



**USAID**  
FROM THE AMERICAN PEOPLE

Projekat za bolje uslove poslovanja  
Business Enabling Project

**USAID Business Enabling Project in Serbia  
Invites Eligible Candidates to Apply for the Position:**

**Business Regulation and Legislative Drafting Consultant**

**Background**

The Serbia Business Enabling Project (“BEP”) is a five-year USAID-funded project awarded to Cardno Emerging Markets USA, Ltd. to assist the Government of Serbia to strengthen the business environment, fiscal and macroeconomic management, financial market development, and business education throughout the country. It will provide long-term technical assistance and other financial support to help advance legal and regulatory reforms, build institutional and professional capacity, improve public education, and other activities as may be requested by the GoS. The project is organized around three components, each implemented by a resident team of Serbian and international professionals: Component 1 – Business Regulation and Economic Governance; Component 2 – Macroeconomic Policy and Public Financial Management; and Component 3 – Financial Markets Development;

**Background to the Scope of Work**

USAID BEP project has provided support to NALED through a grant and through technical assistance, to investigate the current state with non-fiscal impositions on businesses (para-fiscal charges) in Serbia, and to propose improvements. Reacting to the results of this study, the newly elected Minister of Finance and Economy has stated intention to streamline para-fiscal charges as one of his first measures to improve business environment. To that end, he has established an official Working Group and made USAID’s BEP’s representative its member. The Working Group has deliberated and decided on how to proceed with each individual fee and charge as identified on USAID BEP/NALED’s inventory of para-fiscals (abolish, classify as a tax, change the way the amounts are calculated or leave as it is). Subsequently, the MoFE has prepared amendments to the Law on Budgeting System, Law on Administrative Fees, and a set of ancillary laws, streamlining the para-fiscal system in Serbia and deleting around 100 charges. Those legislative changes were adopted at the Parliament in September 2012.



### **Specific work to be undertaken under this SoW**

Based on conclusion of the Working Group for Streamlining Para-fiscal Charges, the Consultant will prepare texts of laws and legal amendments, as designated by the USAID BEP :

#### *Phase One*

- **Reform the system of charges for using public goods (20 days)**
  - Draft a specific law and amend 20 laws governing the area
  - Law to govern charge-payer, rate/amount, and collection procedure

#### *Phase Two*

- **Bylaw for implementation of the Law on Charges for Using Public Goods** – to govern how fees and charges are assessed (10 days)
- **Bylaw for implementation of the Budget System Law** – to govern how fees and charges are assessed (10 days)

The Consultant will work in close cooperation with the USAID's BEP Component 1 team, CoP and DCoP.

The laws and amendments will be written and formatted in a manner that will make them ready and available for adoption, without additional interventions. Texts of justifications for these amendments do not need to be prepared as a part of this SoW.

### **Deliverable**

Text of the law, amendments to laws, and the bylaws, as described above.

### **Timing**

The Consultant will deliver texts of amendments as specified above by the December 31, 2012. The Consultant will be available for clarifications and possible adjustments to the texts of amendments as requested by the USAID BEP until the January 31, 2013.



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**Qualifications:**

- Commercial lawyer with minimum 15 years of experience
- Substantial experience in drafting commercial laws and other regulation
- Perfect knowledge of written and spoken English
- Understanding of legal and financial impact of para-fiscal system to business environment in Serbia will be considered an advantage

**Applications including CV clearly showing adequate technical background and relevant work experience, along with references should be sent by e-mail to: [info@bep.rs](mailto:info@bep.rs), by October 18, 2012. Only short-listed candidates will be contacted.**