



Policy and Legal Advice Centre (PLAC IV)

Terms of Reference (ToR) for a Short-Term assignment

No. 48

Technical assistance requested:	Senior Non-Key Legal Expert in chemical management
Project Title:	Policy and Legal Advice Centre (PLAC IV)
Ref:	NEAR/BEG/2023/EA-RP/0175
Service Contract No:	(CRIS) 2024/453-315
Main project beneficiary:	Ministry of European Integration (MEI)
Direct beneficiary of the assignment:	Ministry of Environmental Protection (MEP)
Content of the assignment:	Technical assistance to ensure drafting of the amendments to the Law on Chemicals and the Rulebook on Amendments to the Rulebook on Chemical Advisors and the Conditions for Training and Examination of the Chemical Advisors
Budget Line/Expert category	Senior Non-Key Expert
Duration of the assignment	40 working days to be spent in the period November 2025 – April 2026.

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 overall EU integration and pre-accession assistance geared towards 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 EU legislation and its effective implementation.
- R2: Enhanced capacities of relevant national structures for the successful carrying out of accession negotiations

The legislative framework for placing chemicals on the market in the Republic of Serbia is regulated by the Law on Chemicals ("Official Gazette of the RS" Nos. 36/09, 88/2010, 92/2011, 93/2012, and 25/15), as well as by secondary legislation. The law is harmonised with the REACH Regulation as much as possible for an EU non-member country.

Serbian Law on Chemicals needs to be amended, especially in the parts regarding Chemical

Registry, Chemical Advisor, and particularly hazardous chemicals.

Due to the limited capacity in the Department for Legal Affairs within the Ministry of Environmental Protection (hereafter: MEP), drafting amendments to the Law on Chemicals should be entrusted to an external legal expert. It is also necessary to engage a technical expert. Both experts will draft amendments to the Law on Chemicals and the Rulebook on Chemical Advisors.

During the negotiation process with the European Commission, several recommendations and benchmarks were identified in relation to the NGs groups 1, 3, 27, and 28. Therefore, additional amendments to the current Law on Chemicals will be needed to fulfil above mentioned requirements from negotiation process as well as additional harmonisation of national Chemicals Law with latest amendments to EU chemicals legislations and consolidated version of following regulations: REACH Regulation (EC) No 1907/2006, CLP Regulation (EC) No 1272/2008, PIC Regulation (EU) No 649/2012, Regulation on mercury (EU) No 2017/852, POPs Regulation (EU) No 2019/1021. Additionally, the Rulebook on Chemical Advisors and the Conditions for Training and Examination of Chemical Advisors need to be amended in accordance with the requirements of directives falling under the Negotiation Chapter 3, i.e., the Services Directive and the Directive on Mutual Recognition of Professional Qualifications, considering the recommendations of experts from previous PLAC projects.

There is no overlapping between this project and any ongoing and/or planned assistance projects for the activities covered by this ToR.

2. Description of the assignment

a. Specific objectives

To provide expert assistance to ensure drafting of the amendments to the Law on Chemicals and the Rulebook on Amendments to the Rulebook on Chemical Advisors and the Conditions for Training and Examination of the Chemical Advisors, focusing on the legal aspects of EU alignment.

b. Requested services

The requested Senior NKE is expected to provide the following services:

- Preparation of a gap analysis of the current Law on Chemicals, covering:
- Analysis of benchmarks and recommendations from Negotiation Chapters 1 and 3.
- Analysis of needs for additional harmonisation of the provisions of the Law on Chemicals with EU directives, including:
 1. Directive 2006/123/EC on services in the internal market;
 2. Directive 2005/36/EC on the recognition of professional qualifications;
 3. Directive 74/557/EEZ.
- Analysis of the division of competences and coordination in the inspection supervision over the implementation of the provisions of the Law on Chemicals, and providing recommendations for amendments of the Law to improve its implementation.
- Analysis of the needs for additional provisions related to the legal base for the national chemicals management policy.
- Preparation of associated documents to the draft amendments to the Law on Chemicals (explanatory report, RIA report, public consultations report and table of concordance, if necessary).
- Preparation of the final draft Law in line with Serbian legal techniques, incorporating amendments after the public discussion of the draft law and after obtaining opinions of

other ministries.

3. Outputs

The outputs delivered by the NKEs shall be as follows:

SNKE 2

- Gap analysis conducted concerning the following:
 - Analysis of the benchmarks and recommendations from Negotiation Chapters 1 and 3;
 - Analysis of needs for additional harmonisation of the provisions of the Law on Chemicals with the following EU directives: Directive 2006/123/EC on services in the internal market, Directive 2005/36/EC on the recognition of the professional qualifications and Directive 74/557/EEZ;
 - Analysis of the division of competences and coordination in the inspection supervision over the implementation of the provisions of the Law on Chemicals, and providing recommendations for amendments of the Law on Chemicals to improve its implementation;
 - Analysis of the needs for additional provisions related to the legal base for the national chemicals management policy.
- Associated documents to the draft amendments to the Law on Chemicals (explanatory report, RIA report, public consultations report and table of concordance, if necessary) prepared;
- Final draft law prepared in line with Serbian legal techniques, incorporating amendments after the public discussion of the draft law and after obtaining opinions of other ministries.

4. Reporting

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

- Brief Mission Report with 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 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 in the relevant quality shall be submitted to the Project Team Leader for review, comments and final approval. The reports shall be signed by the NKEs and the Team Leader, responsible for endorsing the reports.
- The reports and all prepared documents shall be submitted in hard copy and electronic version to the Team Leader of the project.

5. Specifics

- The Senior NKE shall collaborate with the Project Technical Assistance Team throughout the assignment.
- Activities and outputs may be adjusted by the Team Leader depending on project needs.

- The expert shall ensure that drafting activities are aligned with the Ministry of Environmental Protection and relevant institutional partners.

6. Expert's input

Total working days	40 WDs planned for this assignment.
Period of the assignment	November 2025 – April 2026
Starting day	It is anticipated that the work will commence in November 2025. However, the exact starting date will be agreed upon at a later stage.
Location/place of assignment	The base of operation will be in Belgrade, Serbia, and office facilities will be provided by the Project.
Working language	English/Serbian

7. Experts' profile

Senior NKE 2	
Qualification and skills (25 points)	• A level of education, which corresponds to completed university studies of at least four (4) years, attested by a diploma such as law, environmental law or similar, relevant to the assignment, and an advanced degree is preferable. • Computer literacy • Be proficient in report drafting • Excellent communication and analytical skills • Proficiency in the English language • Be independent and free from conflicts of interest in the responsibilities they take on
General professional experience (25 points)	• At least 10 (ten) years of general postgraduate professional experience gained in an EU member state or candidate country, related to the assignment.
Specific professional experience (50 points)	• At least 5 (five) years of postgraduate professional experience in transposing or/and harmonising and implementing EU legislation in the EU or candidate countries; • Postgraduate professional experience in drafting or implementing legislation in the field of chemical



	management will be an advantage; • Knowledge of the EU acquis related to free movement of goods and services would be an advantage; • Previous professional experience and/or knowledge of the Serbian legal system will be an advantage.
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8. Applications

Applications (EU format CV and application letter, using this format: www.ibf.be/public/events/17822/TEMPLATE_CV_EN_for_online_applications.docx) need to be submitted by e-mail to domi@ibf.dev with a copy to bortolameazzi@ibf.dev by 5 November 2025 17:00 hrs, TBC, titled: "Application for the position – Senior Non-Key Legal Expert in the area of chemical management".

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 officials of the public administration in the beneficiary country, Serbia.

Please note that pre-selected experts are requested to sign a Statement of Availability (SoA) to acknowledge and confirm their availability to accomplish this assignment within the indicated period, at the indicated starting date (if any), and within the number of working days requested.

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