

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

Technical assistance requested: One (1) International Senior Short-term Expert on the implementation of EIA and SEA in EU (International EIA / SEA implementation expert)

The Project

Title: Support to Ukraine in approximation of the EU environmental Acquis (APENA)

Ref: EuropeAid/135825/DH/SER/UA

Main beneficiary: Ministry of Ecology and Natural Resources of Ukraine

Financing institution: European Union

Reference documents: Terms of Reference of the APENA Project, Organisation and Methodology (O&M) of the Contractor, Interim Reports

<http://www.env-approx.org/index.php/en/reports.html>

Project background and description (scope of work)

The scope of this assignment is to assist the Project in its objective to facilitate and promote the EU environmental acquis approximation process based on the Association Agreement (art. 360 - 366 and Annex XXX) and relevant framework documents concerning approximation of environmental legislation of Ukraine. And also to enable the Ministry of Ecology and Natural Resources (MENR), other relevant stakeholders (the State Agency of Water Resources, the State Environmental Inspectorate, the State Service of Geology and Mineral Resources, the Ministry of Agrarian Policy and Food, the Ministry of Regional Development, Building and Housing, the Hydro-meteorological Centre of the State Service of Emergencies) and civil society actors to prepare for the implementation of the EU environmental requirements, by strengthening legal and institutional system in environmental governance and horizontal, water quality and water.

Description of the assignment

Title: One (1) Short-Term International EIA / SEA implementation expert



Brief description of the assignment:

Within the scope of APENA project the realisation of a Study tour on Environmental Impact Assessment (EIA) and of additional regional and national training workshops on EIA and on Strategic Environmental Assessment (SEA) are envisaged.

A one-week study tour on EIA is planned in one or several EU member States making sure that exposure to newer EU member States is provided because these countries faced relatively recently issues that are now faced by Ukraine in transposing the EU environmental Acquis.

The main objectives of the workshops / trainings are to:

- Present and explain the EU Directives on EIA and on SEA and the Espoo Convention - main requirements for new Ukrainian legislation
- Present and explain the new Ukrainian Law on EIA and the new draft law on SEA (expected to be adopted by the Parliament in September-October 2017)
- Explain European experience and good practice on EIA and SEA
- Discuss special challenges for Ukraine
- Improve implementation of EIA and SEA procedures in Ukraine through practical training

Each training workshop shall last 4 days, i.e. 2 days on EIA and 2 days on SEA.

On 23 May 2017 the Law on EIA has been adopted by the Ukrainian Parliament. The law provides that the law shall take effect in 6 months after the day of its entry into force (18 December 2017). In order to ensure proper implementation, comprehensive application of the EIA law and promote the law among the relevant stakeholders a one day high-level promotional event on the EIA law is also planned.

Number of required experts:	One (1) Short-Term International EIA / SEA implementation expert
Duration of the assignment:	15 working days (WD)
Period of the assignment:	September 2017 to February 2018
Indicative starting date:	25 September 2017 (after approval of Contracting Authority)
Place of assignment:	At least 7 WD in Ukraine
Working language(s):	English

Expert's Activities

Description of the activities



The International EIA / SEA implementation expert shall assist the Key Expert (KE) 2 and provide technical advice and assistance on activities under the Horizontal component of the APENA project (Component 1), namely:

Activity 2.1.8 (Study Tour):

- Facilitate the preparation and realisation of the Study tour on EIA in one or several new EU member states and prepare input on European experience and good practice on EIA and SEA during the Study Tour

Activity 2.1.9 (Training workshops):

- Prepare and deliver presentations on the EU Directives on EIA and on SEA and the Espoo and Aarhus Conventions as well as on European experience and good practice on EIA and SEA
- Prepare and deliver presentations on EU EIA Directive and on Espoo and Aarhus Conventions at a High-level promotional event

Outputs

The International EIA / SEA implementation expert shall be responsible for producing / achieving the following outputs:

Outputs	Working-days (WD) and indicative deadlines
Activity 2.1.8	
<p>Study tour on EIA (envisaged realisation: January 2018)</p> <p>Task 1.1:</p> <ul style="list-style-type: none"> - Prepared, in coordination with KE2, list of issues to be covered by the study visit - Identified persons and/or institutions to be approached/visited and inquired readiness, availability and costs of these persons/institutions - Prepared tentative agenda with list of persons and/or institutions to be approached/visited , their contact details and information on their contributions to study tour purposes <p>(3 WD - results on the above shall be conveyed to APENA in order to allow APENA office to arrange study tour logistics)</p> <p>Task 1.2:</p> <ul style="list-style-type: none"> - Substantive input on European experience and good practice on EIA and SEA during the Study tour realization <p>(up to 3 WD, depending on input according to final study tour agenda)</p>	<p>6 WD, January 2018</p>



Activity 2.1.9	
<p>Training /Workshops:</p> <ul style="list-style-type: none"> - Delivery of presentations on the EU Directives on EIA and on SEA and the Espoo and Aarhus Conventions, European experience and good practice on EIA and SEA at 1 regional (envisaged: Lviv in November 2017) and 1 national (envisaged: Kyiv in February 2018) workshop. (8 WD which include 2 preparatory days) - Delivery of presentations on EU EIA Directive and the Espoo and Aarhus Conventions at a High-level promotional event on the entry into force of the EIA law (envisaged: December 2018) (1 WD) 	9 WD, February 2018
Total:	up to 15 WD*

* The concrete number of final WD spent and approved by APENA TL depends on concrete tasks and outputs produced within the assignment

Planning and Reporting

The International Senior STE will directly report to the KE 2 responsible for the component as foreseen under item 1 of these ToR. A Final Assignment Report in tabular format which summarizes the outputs vis-a-vis these ToR in accordance with the template attached with all related (interim) outputs shall be delivered to KE 2 for review and acceptance.

Evaluation of work

Performance of the tasks and outputs produced will be evaluated and approved by the TL.

Expert's Profile

The International Senior Non-Key Expert on the implementation of EIA and SEA instruments in EU required for the tasks and expected results outlined above shall have the following qualifications and skills.

Qualifications and Skills

- A University Degree in Environmental Management, Law, Economics or a relevant discipline, directly related to the assignment
- Degree in environmental law would be considered an asset
- Relevant professional experience of minimum of 10 years in the areas related to the assignment
- Excellent knowledge on the practical implementation of EIA in EU Member States
- Excellent English communication skills, both written and spoken



- Ukrainian or Russian communication skills would be an asset

General professional experience

- At least 10 years of professional experience on practical implementation of EIA and SEA in an EU Member State or an EU Candidate Country

Specific professional experience

- Proven experience in at least 3 international project on implementation of EU horizontal environmental sector Directives (including UNECE Aarhus and Espoo Conventions implementation)
- Proven experience in organising at least 2 Study tours in an EU Member State on implementation of EU horizontal environmental sector Directives or the UNECE Aarhus and Espoo Conventions
- Proven experience as trainer on EIA and SEA in workshops for civil servants (at least 3 workshops)
- Proven knowledge of the state of art in the implementation of the requirements of the EU EIA Directive and EU SEA Directive as well as the UNECE Aarhus and Espoo Conventions and the SEA Protocol in EU Member States
- Proven experience in dialogues with high-level political decision makers on EIA / SEA matters

If you would like to be considered for this position, please send your CV in English by e-mail to apena@eptisa.com with a copy to gkovalchuk@eptisa.com no later **than 6 pm Kyiv time (GMT+2), September 15, 2017**, titled:

“International EIA / SEA implementation expert”

Applications received after the deadline will not be considered.

References must be available on request. Only candidates with a suitable CV will receive a confirmation on receipt of their application. 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.

Civil servants and other staff currently employed by public administrations of the beneficiary country are not eligible to apply as experts.

Experts must be independent and free from conflicts of interest in the responsibilities defined by the ToR.