4 July 2019

# Terms of Reference

**Senior International Anti-Corruption Policy Consultant**

**Background**

Support to anti-corruption efforts in Ukraine is a high political priority for the European Union. By combatting corruption, the EU contributes to the consolidation of democracy and economic growth of Ukraine, as well successful approximation of Ukraine with the EU.

The programme “EU Anti-Corruption Initiative in Ukraine (EUACI)” 2017-2020 is a three-year programme with a half year extension implemented by the Danish International Development Agency using the indirect implementation modality.

Ukraine adopted an extensive legislation package in 2014, and deployed it in 2015. The legislation establishes a range of new institutions across the anti-corruption work chain within prevention, investigation, prosecution, and asset recovery. Furthermore, in 2018 the Parliament passed the Law of Ukraine “On High Anti-Corruption Court” completing the anti-corruption chain with the establishment of the High Anti-Corruption Court (HACC).

In April 2018, the Cabinet of Ministers submitted to the Parliament the draft law on the National Anti-Corruption Strategy for 2018-2020. However, the Parliament did not adopt a new National Anti-Corruption Strategy, a key document setting up priorities and addressing the development and direction of the state anti-corruption policy. After the early parliamentary elections in July 2019, the law-making process may be unblocked in this regard.

Additionally, the new President’s Office initially identified the need for legislative changes and improvements regarding the anti-corruption framework and institutions, including the National Agency for Corruption Prevention (NACP), the Specialized Anti-Corruption Public Prosecutor’s Office (SAPO) as well as the instruments of illicit enrichment and civil confiscation.

The EUACI was approached by different national stakeholders, including National Agency on Corruption Prevention (NACP), Parliament of Ukraine, High Anti-Corruption Court (HACC) etc., requesting expert assistance in the development of analytical products on anti-corruption policy and corruption prevention.

# Objective

While the EU is playing the leading role in supporting anti-corruption efforts in Ukraine, the EUACI aims to provide technical assistance though delivering analytical and expert support of key stakeholders in the anti-corruption policy and corruption prevention domain.

The objective of the assignment is to assist key national stakeholders responsible for anti-corruption policy as deemed necessary throughout the process of developing analytical products, reports, comments and recommendations on anti-corruption policy and corruption prevention, in accordance with international good practices and experience.

**Outputs/Deliverables**

Outputs include the following:

* analytical products, reports, policy analysis, briefing papers, recommendations on anti-corruption policy and corruption prevention developed;
* peer-review, analysis, comments to Ukrainian legal framework smart international anti-corruption practices produced;
* contributions with best European practices to the regulations, elements of draft laws, by-laws in the field of corruption prevention and anti-corruption policy prepared.

# Scope of work

The Senior International Anti-Corruption Policy Consultant will be responsible for assisting the EUACI in providing technical assistance though delivering analytical support of key stakeholders in the anti-corruption policy and corruption prevention domain. The expert work will be performed in cooperation with and under the supervision of the EUACI team.

The expert scope of work includes, but is not necessarily limited to:

* Contributing with best European practices to the drafting regulations, elements of draft laws, by-laws in the field of corruption prevention and anti-corruption policy;
* peer-reviewing, analyzing, commenting and adapting to Ukrainian legal framework smart international anti-corruption practices aligning them with Ukraine’s commitments under international conventions and treaties, and international conditionalities;
* developing analytical products, reports, policy analysis, briefing papers, recommendations on anti-corruption policy and corruption prevention accompanied with practical recommendations on possible improvements;
* attending working meetings and liaising with relevant national and international stakeholders, as required;
* liaising with international and national counterparts in the anti-corruption field;
* participating in events organized by EUACI or national and international partner organizations.
* Other tasks within the mandate of the ToR if required.

**Timeframe**

The commenced date is the date of signature of the contract by both parties (preferably July 2019) and the period of implementation of the contract will be nine months, including **40 working days** with the possibility of extension.

# Professional Requirements

**Education and Experience:**

* Graduate degree in law, social sciences or other relevant fields;
* At least 5 years of proven professional experience in analyzing, evaluating and/or implementing anti-corruption policy/ law enforcement policy/ justice policy;
* Experience with reform processes in the anti-corruption and/or rule of law, very good knowledge and understanding of reform processes in Ukraine;
* Sound understanding of international anti-corruption standards and international anti-corruption conventions;
* Professional experience working as legal consultant with international organizations in the areas of anti-corruption will considered as an asset;
* Fluency in written and oral English.

# Monitoring and evaluation

Definition of indicators

The performance of the contractor will be judged upon reaching the purpose of this contract as well as obtaining its results, as indicated in the sections “Objectives” and “Outputs /Deliverables” herein respectively. Moreover, the performance of the contractors will be judged upon successful implementation of all the specific activities indicated above.

Special requirements

By signing the contract, the contractors agree to hold in trust and confidence any information or documents ("confidential information"), disclosed to the contractors or discovered by the contractors or prepared by the contractors in the course of or as a result of the implementation of the contract, and agrees that it shall be used only for the purposes of the contract implementation and shall not be disclosed to any third party.

The contractor reports to the EUACI. The contractor shall de-brief the EUACI prior to finalising the assignment.

# Cross-cutting issues (integration of the youth, equal opportunities)

The assignment will be implemented ensuring equal opportunities for men and women and integration of the youth.

**Selection**

The following documents should be submitted to Mr. Torben Ulsted, [tulsted@ukraine-aci.com](mailto:tulsted@ukraine-aci.com) with the subject “Senior International Anti-Corruption Policy Consultant”:

* CV of the expert;
* Motivation letter;
* Financial proposal;
* 3 examples of work products in anti-corruption field.

# Deadline for proposals submission is 10 July 2019, 17:00 Kyiv time.

# Clarification questions

Questions for the Request for Bid should be addressed to Ms. Halyna Kokhan, [halkok@ukraine-aci.com](mailto:halkok@ukraine-aci.com), no later than 9 July 2019, 17:00 Kyiv time.

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