



**Environmental Protection of
International River Basins Project**
Contract No. 2011/279-666



This project is funded by
The European Union

A project implemented by a Consortium
led by Hulla & Co. Human Dynamics KG

Terms of Reference

**Assistance in preparation of secondary legislation in support of the Georgian Water Code and
implementation of the EU Water Framework Directive**

I. Background and Objectives

The consultant will assist Human Dynamics to fulfil its requirements under the EU technical assistance contract 'Environmental Protection of International River Basins (EPIRB)' (Terms of Reference given in Annex 1). The overall objectives of the EPIRB project are:

- To improve availability and quality of data on the ecological, chemical, and hydro-morphological status of trans-boundary river basins including groundwater; and
- To develop River Basin Management Plans for selected river basins / sub-river basins according to the requirements of the WFD.

The project is being implemented in six countries (Armenia, Azerbaijan, Belarus, Georgia, Moldova and Ukraine) and five pilot river basins:

- Akhurian Basin District (Armenia),
- Central Kura (Azerbaijan),
- Upper Dnieper Basin (Belarus, Ukraine),
- Chorokhi-Adjaristskali Basin (Georgia),
- Prut Basin (Moldova, Ukraine)

As part of the River Basin Management Plan development process the project will implement selected number of improvement measures from the overall Programme of Measures (PoM), as defined under the Water Framework Directive. The selected measures have been agreed with the beneficiaries in each country and will be executed in accordance with the EC contractual conditions. In the Republic of Georgia the following measures have been chosen:

- Development of secondary legislation in support of new Water Code to be adopted in September-October 2014. This will include legislation required for the delineation of river basins and basin authorities as well as establishment of Water Framework Directive.
- Full design of hydrological and water quality monitoring stations (2) at key locations in the Chorokhi river basin, including a transboundary location on the Georgian/Turkish border, plus proposals for

comprehensive hydro-static water resource monitoring network. The designs will include site surveys, tender drawings, bill of quantities and contract documents for at least two sites. There will be a small contract issued to the Environmental Monitoring Centre to prepare a prefeasibility study and contract documents for a larger feasibility study.

The following Terms of Reference are for assistance to the Ministry of Environment Protection of Georgia in preparing a series of statutes and regulations to implement and compliment the new Water Code. The work will be carried out by a specialist contractor selected by Human Dynamics in consultation with the Ministry.

II. Scope of Works and Programme

The new Water Code for Georgia will be adopted by the Parliament of Georgia at the end of September 2014 but its implementation will require development of secondary legislation for which the Ministry has requested assistance. The Ministry has identified the following secondary legislation to be developed as a support for implementation of the Basin Management principles according to the new Water Code:

- a) Normative act on the defining rules for identification of water bodies and their borders (delineation of water bodies) - date required **31.12.2014**
- b) Normative act on defining and approval of the procedures for development, review and adoption of River Basin Management Plans (RBMPs) - date required **31.12.2014**
- c) Normative act on defining basin-territorial entities for integrated management of river basins - date required **31.12.2014**
- d) Normative act on the defining rules for basin management consulting-coordination board composition and proceedings (basin public councils) - date required **31.03.2015**

III Reporting

The contractor shall report to Timothy Turner, the project Team Leader, regarding overall deliverables and to Zurab Jincharadze, the project Deputy Team Leader, for all day-to-day management issues.

In developing the above legislation the contractor will work closely with Ministry staff, in particular the Water Resources Management Services headed by Ms Mariam Makarova. The contractor will prepare an inception report within the first 15 days which will include:

- appreciation of the scope of the works;
- detailed project programme and deliverable dates
- staff profiles
- internal consultation process

The documents shall be prepared in both Georgian and English. The contractor shall report quarterly on progress to Human Dynamics and Deputy Team Leader.

IV Remuneration and payment schedule

The contractor will receive a lump-sum of **19,500** euros for the above services to be paid in three tranches. The first tranche of **5,500** euros to be paid on approval of the inception report, the second of **7,000** euros on delivery and approval of the first three legal documents (normative acts) and the third of **7,000** euros on delivery and approval the last legal document (normative act) and receipt of the final report. The final report shall summarise the work undertaken and identify where necessary lessons learnt and next steps.