



**MILLENNIUM DEVELOPMENT AUTHORITY
(MiDA)**

GHANA COMPACT II

Quarterly Progress Report

October – December 2016

Ghana Compact II Theme

***"Powering Ghana for Accelerated and Sustainable
Economic Growth"***

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GLOSSARY OF ABBREVIATIONS

BCS	Bid Challenge System
CAP-Scan	Capacity Scan
CIF	Compact Implementation Funding
CP	Condition Precedent
ECG	Electricity Company of Ghana Ltd
EIF	Entry-into-Force
ESP	Environmental and Social Performance
FAP	Fiscal Accountability Plan
GIS	Geographic Information System
GoG	Government of Ghana
GPN	General Procurement Notice
GSI	Gender and Social Inclusion
IE	Implementing Entity
IEA	Implementing Entity Agreement
IFC	International Finance Corporation
IPP	Independent Power Producer
IRRP	Integrated Resource & Resilience Plan
KPIs	Key Performance Indicators
LPO	Local Purchasing Order
MCC	Millennium Challenge Corporation
M&E	Monitoring and Evaluation
MiDA	Millennium Development Authority
MIS	Management Information System
MoF	Ministry of Finance
MoP	Ministry of Power
MoPet	Ministry of Petroleum
NEDCo	Northern Electricity Distribution Company Ltd
NFOT	NEDCo Financial and Operational Turnaround
PIA	Program Implementation Plan
PMC	Program Management Consultant
PSP	Private Sector Participation
PURC	Public Utilities Regulatory Commission
PUWU	Public Utility Workers Union
RfP	Request for Proposals
RfQ	Request for Qualification
SAP	System Application Product
SGIP	Social and Gender Integration Plan
SPN	Special Procurement Notice
TA	Technical Assistant
TOR	Terms of Reference
TP	Tariff Plan

EXECUTIVE SUMMARY

Introduction

This Progress Report covers the period from October 1 to December 31, 2016 and captures activities undertaken by the Millennium Development Authority (MiDA) toward the implementation of the Compact Program. These includes activities related to the following:-

1. Preparation towards Second Disbursement of Program Funding
2. Program Activities which include:
 - Distribution Projects
 - Generation Projects
 - Environment and Social Performance (ESP)
 - Gender and Social Inclusion (GSI)
3. Monitoring and Evaluation
4. Communications and Outreach
5. Procurement
6. Financial Management
7. Legal and Governance

The report also identifies critical issues/risks to the successful execution of Ghana's second Compact and highlights Government approvals required. It concludes with projections for the next quarter.

Highlight of Previous Quarter Activities

During the previous quarter, MiDA achieved significant progress in respect of all activities required to be completed before Entry into Force of the Compact. The following were major progress achieved:

- MiDA successfully launched RfP for the ECG Private Sector Participation on August 30th 2016
- MiDA successfully met all the Conditions Precedent to Entry into Force of the Compact and the Compact officially and legally Entered Into Force on September 06, 2016
- MiDA also successfully met most of the Conditions Precedent to first disbursement of Program Funding. Those Conditions Precedent that could not be met were deferred by the Millennium Challenge Corporation
- MiDA signed a contract with Messrs. Fichtner for a Tariff Study and the Development of a Tariff Plan as part of the Regulatory Strengthening and Capacity Building Project
- MiDA also signed a contract for an external Legal Counsel with Sena Chambers. The contract was signed on 20th September, 2016
- The Millennium Challenge Corporation (MCC) completed the procurement of a consultant for the design of the Access Project and signed the contract on 29th September, 2016. The contract was with CH2M
- A study for an Integrated Resource & Resilience Plan (IRRP) which is part of the Power Generation Sector Improvement Project and being conducted by Messrs. ICF, under the auspices of the USAID, was launched on September 13 & 14, 2016

Summary of Activities during Reporting Quarter

During the reporting period, the Compact achieved significant milestones. Below is a summary of these major milestones:

- A Request for Proposals (RfP) for a GIS Contractor was launched on October 03, 2016
- MiDA completed the processes for selection of a Program Management Consultant
- MiDA launched RfP for a Capacity Scan study on October 03, 2016. Bids were received, evaluated and a successful bidder selected
- RfP for a Street-lighting Project was launched on October 24, 2016. Bids were received, evaluated and a successful bidder selected
- RfP for an Upgrade of Data Center and Communication Network was launched on November 29, 2016
- The Ministry of Power (MoP) and MiDA signed an Implementing Entity Agreement (IEA) leading to the completion of this Condition Precedent to Program Funding
- IEA between MiDA and Energy Commission was executed on December 21, 2016, completing the Condition Precedent to Program Funding of the Energy Efficiency and Demand Side Management Project
- A Memorandum of Understanding (MoU) between MiDA and NDPC was executed on December 09, 2016
- IEA between EPA and MiDA was finalized and signed on October 19, 2016
- The Access Project Consultant commenced work
- Stakeholder Briefing session held on December 01, 2016 on the NEDCo Financial and Operational Turnaround (NFOT) Redesign Project

Critical Issues/Risks

The following were critical issues which required some attention during the 4th quarter:

- MiDA required ECG support to grant shortlisted bidders in the ECG Concession access to the Physical Data Room located at the ECG Head Office in the Electro-Volta House. The visit to the data room is necessary to enable the bidders conduct due diligence on ECG as part of the bidding process
- MiDA needed to finalize and implement mitigation measures to manage Conflict of Interest that has arisen because of IFC's conflicting role as both Transaction Advisor and Investor. Effectively managing this conflict is critical to safeguarding the integrity of the ECG PSP Transaction.
- MiDA's relationship with some Implementing Entities is critical in relation to their cooperation and commitment to the success of the Compact Program
- MiDA needed ECG Management and PUWU's permission to engage directly with the ECG staff and Union members. MiDA will continue to push for direct engagement with ECG staff

Projections for 1st Quarter 2017

The following have been planned for completion in the 1st Quarter 2017. By the end of the quarter,

- Bidders Conferences shall have been held for the ECG Private Sector Participation (PSP) Transaction.
- Virtual and Physical Data rooms shall have been opened to Bidders for the ECG PSP.
- Mitigation measures in respect of IFC Conflict of Interest issues shall have been finalized
- All remaining IEAs that are CPs to disbursements shall have been completed and signed
- Contract for Program Management Services, Geographic Information System (GIS) for ECG, Upgrade of ECG Data Centre and Communication Networks, Power Sector Capacity Scan (CapScan), and Consultancy for Streetlight Design, Procurement, and Construction Supervision shall have been signed
- RfP shall have been launched to procure a set of Technical Advisors for ECG
- Feasibility studies for the redesign of the NEDCo Financial and Operational Turnaround (NFOT) Project shall have been completed
- A procurement plan for the period April 01, 2017 to September 30, 2017 must have been put in place.

GHANA COMPACT II

1.0 INTRODUCTION

On 5th August 2014, the Millennium Challenge Corporation Compact between the Republic of Ghana and the United States of America was signed. The goal of the Compact is to reduce poverty through economic growth in Ghana; and its objectives are to:

- a. increase private sector investment and the productivity and profitability of micro, small, medium, and large scale businesses
- b. increase employment opportunities for men and women
- c. raise earning potential from self-employment and improved social outcomes for men and women.

The Compact Program has a budget of \$498.2 million consisting of two Tranches of Program Funding amounting to \$469.3 million and a Compact Implementation Funding (CIF) of \$28.9 million. In addition, there will be a Government of Ghana (GoG) contribution of no less than 7.5% (i.e. \$37.4 million).

Following the signing of the Compact and having met certain Conditions Precedent (CPs) to Implementation Funding, the Millennium Development Authority (MiDA) as the designated Accountable Entity for the implementation of the Compact entered the Compact Implementation Funding (CIF) period. MiDA worked hard to achieve Entry into Force in September 2016. In this reporting period which marks the last Quarter of 2016, key activities related to the following were undertaken:

- Preparations towards Second Disbursement of Program Funding
- Program Activities
 - Distribution Projects
 - Generation Projects
 - Environment and Social Performance (ESP)
 - Gender and Social Inclusion (GSI)
- Monitoring and Evaluation
- Communications and Outreach
- Procurement
- Financial Management
- Legal and Governance

1.1 Preparation towards Second Disbursement of Program Funding

In accordance with the Compact and the PIA, MCC will disburse Funding for Program implementation subject to the satisfaction of all applicable Conditions Precedent. MiDA on

behalf of Government worked diligently towards completing the following Conditions Precedent to the Second Disbursement of Program Funding.

The table below summarizes the status of these CPs.

Status of CPs to Second Disbursement of Funding

Condition Precedent to Disbursement of Second Funding	3rd Quarter Status	4th Quarter Progress
The Government had implemented the Quarterly tariff adjustments in accordance with the existing automatic tariff adjustment since the Compact entered into Force	On Track	On Track
Each of the Key Staff has been engaged, or if a position is vacant, MiDA is actively engaged to MCC's satisfaction, in recruiting a replacement	Satisfied	Satisfied
The Government must not have engaged in actions inconsistent with the Eligibility criteria for MCC Funding	Satisfied	Satisfied
Government has substantially complied with Electric Distribution Utility Payment Action Plan	Satisfied	Satisfied
Government has substantially complied with the Gas Action Plan and the Gas Master Plan	On Track	On Track
MiDA must have ensured that the Implementation Plan Documents and Fiscal Accountability Plan are current and updated and are in form and substance satisfactory to MCC	On Track	On Track
MiDA must have ensured that all Government entities involved in the implementation of the Program, including the Implementing Entities are coordinating successfully with MiDA.	On Track	On Track
Implementing Entity Agreement signed with EC	Pending	Completed
Implementing Entity Agreement signed with PURC	Pending	Pending

2.0 PROGRAM ACTIVITIES

The Compact Program seeks to address identified challenges in Ghana’s Power Sector by providing an overall framework for strengthening the Ghana electricity distribution system. This will be achieved by helping the Electricity Company of Ghana (ECG) and Northern Electricity Distribution Company (NEDCo) reduce their technical and commercial losses and attract needed investment. The Compact will also provide technical assistance in the areas of corporate governance, technical capacity of sector regulators, and integration of gender activities into the operation of relevant sector agencies. The expected outcome for the Compact program is to provide modernization to these distribution companies and capacity building within the generation institutions in Ghana and to present the distribution companies as credible off-takers for prospective Independent Power Producers (IPPs). MiDA has achieved significant progress in respect of all activities related to the six (6) Projects as indicated below.

2.1 Distribution Projects

The power distribution sector Projects consist of the ECG Financial and Operational Turnaround (EFOT) Project, the NEDCO Financial and Operational Turnaround (NFOT) Project and the Access Project. Progress made in this area during the reporting period are summarized in the table below.

Status and Progress of Ongoing Program Activities

Project	3 rd Quarter Status	4 th Quarter Progress
Distribution Projects		
ECG PSP Transaction	The tender documents (RfP) for an Acceptable ECG PSP Transaction was completed and launched	MiDA continued to conduct due diligence on Shortlisted bidders.
Geographic Information System (GIS)	MCC approval was received to launch the Invitation for Bids (IFB) to procure a GIS Contractor	RfP was issued, Pre-proposal meeting was held and Bid opening was conducted. MiDA commenced the Bid evaluation. Bid Evaluation halted due to a bid challenge from one of the prospective bidders
Upgrade of Data Centre & Communication Network	MiDA continued to prepare ToR to procure a Consultant.	ECG approved ToR and MCC granted No Objection to launch the RfP. RfP was issued on November 28, 2016

Program Management Consultant (PMC)	A revised Technical Evaluation Report was sent to MCC for No Objection.	MiDA forwarded a Combined Evaluation Report to MCC which recommended SMEC as a successful bidder. MCC granted No objection to the combined evaluation report.
Redesign of the NEDCo Financial and Operational Turnaround Project	The Consultant, Messrs CH2M, submitted a Critical Interim Report to MiDA and MCC for their reviews and comments.	The Consultant, CH2M, submitted a Draft Feasibility Studies Report to all Stakeholders. MiDA held a Stakeholders' Briefing session with NEDCo, VRA and MCC. CH2M satisfactorily completed all deliverables for the Feasibility Studies
Design of the Access Project	MCC signed a Contract with Messrs CH2M to undertake the Access Project Design	CH2M commenced works and submitted both draft and final Inception Reports Messrs CH2M submitted a Final Screening Report for the Markets and Economic Enclaves

2.2 Generation Projects

The Generation Sector Projects consist of the Energy Efficiency and Demand Side Management Project (EEDSM), Regulatory Strengthening and Capacity Building Project, and the Power Generation Sector Improvement Project. Progress made in this area during the reporting period are summarized in the table below.

Status and Progress of Ongoing Program Activities

Project	3 rd Quarter Status	4 th Quarter Progress
Generation Project		
Tariff Study and Tariff Plan	Contract was signed between MiDA and Messrs Fichtner.	MiDA held a Kick-off meeting with the Consultant Messrs Fichtner on October 20, 2016 The Consultants submitted a Draft Inception Report to MiDA MiDA forwarded the Draft Inception Report to PURC for review and comments
Cap-Scan	MiDA received MCC No Objection to issue RfP to procure the Consultant	MiDA launched the RfP on October 03, 2016, opened Bids and conducted Bid Evaluation Messrs CRISIL emerged as the Successful Bidder
Sector Planning and IPP Framework	USAID launched the IRRP consultancy services	A Workshop was held for Stakeholders to meet and discuss the selection of the appropriate Integrated Planning Model (IPM) tools for the IRRP.
Street lighting	MiDA finalized the RfP to procure the Street Lighting Consultant	The RfP was launched on October 24, 2016 MiDA completed the Bid Evaluation

2.3 Environment and Social Performance

The Compact requires that all projects are implemented consistent with the MCC Environmental Guidelines, the International Finance Corporation Performance Standards on Environmental and Social Sustainability, and Ghana's laws, regulations, licenses, and permits. MiDA is therefore mandated to ensure such compliance.

In the light of the above, MiDA and Environmental Protection Agency (EPA) collaborated to revise and finalized the IEA between them. The IEA was executed on October 19, 2016.

MiDA and ECG collaborated to conduct an Environmental, Social, Health and Safety (ESHS) Capacity Assessment on ECG ESHS Staff and resources needed to manage risks and

opportunities in the Project Implementation. This assessment is a CP for program funding for the EFOT project. The Report was finalized and approved in the Reporting Quarter. MiDA worked with ECG and MCC to commence development of an Action Plan to fill gaps identified in the Report.

2.4 Gender and Social Inclusion

To maximize the positive social impacts of the Projects, MiDA is expected to satisfactorily conform to MCC Gender Policy by addressing social and gender issues including human trafficking, child and forced labor, and HIV/AIDS etc. MiDA continued with activities to support projects and cross-cutting departments to integrate gender and social inclusion (GSI) into their ongoing activities.

On Wednesday, December 22, 2016, the Ministry of Gender, Children and Social Protection and MiDA both executed an MOU to enhance effective collaboration necessary to implement Compact activities and promote gender and social inclusion in Ghana

The Contract between the Consultant Messrs WI-HER and MiDA was terminated by mutual consent. The Gender Unit continued to develop the outstanding tasks under the contract.

3.0 MONITORING AND EVALUATION

MiDA received informal comments on the Draft M&E Plan from MCC and revised the Plan accordingly. The revised M&E Plan was approved by both the MiDA Board and MCC.

Similarly, the comments from MCC were incorporated into the Semi Annual Review (SAR) Guidelines and the revised guidelines submitted to the MiDA Board for approval. The MiDA Board directed that the guidelines should be further reviewed.

4.0 COMMUNICATIONS AND OUTREACH

During the reporting period, MiDA continued to engage key stakeholders within the NPP Government to discuss proposed strategies for engaging with the Government.

MiDA Communication Directorate engaged with Creative Storm Marketing/Advertising Agency to discuss how the Compact Concept could be developed into infomercials for social media. It is expected that this activity, which focuses on visuals campaign, will smoothen Communications Engagements on the ECG PSP Transaction and other Compact related activities in 2017.

5.0 PROCUREMENT

The Procurement Directorate is required to ensure that the procurement of all goods, works, and services is in accordance with MCC's Program Procurement Guidelines. The Procurement directorate extensively worked together with the Procurement Agent (Messrs. Charles Kendal), a consultant engaged by MiDA, to assist in providing technical support to MiDA Procurement.

MCC granted No Objection to Compact Procurement Plan [No. 4] and General Procurement Notice (No. 5) on October 3rd, 2016.

The MiDA Board approved a proposed amendment to the Compact Procurement Plan No. 4. MiDA was yet to on the amendment.

The MiDA Bid Challenge System (BCS) was finally approved and implemented. The system required selection of a panel of Independent Reviewers who will serve as arbiters if any MiDA procurement decision is challenged. The list of the selected Independent Reviewers was prepared for MCC approval. The panel of Independent Reviewers proposed included nominees from the following institutions; Ghana Institution of Engineers (GhIE) - nominees; Chartered Institute of Purchasing and Supply (CIPS) - 3 nominees; Institute of Chartered Accountants - 1 nominee.

MiDA revised its Procurement Operations Manual and forwarded it to MCC for Approval. MiDA also developed a Bid/Proposal Evaluation Guidelines to guide Evaluation Panels. Once the Guidelines have been approved, MiDA will use it to train all Evaluation Panels at the commencement of all proposal and bid evaluations.

By way of Projections, it is expected that Procurement Plan for the period April 1, 2017 to September 30, 2017 will be developed and approved in the first quarter of 2017.

6.0 FINANCIAL MANAGEMENT AND ADMINISTRATION

The Compact Program has a budget of \$498.2 million consisting of two Tranches of Program Funding amounting to \$469.3 million and a Compact Implementation Funding (CIF) of \$28.9 million. In addition, there will be a Government of Ghana (GoG) contribution of no less than 7.5% (i.e. \$37.4 million). The update on commitments and other related activities were as follows:

3rd Quarter Commitments and Disbursements

	THIRD QUARTER				
	CIF Qtr 6 Budget	CIF Qtr 6 Actuals	Change	CIF Inception to Date	Compact Funds
	US\$	US\$	%	US\$	%
Commitments	3,159,730	2,895,023	8.38	15,887,006	2.96
MCC Disbursements	3,427,026	2,577,558	24.79	13,812,752	2.57
Cash in Hand (End of Qtr)	213,448	114,102	-	-	-
Receipts from GoG to Date	GHS 29,847,133.37				
Disbursement Request For next Qtr	\$3,692,800.00				

4th Quarter Commitments and Disbursements

	FOURTH QUARTER				
	CIF Qtr 7 Budget	CIF Qtr 7 Actuals	Change	CIF Inception to	Compact Funds
	US\$	US\$	%	US\$	%
Commitments	20,954,650	2,248,796	(89.3%)	18,473,434	3.44%
MCC Disbursements	3,611,414	1,983,374	(45.1%)	15,860,723	2.96%
Cash in Hand (End of Qtr)	114,102	23,552		-	-
Receipts from GoG to Date	GHS 29,847,133.37				
Disbursement Request for next Qtr	US\$5,758,712.51				

Efforts are being made to enhance the level of Commitments and Disbursements.

Explanation in respect of the above tables

	3rd Quarter Financial Status	4th Quarter Financial Status
Commitments	<p>Commitments of \$ 15,887,006 to date represented 2.96% of the total Compact funds. These funds represented signed contracts and payments under four areas; EFOT Project, Monitoring & Evaluation, Regulatory Strengthening and Capacity Building and Program Administration.</p> <p>The signed contract under the EFOT Project was for the ECG PSP Transaction Advisory Services and GIS information Systems Consultancy</p> <p>The signed Contract under M&E related to the Data Quality Review Consultancy Services</p> <p>The Program Administration components related to the SITA Corp and Iron Vine contracts for IT Services Procurement and Fiscal Agent Services and Social and Gender Integration Plan</p>	<p>Commitments of \$ 18,473,434 to date represented 3.44% of the total Compact Funds.</p> <p>These funds represented signed contracts and payments under four areas, the ECG Financial and Operational Turnaround (EFOT) Project, Monitoring & Evaluation, Regulatory Strengthening and Capacity Building and Program Administration.</p> <p>The signed contract under the EFOT Project is for the ECG PSP Transaction Advisory Services and GIS information Systems Consultancy and for</p> <p>The signed Contract under M & E is related to the Data Quality Review Consultancy.</p> <p>Program Administration portion is related to the SITA Corp and Iron Vine contracts for IT Services, Procurement and Fiscal Agent Services and Social and Gender Integration Plan.</p> <p>The huge budgetary variance of 89% for the quarter is attributable to MiDA's inability to sign the Program Management Consultant's (PMC) contract due to delays in Procurement. The</p>

Disbursement	<p>Actual Disbursements to date amounting to \$ 13,812.752 represented 2.57% of total Compact Funds. The current budgetary variance of 25% was due to projected outlay for the Transaction Advisory Services, GIS Consultancy and the Social and Gender Inclusion Plan that did not materialize due to delays in implementation or the Consultants unwillingness to submit invoices (in the case of the GIS Consultant). The cumulative disbursements were for the set-up of the office as well as the payment for expenses related to the SAP implementation and that of SGIP Consultant, Fiscal and Procurement Agents.</p> <p>There were also payments under the ECG PSP Transaction Advisory Services and Data Quality Review.</p>	<p>Actual Disbursements to date amounting to \$ 15,860,723 represented 2.96% of total Compact Funds. The current budgetary variance of 45% is due to projected outlay for the Transaction Advisory Services, Tariff Study and Plan Consultancy, Social and Gender Inclusion Plan that has not materialized due to delays in implementation or the delays in procurement for the Program Management Consultant (PMC) as explained above.</p> <p>The cumulative disbursements were for the set-up of the office as well as the payment for expenses related to the SAP implementation and that of SGIP Consultant, Fiscal and Procurement Agents. There were also payments under the ECG PSP Transaction Advisory Services and Data Quality Review.</p>
Next Quarter Disbursement Request	<p>The Disbursement Request for the 4th Quarter of the year 2016 (October – December 2016), representing Commitments to Contracts and amounting to \$3,692,800.00 was submitted to MCC for their approval.</p>	<p>The Disbursement Request for the 1st Quarter of the year 2017 (<i>January – March 2017</i>), representing Commitments to Contracts and amounting to \$5,758,712.51, had been submitted to MCC for their approval.</p>
Ghana Government Payments and Budget	<p>MiDA prepared a Budget Performance Report for 2015 (both financial and non- financial) for submission to the MoF.</p> <p>MiDA also received a copy of the Office of President’s letter directing (MoF) to release the 2016 Counterpart Funds of US\$7,705,000 to MiDA. MiDA followed up on this for the warrant from MoF.</p> <p>MiDA received cash ceiling allocation of GHS 63000 for the 2nd Quarter</p>	<p>MiDA however received GHC 78,650.00 being cash ceiling allocation from the common fund for the 2nd Quarter of 2016. These funds will be used to pay for certain expenses necessary for the operations of MiDA which MCC does not pay for, an example is the Board Sitting allowances for Board members from the private sector.</p>

Status and Progress of Ongoing Activities for Administration/Human Resource

Activity	3 rd Quarter Status	4 th Quarter Progress
Administration and Human Resource	<p>MiDA's staff strength as at the end of the 3rd quarter was sixty (60) representing 100% of the total staff recruited.</p> <p>A new performance management tool was developed and circulated to staff.</p> <p>Contracts for 42 employees (representing 70% of the total staff strength) were renewed for another year.</p> <p>The Office Beautification Project was almost complete, the draft artwork on Compact 2 visuals was approved.</p> <p>Staff members attended training at University of Ghana on Customer Relationship Management and How to be an effective Manager.</p>	<p>MiDA's staff strength as at the end of the quarter was sixty (60) representing 100% of the total staff recruited.</p> <p>The new performance management tool had been developed and circulated to staff. Members of staff were expected to set new targets for the period September 1, 2016 to 6th September 2017.</p> <p>Contracts for 51 employees (representing 85% of the total staff strength) have been renewed for another year and 57 staff appointments confirmed representing 95%.</p> <p>The Office Beautification Project is almost complete, the draft artwork on Compact 2 visuals have been approved by MiDA management.</p> <p>Some selected staff members attended training and workshops to enhance their work delivery.</p>

7.0 LEGAL AND GOVERNANCE

Under the legal department, several legal issues were addressed during the fourth quarter. MiDA convened meetings with IFC and the PSP shortlisted bidders in a series of Five (5) one-on-one meetings. The meetings were arranged in the wake of the postponement of the First Bidders' Conference to reassure bidders of Ghana's continuing commitment to the Concession Transaction. The meetings discussed such pertinent issues as changes to consortium, funding arrangements, format for submitting issues or questions for clarification on the RfP, and a revised transaction schedule.

On 22nd December, 2016, MiDA signed a contract with GT Bank to provide Banking and Financial Services for MiDA over a period twelve (12) month, renewable every year.

Messrs. GE Smallworld filed a bid challenge in respect of the Utility GIS procurement activity. MiDA suspended the evaluation process until a decision was made. However, MiDA dismissed the protest after a careful deliberations and subsequent advice from a review committee.

MiDA Board of Directors held its 11th and 12th Special meeting and 13th Regular Board meeting on October 05, 2016, October 27, 2016 and December 06, 2016 respectively. A Board orientation session was conducted for the new board member Dr. Samuel Kobina DeSouza on Monday September 19, 2016.

MiDA executed the EPA Implementing Entity Agreement (IEA) and Lands Commission IEA with the respective IE. MiDA also executed an MoU with Ministry of Gender, Children and Social Protection within the Reporting Quarter.

The reporting period also witnessed a number of lawsuits against aspects of the Compact. The case by Professor Agyeman Badu Akosah and four (4) others against the ECG-PSP Activity as adjourned to January 26, 2017. The case filed by Saaka Salia against MiDA and others was, after hearing, struck out and an amount of GHC2000 awarded to MiDA.

8.0 CRITICAL ISSUES

The following were critical issues which required some attention during the 4th quarter:

- MiDA required ECG support to grant shortlisted bidders in the ECG Concession access to the Physical Data Room located at the ECG Head Office in the Electro-Volta House. The access to the data room is necessary to enable the bidders conduct due diligence on ECG as part of the bidding process
- MiDA needed to finalize and implement mitigation measures to manage Conflict of Interest that has arisen because of IFC's conflicting role as both Transaction Advisor and Investor. Effectively managing this conflict is critical to safeguarding the integrity of the ECG PSP Transaction.
- MiDA's relationship with some Implementing Entities is critical in relation to their cooperation and commitment to the success of the Compact Program
- MiDA needed ECG Management and PUWU's permission to engage directly with the ECG staff and Union members. MiDA will continue to push for direct engagement with ECG staff

9.0 PROJECTIONS FOR NEXT QUARTER

The following have been planned for completion in the 1st Quarter 2017. By the end of the quarter,

- Bidders Conferences shall have been held for the ECG PSP
- Virtual and Physical Data rooms shall have been opened to Bidders
- Mitigation measures in respect of IFC Conflict of Interest issues shall have been finalized
- All remaining IEAs that are CPs to disbursements shall have been completed and signed
- Contract for Program Management Services, Geographic Information System (GIS) for ECG, Upgrade of ECG Data Centre and Communication Networks, Power Sector Capacity Scan (CapScan), and Consultancy for Streetlight Design, Procurement, and Construction Supervision shall have been signed
- RfP shall have been launched to procure a Technical Advisors for ECG
- Feasibility studies for the redesign of the NEDCo Financial and Operational Turnaround (NFOT) Project shall have been completed
- A Procurement Plan for the period April 1, 2017 to September 30, 2017 must have been put in place.