paris, March 28th, 2014)
Participant: Roger Fiszelson-DG CICA.

Implementation of a working group: “Fostering infrastructure investment in the Middle East & North Africa (MENA) region”.

The working group will address the facilitation of the private sector decision to invest in infrastructure projects in the MENA region, including under public-private partnership. Discussions will focus in particular on ways to expand the use of existing guarantees and risk-sharing mechanisms.

Identification of the list of issues to be analyzed by 4 Task forces:

- I Risk mitigation instruments;
- II Developing arbitration in the Mediterranean;
- III Risk mitigation in the PPP;
- IV Islamic finance.

CICA is team leader of the Task force III.

- World Bank – International Advisory Group for Procurement (IAGP)
(Vienna, May 6th, 2014)
Participant: Roger Fiszelson, DG CICA

Presentation of Phase II of the preliminary works on the WB Procurement reform: “The proposed new policy framework”.

The main part of the discussion between the participants (WB, NGO, CICA, EIC, FIDIC, DFIs, WTO/GPA, UNCITRAL, countries) carried on:

- ✓ Structure of the policy paper;
- ✓ Sustainability;
- ✓ Value for money;
- ✓ Complaints handling.

Next meeting: forecasted in Washington DC next December.

- CHINCA 5th III&CF
(Macao, May 8th-9th, 2014)
Participants: Daniel Tardy – CICA past President and Treasurer
Frank Kehlenbach – EIC Director

CHINCA Joint Action Plan for Enhanced Cooperation on International Infrastructure Construction. For lack of agreement of its Board, CICA decline to sign the document.

Daniel Tardy was invited to participate to the Chairman Roundtable on the following topic: “How can associations better promote CSR performance of their members in overseas market”. President’s intervention focused on the implementation of the CSR by construction companies, its impact on the development of the countries, the companies’ productivity gains and the enhancement of the workers’ motivation. To conclude, President invited CHINCA members and other federations to join the CICA works on the CSR.

- A_sDB – Platform NIIS/ISIS

(Toulouse, May 15th, 2014)

Participant: Vincent Piron-CICA PPP Working Group.

NIIS' objective is to offer governments ("public sector sponsors") a secure and standardized basis for preparing infrastructure projects, and sharing of project information. Practitioner-and peer- reviewed standardized documentation and a more consistent approach to project development, will improve not only the quality and transparency of project preparation but also the ultimate interface with financiers and funders enabling a better range of public, PPP and private funding options.

Maximising and optimising options for public sector sponsors to deliver sustainable infrastructure is the ultimate goal of NIIS.

CICA Working Groups

- **PPP Working Group**

Managed by Vincent Piron. Former Vinci Concessions' Head of Development.

Participation in the works of creation under the aegis of United Nations Economic Commission for Europe (UNECE) of a PPP dedicated to Policies, Institutions and Laws. The Center of Excellence will have a double activity: collection, analysis and proposals of texts and best practices within the framework of Knowledge Center, on one hand; capacity building actions of the civil servants of emerging and developing countries through a Training Center, on the other hand. Based in France, the Center of Excellence will have authority to promote the creation of regional hubs taking care of the legal and cultural peculiarities of the various geographical zones.

An association, ETIC-PPP, of independent and multidisciplinary experts was created to gather the various skills allowing the comprehensive coverage of the various disciplines, (legal, economic, financial and technical) contributing to the successful realization of resilient PPP projects.

- **UNECE working group: Zero tolerance to corruption project in PPPs.**

Team Leader: M. Frilet (IFEJI Vice-President)

Objectives: to identify corruption issues which are more specific to PPPs.

Group of issues 1: Risks of inadequate institutional and legal framework

Proposed standards for:

- ❖ Governance.
- ❖ Integrity.
- ❖ Efficiency.

Group of issues 2: Risks of non-transparent procurement procedure

Proposed standards for:

- ❖ Choice of the procurement method.
- ❖ Minimum preparation time for bidders at different stages.
- ❖ Procurement steps and selection criteria published in advance and included in the RFP.
- ❖ Limitation on ex parte communication, and controlled interaction between procuring authorities and bidders.

Group of issues 3: Risks of lack of information of bidders on zero tolerance to corruption

Proposed standards for:

- ❖ Corrupt practices including consequences of their infringement: distinction between active corruption and passive corruption: differentiation of corruption definition depending on the parties: procuring authority, advisors, industrial sponsors, financial sponsors/investors.
- ❖ Statement of compliance and integrity to be signed by the bidders.
- ❖ Ongoing compliance guaranties within the successful bidders organization and main contractors and sub-contractors.
- ❖ Debarment and their consequences.

Group of issues 4: Risks of corruption through third party or indirect mechanisms

Proposed standards for:

- ❖ Statement of compliance and integrity to be signed by subcontractor consultants and any third party involved in the bidding process.
- ❖ Possible disclosure of preparation and bidding costs paid or borne by subsidiaries and third parties.

Group of issues 5: Risk of inefficient recourses

Proposed standards for:

- ❖ Public officials and private companies acting in concert.
- ❖ Private competitors acting in concert.
- ❖ Judicial review.

■ Well Prepared Project Working Group (WPP WG)

Chairman: Michel DEMARRE, SEFI's General Delegate and Vice-president FNTF Europe-International commission, EIC Past President.

Continuation of the preliminary works with the Permanent International Association of Road Congresses (PIARC) and FIDIC.

A Round Table was kept during the December 2nd, 2014 CICA Board meeting in Paris. Michel Démarre's participation to the technical committee of PIARC and at the conference of International Road Federation (IRF) in Riyadh.

Some of WPP members will join the works of the PPP Working Group and the ETIC-PPP association.

The new chairman of the World Road Association confirmed his support for this project. The working group involving construction companies, the world's public road authorities and the engineering industry is currently being set up.

■ Legal Working Group (WPP WG)

Chairman: Brahim MOUELHI, Legal Director – SCDM ENERGIE, Bouygues Group

Following the meetings with the CICA working group, the World Bank has completed updating the civil law version of its Standard Bidding Document (SBD) available on the WB website.

■ Sustainable Business Working Group

Chairman: FIIC-Vice President

Upcoming Events

- **Meeting: Team of Specialists** at UNECE Genève (June 23th-24th, 2014)
- **FIEC General Assembly** in Berlin

(June 26th-28th, 2014)

- **Meeting of the EIC Working Group** in Berlin
"World Bank Procurement" (July, 03rd, 2014)
- **EIC General Assembly** in Porto
(October 16th-17th, 2014)
The workshop will focus on "Prospects for European Contractors on the African Construction Market".
- **CICA's Autumn Board** in Paris
(November 17th-18th, 2014)
- **CICA's mission at the World Bank** In early December
About the new organization of the World Bank, PPPs and the procurement reform

What's New on www.cica.net?

- A new framework for international cooperation in PPPs, best practices - April 2014
- An overview of the Brazilian PPP experience from a stakeholders' viewpoint – March 2014
- Asian Development Outlook 2014, Fiscal policy for inclusive growth -April 2014
- Building trust- Making the public case for infrastructure - April 2014
- Business principles for countering bribery, A multi-stakeholder initiative- March 2014
- Caucasus and central Asia Moderating Growth, Rising uncertainty
- Directory of Spanish exporting firms- April 2014
- Doing Business in Canada, navigating opportunities for investment and growth-March 2014
- EIC database on Infrastructure PPPs -April 2014
- Energy efficiency and renewable project preparation program in urban areas of Mediterranean partner countries – 2014
- Engineering growth, First quarter 2014 engineering and construction industry mergers and acquisitions analysis- April 2014
- Focus Germany, So far, So good - 2 May 2014
- Germany's "Energiewende" driving power-to-gas, From an idea to market launch- march 2014
- Growth horizons for a changing Asian regional economy- March 2014
- India, Impact of policy measures on road projects though positive, proposed measures could take a while to provide relief – 2014
- La inversión en construcción en Europa según las previsiones de invierno de la Comisión Europea, Previsión y estimación 2015
- Managing PPPs during their contract life, guidance for sound management - March 2014
- Mexico, Programa nacional de infraestructura 2014-2018, April 2014
- Middle East, North Africa, Pakistan and Afghanistan, Turning the corner, May 6 2014
- Nigeria, The no.1 African Economy - April 2014
- Open for investment, How Mexico is paving the way for infrastructure investors - February 2014
- Pooling of institutional investors capital- Selected case studies in unlisted equity infrastructure- April 2014
- Recovery in south-eastern Europe affected by Russia-Ukraine crisis - 14 May 2014
- Rental Housing wanted, Policy options for Latin America and the Caribbean- April 2014
- Sustaining the momentum, Vigilance and reforms-April 2014
- The business case for Green Building, Review of costs and benefits for developers, investors and occupants – 2014
- The Strategic Top 100 Latin American Infrastructure, 2014 report- April 2014
- Transition report 2013 - April 2014
- UK, Association's spring forecasts show construction activity is set to grow 18% by 2017- April 2014
- UK, Economic and regional inflation report- 1 quarter 2014
- Urban China, Toward efficient, inclusive, and sustainable urbanization- March 2014
- US department of Transportation, Budget highlights, fiscal year 2015-March 2014
- US, Annual rate in construction- 1st May 2014

News from Regional Federations

FIEC –

FIIC -

News from EIC



Check out the May edition of the EIC newsletter with reports on the latest developments in regard to: This edition contains articles on the progress of the World Bank Procurement Review, CHINCA's international Infrastructure Investment and Construction Forum and a new OECD services trade restrictiveness index.

Presentations and photos from EIC's latest General Assembly and workshop are still available online on the [EIC conference website](#) :

→ http://eic-federation.eu/newsletters/eic-newsletter_20145_may/n-23af9c88ba280f185a13/

Friends of CICA



New Friends of CICA: CICA Board-Council Meeting of May 13th, 2014:

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INTERTEST is a multibusiness holding company, considered to be one of the leading companies of industrial construction and engineering among private Russian enterprises having a more than 10 years successful experience on markets of industrial and urban construction.

INTERTEST provides a variety of engineering and consulting services for the largest Russian companies of heat and electric power industry, chemical and mining industries, and industrial construction and infrastructure projects.

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- An Italian Desmet Ballestra S.p.A., a world leader in developing technologies and complex solutions for chemical industry, and
- the leading German infrastructure engineering group Gauff, specializing in sectors of railway, avia and transport engineering, water and waste treatment, sewage systems.

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