

PD 33/98-402/23

UNITED STATES OF AMERICA
AGENCY FOR INTERNATIONAL DEVELOPMENT

REGIONAL ECONOMIC DEVELOPMENT SERVICES OFFICE
FOR EAST AND SOUTHERN AFRICA (REDSO/ESA)

RECEIVED
- 2 SEP 1988
P.O. BOX 60054 NAIROBI KENYA

International Postal Address

United States Postal Address
REDSO/ESA
BOX 221
APO NEW YORK 09675

POST OFFICE BOX 30261
NAIROBI, KENYA

August 30, 1988

K. E. de Graft-Johnson, M.A.
Director
Center for African Family Studies (CAFS)
Mlima House, Upper Hill Road
P.O. Box 60054
Nairobi, Kenya

6980462.23

Subject: Grant No. 623-0462-G-SS-8033-00

Dear Mr. de Graft-Johnson:

Pursuant to the authority contained in the Foreign Assistance Act of 1961, as amended, the United States Government, represented by the Agency for International Development (hereinafter referred to as "AID" or "Grantor") hereby grants to The Center for African Family Studies (CAFS) (hereinafter referred to as "Grantee") the sum of eighty thousand dollars (\$80,000) to provide partial assistance and support for the CAFS Family Planning II Project as more fully described in Attachment 1 entitled the "Schedule" and Attachment 2 entitled "Program Description."

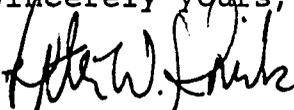
This Grant is effective and obligation is made as of the date of this letter and shall apply to commitments made by the Grantee in furtherance of program objectives from the period December 31, 1988 and ending on the estimated completion date of March 31, 1989.

The total estimated amount of the Grant is \$80,000, which is hereby obligated. AID shall not be liable for reimbursing the Grantee for any costs in excess of the obligated amount.

1

This Grant is made to the Grantee on condition that the funds will be administered in accordance with the terms and conditions as set forth in this Cover Letter, Attachment 1 entitled "Schedule", Attachment 2 entitled "Program Description", and Attachment 3 entitled "Standard Provisions", which together constitute the complete Grant document and have been agreed to by your organization.

Please sign the original and five (5) copies of this letter to acknowledge your acceptance of this Cooperative Agreement, and return the original and four (4) copies to the undersigned. Please ensure that any/all copies stamped "Funds Available" are returned.

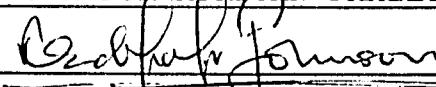
Sincerely yours,

Peter W. Shirk
Grant Officer
REDSO/ESA/RCD

Attachments:

1. Schedule
2. Program Description
3. Standard Provisions

ACKNOWLEDGED:

THE CENTER FOR AFRICAN FAMILY STUDIES (CAFS)

BY: 

TYPED NAME: Prof. K. E. de Graft-Johnson

TITLE: Director, CAFS

DATE: 23rd September, 1988

FISCAL DATA

Total Estimated Grant Amount: \$80,000
Total Obligated Amount: \$80,000
Project No.: 698-0462.23

PIO/T No.: 698-0462.23-3-80001
Appropriation Symbol: 72-1181014
Budget Plan Code: GSSA-88-21623-KG12
Amount: \$80,000

AID Project Office: REDSO/APD
Funding Source: N/A



ATTACHMENT 1

SCHEDULE

A. PURPOSE OF GRANT

1. The purpose of this Grant is to provide interim assistance and support for implementation of the CAFS Family Planning Project II, as more fully described in Attachment 2 of this Grant entitled "Program Description".

B. PERIOD OF GRANT

1. The effective date of this Grant is the date of the Cover Letter and the estimated completion date is March 31, 1989.

C. AMOUNT OF GRANT AND PAYMENT

1. AID hereby obligates the amount of \$80,000 for the purposes of this Grant.

2. Payment shall be made to the Grantee in accordance with procedures set forth in the Standard Provision of this Grant entitled "Payment - Periodic Advance", as shown in Attachment 3.

3. The Payment Office, to which the payment documentation required by the aforesaid Standard Provision should be sent is: Regional Financial Management Center (RFMC), P.O. Box 221, Nairobi, Kenya.

D. BUDGET

1. The following is the Budget for the Grant, of which AID shall finance up to a maximum of \$80,000 of allowable costs (see the Standard Provision of this Grant entitled "Allowable Costs"). AID shall not be liable for reimbursing the Grantee for any allowable costs in excess of \$80,000. Except as specified in the Standard Provision of this Grant entitled "Revision of Grant Budget", as shown in Attachment 3, the Grantee may adjust line item amounts within the grand total as may be reasonably necessary for the attainment of program objectives.

3. <u>Budget</u>	<u>USD \$</u>
Personnel.....	55,750
Library Texts/Materials.....	700
Office, Class Rental.....	13,750
Secretarial and Other Clerical Support.....	9,800
TOTAL FUNDING.....	<u>\$80,000</u>

E. REPORTING

1. Financial Reporting

(a) Financial reporting requirements shall be in accordance with the Standard Provision of this Grant entitled "Payment - Periodic Advance", as shown in Attachment 3.

(b) All financial reports shall be submitted to The Regional Financial Management Center, Box 30261, Nairobi, Kenya. In addition, three copies of all financial reports shall be submitted to the AID Project Office specified in the Cover Letter of this Grant.

2. Technical Reporting

a). The Grantee shall submit a work plan of the activities undertaken during the period of this Grant to the project office designated in the cover letter of this Grant.

F. TITLE TO PROPERTY

1. Title to property acquired hereunder shall vest in the Grantee. The Standard Provision of this Grant entitled "Title To and Care of Property (Grantee Title)" applies.

G. AUTHORIZED GEOGRAPHIC CODE

1. The Grantee shall comply with paragraph (b)(1) of the Standard Provision of this Grant entitled "Ineligible and Restricted Goods and Services", concerning total procurement value of less than \$250,000 under this Grant. Paragraph (b)(2) of said Standard Provision does not apply to this Grant.

4

2. Source. Source means the country from which a commodity is shipped to the Cooperating Country or the Cooperating Country itself if the commodity is located therein at the time of purchase. However, where a commodity is shipped from a free port or bonded warehouse in the form in which received therein, source means the country from which the commodity was shipped to the free port or bonded warehouse.

3. Origin. The origin of a commodity is the country or area in which a commodity is mined, grown, or produced. A commodity is produced when through manufacturing, processing, or substantial and major assembling of components, a commercially recognized new commodity results that is substantially different in basic characteristics, or in purpose or utility, from its components.

4. Componentry. Components are the goods that go directly into the production of a produced commodity. AID componentry rules are as follows:

(a) If a commodity produced in a country or area included in the authorized geographic code set forth above contains no imported component, it is eligible for AID financing.

(b) Unless otherwise specified herein, components from the United States, the Cooperating Country, and any other countries included in AID Geographic Code 941 may always be utilized in unlimited amounts, regardless of the authorized geographic code set forth above.

(c) Unless procurement is authorized from countries included in AID Geographic Code 899, components from AID Geographic Code 899 countries not included in AID Geographic Code 941 are limited according to the following rules:

(1) They are limited only if acquired by the producer in the form in which they were imported;

(2) The total cost to the producer of such components (delivered at the point of production) may not exceed 50% (unless another percentage is specified herein) of the lowest price (excluding the cost of ocean transportation and marine insurance) at which the supplier makes the commodity available for export sale (whether or not financed by AID).

(d) Any component from a country not included in AID Geographic Code 935 makes the commodity ineligible for AID financing hereunder.

5

5. Nationality of Supplier. Except as specified in the Standard Provisions of this Grant entitled "Air Travel and Transportation", "Ocean Shipment Of Goods", and "Ineligible and Restricted Goods and Services", in order to be eligible for AID financing hereunder, any supplier of goods or services hereunder must fit one of the following categories:

(a) A privately-owned commercial (i.e., for profit) corporation or partnership supplying services must be incorporated or legally organized under the laws of a country or area included in the authorized geographic code set forth in paragraph G.1. above; must have its principal place of business in a country or area included in the authorized geographic code; and must meet the criteria set forth in subparagraph (1) or (2) below:

(1) The corporation or partnership is more than 50% beneficially owned by individuals who are citizens of a country or area included in the authorized geographic code. In the case of corporations, "more than 50% beneficially owned" means that more than 50% of each class of stock is owned by such individuals; in the case of partnerships, "more than 50% beneficially owned" means that more than 50% of each category of partnership interest (e.g., general, limited) is owned by such individuals. With respect to stock or interest held by companies, funds, or institutions, the ultimate beneficial ownership of individuals is controlling; or

(2) The corporation or partnership:

(A) Has been incorporated or legally organized in the United States for more than 3 years prior to the issuance date of this solicitation; and

(B) Has performed within the United States similar administrative and technical, professional, or construction services under a contract or contracts for services, and derived revenue therefrom in each of the 3 years prior to the issuance date of this solicitation; and

(C) Employs United States citizens in more than half its permanent full-time positions in the United States; and

(D) Has the existing capability in the United States to perform the contract.

(b) A nonprofit organization (e.g., educational institutions, foundations, and associations) supplying services must meet all the criteria in subparagraphs (1), (2), and (3) below. NOTE: International Agricultural Research Centers and such other international research centers as may be, from time to time, formally listed as such by the Senior Assistant Administrator of the AID Bureau of Science and Technology (SAA/S&T), are considered to be of U.S. nationality.

(1) The nonprofit organization must be organized under the laws of a country or area included in the authorized geographic code; and

(2) The nonprofit organization must be controlled and managed by a governing body, a majority of whose members are citizens of countries or areas included in the authorized geographic code; and

(3) The nonprofit organization must have its principal facilities and offices in a country or area included in the authorized geographic code.

(c) An individual supplying services must be a citizen of, and have its principal place of business in, a country or area included in the authorized geographic code; or, must be a non-U.S. citizen lawfully admitted for permanent residence in the United States and have its principal place of business in the United States. The foregoing nationality provision for an individual supplying services does not apply to the employees of the Grantee or contractors and subcontractors, but all Grantee, contractor and subcontractor employees engaged in providing services under this contract must be citizens of countries included in Geographic Code 935, or non-U.S. citizens lawfully admitted for permanent residence in the United States.

(d) A joint venture or unincorporated association supplying services must consist entirely of individuals, corporations, partnerships, or nonprofit organizations which are eligible under paragraphs (a), (b), or (c) above.

(e) A supplier of goods must meet any one of the criteria in subparagraphs (1), (1), (3), or (4) below.

(1) The supplier must be an individual who is a citizen or legal resident of a country or area included in the authorized geographic code; or

(2) The supplier must be a corporation or partnership organized under the laws of a country or area included in the authorized geographic code; or

7

(3) The supplier must be a controlled foreign corporation of which more than 50% of the total combined voting power of all classes of stock is owned by United States shareholders within the meaning of Section 957 et seq. of the Internal Revenue Code (26 USC 957); or

(4) The supplier must be a joint venture or unincorporated association consisting entirely of individuals, corporations, or partnerships which are eligible under any of the foregoing criteria.

(f) A Government Owned Organization, i.e. a firm operated as a commercial company or other organizations (including nonprofit organizations other than public educational institutions) which are wholly or partially owned by governments or agencies thereof, are not eligible for AID financing hereunder. This restriction applies to suppliers of commodities, but not to suppliers of services.

(g) A local supplier of construction services, when the Cooperating Country is an authorized source for services and the estimated cost of the construction services is \$5 million or less, a corporation or partnership which is determined by AID to be an integral part of the local economy is eligible (such AID determination is contingent on first ascertaining that no U.S. construction company with the required capability is currently operating in the Cooperating Country, or, if there is such a company, that it is not interested in bidding for the proposed construction contract). A corporation or partnership is an integral part of the local economy provided:

(1) It has done business in the Cooperating Country on a continuing basis for not less than three years prior to the issuance date for the solicitation (i.e., invitation for bids, request for proposals);

(2) It has a demonstrated capability to undertake the proposed activity;

(3) All, or substantially all, of its directors of local operations, senior staff, and operating personnel are resident in the Cooperating Country;

(4) Most of its operating equipment and physical plant are in the Cooperating Country.

(h) Notwithstanding the foregoing, an AID Geographic Code 941 supplier of construction or engineering services must be approved in advance by the Grant Officer.

8

6. Eligibility of Commodities Determined by Ineligibility of Carrier and Marine Insurance

(a) Commodities shipped by a transportation medium owned, operated, or under the control of any country not included in AID Geographic Code 935 are ineligible for AID financing hereunder, regardless of whether such transportation costs are financed hereunder.

(b) Commodities are ineligible for AID financing hereunder if shipped on a vessel which AID has designated as ineligible, regardless of whether such transportation costs are financed hereunder.

(c) With respect to paragraph (c) of the clause of the Standard Provision of this Grant entitled "Ineligible and Restricted Goods and Services", if the Cooperating Country discriminates against any marine insurance company authorized to do business in any state of the United States, failure to insure all AID-financed commodities with U.S. insurance companies shall render the commodities ineligible for AID financing hereunder.

(d) Commodities are ineligible for AID financing hereunder if shipped under an ocean or air charter that has not received prior approval of AID/Washington, regardless of whether such transportation costs are financed hereunder.

7. AID Geographic Codes

AID Geographic Codes are defined in Appendix D of AID Handbook 18, which, as from time to time amended, is incorporated herein as a part of this Grant by reference.

8. Approvals

In accordance with paragraph 13 of Attachment B of OMB Circular A-122, which requires prior AID approval of certain equipment and other capital expenditures, the Grant Officer does hereby provide approval for such expenditures; provided, however, that such purchases must be within the terms and conditions of this Grant, and shall serve to promote the purposes and objectives of this Grant.

9

H. SPECIAL PROVISIONS

1. For the purposes of this Grant, references herein to the cost principles of OMB Circular A-122 shall include the AID implementation of such cost principles, as set forth in subpart 731.7 of the AID Acquisition Regulations (48 CFR Chapter 7).

2. With respect to the Standard Provision of this Grant entitled "Allowable Costs", for the purposes of this Grant, and to the extent that waiver of foreign government taxes cannot be obtained by the Grantee, references in paragraph 46 of Attachment B of OMB Circular A-122 to "local government[s]" include foreign government(s). In the case of VAT which is not entered on invoices as a separate item, the Grantee shall not be required to deduct the computed VAT component.

10

ATTACHMENT 2

PROGRAM DESCRIPTION

A. PURPOSE OF GRANT

This Grant provides interim follow-on support for CAFS activities funded under Grant No. 623-0662-G-00-5022-00 with a focus on planning for institutional follow-up training efforts, particularly at the country level. Grant No. 5022 provides funding through December 31, 1988. Funding under this Grant is intended to provide support to the Grantee for the period January 1, 1988 through March 31, 1989. The support provided hereunder represents "bridge funding" which will serve to maintain the momentum of CAFS operations, offices and personnel. CAFS executive management requires "bridge support" during the review and negotiation of a longer-term follow-on subproject grant to CAFS (de Graft-Johnson letters of May 10 & 23, 1988). Support under this Grant will be used to prepare and refine training manuals, conduct an in-house inventory of technical directions and executive management, prioritize past and future activities, finalize outstanding reports, prepare materials for CAFS I closeout and possible audit, maintain salaries for core staff personnel, purchase library references, pay required operating costs, and refine a monthly project management/ tracking system to monitor CAFS activities, inventory, and expenditures.

B. IMPLEMENTATION

Prior to disbursement of funds, the Grantee will submit a detailed three month workplan with a time phased schedule of activities CAFS will pursue during the period of the grant. No later than ninety (90) days after the effective date of this grant, CAFS will submit to REDSO/ESA a detailed proposal describing a four year follow-on project. This proposal will be formally reviewed by REDSO/ESA, REDSO/WCA and AID/W for technical merit and managerial soundness. During the interim grant agreement period, CAFS will provide REDSO/ESA with monthly memoranda describing activities, expenditures, progress and problems. CAFS will be responsible for convening (and developing the agenda for) monthly meetings with REDSO/ESA officers and also will provide REDSO/ESA with brief memoranda describing the meetings' proceedings (including priority issues/actions which require attention). CAFS will provide REDSO/ESA with a summary of activities during the interim funding period as well as a detailed expenditure analysis two weeks before the expiration of the grant (i.e. March 15, 1983). By the termination date of the grant, CAFS will have made available to A.I.D. a prioritized list of proposed activities through December 1989. This list, which will constitute an illustrative statement of major directions for CAFS in the future, will necessarily be incorporated into the full follow-on FFP III subproject proposal.

11

ATTACHMENT 3

STANDARD PROVISIONS

The Standard Provisions set forth as Attachment 3 of this Grant consist of the following Mandatory and Optional Standard Provisions marked by an "X", which are incorporated as part of this Grant by reference with the same force and effect as if included in full text. Full text of the Mandatory and Optional Standard Provisions designated below may be obtained from the project office specified on the cover page.

<u>Title</u>	<u>Reference No.</u>
<u>MANDATORY STANDARD PROVISIONS FOR NON-U.S., NONGOVERNMENTAL GRANTEES (FORM AID 1420-53 [1-85])</u>	
(X) 1. Allowable Costs	(May 1986)
(X) 2. Accounting, Audit and Records	(May 1986)
(X) 3. Refunds	(May 1986)
(X) 4. Revision of Grant Budget	(May 1986)
(X) 5. Termination and Suspension	(May 1986)
(X) 6. Disputes	(November 1985)
(X) 7. Ineligible Countries	(May 1986)
(X) 8. U.S. Officials Not To Benefit	(November 1985)
(X) 9. Nonliability	(November 1985)
(X) 10. Amendment	(November 1985)
(X) 13. Notices	(November 1985)
<u>OPTIONAL STANDARD PROVISIONS FOR NON-U.S., NONGOVERNMENTAL GRANTEES (FORM AID 1420-54 [1-85])</u>	
(X) 1. Payment - Periodic Advance	AID 1420-54A
() 2. Payment - Cost Reimbursement	AID 1420-54B
(X) 3. Air Travel and Transportation	AID 1420-54C
(X) 4. Ocean Shipment of Goods	AID 1420-54D
(X) 5. Procurement of Goods and Services	AID 1420-54E
(X) 6. AID Eligibility Rules for Goods and Services	AID 1420-54E (sic)
(X) 7. Subagreements	AID 1420-54F (sic)
() 8. Local Cost Financing	AID 1420-54G (sic)
(X) 9. Publications	AID 1420-54H (sic)
(X) 10. Patent Rights	AID 1420-54I (sic)
(X) 11. Nondiscrimination	AID 1420-54J (sic)
(X) 12. Regulations Governing Employees	AID 1420-54 (sic)
(X) 13. Participant Training	AID 1420-54K (sic)
() 14. Voluntary Population Planning	AID 1420-54L (sic)
() 15. Protection of the Individual as a Research Subject	AID 1420-54M (sic)
(X) 16. Negotiated Overhead Rates - Provisional	AID 1420-54N (sic)
() 17. Government Furnished Excess Personal Property	AID 1420-54O (sic)
(X) 18. Title To and Use of Property (Grantee Title)	AID 1420-54P (sic)
() 19. Title To and Care of Property	

- | | | |
|---------|--|--------------------|
| | (U.S. Government) | AID 1420-54Q (sic) |
| () 20. | Title To and Care of Property
(Cooperating Country Title) | AID 1420-54R (sic) |
| () 21. | Cost Sharing | AID 1420-54S (sic) |

NOTE: When these Standard Provisions are used for Cooperative Agreements, the following terms apply:

"Grantee" means "Recipient"

"Grant" means "Cooperative Agreement"