
Terms of Reference (ToR) for a Short Term Assignment

**Technical assistance requested: One (1) International Short Term Expert on Nitrates Directive
(STE on Nitrates)**

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

Budget Line/ Expert Category: International Short Term Expert

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.

Legal approximation in “Water quality and water resource management” sector includes:

1. Directive 2000/60/EC establishing a framework for Community action in the field of water policy as amended by Decision No 2455/2001/EC and Directive 2009/31/EC;
2. Directive 2007/60/EC on the assessment and management of flood risks;
3. Directive 2008/56/EC Directive establishing a framework for Community action in the field of marine environmental policy;
4. Directive 91/271/EEC on urban waste water treatment as amended by Directive 98/15/EC and Regulation (EC) 1882/2003 and Regulation (EC) No 1137/2008;



5. Directive 98/83/EC on quality of water intended for human consumption as amended by Regulation (EC) 1882/2003 and Regulation (EC) 596/2009;
6. Directive 91/676/EC concerning the protection of waters against pollution caused by nitrates from agricultural sources as amended by Regulation (EC) 1882/2003.

Description of the assignment

Title: One (1) International Short Term Expert on Nitrates Directive

Brief description of the assignment:

The STE on the Council Directive 91/676/EEC on the protection of waters against pollution caused by nitrates from agricultural sources (Nitrates Directive “ND”) shall contribute to achievement of following results of the APENA project and support following activities of the project component 2:

- To develop the methodology for identification the areas of land that should be classified as vulnerable zones in accordance with Art. 3 and Annex I ND including establishment of monitoring programme to collect information from which it is possible to identify the waters that are, or could become, polluted by nitrates from agricultural sources or that are or could become eutrophic.
- To prepare the draft Code of good agricultural practice.
- To promote the understanding of the beneficiaries with the process of approximation of the ND at training workshop and in Ministry of Ecology and Natural Resources of the Ukraine (MENR) working group meetings dealing with the ND.

Number of required experts:	One (1) International Short Term Expert on Nitrates Directive
Duration of the assignment:	Up to a total of 18 working days
Period of the assignment:	April 2017 – December 2017
Place of assignment:	At least 10 working days in Ukraine
Working language(s):	English

Expert’s Activities

Description of the activities

The STE shall perform the following activities:

Legal substantiation and support in developing of New Legal Acts:



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- (1) Draft the MENR “Order on the Methodology of designation of zones vulnerable to pollution from nitrogen compounds”, in cooperation with KE3, NKE legal and NKE water policy;
- (2) Development of draft Code of good agricultural practice as a technical input to CMU Resolution, in cooperation with Key Expert 3 and project legal expert.

Animation Water Sector Working Groups:

- (3) To prepare documents for Working Group meeting to present it and to ensure incorporation of the obtained comments.

Training workshop

- (4) To train stakeholders at one specific Training workshop on understanding the process of approximation the ND the topics mentioned above, including presentation of the experiences from EU MS related to these topics.

Identification of Nitrate Vulnerable Zones (VNZs)

- (5) Based on the methodology to develop a technical input to draft annex to the MENR Order on nitrate vulnerable zones designation prepared in cooperation with Key Expert 3 and project legal expert.

Outputs

The STE shall be responsible for producing / achieving the following outputs:

Outputs	Working-days (WD) and indicative deadlines
1. Methodology of designation of zones vulnerable to pollution from nitrogen compounds as a technical input to MENR Order (Activity 1)	5 WD, December 2017
2. Code of good agricultural practice (Activity 2)	4 WD, September 2017
3. Presentation of the documents at ND Working Group meeting(s) and incorporating comments (Activity 3)	1 WD, December 2017
4. Training material on ND / conducted Training Workshop (Activity 4)	3 WD, October 2017
5. Draft annex to the MENR Order on nitrate vulnerable zones designation prepared based on the methodology (Activity 5)	5 WD, December 2017
Total:	up to 18 WD

Expert’s Profile

The STE shall have the following qualifications and skills:

Qualifications and Skills

- University degree in Natural Sciences or Agricultural Sciences;



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- Excellent English communication skills, both spoken and written;
- Command of Ukrainian language or Russian (both written and spoken) would be considered as an asset.

General professional experience

- Minimum 5 years of general professional experience in the field of the EU water legislation particularly related to the protection of waters against pollution caused by nitrates from agricultural sources.
- General experience in international technical assistance projects, related to integrated water resource management focusing on the protection of waters against pollution caused by nitrates from agricultural sources.

Specific professional experience

- At least 3 years of experience in implementation of the ND particularly on the nitrate vulnerable zones designation.
- Proven training experience, relevant to assignment.

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), March 10, 2017**, titled:

“International Short Term Expert on Nitrates Directive”

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.

