

TERMS OF REFERENCE

DRM SPECIALIST

1. Background

Project Serbia National Disaster Risk Management Program Support for End to End Early Warning has been funded by the Multi Donor Trust Fund for Mainstreaming Disaster and Climate Risk Management in Developing Countries and administered by the International Bank for Reconstruction and Development/International Development Association. Objectives of the Project are: Support the improvement of institutional capacities in disaster risk identification, monitoring and early warning systems and strengthen the response and preparedness capacities at national, municipal and local level.

As a result of extraordinary rains in May 2014, Serbia was affected by the most severe flooding in 120 years. The disaster affected more than 1.6 million people (22 percent of the total population) in 38 municipalities in Central and Western Serbia. This caused significant economic hardship and disproportionately affected the poor and vulnerable.

In the immediate aftermath of the disaster, the Government conducted a post disaster needs assessment with support from the European Union, United Nations, and The World Bank Group. This assessment focused on estimating the damages and losses caused by the event, as well as the financial needs related to recovery and reconstruction. According to the assessment the total effects of the disaster in 24 affected municipalities selected for the assessment amounted to EUR 1.525 billion, of which EUR 885 million (57% of the total effects) represented the value of destroyed physical assets, and EUR 640 million (43% of the total) refer to losses in production. When considering all the 38 affected municipalities, the total value of disaster effects rose to EUR 1.7 billion or over 4 percent of national GDP. The most affected sector was mining/energy (32 percent of the total), followed by housing, agriculture and trade, each accounting for around 15 percent.

The Government of the Republic of Serbia established the Office for Flood Affected Areas Assistance and Rehabilitation (FAAARO) on May 22, 2014, which led the post-disaster needs assessment. The director of the Office reported to the Prime Minister, and is assigned with tasks including, among others, coordination, planning, monitoring and reporting on donor assistance to the Government for recovery in areas affected by the floods. To continue FAAARO's work, the Law on Reconstruction following Natural and other Hazards (2015) established the Public Investment Management Office (PIMO) as a permanent body within the Government as the legal successor to FAAARO, with the mandate to manage the reconstruction activities following disasters.

Further to these actions, Serbia's National Disaster Risk Management Program (NDRMP) was approved in December 2014, showing commitment to changing the Government's approach to address disaster and climate risk. The NDRMP is fully aligned with the Sendai Framework 2015–

2030 which was adopted by United Nations (UN) Member States on March 18, 2015 at the Third UN World Conference on Disaster Risk Reduction in Sendai, Japan.

The NDRMP articulates the agreed overarching principles and preferred outcomes for disaster management in Serbia in the following areas: (a) institutional strengthening, (b) risk identification and monitoring, (c) structural and nonstructural risk reduction measures, (d) preparedness and early warning, (e) DRFI solutions, and (f) recovery planning. The key implementing agencies of the NDRMP include PIMO, the Ministry of Finance, the Ministry of Interior, the Ministry of Agriculture, Forestry and Water Management, the Ministry of Public Administration and Local Self-government, and the Ministry of Construction, Transport and Infrastructure. The Government approved the National DRM Action Plan to operationalize the NDRMP.

Although the Law on Emergencies was adopted in 2009, after 2014 severe floods there was a need to improve the legal system and align it with international standards and domestic practice, not having it, unfortunately, in 2014, in the first place. The *new Law on Disaster Risk Reduction and Emergency Management was adopted at the end of 2018 (Official Gazette of the Republic of Serbia, No. 87/2018), which is fully aligned with Sendai Framework for Disaster Risk Reduction 2015-2030*. Also, along with this one, the new Law on volunteer firefighting was adopted at the same Assembly session.

2. Objective of the assignment

A disaster risk management specialist (Consultant) will be engaged to analyze the actual state of the Disaster Risk Management mechanisms designed and implemented at local self-government level in accordance with the new Law on Disaster Risk Reduction and Emergency Management. The Consultant shall prepare a Study Report which will comprise situational analysis of applied and planned Disaster Risk Management (DRM) mechanisms by municipalities.

The Study shall include elaboration of current situation in municipalities in the Republic of Serbia, which will show the real level of emergency response readiness and capacities in municipality's resilience to disaster.

The study shall include (at least) the following chapters, elaborated in depth:

1. Introduction
2. Background
3. Legal framework
4. Current status of DRM integration at the municipal governance level
5. In depth analysis of status in municipalities:
 - Adoption of Municipal policy paper - Strategy, Program or Action plan for DRM.
 - Is there an unit in the municipal administration dedicated to civil protection?

- Disaster Risk Assessment status (in process, finished, with Sector for Emergency Management (SEM) approval).
 - Protection and Rescue Plan status (in process, finished, with SEM approval).
 - Disaster Risk Reduction Plan (in process, finished)
 - Decision on constitution of Municipal Disaster Headquarters.
 - Decision on constitution of General Purpose Civil Protection Units.
 - Functioning of trained General Purpose Civil Protection Units.
 - Appointment of Civil Protection Commissioners.
 - Existence of Municipal Firefighting Volunteer Units.
 - Decision on financing of Municipal Firefighting Volunteer Units.
 - Operative Plan for Response in case of flood (for river of second order).
 - Decision on appointing of subjects of special importance for rescue and protection.
 - Having in place Early Warning System.
 - Is there a Program Budget i.e. allocated resources for DRM?
 - Is there cooperation among municipalities (inter-municipal) in the field of DRM and disaster risk reduction?
6. Discussion and conclusions
7. Recommendations.

3. Scope of work and deliverables

The Consultant will carry out detailed analysis of actual situation in the Disaster Risk Management Mechanism at municipal level in the Republic of Serbia. Activities of the Consultant will include the following:

- Analysis of the Serbian DRM legal framework
- Review of relevant articles written by subject matter experts (to compile a reference list of relevant material, including 10 most important articles related to DRM mechanisms at municipal level)
- Analysis of actions, measures and projects realized in subject matter area (DRM) with focus on municipalities in Serbia
- Analysis of current situation in municipalities (preparation of proper survey; survey distribution to municipalities in cooperation with SEM and PIMO representative; processing of data collected; analysis and conclusions)
- Communication with national and municipal relevant entities

- Close cooperation with SEM and PIMO representatives aiming to prepare an adequate study
- Preparation and submission of final version of study, including short summary report (1-2 pages resume) and presentation in PowerPoint format (10-15 slides)
- Presentation of results according to PIMO representative instructions.

4. Experience and qualifications

- University degree in Law (completion of a study of at least four years' duration); PhD degree will be an advantage
- At least ten years of professional experience
- Strong experience in preparation and presentation of studies, reviews and/or other scientific articles as a legal expert
- Experience in drafting of legal and strategic documents, laws and subordinated acts
- Strong knowledge of Serbian laws and regulations, focused on public sector (administrative procedures, local self-government functioning and emergency situations/disaster risk management)
- Knowledge of public sector functioning and organization; previous working experience in public sector (high-ranking officials) of more than four years will be an advantage
- Experience in realization of donor funded projects as a legal expert/advisor
- Good spoken and written English language
- Excellent communication, interpersonal, and team working skills
- Skills in PC-based office applications

5. Timing and duration

Assignment should be realized in period July – October 2019. Draft Study Report should be submitted by October 10, 2019 and, upon receiving the respective comments within 5 working days, approved by October 25, 2019. Estimated effort is 60 consultant-days, but selected Consultant will sign a delivery-based contract (for Study realization) and will be paid in accordance to lump sum agreed.

6. Terms of payment

Payment will be realized upon submitted and approved final version of the Study Report, including a short summary report (1-2 pages resume) and a presentation of results in PowerPoint format (10-15 slides). The approval of the final version of the Study Report will be done by a PIMO representative.