



## **EUROPEAN UNION**

DELEGATION TO THE REPUBLIC OF MOLDOVA

### **Terms of Reference for the High Level Adviser on Justice and Prosecution**

#### **Background**

The original objective of the project is to support the Moldovan authorities in the implementation of the reform agenda, in particular in developing the capacities required for the implementation of the Association Agreement (AA) and the Deep and Comprehensive Free Trade Area (DCFTA). Following the European Council conclusions of June 2022 granting candidate status to Moldova, the project's key objective is to assist Moldova towards the EU Accession negotiation process, in particular towards the completion of the nine steps identified in the Commission Opinion on the Republic of Moldova's application for EU membership.

Specifically, the project aims at strengthening policy-making at sector level, strategic planning and policy management capacities, enhancing stakeholders' knowledge and awareness of the EU policies, legislation and regulations, capacity building in the central level public institutions. Specific advice to ensure the political, institutional and financial feasibility of the reforms in order to ensure their effective implementation.

**Position Title: High Level Adviser on Justice and Prosecution Service**

**Place of work: Chisinau, Republic of Moldova**

**Type of Contract: Service**

**Duration of the Contract: 12 months renewable up to 01.01.2025**

**Reporting to: Main Beneficiaries and to the EU Delegation to the Republic of Moldova**

#### **1. Description of responsibilities**

The High Level Adviser (HLA) will provide policy advice mainly to the Ministry of Justice, the Prosecution institutions (General Prosecutor's Office, Anti-Corruption Prosecution Office, Organised Crime and Special Cases Prosecution Office) and to other justice related institutions (e.g: National Institute of Justice, Supreme Council of Magistrates etc). The HLA will aim to improve coordination and collaboration among them and increase the implementation rate of sector reforms. The HLA will work in close cooperation with the HLA on Anti-corruption and the HLA on Anti-Money Laundering and Asset Recovery and Management. The High Level Adviser will also provide strategic advice to the Government of the Republic of Moldova in close consultation with the EU Delegation. He/she will analyse/review relevant policy and legal documents and drafts, and provide policy recommendations and guidance on the implementation of the EU-Moldova Association Agreement and support in the context of the EU accession process linked with his/her sector of expertise in order to enhance the ability of the Moldovan institutions to design and implement their related reform agenda.

The HLA will report to its Beneficiary and to the EU Delegation to the Republic of Moldova. He/she will be requested to attend coordination meetings in the EU Delegation, in order to ensure common understanding and decide on common lines to take regarding EU policies and best practices.

#### **2. Key responsibilities**

The Adviser will contribute to the achievement of the following specific policy objectives set by the Ministry of Finance (Beneficiary) by the end of his/her assignment (the list of policy objectives may be revised by mutual agreement between the Beneficiary and the EU Delegation to the Republic of Moldova):

- Contribute to improved coordination, collaboration and to trust building between the justice sector stakeholders (e.g: courts, prosecutor offices and legal professions) in view of promoting justice reforms, increasing the quality of the justice system and implementing relevant conventions, especially those of the Council of Europe.



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- Provide strategic policy advice and guidance to the Beneficiaries, in line with EU policies and best practices (via written products, researches, comparative analysis, review of drafts etc) including on the political, institutional and financial feasibility of policy reforms.
- Assist the Beneficiaries in the development, implementation, monitoring and evaluation of justice sector specific mechanisms and procedures including but not limited to: the integrity checks mechanism, criteria for profession accession and performance evaluation, complaints handling, disciplinary mechanism, any other relevant tools.
- Provide capacity building to the justice sector institutions and stakeholders in view of improving the overall access to justice and increasing the quality of the justice act, including through developing relevant mechanisms and drafting necessary documents for sustainable implementation of such mechanisms, through trainings and other useful instruments (e.g: court and prosecution offices map optimisation, resource management improvement etc).
- Assist the Ministry of Justice with the reporting on the implementation of the Association Agreement and Association Agenda, the Enlargement Package Exercise and all other EU accession related responsibilities (including via written inputs, researches, comparative analysis, review of drafts etc).
- Assist the beneficiaries in improving communication with the public, including the increase of the level of understanding and knowledge among media and journalists specialised in justice sector related matters.
- Any other ad-hoc tasks required to promote the rule of law and justice reform in the Republic of Moldova through technical assistance.

### 3. General tasks

- Closely coordinate his/her work with other HLAs, and in particular with the HLAs on Anti-corruption, Anti-Money Laundering and Asset Recovery and Management, and Diplomatic and European Affairs, to ensure coherent implementation of policies and that specific advice provided takes account of crosscutting priority issues such as the fight against corruption, the fight against organised crime, and the Transnistrian conflict resolution.
- Assist the EU Delegation – through sectoral advice, regular or ad-hoc reporting or other relevant means – in monitoring, evaluating and reporting the progress made by Republic of Moldova in delivering on its commitments in the context of the Enlargement process and the Association Agreement.
- Engage with and sustain the communication among and coordination of international partners/donors, all other relevant projects/ programmes/instruments in the sector to support the effective dialogue with the EU for implementation of key reforms by ensuring synergies, promoting effective downstream implementation of the policies and avoiding overlaps and duplication of efforts.
- Contribute to the strategic communication of the reform priorities to ensure public and civil society support, and liaise with/raise the stakeholders' awareness of – and support their contributions to – the policies pursued. Raise stakeholders' awareness of the policy implications of the Government's reform agenda and the implementation of the Association Agreement.
- Respect and promote EU visibility at all times – ensure a thorough understanding of both the funding source and the role and significance of all EU funded actions, thereby demonstrating the results and impact of the European Union's assistance.

The Adviser is required to operate according to the Mission's Code of Conduct (which constitutes an integral part of the contract) and a prioritised work plan.



#### **4. Requested qualifications**

##### **Qualifications and skills**

- University degree in the field of Law or equivalent relevant professional experience of at least 7 years
- Excellent communication skills
- Proven report writing skills
- Computer literacy
- Fluency in written and spoken English
- PhD in public law or proven experience in scientific research is an asset
- Working knowledge of the Romanian or the Russian language is an asset

##### **General professional experience**

- At least 12 years, in case of university graduates, and at least 19 years in case of non-graduates of professional experience in EU Member States Justice/Judicial Institutions or EU related bodies, including experience in providing high-level policy advice.

##### **Specific professional experience**

- At least 10 years of professional experience linked to the objectives of high-level policy advice on the justice sector in public institutions in EU MS or related international organisations and bodies.
- Experience of working on high-level coordination of the justice sector, in a European context.
- Comprehensive knowledge of EU external assistance programmes and policies targeted.
- Comprehensive knowledge of the EU and MS legislation and policy frameworks on justice.
- Previous work experience in transition countries/enlargement countries would be an advantage.