



REQUEST FOR EXPRESSION OF INTEREST

for the selection of an Individual Consultant " National Fisheries Legal Expert for a Consultancy for Special assistance to Somalia on legal and institutional development (Individual)."

1. The Indian Ocean Commission (IOC) is an intergovernmental regional cooperation organization which brings together the Union of the Comoros, France, on behalf of Réunion, Madagascar, Mauritius and Seychelles. Its mission is to strengthen the bonds of friendship and solidarity between peoples and to contribute through regional cooperation to the sustainable development of its member states. The IOC has received a grant from the World Bank to support the SWIOFish regional project. It intends to use part of this grant to make payments under the individual consultant contract that will be responsible for a « National Fisheries Legal Expert for a Consultancy for Special assistance to Somalia on legal and institutional development (Individual) ».
1. The Consultant's mission is to ensure the revision of the following (i) Gap analysis of the 2014 Fisheries Law and drafting of proposed amendments in accordance with the international commitments of Somalia, noting those required by FAO, IOTC and other relevant RFMOs (ii) Legal rationale for the proposed amendments, (iii) Revised draft Regulations and (iv) Completion of technical report
2. The mission will be carried out in Somalia.
3. The Consultant will work: administratively under the supervision of the Indian Ocean Commission and technically with the Ministry of Fisheries and Marine Resources of the Federal Republic of Somalia and together with the International Fisheries Legal Expert in all activities related to the assignment.
4. The estimated duration of the benefits is approximately 60 days. The start of benefits is scheduled for August 2019.
5. The Indian Ocean Commission (IOC) now invites eligible consultants to express their interest in providing the services described above. They must provide information justifying that they are able to implement the necessary expertise and perform the services in question (curriculum vitae, copies of diplomas and attestations, references concerning the performance of similar contracts, etc.).
6. A version of the terms of reference is available on the website of the Indian Ocean Commission <http://commissionoceanindien.org>
7. Expressions of interest must be filed electronically in uncompressed format at the address below no later than Friday, July 5, 2019 at 11:50 pm (Mauritius time UTC+4):
e-mail: innocent-miada@coi-ioc.com and njiva.r@coi-ioc.com
Reference: " National Fisheries Legal Expert for a Consultancy for Special assistance to Somalia on legal and institutional development (SWIO1-PY04-C07) "
8. Individual Consultants will be selected in accordance with the procedures set out in the World Bank Guidelines on Selection and Employment of Consultants.
9. The individual consultants concerned may obtain further information from the Indian Ocean Commission (IOC) by sending e-mails to the addresses referred in paragraph 8.



INDIAN OCEAN
COMMISSION

**South West Indian Ocean Fisheries Governance and Shared Growth Program
(SWIOFish Regional)**

**First South West Indian Ocean Fisheries Governance and Shared Growth Project
(SWIOFish1)**

**Terms of Reference for the recruitment of a National Fisheries Legal Expert for a
Consultancy for Special assistance to Somalia on legal and institutional development
(Individual)**

Assignment title	Recruitment of a National Fisheries Legal Expert for a Consultancy for Special assistance to Somalia on legal and institutional development (Individual)
Contract duration	60 calendar days following the award of the contract
Assignment location	Mogadishu, Somalia
Financed by	World Bank

PROJECT BACKGROUND AND OBJECTIVES

Under the general supervision of the Director General and in close consultation with the relevant Technical Ministry Staff of Ministry of Fisheries and Marine Resources of the Federal Government of Somalia, the National Fisheries Legal Expert will work together with the International Fisheries Legal Expert in all activities related to the assignment.

The objective of this assignment is to provide legal support to Somalia to review and propose amendments to the Somali legislative and regulatory framework for fisheries, including incorporating the relevant international obligations into binding national legal requirements in order to enhance effective implementation and compliance and also provide legal assistance. At the same time resources will be allocated to ensure that the national expert benefits from direct interactions with the International Legal Expert and consequently builds capacity in the Government administration. The National Legal Expert will collaborate actively and effectively with the International Expert in all meaningful activities related to the review and updating of fisheries legal framework in Somalia. All tasks outline below will be conducted in collaboration with the International Fisheries Expert.

Specific tasks will include:

Under the Technical Supervision of the MFMR, and in consultation with Member States, designated to assist in this legal assignment, the National Fisheries Legal Expert will undertake the following tasks

- 1. Submission of a detailed methodology to execute the assignment
- 2. Review the Fisheries Law (2014) and provide a gap analysis in accordance with the international commitments of Somalia, noting those required by FAO, IOTC and other relevant RFMOs ;
- 3. Draft updated proposed amendments to the Fisheries Law (2014). This require:
 - Liaising with Attorney General and other legal offices within Somalia in the formulation and drafting of legal documents required to achieve fisheries objectives at federal and State levels;
 - Liaising and communicating with legal officers, or similar, in the Federal States of Somalia;
 - Ensuring documents drafted are consistent with international obligations and national legal framework governing fisheries and other sectors in Somalia
 - Facilitating legal sessions of the consultations and workshops completed in the process of reviewing fisheries legal framework;
- 4. Elaborate the legal rationale for the proposed amendments to facilitate the process of consultation with stakeholders and presentations of the draft amended Law to the Parliament;
- 5. Review the Draft Fisheries Regulations of Somalia in accordance with the revised version of the Fisheries Law (2014) and Somalia's international commitments;
- 6. Draft proposed amendments to the Fisheries Regulations, including regulations to ensure compliance with Somalia's international commitments, (namely on FAO Port State Measures Agreement, IOTC Conservation and Management Measures and Maritime Code ;
- 7. Support Federal and Regional States in the development of Draft Decrees (or appropriate legal instrument) for the management of inshore fisheries under State responsibility;
- 8. Review and support the process to finalise the Draft Legal Instrument for the establishment of a Federal Somali Fisheries Authority (FSFA);
- 9. Provide assistance to the consultations with stakeholders as may be required (including the Ministries of Fisheries of the Regional Governments) and integrate the relevant comments in the final versions of the Amended Fisheries Law and Regulations;
- 10. Perform other related duties as required.

KEY PERFORMANCE INDICATORS

Expected Outputs:	Required Completion Date:
<ul style="list-style-type: none"> • Gap analysis of the 2014 Fisheries Law and drafting of proposed amendments • Legal rationale for the proposed amendments • Revised draft Regulations • Completion of technical report 	30 days from start of contract 45 days from start of contract 55 days from start of contract

	60 days from start of contract
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REQUIRED COMPETENCIES

Academic Qualifications

- Advanced, recognized law degree
- Good knowledge of fisheries policy and legislation preferably of developing countries
- Excellent managerial and reporting skills
- Working knowledge of English

Technical Competencies and Experience Requirements

- At least 5 years of legal related experience in the field of fisheries, maritime or environmental law
- Knowledge and experience of providing legal advice and developing/drafting legislation in Somalia;
- Demonstrated legal analytical and advisory skills
- Fluent in English and Somali, spoken and written

HOW TO APPLY

Interested applicants should email their updated CV, application letter and qualification documents to innocent.miada@cio-ioc.com, njiva.r@coi-ioc.com by the **5th July, 2019 at 16:30 pm (Mauritius times)**.