



Capacity building for the alignment with the acquis in the area of agriculture, rural development, food safety, veterinary and phytosanitary policy

EuropeAid/138038/DH/SER/RS

Terms of Reference Chapter 11, No 3B-2

Senior Non-key experts on Project Component 1 – Paying Agency Senior Non-Key Expert

1. Project Background

The overall objective of the project is to improve the capacity of the MAFWM to manage the process of integration with the EU policies in the agriculture and rural development.

The European Agricultural Fund for Rural Development (EAFRD) and European Agricultural Guarantee Fund (EAGF) constitute the main legislation body of the Common Agricultural Policy could be transposed directly to the candidate countries.

The correct administrative application is crucial for the functioning of the Common Agricultural Policy and the EU internal market. The EU legislation from Chapter 11 may have a significant impact on the current policy support to agriculture in the Republic of Serbia.

Through the implementation of Component 1, this project supports the MAFWM, and other bodies, stakeholders involved in the EU accession process with support in transposition of *acquis* and preparations for implementation of EU Common Agriculture Policy and associated *acquis*. The project shall provide high quality expertise to the EU integration process in the Republic of Serbia for Chapter 11.

The project will have two-fold approach: (1) provide support to coordination and managing the integration process (2) provide technical (content-oriented) support end expertise on demand to the relevant structures in the MAFWM and other institutions.

Component 1. Strengthened capacity to effectively administer and implement alignment of the Serbian agriculture and rural development with the Common Agricultural Policy in the process of EU accession (Chapter 11).

Accession negotiations in Chapter 11 focus amongst others on market organisation, quality policy, organic policy, direct payments and rural development.

Chapter 11 covers a large number of binding rules, many of which are directly applicable.

The proper application of these rules and their effective enforcement and control by an efficient public administration are essential for the functioning of the CAP.

Implementation, management and control of the CAP require the creation, modification and/or strengthening of appropriate administrative structures (e.g. Paying Agency and Integrated Administrative and Control System (IACS)). In some cases, the *acquis* sets out detailed specifications for the required administrative structures.

Through this contract, the Contractor should assist beneficiary in following activities related to Chapter 11 (Agriculture and Rural Development).

The results forecasted in the project in the current development are the following:



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- Result 1.1 Assistance to MAEP MAFWM and other relevant stakeholders in preparation for – and in support of accession negotiations pertaining to chapter 11 (Agriculture and Rural Development) provided.
- Result 1.2 Support to the ongoing process of harmonization of national legislation with EU acquis in agriculture and rural development.
- Result 1.3 Institutional and administrative capacity is upgraded and strengthened so as to be fully capable to implement EU acquis on agriculture and rural development by the date of accession.
- Result 1.4 Communication Strategy and Communication Plan for accession negotiation process in Chapter 11 is prepared and implemented, including but not limited to training, development of communication tools and implementation of the awareness campaign.

2. Reference document

Terms of Reference of the Project: EuropeAid/138038/DH/SER/RS Capacity building for the alignment with the acquis in the area of agriculture and rural development.

3. Terms of Reference Relevance

This mission will be carried out in the framework of the project activities as described in the Terms of Reference, Project Proposal and Implementation plan.

The present assignment will contribute to the achievement of Component 1 by providing expertise and supporting the beneficiary institutions to build up well-functioning process of transposition of EU acquis related to Chapter 11.

4. Assignment objective(s)

In this respect the project needs the experts' support and will be engaged in the following Project activities:

- Drafting the proposal for a new Law for the establishment of the Paying Agency as a public institution in charge for the operational implementation of market and structural support measures in agriculture, rural development and fisheries, and regulates the activity, organization, rights, obligations and sources of funds of the Paying Agency. The established Paying Agency will be fully responsible for implementation of payments in agriculture and rural development and fishery sector as prescribed by the EU acquis for the implementation of EU CAP (Common Agriculture Policy) and EU CFP (Common Fishery Policy) rules.
- The statute of the future established Paying Agency should also be drafted.
- Drafting the Table of Concordance of the new drafted Law with the related EU Acquis.
- Supporting, if needed, the existing Directorate for Agrarian Payment (acting Paying Agency) in the enhancement of its capacity to fulfil the needed steps and timetable, as requested in the Accreditation Strategy that will be drafted by the Competent Authority, and to be further prepared to meet the requirements set out in the EU acquis (management, control, payment and accounting).
- Participation, if needed, as speaker in national and/or regional conferences, sectorial fairs, workshops, seminars, webinars.



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- Participation, if needed, as trainer in the conduction of specific related trainings.

5. Main Tasks

Within the above-mentioned activities the **Senior NKE 3B-1**, in close cooperation with TL and other NKEs, will implement the following actions:

- Draft a proposal for a new Law for the establishment of the Paying Agency as a public institution in charge for the operational implementation of market and structural support measures in agriculture, rural development and fisheries, and regulates the activity, organization, rights, obligations and sources of funds of the Paying Agency. The established Paying Agency will be fully responsible for implementation of payments in agriculture and rural development and fishery sector as prescribed by the EU acquis for the implementation of EU CAP (Common Agriculture Policy) and EU CFP (Common Fishery Policy) rules.
- Draft the Table of Concordance of the new drafted Law with the related EU Acquis.
- The statute of the future established Paying Agency should also be drafted, if requested.
- If needed, to support the existing Directorate for Agrarian Payment (acting Paying Agency) in the enhancement of its capacity to fulfil the needed steps and timetable, as requested in the Accreditation Strategy that will be drafted by the Competent Authority, and to be further prepared to meet the requirements set out in the EU acquis (management, control, payment and accounting). If needed, contribution as speaker in the conduction of national and/or regional conferences, sectorial fairs, workshops, seminars, webinars.
- Involvement, if needed, as trainer in the conduction of specific related trainings.

6. Related Outputs

For all the SNKEs, the cooperation with the TL and other NKEs ensured on regular basis.

The **Senior NKE 3B-2** under supervision of the TL shall deliver the following output:

- The proposal for a new Law for the establishment of the Paying Agency as a public institution in charge for the operational implementation of market and structural support measures in agriculture, rural development and fisheries, and regulates the activity, organization, rights, obligations and sources of funds of the Paying Agency drafted.
- The Table of Concordance of the new drafted Law with the related EU Acquis.
- The statute of the future established Paying Agency drafted, if requested.
- A report drafted with recommendations for the existing Directorate for Agrarian Payment (acting Paying Agency) in the needed actions to fulfil the steps and timetable, as requested in the Accreditation Strategy drafted by the Competent Authority, and to be further prepared to meet the requirements set out in the EU acquis (management, control, payment and accounting). If needed, national and/or regional conferences, sectorial fairs, workshops, seminars, webinars conducted.
- If needed, specific related trainings conducted as trainer.

7. Timing and duration of mission/s



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The assignment shall be implemented in Belgrade, Serbia, in the period October 2020 to July 2021, up to 40 working days. The number of days is subject to extension as needed.

8. Reporting

The experts will deliver monthly reports in the English language on every last workday of the month she/he worked, with attached all written deliverables. The report will be attached to the experts' drafted timesheet.

9. Expert profile

- Qualifications and skills

- University degree in Law
- Master degree in Law (preferably European Law) or other discipline that focus in related sector and matter will be an asset
- Good command of English; Knowledge of Serbian language will be an asset
- Computer literacy (command of Microsoft Office (Word, Excel, PowerPoint, etc.) and the Internet);
- Excellent communication, presentations and dialogue skills

- General professional experience

- Minimum 5 years of general postgraduate professional experience;

- Specific professional experience

- Minimum 5 years of relevant specific professional experience, preferably Ministries of Agriculture or Paying Agencies or related state administration;
- At least 3 years of experience in drafting national legislation, EU harmonization in relation to CAP, preparation of implementing legislation and Paying Agency accreditation (GDPR and ISO 27001 requirements included);
- Knowledge of EAGF and EAFRD and implementation of the *acquis* Chapter 11 and experience with EU Institution cooperation (DG Agri) is an asset

10. Evaluation of work

The TL/K1 and the Beneficiary's representative, will assess the expert's performance.

11. Application

Application letter and EU format CV, both in English, must be submitted by e-mail to hr@weglobal.org, tatjana.mihajlov@weglobal.org and Olivera.maric@weglobal.org no later than **28th October 2020**, titled: **"Application for the position – Senior Non-Key Expert on Project Component 1 – for Paying Agency SNKE No. 3B-2"**

References must be available on request.

Only short-listed candidates will be contacted. The Project is an equal opportunity employer, in respect of the principles of good governance, sustainable development and gender equality. All



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Ministry of
Agriculture, Forestry
and Water
Management

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applications will be considered strictly confidential. Advertised posts are not available to civil servants or other officials of the public administration in the beneficiary country, Serbia