



Policy and Legal Advice Centre (PLAC IV)

Terms of Reference (ToR) for a Short-Term assignment No. 30

Technical assistance requested:	1 (one) Senior Non-Key Expert in the area of Negotiating Ch. 14 – Transport Policy – Draft Law on Amendments to the Law on Transport of Goods in Road Transport
Project Title:	Policy and Legal Advice Centre (PLAC IV)
Ref:	NEAR/BEG/2023/EA-RP/0175
Service Contract No:	(CRIS) 2024/453-315
Main beneficiary:	The Ministry of European Integration (MEI)
Direct Beneficiary:	The Ministry of Construction, Transport and Infrastructure
Content of the assignment:	Technical assistance in drafting the Law on Amendments to the Law on Transport of Goods in Road Transport and ensure its harmonization with the EU Regulation 2020/1055
Budget Line/Expert category	1 (one) Non-Key Short-Term Senior Expert
Duration of the assignment	10 (ten) working days, April - May 2025

1. Background information in relation to the PLAC IV project

The overall objective of the PLAC IV is for the Serbian administration to effectively conduct accession negotiations and successfully manage the overall EU integration and pre-accession assistance geared towards the EU membership.

The purpose of the project is: "to achieve a high level of effective alignment of national legislation with the Union *acquis* and its implementation".

PLAC IV should achieve two results:

- R1: Enhanced compatibility of national legislation with the EU legislation and its effective implementation;
- R2: Enhanced capacities of relevant national structures for successful carrying out of accession negotiations.

The Republic of Serbia has been continuously harmonising its national legislation in the field of road transport with the EU legislation. This field is part of Cluster 4, Chapter 14, which has



been open since 2021. Based on the European Commission Report on Serbia from 2024, the road transport alignment with the EU *acquis* is at a good level and remains a priority. The institutional framework is in place, but agencies responsible for road maintenance and construction are not independent in performing their mandate. Road maintenance, including its financing, needs to ensure the sustainability of investments in road transport infrastructure and follow the 'user pays' principle. Serbia is committed to implementing the green corridors/green lanes by renewing working regimes on border crossing points with the EU Member States, extending the border crossing points on the main corridors, including parking places, and promoting using digitalised waybills. The Road Safety Strategy for 2023-2030 and a 3-year Action Plan were adopted in September 2023. The first set of disaggregated data on road crashes, fully aligned with the EU CARE protocol, was sent to the Commission. Social and market rules in the field of road transport should be fully transposed. In this regard, the transition to smart tachograph technology is a relevant step.

Regulation (EU) 2020/1055 of the European Parliament and of the Council of 15 July 2020 amends Regulations (EC) No 1071/2009, (EC) No 1072/2009 and (EU) No 1024/2012 to adapt them to developments in the road transport sector. Regulations 1072/2009 and 1024/2012 did not apply to undertakings engaged in road haulage solely by means of motor vehicles with a permissible laden mass not exceeding 3,5 tonnes or combinations of vehicles not exceeding that limit. Member States were free to lay down national rules applicable to these types of vehicles. In order to combat the phenomenon of so-called "letter-box companies", it was necessary to clarify and strengthen the provisions regarding the existence of an effective and stable company establishment while avoiding the imposition of a disproportionate administrative burden. Regulation 2020/1055 also deals with the issue of assessing the good repute of a road transport operator, clarifying criteria related to managing persons whose conduct must be taken into account. Regulation 2020/1055 started to apply on 21 February 2022.

The National Program for the Adoption of the *Acquis* of the European Union (NPAA 3.14.1.1) stipulates harmonising the Law on Transport of Goods in Road Transport with Regulations (EC) No 1071/2009 and (EC) No 1072/2009, as one of the planned activities. Regulation (EU) 2020/1055 amends these regulations. The Ministry of Construction, Transport and Infrastructure - MCTI is responsible for realising this activity.

2. Description of the assignment

a. Specific objectives

The specific objective of this assignment is to conduct consultations and prepare draft amendments to the Law on Transport of Goods in Road Transport to provide harmonisation with the Regulation EU 2020/1055.

b. Requested services

The Senior NKE in the area of road transport is expected to provide the following services:

- Assist the MCTI in conducting consultations and preparing draft amendments to the Law on Transport of Goods in Road Transport to harmonise with Regulation EU 2020/1055.



c. Outputs

The outputs delivered by the Senior NKE shall be as follows:

- Draft Law on Amendments to the Law on Transport of Goods in Road Transport.

d. Reporting

The NKE shall provide the following reports by using the templates of the Project:

- A Brief Mission Report with a description of activities and outputs provided at the end of each month, in which tasks under this assignment have been carried out;
- Final Mission Report, no later than 1 (one) week after completion of tasks under this assignment. This report will include a description of all activities and outputs provided by the NKE in the context of this assignment.

Submission of reports:

- All reports prepared with relevant quality shall be submitted to the Project Team Leader for review, comments and final approval. The reports shall be signed by the NKE and the Team Leader, responsible for endorsing the reports;
- The reports and all prepared documents shall be submitted to the Project Team Leader in hard copy and electronic form.

e. Specifics

The Senior NKE shall collaborate with the Project Technical Assistance Team to prepare the draft Law on Amendments to the Law on Transport of Goods in Road Transport. The Team Leader may adjust the NKE's activities and outputs mentioned above at any stage in the project's implementation, depending on the evolving needs of the Project and the main beneficiary.

The Senior NKE shall ensure that the Draft Law on Amendments to the Law on Transport of Goods in Road Transport is aligned with the EU Regulation 2020/1055. The Senior NKE shall closely coordinate the activities with the Ministry of Construction, Transport and Infrastructure, the Sector for Road Transport and others, as relevant, to ensure that aspects related to implications of the EU integration for Serbia are incorporated into all activities carried out by the Project.



3. Expert's input

Total working days	10 (ten) working days (WDs) have been planned for this assignment. An additional number of WDs may be allocated for this ToR should the needs of the main beneficiary require an extension for the activity areas mentioned in this ToR.
Period of the assignment	April - May 2025
Starting day	The work is expected to be performed from April 2025 onwards. However, the exact starting date will be agreed upon later.
Location/place of assignment	The base of operation will be in Belgrade, Serbia, and the Project will provide office facilities.
Working language	English

4. Expert's profile

Qualification and skills (25 points)	<ul style="list-style-type: none"> • University degree in transport engineering or law; • Computer literacy; • Proficiency in report drafting; • Excellent communication and analytical skills; • Proficiency in the English language; • Independence and freedom from conflicts of interest in the undertaken responsibilities.
General professional experience (25 points)	<ul style="list-style-type: none"> • At least 8 (eight) years of general postgraduate professional experience in the field of transport gained in an EU Member State, candidate, or potential candidate country; • At least three years of experience in researching, analysing, drafting and/or implementing legislation in the transport field; • Excellent analytical, interpersonal and communication skills; • Computer literacy (MS Office applications).
Specific professional experience (50 points)	<ul style="list-style-type: none"> • Experience gained in transposing EU legislation into national legislation in the road transport field. • Knowing the Serbian legal system will be considered an advantage. • Knowing the Serbian language will be considered an advantage.



5. Applications

Applications (EU format CV and application letter, both in English) need to be submitted by e-mail to domi@ibf.be with a copy to bortolameazzi@ibf.be no later than 17:00 hrs, 13 February 2025, titled: “Application for the position – Senior Non-Key Expert for preparing the Draft Law on Amendments to the Law on Transport of Goods in Road Transport”.

References must be available on request. Only short-listed candidates will be contacted.

The Project is an equal-opportunity employer that encourages applications from women and minorities. All applications will be considered strictly confidential.

The advertised post is not available to civil servants or other public administration officials in Serbia, the beneficiary country.

For more information, please contact Project Director at IBF: bortolameazzi@ibf.be.