



USAID
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INDONESIA

Solicitation Number : Indonesia 10-013
Amendment No. : 01
RFA Issuance Date : March 29, 2010
Amendment Issuance Date: April 19, 2010
Closing Date : June 1, 2010
Closing Time for Submission : 3:00 pm (Jakarta Time)
E-mail Submission to : rfa10-013@usaid.gov

**Subject: Request for Applications (RFA) No. Indonesia 10-013,
Amendment No. 1 - EDUCATING & EQUIPPING TOMORROW'S
JUSTICE REFORMERS (E2J)**

The purpose of this Amendment to the subject Request for Applications is to respond to questions which were received prior to the closing date for acceptance of questions, April 7, 2010.

1. Which institutions and deans does USAID contemplate as reform partners?

Answer: Applicants should suggest those institutions as partners that will best achieve the objectives stated in the RFA.

2. What is USAID's definition of justice sector reform?

Answer: While USAID defines "justice sector" as broader than the Supreme Court and Attorney General's Office, limited resources and other constraints will inevitably impact the scope of USG support for change and improvement within this sector. These elements are well noted in the scope of work for C4J. For the purposes of this RFA (E2J) the Applicant should focus on support to legal education institutions and civil society organizations. The Applicant should take into account other USG initiatives, statutory limits imposed on USAID funded assistance, those of other donor agencies, not to mention the priorities and plans put forth by the Government of Indonesia.

As for assessment of lower courts: The RFA gives discretion to the Applicants to develop their proposal, including whether or not to conduct research on judicial performance at lower courts outside Jakarta or Java.

3. What type of local organizations should be involved as CSOs?

Answer: Applicants should make a case for involving those organizations that can most effectively act as catalysts for and help sustain the sort of reforms being contemplated.

4. What role for the Syariah law faculties?

Answer: If such faculties are being considered, Applicants may advocate the case for including any higher educational institution which can play a substantive role in reform of the justice sector in Indonesia.

5. How is the practice of clinical legal education conceptualized?

Answer: The RFA suggests a focus on criminal justice, but Applicants are welcome to make the case for developing non-litigation skills that are necessary to have an impact on justice sector reform.

6. Clarification on the terms “courses” and “programs”.

Answer: In general, a “course” would be shorter term (e.g. a class) whereas a “program” is longer term and broader. As for the types of course and programs contemplated, Applicants should consider supporting plans and initiatives of local educational institutions wherever possible to ensure buy-in, timely implementation, and sustainability.

7. DIKTI rating and autonomy of institutions.

Answer: Applicants are encouraged to support a constructive role for central government institutions while maximizing the advantages of decentralized operations of law faculties and accountable self-governance and regulation. One of the concerns the Applicant should bear in mind is the need to ensure that all courses, programs or curricula it develops in cooperation with universities and/or CSOs are not challenged by DIKTI.

8. USAID "regard" for Indonesian patterns of institutional development.

Answer: Applicants are to propose workable approach and methods for building capacity.

9. Definition of applied research.

Answer: Applicants should consider the challenges and requirements for local institutions to better conduct research that raises and offers convincing answers to questions of organization, approach and ultimately effectiveness that will be relevant to practitioners working in the legal system and provide the basis for change and improvement.

10. Types of legal research institutions abroad.

Answer: Applicants should consider all relevant and credible organizations, regardless of their location or organizational structure. Any institutions with a legal research track record and capability could fit under the term “legal research institutions”.

11. Impediments to talented law students entering public service.

Answer: Applicants will be expected to demonstrate not only their awareness of these challenges, but specifically how they will coordinate with other actors (foreign and local) who are working on the question of incentives, advancement, and placement in order to improve the use of human resources as part of a reformed justice sector. A successful E2J proposal will include a plan to work closely with the MA to develop the possible incentive structures for the best law graduates to enter the justice sector.

12. The RFA requires both the electronic and the hard copies of the application to be delivered by the closing date and time. In order to avoid the risk of missing the delivery time by sending the hard copies by international courier, is it acceptable for the original of the hard copies to use scanned signatures so that a local partner can use an electronic version to print, package, and deliver the hard copies to USAID?

Answer: This is acceptable, however, the original signed document is still required.

13. Are there plug figures for the subgrants for CSOs and for provision of equipment/library resources for law schools?

Answer: No, there is not a plug figure. Applicants are to present the budget for subgrants which will allow it to successfully implement the program.

14. Page 20 of the RFA states that “Faculty could be offered stipends to develop course materials...” Would these stipends be considered an allowable cost or is the intention that the law school would pay the stipend?

Answer: Stipends may be considered as an element of the Applicant’s proposed cost-sharing and, as such, would be paid by the law school.

15. On page 25, the RFA identifies “developing scholarship and exchange programs” as a required activity. Is the project expected to provide funding for these programs or to identify sources within the law school or Government of Indonesia?

Answer: The awardee will be expected to execute both.

16. On page 27, the RFA includes “At least 10 new clinical programs developed...” as a required indicator. It also includes “At least 5 new clinical programs developed...” as a required indicator. Which figure is correct?

Answer: The indicators read “At least 10 new clinical *courses* developed...” and “At least 5 new clinical *programs* developed...”

17. Section C.2.5 – Required indicators of support to Civil Society Organizations does not include specific figures. Does the USG have illustrative figures, or is the offeror to propose suggested figures?

Answer: Applicants should propose indicator figures for supporting CSO's based on their proposed technical approach and distribution of resources across components.

18. Page 43 of the RFA identifies the Branding Strategy and Marking Plan as one of the documents not included in the page limitation. Page 67, Paragraph C.6(b) states that "the Apparently Successful Applicant, upon request of the Agreement Officer, will submit and negotiate a Branding Strategy. Does USAID intend that only the apparently successful Applicant needs to submit a draft Branding Strategy and Marking Plan upon request of the AO, or must all Applicants submit such a draft with the application?"

Answer: Yes, only the apparently successful Applicant will be informed to submit their Branding Strategy and Marking Plan.

19. Is there a maximum number of Past Performance Reports?

Answer: No more than seven (7).

20. Are Applicants to submit Past Performance Reference short-forms in addition to the matrix referenced on page 45, Paragraph B.6.ii?

Answer: The matrix is required of all Applicants. Applicants, however, may supplement the matrix with the short-form report.

21. Page 45, Paragraph B.3.6.i. requires resumes for Key Personnel, principal long term technical and home office personnel. Page 46, Paragraph B.4.1.f., asks for resumes for all principal long-term and home office personnel with 3-year salary history. Does USAID want duplicate resumes but with salary information added for the version in the cost application, or is inclusion of the resume in the technical annex and salary history (such as by biodata form) in the cost application adequate?

Answer: Resumes which meet the requirements under both referenced RFA sections may be submitted as one document; however, such a document must be included in both the Technical Application and the Cost Application.

22. Page 46, Paragraphs B.4.1.d. and e. ask for cost sharing budgets. Page 47, Paragraph B.4.4. also asks for cost sharing information. Are these different requirements? If so, please clarify what different or additional information is desired for B.4.4.

Answer: There are no difference in these requirement for cost sharing.

April 19, 2010

23. Page 47, Paragraph B.4.3 asks for Certifications and Representations. Does USAID want these only from the prime Applicant or from the proposed sub-recipients/subcontractors as well?

Answer: Yes, Certification and Representations only from the prime Applicant.

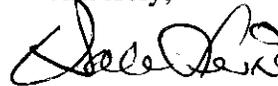
Applicants are reminded that the closing date and time for this solicitation is June 1, 2010 at 3:00 p.m. (Jakarta Time). Applications are to be submitted in accordance with the solicitation's cover letter and Section B – Cooperative Agreement Application Format.

No further questions will be entertained under this solicitation. Except as specifically amended herein, all other terms and conditions of the subject RFA remains unchanged and in full force and effect.

This request does not constitute an award commitment on the part of the U.S. Government nor does it commit the Government to pay for any costs incurred relative to the preparation and submissions of applications. Final award of any resultant cooperative agreement cannot be made until funds have been fully appropriated, allocated, and committed through internal USAID procedures. USAID reserves the right to make award without discussions.

Applicants should retain their records copies of all enclosures that accompany their application.

Sincerely,



Dale Lewis
Agreement Officer
USAID/Indonesia