



Ministry of Environment

Male', Republic of Maldives.

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ދިވެހިސަރުކާރުގެ ގެޒެޓް ގައި ބަޔާންކުރި ގޮތުގައި.

Date: 31 August 2020

LEGAL EXPERT (INDIVIDUAL CONSULTANT) TERMS OF REFERENCE

A. PURPOSE

The Government of Maldives has received funding from the Green Climate Fund (GCF) for the project “Supporting Vulnerable Communities in Maldives to Manage Climate Change-Induced Water Shortages”. The Government intends to apply part of the proceeds towards procuring the services of a Legal Expert (Individual Consultant) to provide legal assistance to Ministry.

B. BACKGROUND

- 1) The outer islands of the Maldives experiences drinking water shortages during the dry season. These shortages have had significant adverse human, environmental and social impacts on the outer island communities. Based on this climate change induced problem, in 2016, the Government of the Maldives, with the support of the UNDP received financing from the Green Climate Fund (GCF) to undertake the “Supporting Vulnerable Communities in Maldives to Manage Climate Change-Induced Water Shortages” Project.
- 2) The project is one of the first projects to be funded through the Green Climate Fund and is implemented by joint partnership between the Ministry of Environment and Energy and UNDP from 2016 through to 2020.
- 3) The objective of the project is to deliver safe and secure freshwater to 105,000 people in the islands of Maldives in the face of climate change risks. This will be achieved through the following Outputs of the project:
 - a. Scaling up an integrated water supply system to provide safe water to vulnerable households; the proposed adaptation solution is to maximize water production and scale up the use of an integrated water supply system that will bring three primary sources of water (rainwater, groundwater and desalinated water) into a least cost delivery system that is able to maintain service levels in the face of climate change related pressures;
 - b. Introduction of decentralized and cost-effective dry season water supply systems; The proposed solution is to create additional, atoll level water hubs to improve timeliness and efficiency of water delivery during the periods of water shortages; and
 - c. Groundwater quality improved to secure freshwater reserves for long term resilience. The proposed solution is improving groundwater quality through better protection policies, including controlled recharge and extraction methods.



4) OBJECTIVES OF ASSIGNMENT

The objective of this assignment is to undertake and develop all regulations required under the Water and Sewerage Act (08/2020) and also attend to regulations not specifically mentioned but needs to be addressed and bring any amendments to the existing law and regulations to cater the gaps, overlaps, inconsistencies and other issues. In addition, the consultant shall review and provide required revisions to the contract documents and develop legal policy documentation where as required. The expert is to provide legal feedback where as required requested by the client at various legal issues.

5) SCOPE OF WORKS

The work of the Legal Expert will include the following tasks, among others:

1. Develop regulations identified and not specifically mentioned but needs to be addressed in relation with the Water and Sewerage Act (08/2020). The regulations should be made in both Dhivehi and English.
2. Develop required regulations to cater the gaps, overlaps, inconsistencies and other issues.
3. Conduct required stakeholder consultation and policy level presentation.
4. Review contract documentation and provide feedback and bring the required revision.
5. Develop the English Translation of Water and Sewerage Act (08/2020).
6. Provide legal feedback where as required requested by the client at various legal issues.
7. Any other work-related tasks assigned by the Director General of the Water and Sanitation Department.

6) QUALIFICATIONS AND EXPERIENCE

1. Minimum Bachelor of Laws (LLB)
2. Must have professional work experience of at least Seven (07) years with minimum Three (03) years' experience in drafting regulations.
3. Experience in contract drafting review and finalization will be an added advantage.
4. Good writing skills in both English and Dhivehi language

The successful candidate must be willing to work for extended periods without direct supervision.

In addition, the individual's reputation of integrity and impartiality routed in independent from third parties shall be considered.

The short-listed candidate will be requested to participate in personal interviews and submit the names and contact details of personal referees who can attest to their ability.

The successful candidate must understand the objectives and delivery mechanisms of the projects portfolio. He/she must be willing to work in a team, be flexible to emerging or changing conditions, and undertake initiative in his/her broad field of actions.



1. REPORTING REQUIREMENT

1. Report directly to the Director General or his/her designate on all aspects of scope of works throughout the duration of the contract unless otherwise advised by the Client.
2. The Legal Expert is expected to report to work on week days from 0800 – 1600 hours other than public holidays and provide services to the Client for an average of 40 hours a week. Remuneration for less than 8 hours work per day will be on a pro-rate basis and is required to work additional hours to complete the assigned tasks on a daily basis.
3. The Legal Expert shall provide all the necessary reports and updates to the Director General or its designate and donor agencies whenever needed.
4. The Legal Expert is required to report to work in official attire.

2. DUTY STATION

Ministry of Environment
Green Building, Handhuvaree Hingun,
Maafannu, Male', 20392, Republic of Maldives.

3. SCHEDULE FOR THE ASSIGNMENT

Duration of the assignment is **12** months from the commencement of the works with potential extension based on performance and need. The successful candidate is expected to commence the services in October 2020.

4. PAYMENT

Monthly Renumeration in Maldivian Rufiyaa at the rate of MVR **25,000.00 (Maldivian Rufiyaa Twenty-Five Thousand Only).**