



# Global Environment Facility

GEF/C.22/CRP.1  
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GEF Council  
May 19-21, 2004

## GEF OPS3

### TERMS OF REFERENCE CONFLICT OF INTEREST PROVISIONS

**(Prepared by the Council Member of Canada)**

## GEF OPS 3

### Terms of Reference conflict of interest provisions

Paragraph 16.

The OPS 3 evaluation exercise is intended to be an independent assessment, offering professional, objective and impartial advice. The evaluation team must therefore be free of any conflict of interest, real or apparent, with other, past, present or considered future assignments or own corporate interest. The evaluation team must demonstrate a clear arms-length relationship with GEF-related entities and member governments. No team member or firm shall be engaged in the evaluation exercise if this would be in conflict with prior or current obligations to other clients, or if they would be in a position of not being able to carry out the assignment independently. .

Without limitation on the generality of this rule, the contracting party and members of the team shall not:

- have any concurrent assignment (as contracting party) with the GEF Secretariat or with the STAP, the GEF-related departments of the Implementing Agencies or Executing Agencies (hereafter collectively referred to as "GEF Institutions")<sup>1</sup>, or be current employee of any member government or member government-owned entity. Publicly-owned academic institutions, including universities or their equivalents and research institutions affiliated with universities, can be considered exceptions to this, provided they have a record of independence.
- have previous work experience with the GEF Secretariat, or previous oversight/managerial responsibility for GEF-related activities, including any external review/audit or evaluation, or have a work history with more than 15% of working days with GEF-related activities over the last five years<sup>2</sup>.
- derive, on average over the last five years, directly, or through their employer, more than 35% of their funding, contracts or income from any single source with environment-related activities or the international affairs/development assistance agencies of any one member government, or more than 20% from any single GEF Institution.

In addition, the successful applicant will be barred from bidding for contracts related to GEF activities for a period of one year after the completion of this evaluation, except for extensions of the evaluation as may be requested by the GEF Council.

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<sup>1</sup> The term "GEF-related departments of the Implementing Agencies or Executing Agencies" is intended to include units of those agencies which undertake GEF project activities, GEF activities or environmental activities more generally. For example, a contracting party could have a concurrent contract on AIDS projects with the World Bank, but could not have a concurrent contract for environmental projects with the World Bank.

<sup>2</sup> The term "GEF-related activities" is understood to be limited to activities funded by GEF or activities funded by the Implementing Agencies or Executing Agencies that are undertaken in conjunction with GEF-funded activities. .