

SCHEDULE 7

Terms of Reference (ToR) of the Consultants

SOUTH PUNJAB FOREST COMPANY (SPFC) AFFORESTATION PROGRAMME

Review, Monitoring and Evaluation of the Project

1. Scope of Services

Monitoring and Evaluation is crucial for the success of the Afforestation Programme through PPP based approach not only to deter and check the violations of terms and conditions of the Concession Agreement between the Concessions Authority and Concessionaire but to help and support them to accomplish the tasks and achieve the results that they have agreed to undertake and accomplish respectively. The other important purpose it should serve is to learn the lessons during the process for documenting and improving with the approval of the SPFC. The results and recommendations of reviews would be useful for the SPFC to take timely and appropriate decisions. The Concessions Authority/SPFC is empowered to appoint Internal Consultants and Independent Consultants (collectively the "Consultants") under the Concession Agreement. The power and functions of the Consultants, as specified by the SPFC, may include:

- i. monitoring, review and final evaluation;
- ii. progress in and quality of land development;
- iii. improvement or development of water system and efficient use;
- iv. success in planting, extent of and replanting of failures;
- v. kinds and quality of operations necessary for the tree crops raised;
- vi. ancillary enterprise(s) for supplemental income;
- vii. intermediate yields and final yields;
- viii. implementation of environmental management plan;
- ix. positive and negative social and economic impacts on co-sharer of canal water, local people employed, communities in the adjoin areas as well as on the improvement or development of infrastructure, utilities and facilities in the area or region; and
- x. any other function specified by the Concessions Authority for the proper monitoring of the Project.

2. Internal Consultants

- i. **Appointment and Duration:** Internal Consultants shall be appointed by the Concessions Authority as provided under the Concession Agreement for such term as prescribed by the Concessions Authority. The scope of services of an Internal Consultant shall be decided by the Concessions Authority.

- ii. **Remuneration:** The remuneration, cost and expenses of the Internal Consultant shall be borne by the Concessionaire and the Concessions Authority, equally. The Concessionaire shall within seven (7) days of receipt of demand from Concessions Authority pay/reimburse to Concessions Authority without recourse to the Internal Consultant from time to time its share of the remuneration.

3. Independent Consultants

- i. **Appointment:** The Concessions Authority may, within seven (7) days from the Appointed Date, hire an Independent Consultant and may, within seven (7) days from the issuance of Notice to Commence, hire an Independent Consultant, each in accordance with the Punjab Procurement Regulatory Authority Act, 2009. The Independent Consultant may also be hired as provided under the Concession Agreement. The Parties agree to act in accordance with the advice, recommendations and determinations of the Independent Consultant, in so far as the same are in accordance with the terms of its appointment. The appointment letter shall be issued by the Concessions Authority.
- ii. **Duration of Appointment:** The term of appointment of the Independent Consultant shall be as prescribed by the Concessions Authority.
- iii. **Remuneration:** The remuneration, cost and expenses of the Independent Consultant shall be borne by the Concessionaire and the Concessions Authority, equally. The Concessionaire shall within seven (7) days of receipt of demand from Concessions Authority pay/reimburse to Concessions Authority without recourse to the Independent Consultant from time to time its share of the remuneration.