

## TERMS OF REFERENCE

<b>Contract</b>	BO4/CS-IC-16-2017		
<b>Project</b>	Kyrgyz Republic: CAREC Corridor 3 (Bishkek-Osh Road) Improvement Project, Phase 4		
<b>Expertise</b>	Lawyer		
<b>Source</b>	National	<b>Category</b>	Independent IC

### (i) Objective/Purpose of the Assignment:

The key objective of the assignment is to provide legal support and assistance for the preparation and implementation of the CAREC Corridor 3 (Bishkek-Osh Road) Improvement Project, Phase 4, CAREC Corridors 1 (Bishkek-Naryn-Torugart road) and 3 (Bishkek-Osh road) Connector Road Project and other Projects implemented by the Investment Project Implementation Group.

### (ii) Qualification and Experience

- Higher education in law;
- At least 5 years of total experience as a lawyer;
- Excellent knowledge of the Civil Code of the Kyrgyz Republic, the Civil Procedure Code of the Kyrgyz Republic, the Land Code of the Kyrgyz Republic, of the Housing Code of the Kyrgyz Republic and other regulatory legal acts of the Kyrgyz Republic;
- Experience in drafting contracts, land acquisition transactions, representing clients in courts;
- Experience of working as a legal adviser on land acquisition and involuntarily resettlement issues in international organizations and/or organizations funded by international donors is preferred;
- Excellent oral and writing skills in Kyrgyz and/or Russian;
- Oral and writing skills in English is preferred;
- Ability to learn quickly new information and provide analysis;
- Interpersonal skills and ability to work in a team;
- Good computer skills.

### (iii) Scope of Work:

- Providing legal support in the preparation and implementation of investment projects; Preparation of materials for legal due diligence of concluded memorandums, agreements and contracts;
- Conduct negotiations and draft agreements with each affected person (AP), (approximately 284 APs) on compensations and other entitlements under CAREC Corridor 3 (Bishkek-Osh Road) Improvement Project (Project) in accordance with ADB Safeguard Policy Statement 2009 (ADB SPS 2009), Financing Agreement of the Project, the Land Acquisition and Resettlement Plan and other Kyrgyz legislation;
- Provision of advice to affected people (APs) on the requirements of ADB SPS 2009, Financing Agreement of the Project, the Land Acquisition and Resettlement Plan and other Kyrgyz legislation;
- Assist MOTR in representing in the ministries and departments of the Kyrgyz Republic, courts and other institutions, including the International Court of Arbitration, on legal issues related to implementation of investment projects;
- participation in organizing and conducting international tenders for ongoing investment projects;
- Provision of advice to IPIG staff on legal issues regarding the preparation and implementation of investment projects, as part of obligations;
- Assist MOTR in conducting land transactions;
- Performing other tasks instructed by the Director and Coordinator.

### (iv) . Reporting Requirements

The Lawyer will be directly reporting to the IPIG Director, and Coordinator.

Places of Assignment:	Days/Months	Estimated Dates
Principal place of services is the IPIG office	_____ months (on a	Commencement of

<p>at the Ministry of Transport and Roads of the Kyrgyz Republic with intermittent visits to the construction sites, public authorities, meetings with APs, others, when required.</p>	<p>periodical basis)</p>	<p>Services is scheduled to <b>January __, 2017</b> subject to approval of the ADB. The contract is effective till <b>June 30, 2017</b>.</p>
<p>Total Contract Period</p>	<p>____months</p>	<p>-</p>