

REQUEST FOR EXPRESSIONS OF INTEREST (CONSULTING SERVICES – FIRMS SELECTION)

Republic of Serbia
Enabling Digital Governance in Serbia (EDGe)
Project ID No. P164824

Assignment Title:
Legal Advisory Services, Reference No. SER-EDGE-CQ-CS-19-01

The Republic of Serbia has received financing in the amount of US\$ 50,000,000 equivalent from the World Bank toward the cost of the Enabling Digital Governance Project (EDGe), and intends to apply part of the proceeds for consulting services.

The objective of the assignment is to secure regulatory and legal environment necessary for improvement of access, quality and efficiency of e-Government in Serbia. This will be achieved by:

1. Enhancing compliance with EU accession requirements by providing support in development process of the missing legal acts, which directly influence and regulate e-Government in Serbia compliant to relevant EU regulations
2. Monitoring the process of preparation and implementation of new legislation closely related to e-Governance on quarterly basis by reviewing documents, preparing suggestions and providing opinions to assure the legislations' compliance with EU regulations.

The scope of assignment for consulting services include:

1. To enhance compliance with EU accession requirements by providing support in development process of the missing legal acts and monitor the process of their implementation and adoption, which directly influence and regulate e-Government in Serbia compliant to relevant EU regulations.
2. To monitor the process of preparation and implementation of new legislation closely related to e-Governance by reviewing documents, preparing suggestions and providing opinions to assure the legislations' compliance with the EU regulations.
3. To ensure that any new legislation that could have an impact to the e-Government agenda contains acceptable provisions in line with the general e-Government strategy and present legislation.
4. To provide continuous advisory the Office for IT and e-Government (OITeG) Director related to legal and regulatory issues governing the work of the OITeG and e-Government agenda.
5. To provide any other legal support related to the new legislation on e-Government and other aspects of the digitalization in Serbia on a needs basis.
6. To keep regular monthly meetings with Project Implementation Unit (PIU) and OITeG, where will be discussed all relevant topics concerning the project.

Services are expected to start in November 2019 and to be finished by the end of April 2024.

The detailed Terms of Reference (ToR) and Request for Expressions of Interest (REoI) for the above referenced consulting services are posted on the website of the OITeG at <https://www.ite.gov.rs/edge>

The Central Fiduciary Unit (CFU) of the Ministry of Finance now invites eligible consulting firms ("Consultants") to indicate their interest in providing the Services. Interested Consultants should provide information demonstrating that they have the required qualifications and relevant experience to perform the Services.

The short listing criteria are:

#	Criteria	Weight
1	General experience in the field of the assignment	10
2	Specific experience relevant to the assignment including knowledge of relevant Serbian framework, profession and professional environment	40

3	Experts' qualifications and competence for the assignment	25
4	Compliance with General Data Protection Regulations	25

The Consultant selected to undertake the assignment must be a legal entity and fulfil the following minimal requirements listed in 2 Parts:

Part I: General, Team and Technical requirements:

- Adequate number of law professionals (preferably more than 10) which have a track record of providing advice under similar assignments and with at least 4 years university degree in public policy, law or similar fields;
- Minimum 1 consultant in the team that is an expert in public policy or law with relevant and proven professional experience in IT related projects in last three years;
- Minimum 2 consultants in the team with at least 10 years of professional experience related to Serbian legal framework for e-government;
- Documented and proven knowledge of the Serbian legal framework for e-government, information society, electronic communications, investment and business law, supported by proofs of working experience. As a proof, the Consultant shall prepare a table listing following information: name of the relevant assignments, short scope of work, year of contract's implementation, country/region, contact reference (name, e-mail, phone number);
- Fluency of all consultants engaged for the project in English, both spoken and written.

In addition, the Consultant firm will engage outside experts who will be engaged on need basis and cover some specific aspects of e-Government transformation (e.g. Cybersecurity, GDPR, etc.).

Part II: General Data Protection Regulations

With EU General Data Protection Regulation (EU 2016/679, approved on 14.04.2016 by European Parliament and enforced on 25.05.2018 – in further text GDPR), the most important basic principles of personal data processing are defined. This Part specifies privacy-related requirements for data Controllers and data Processors, which are mandatory part of every legal entity, since they are holding the responsibility and accountability of personal data processing.

To that effect, the Consultant firm, as a legal entity, must fulfill three (3) criteria to prove compliance with the GDPR requirements:

- To provide written evidence of the fulfillment of all criteria laid down in GDPR Chapter 3 "Rights of the data subject", in all Articles, starting with Article 12 and finishing with Article 23 (including Article 23)
- To provide written evidence of the fulfillment of all criteria laid down in GDPR Chapter 4 "Controller and Processor", Section 1, in Article 30 "Records of processing activities"
- As evidence of compliance with the criteria set out in GDPR Chapter 4 "Controller and Processor", Section 2, in Article 32 "Security of processing", the Consultant firm must provide an accredited certification for "ISO 27001:2013 along with recommendations for personal data protection."

Expressions of Interest should contain following information: (1) profile of the firm; (2) CVs of team members that would work on above mentioned assignment; (3) information on experience in similar assignments and supportive material indicating qualification and competence of the firm to perform the services (portfolio, description of similar assignments etc.); (4) Compliance with General Data Protection Regulations.

The attention of interested Consultants is drawn to paragraphs 3.14, 3.16 and 3.17 of the *World Bank's Procurement Regulations for IPF Borrowers – Procurement in Investment Project Financing Goods, Works, Non-Consulting and Consulting Services (July 2016, revised November 2017 and August 2018)* ("the Regulations") setting forth the World Bank's policy on conflict of interest.

Consultants may associate with other firms to enhance their qualifications, but should indicate clearly whether the association is in the form of a joint venture and/or a sub-consultancy. In the case of a joint venture, all the partners in the joint venture shall be jointly and severally liable for the entire contract, if selected.

A Consultant will be selected in accordance with the *Consultant's qualifications based selection (CQS)* method as set out in the Regulations.

Further information can be obtained from the CFU at the address below from 09:00 to 15:00 hours.

Expressions of interest in English language must be sent in a written form to the **E-mail** address below, by **October 29, 2019, 12:00 hours, noon**, local time.

Contact:	E-mail:	Address:
To:	ljiljana.krejovic@mfin.gov.rs Ms Ljiljana Krejovic Procurement Specialist	Ministry of Finance Central Fiduciary Unit 3-5 Sremska St
Cc:	ljiljana.dzuver@mfin.gov.rs	11000 Belgrade, Serbia Tel/Fax: (+381 11) 202-15-87
Cc:	edge@ite.gov.rs	