ANNEX 11-A

GOVERNMENT PROCUREMENT SCHEDULES

SCHEDULE OF THE UNITED ARAB EMIRATES

Thresholds:

All Goods

All Services

All Construction Services

Threshold: SDR 134,000

Threshold: SDR 134,000

As per the General Notes section Construction services are excluded.

SECTION A CENTRAL GOVERNMENT ENTITIES

Chapter 11 (Government Procurement) applies to procurement by any entity listed in this Schedule:

1	Ministry of Energy and Infrastructure
2	Ministry of Culture
3	Ministry of Interior
4	Ministry of Education
5	Ministry of Health
6	Ministry of Industry and Advanced Technology
7	Ministry of Finance
8	Ministry of Economy
9	Ministry of Human Resources and Emiratisation
10	Ministry of Justice
11	Ministry of Climate Change and Environment
12	Ministry of Community Development
13	Ministry of Federal National Council Affairs
14	Vice President Office for Political Affairs
15	Emirates School Establishment
16	Emirates News Agency
17	Federal Geography Information Center
18	General Sports Authority
19	Ministry of Tolerance
20	Federal Authority for Identity, Citizenship, Customs & Port Security

21	National Counselling Center
22	UAE Space Agency
23	General Authority of Islamic Affairs and Endowments
24	The Federal Authority for Government Human Resources
25	National Anti Money Laundering and Combatting Financing of Terrorism
26	Federal Tax Authority
27	UAE Media Council
28	Ministry of Investment
29	Federal Judicial Office

SECTION B OTHER ENTITIES

Not applicable for the United Arab Emirates.

SECTION C GOODS

This Chapter applies to all goods excluding those specified under paragraph 1 of Section E.

SECTION D SERVICES

This Chapter applies to all services listed in the UAE's schedule of specific commitments provided under Annex 9-D of Chapter 9 (Trade in Services).

Notes to Section D

The procurement for services is subject to the limitations and conditions specified in the UAE's schedule of specific commitments provided under Annex 9-D of Chapter 9 (Trade in Services).

SECTION E GENERAL NOTES

- 1. This Chapter shall not cover the following procurement:
 - a) the Ministry of Defence;
 - b) the State Security Departments;
 - c) the Federal Entities engaged with international agreements or obligations related to Procurements carried out by such entities;
 - d) construction projects and contracts;
 - e) procurements of a military or security nature made by the Ministry of the Interior or any Federal Entity of a security or military nature and approved by the Minister or chairman of the relevant Federal Entity;
 - f) procurements related to the State's representative missions abroad;
 - g) procurements executed abroad for the purpose of usage abroad;
 - h) procurements related to establishing, furnishing, and arranging offices for the Government abroad;
 - i) procurements related to medicines and medical supplies;
 - j) Public-private partnerships (PPP) contracts classified as a "partnership project" and subject to the provisions relating to partnership projects pursuant to the relevant regulating legislation;
 - k) the process of lands and buildings rent and procurement, and process of assets and inventory sale, destroy and dispose of, that are subject to the relevant regulating provisions and policies;
 - the investment processes carried out by the Federal Entities delegated pursuant to the relevant regulating provisions and legislation, which aim to achieve a commercial return or financial profit for the Federal Entity, other than to secure the needs and business of the Federal Entity, including the procurement and sale of stocks, bonds, currencies, etc;

- m) all the financing processes and guarantees granted by the Federal Entities delegated pursuant to the relevant regulating provisions and legislations; and
- n) the Federal Entities and Procurement that are excluded pursuant to the Cabinet resolution after considering the Ministry's feedback.
- 2. There are some privileges that are binding by law for certain categories such as:
- (a) Small & Medium Enterprises (SMEs)
 - Based on Federal Law No (2) of 2014 on Small and Medium Projects and Enterprises, and Cabinet Resolution No (35) of 2016 on the Executive Regulations of Federal Law No (2) of 2014 on Small and Medium Projects and Enterprises, an additional bonus of 10% in scoring will be added to the end-score of SMEs.
 - For greater certainty, paragraphs 1-3 of Article 11.5 (General Principles) shall not apply with respect to the companies classified as SMEs in accordance with UAE legislation as detailed in paragraph 2a of Section E of this schedule.
- (b) In-Country Value (ICV) Certification Holders
 - Pursuant to Cabinet Resolution No. (72) of 2021 concerning the National Value-Added Program and the Digital Procurement Procedures Manual, suppliers holding the National Added Value (ICV) certificate shall receive an additional 25% bonus in bid evaluations, in accordance with the ICV guidelines.
 - Suppliers from New Zealand are eligible to obtain this certification.
 - For greater certainty, paragraph 8 of Article 11.5 (General Principles) shall not apply with respect to the UAE's In-Country Value certification policy as specified in paragraph 2b of Section E of this Schedule.

SECTION F TIME PERIODS

I. Request For Information (RFI)

- As a part of the RFI process, the covered entities shall grant Suppliers the following minimum deadlines to submit their proposals:

Estimated Contract Value	Minimum Response Time for Suppliers
Between AED 300,000 to AED 2 Million	6 working days
More than AED 2 Million	10 working days

II. Request for Proposal (RFP)

- As a part of the RFP process, the covered entities shall grant Suppliers the following minimum deadlines to submit their proposals:

Estimated Contract Value	Minimum Response Time for Suppliers
Between AED 300,000	10 working days
to AED 2 Million	
More than AED 2 Million	15 working days

- The minimum time for Suppliers to provide responses during the tender shall be not less than 10 working days, depending on the estimated Contract value, from the date the tender is published.

- Suppliers' responses submitted as part of their proposal shall be final and binding for a period of at least 90 calendar days.

SECTION G MEDIA FOR PUBLICATION OF INFORMATION

- 1. Electronic or paper media utilised for the publication of laws, regulations of general application, and procedures regarding government procurement covered by this Agreement pursuant to Article 11.6 (Publication of Procurement Information):
 - (a) Laws and regulations <u>https://mof.gov.ae/federal-procurement-ar/</u>
 - (b) Digital Procurement Platform <u>https://mof.gov.ae/government-procurement-operations/;</u> and
 - (c) Supplier Registration: <u>https://mof.gov.ae/supplier-registration-in-</u><u>federal-supplier-register/</u>

SECTION H THRESHOLD ADJUSTMENT FORMULA

1. United Arab Emirates shall calculate and convert the value of the thresholds under Chapter 11 (Government Procurement) into Emirati Dirham (AED) using the conversion rates published by the International Monetary Fund in its monthly International Financial Statistics.

2. The value of the thresholds expressed in national currencies shall be fixed for two calendar years.

3. Each Party shall notify the other Party of the value of the thresholds in its national currency immediately after this Agreement enters into force, and the newly calculated value of the thresholds thereafter in a timely manner.