



FSM Ridge to Reef (R2R) Project

“Protect our Home, from Land to SEA”

TERMS OF REFERENCE

Consultancy Title	Legal Consultant
Project Name:	Implementing an integrated "Ridge to Reef" approach to enhance ecosystem services, to conserve globally important biodiversity and to sustain local livelihoods in the FSM.
Location	Federated States of Micronesia
Application deadline	December 1, 2019
Type of Contract	Individual Contractor
Languages required:	English
Duration of Initial Contract:	20 days from December 2 to January 31, 2020

BACKGROUND:

Marine and terrestrial biodiversity and ecosystem services underpin social well-being and the economy of the Federated States of Micronesia, and are vital to food security. These resources and services, however, are currently being undermined by unsustainable natural resource use and practices; spread of invasive alien species; the impacts of climate change; and, the limitations of government to effectively implement its programs and policies.

The FSM R2R Project is designed to engineer a paradigm shift in the approach to and management of natural resources from an ad-hoc species/site/problem centric approach to a holistic ecosystem-based management “ridge to reef” approach guided by planning and management process that are informed by actual data. The project has two components:

- *Component 1: Integrated Ecosystems Management and Rehabilitation on the High Islands of the FSM to enhance Ridge to Reef Connectivity, or Sustainable Land-use Management (Outcome 1); and*
- *Component 2: Management Effectiveness enhanced within new and existing Protected Areas (PAs) on the High Islands of FSM as part of R2R approach, or Protected Area Management (Outcome 2).*

Component 2 focuses on strengthening the management effectiveness of existing and new PAs. As such, the project supports strengthening of State legislation concerning biodiversity conservation in order to ensure that a standardized approach to PA management and assistance to State agencies and communities managing PAs is followed.

In 2017, in an effort to promote effective management of PAs in Kosrae, the Kosrae State Legislature endorsed a PA Fund Act. The purpose of the Act is to establish a funding mechanism to support protected area management in Kosrae. While the PA Fund Act exists, there are no regulations in place to carry into effect the provisions of the Act. To operationalize the PA Fund Act, the R2R Project is now seeking the services of a legal consultant to draft the regulations to guide and manage the Kosrae PA fund.

SCOPE OF WORK:

Under the overall guidance of the Director of the Kosrae Island Resource Management Authority (KIRMA), the legal consultant will undertake the following services, but not limited:



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- Review of Act in order to identify sections of the Act requiring requiring specific regulations and generally to develop regulations for carrying into effect the provisions of the Act.
- Development of regulations detailing: (1) purpose of the fund and application of rules and regulations; (2) resources of the fund, contributors and contribution agreements; (3) use of the resources of the fund, policy procedures and approval authority; and (4) administration of the resources of the fund.
- Conduct a series of consultations to gather the views of key government departments and agencies and NGO partners such as KIRMA, the Department Resource and Economic Affairs (DREA), Department of Public Safety and Kosrae Conservation and Safety Organization (KCSO). The stakeholder group consultations should be designed to ensure informed feedback from stakeholders.
- Prepare a brief report on the stakeholder consultations on the draft Regulations, including the list of participants and the main conclusions and recommendations.
- Prepare final regulations as appropriate, based on feedback from stakeholder group consultations.
- Prepare the required documentation for submission and subsequent presentation of the final draft regulations to the Kosrae State Legislature.

EXPECTED OUTPUTS:

Specific Deliverables	Timeline
1. Review of Act	2 days
2. Submission of the first draft regulations	5 days
3. Report 1 on main discussions and conclusions arising from the stakeholder consultations on the draft regulations	5 days
4. Final regulations based on feedback from stakeholder consultations	8 days

DURATION OF ASSIGNMENT:

The legal consultant will be required to work for 20 days. The assignment will be from December 2, 2019 to January 31, 2020.

REQUIRED SKILLS AND EXPERIENCE:

- At least an LLB degree or a postgraduate specialized qualification in legislative drafting;
- Minimum of 5 years legislative drafting experience;
- Excellent organizational and communication skills;
- Specific experience in environmental law will be an asset. Experience in legislative drafting Kosrae State is desirable.

Language requirements

- Fluency of English language is required.



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DOCUMENTATION REQUIRED:

Interested individual consultants must submit the following documents/information to demonstrate their qualifications:

- Letter of Confirmation of Interest and Availability.
- Application including personal CV indicating all past experience, as well as the contact details (email and telephone number) of the Candidate and at least three (3) professional references.

The consultancy may be an individual or firm/company and should be able to assume duties immediately.

Further information may be obtained from Mr. Blair Charley at KIRMA. Please send applications to the contact and address below:

Mr. Blair Charley
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