



SEVENTIETH ORDINARY SESSION OF THE COUNCIL OF MINISTERS

Abidjan, 20 – 21 June 2013

REGULATION C/REG.11/06/13 ON THE ADOPTION OF THE ECOWAS TENDER CODE AND PROCUREMENT MANUAL

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

MINDFUL of Articles 10 (3) (g) and 69 (2) of the said Treaty which gives Council the responsibility for the functioning and development of the Community including the duty of approving all income and expenditure of the Community and its Institution;

MINDFUL of Regulation C/REG.5/05/09 adopting the Financial Regulations of the Institutions of the Economic Community of West African States (ECOWAS)

RECALLING the 1999 ECOWAS Tender Code which was adopted by Council by its Regulation C/REG.5/12/99 and which governs all procurement activities of Community Institutions;

CONSIDERING the rapid operational growth of these Institutions and the increasing procurement needs as well as the need to align the procurement process of these Institutions with intentional procurement best practices.

HAVING identified certain inadequacies and limitations in the current ECOWAS Tender Code.

CONSIDERING the need to establish procurement procedures that properly define various procurement methods, thresholds and controls.

DESIROUS of adopting a new Procurement Code that would reflect vital principles such as transparency, competition and more importantly ensure a judicious conservation of the resources of the Community.

ON THE RECOMMENDATION of the Multisectoral Experts that constituted the 13th Meeting of the Administration and Finance Committee that took place in Abidjan on the 17 and 18th June 2013.

ENACTS

Article 1:

A Tender Code for the Institutions of the Community is hereby adopted. This Tender Code is annexed to this Regulation.

Article 2:

1. The President of the Commission shall take all necessary measures to institutionalize the new Tender Code through a process of sensitization and training of Community Staff on the new Procurement methods and measures.
2. He shall ensure that all Institutions have qualified Procurement Experts who would implement this Tender Code and guide the Procurement process in their respective Institutions.

Article 3:

The Procurement Manual developed by the ECOWAS Commission for the Implementation of the Tender Code which is also annexed to this Regulation is hereby approved.

Article 4:

This Regulation shall be published by the Commission in the official journal of the Community within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall equally be published by each Member State in its Official Journal thirty (30) days after notification by the Commission.

DONE AT ABIDJAN THIS 21ST DAY OF JUNE 2013


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H.E. CHARLES KOFFI DIBY

**CHAIRMAN
FOR COUNCIL**