

BASEL, ROTTERDAM AND STOCKHOLM CONVENTIONS

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Stockholm Conventions
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Communication

Consultancy announcement and call for applications by 31 December 2014

Dear Sir, Dear Madam,

The Secretariat of the Basel, Rotterdam and Stockholm Conventions refers to Decisions BC-11/26 whereby the conference of the parties to the Basel Convention requested the Secretariat, among other things, to undertake legal and policy activities under the Basel, Rotterdam and Stockholm Conventions on the issue of preventing and combating illegal traffic and trade, including the development of an analysis on possible synergies under the Basel, Rotterdam, and Stockholm Conventions in combating illegal traffic and trade in hazardous chemicals and wastes, building on lessons learned under the Basel Convention.

The Secretariat invites interested candidates to consult the attached terms of reference and to submit their candidature by 31 December 2014 to Ms Juliette Voinov Kohler (juliette.kohler@brsmeas.org), using the P11 form available in the announcement section of the homepage of the website of the Basel Convention at: www.basel.int

The Secretariat would welcome the assistance of Parties, Signatories as well as the Regional and Coordinating Centres of the Basel and Stockholm Conventions in making this information available to potential candidates.

Thank you in advance for your kind cooperation and assistance.

Secretariat of the Basel, Rotterdam and Stockholm Conventions
Geneva, 10 December 2014



To: Focal Points and Competent Authorities under the Basel Convention
Official Contact Points and Designated National Authorities under the Rotterdam Convention
Official Contact Points and National Focal Points under the Stockholm Convention
Regional and Coordinating Centres of the Basel and Stockholm Conventions

Terms of reference for a consultant

Preventing and combating illegal traffic and trade in hazardous chemicals and wastes under the Basel, Rotterdam, and Stockholm Conventions

1. By Decision BC-11/26, the eleventh meeting of the Conference of the Parties to the Basel Convention adopted the work programme 2014-2015 of the Secretariat of the Basel Convention, whereby it requested the Secretariat, among other things, to undertake legal and policy activities under the Basel, Rotterdam and Stockholm Conventions on the issue of illegal traffic and trade, including the development of an analysis on possible synergies under the Basel, Rotterdam, and Stockholm Conventions in combating illegal traffic and trade in hazardous chemicals and wastes, building on lessons learned under the Basel Convention.¹
2. The analysis is expected to contribute to the objectives of enhanced cooperation and coordination among the Basel, Rotterdam and Stockholm Conventions as agreed upon in the synergies decisions BC-IX/10, RC-4/11 and SC-4/34.² In these decisions, the Conferences of the Parties to the Basel, Rotterdam, and Stockholm Conventions (hereinafter “COPs”) reached a joint agreement on, among other things, the following matters:
 - a) Assurance of close cooperation and coordination among relevant sectors, ministries or programmes at the national level with respect to combating illegal traffic and trade in hazardous chemicals and wastes: The COPs recommended that Parties, when implementing the three conventions, including through capacity-building and technical assistance, ensure close cooperation and coordination among relevant sectors, ministries or programmes at the national level with respect to, among other things, combating illegal traffic and trade in hazardous chemicals and wastes.
 - b) Collaboration on dissemination of good practices, and if necessary, elaboration of guidance and training in the area of combating illegal traffic and trade in hazardous chemicals and wastes: The COPs requested the Secretariat of the Basel, Rotterdam and Stockholm Conventions (hereinafter “Secretariat”), in cooperation with relevant intergovernmental bodies such as the member organizations of the Intergovernmental Organization for the Sound Management of Chemicals and regional centres, to collaborate on the dissemination of good practices and, if necessary, the elaboration of guidance and training in the area of combating illegal traffic and trade in hazardous chemicals and wastes.
3. A consultant shall be retained to assist the COPs in the development of the analysis.
4. The consultant, who shall report in English to the Secretariat, shall undertake the following tasks:
 - i. Prepare an analysis on possible synergies under the Basel, Rotterdam, and Stockholm Conventions in combating illegal traffic and trade in hazardous chemicals and wastes, building on lessons learned under the Basel Convention as described in related documents submitted to the COPs and additional background information provided by the Secretariat. The document will comprise a one page executive summary, a half- page introduction, three parts (see details below), and a half-page conclusion. It will be about 20 pages long (excluding annexes, word format).
 - ii. The development of the analysis will require the consultant to be familiar with the Basel, Rotterdam, and Stockholm Conventions, in particular the control regimes and the range of activities undertaken over the years in the framework of these conventions to regulate transboundary movements/international trade of hazardous chemicals and wastes as well as to prevent and combat illegal traffic and trade in them. The consultant will also be familiar with the aspects of enforcement of the control regimes under the three Conventions at the national level. The consultant will also be

¹ Decision BC-11/26, activity No. 33 (S20). The document is available at:

<http://www.basel.int/TheConvention/ConferenceoftheParties/ReportsandDecisions/tabid/3303/Default.aspx>

² Synergies decisions BC-IX/10, RC-4/11 and SC-4/34, section I, part A, paras. 3-4. These documents are available at: <http://synergies.pops.int/Decisionmaking/DecisionsandDocuments/Decisions/tabid/2616/language/en-US/Default.aspx>

expected to take his/her initiative to seek from relevant stakeholders the information needed to prepare the analysis.

5. The analysis will have be prepared as follows:

- i. The first part of the analysis will focus on the regulatory frameworks:
 - a. Introduce briefly the three conventions, with a focus on areas of synergies with respect to their scope and regulatory framework;
 - b. Introduce and compare the regulatory systems regarding the control of transboundary movements and international trade in hazardous chemicals and wastes under the Basel, Rotterdam, and Stockholm Conventions, including similarities and differences among them and with respect to how the matter of illegal traffic and trade is addressed under the three conventions;
 - c. On the basis of the above mentioned section b), identify and discuss the possibility of developing synergies in combating illegal traffic and trade in hazardous chemicals and wastes among the three conventions, based on their regulatory frameworks.
- ii. The second part of the analysis will focus on the efforts to prevent and combat illegal trade and traffic under the three Conventions:
 - a. Introduce the possible drivers for illegal traffic and trade under the three conventions including similarities and differences among them;
 - b. Present an overview of the efforts undertaken over the years to prevent and combat illegal traffic and trade in hazardous chemicals and wastes under the Basel Convention, the Rotterdam Convention and the Stockholm convention,
 - c. Assess the adequacy and effectiveness of such efforts, including an assessment of the similarities and differences in the approaches taken under the three Conventions;
 - d. Highlight the good practices under the Basel convention in the area of combating illegal traffic in hazardous wastes and analyze the applicability of such practices to the Rotterdam and Stockholm Conventions, including limits thereto.
- iii. The third part of the analysis will build on the first two parts of the analysis and map out strategies associated with specific recommendations for both preventing and combating illegal traffic and trade in hazardous chemicals and wastes in a synergized manner. These strategies and recommendations will identify the actors concerned (eg. COPs, individual Parties including the various entities involved in the implementation and enforcement of the conventions, Secretariat, regional centers, UNEP, other partners), the type of policies and measures to be undertaken, the challenges in undertaking these and ways to overcome them, and proposed timeframes.

5. Qualifications and experience

The consultant shall have:

- At least ten years' work experience in the field of MEAs, including the Basel, Rotterdam, and Stockholm Conventions.
- At least seven years experience with the implementation and enforcement of the Basel, Rotterdam, and Stockholm Conventions.
- Legal qualification (master's degree or equivalent)
- Excellent English reading and writing skills.

6. Time frame

The contract will require 20 days of work, to be executed between 1 February and 31 March 2015.

The consultant shall transmit to the COPs, through the Secretariat:

- First draft of the analysis by 20 February 2015;
- Final draft, taking into account the comments by the COPs and the Secretariat, by 15 March 2015.