

METAMORPHOSIS



Foundation for Internet and Society

USAID'S CIVIC ENGAGEMENT PROJECT

Call for Expression of Interest: Legal Expert – Law on Use of Public Sector Data

USAID's Civic Engagement Project (CEP) is seeking one (1) qualified Legal Expert to conduct the ex post analysis of the existing Law on the Use of Data, to conduct the Regulatory Impact Assessment of the new legal solution as well as draft the new Law with expert knowledge and consultation with the stakeholders.

The Civic Engagement Project (CEP) is a six-year USAID-funded program that strives to achieve two objectives: (1) strengthen constructive engagement by civil society organizations (CSOs) on policies and issues of public concern; and (2) increase and sustain youth engagement in public life in North Macedonia. CEP is implemented by East West Management Institute (EWMI), in partnership with three local CSOs: Foundation for Internet and Society "Metamorphosis" (Metamorphosis), the Association for Democratic Initiatives (ADI), and the National Youth Council of Macedonia (NYCM). The overall goal of CEP is to enhance CSOs and youth's capacity to advance public policies, improve public services, promote good governance, and contribute to improving the standard of living of people in North Macedonia.

Under CEP's Component Four, **Technical Assistance in Support of Rule of Law and AntiCorruption Reforms**, CEP will provide technical assistance to government entities and the judicial sector in order to improve North Macedonia's capacity in the key areas of rule of law, transparency and anti-corruption, and to help the country implement relevant strategic reforms on the road towards EU accession. To that end, Metamorphosis will implement activities to expand the use of Open Data through direct support the priorities of the Ministry of Information Society and Administration (MISA) under the Open Data Strategy and Action Plan of the Government of North Macedonia.

Metamorphosis works towards improving the transparency and accountability of institutions at the central and local level. The activities implemented by Metamorphosis aim to create an environment in which citizens' voice will make an impact and will contribute to solving problems, providing information and tools on the means of seeking accountability for the improvement of citizens' trust toward the institutions.

1. Objectives

Under USAID 's Civic Engagement Project, Metamorphosis will provide technical assistance to MISA for the development of the new Law on the Use of Public Sector Data which needs to be harmonized with the respective EU Directive.

For this purpose, CEP plans to engage a Legal Expert to conduct an (1) Ex post analysis of the existing Law on the Use of Data, to conduct (2) a Regulatory Impact Assessment of the new legal solution as well as (3) draft the new Law with expert knowledge and consultation with the stakeholders.

By supporting all the steps of consultation and analysis in developing the new Law we will ensure that it will serve as an enabling infrastructure to support the advanced publishing and use of open data in the country. The increased availability of government data leads to a better-informed citizenry and civil society, and thus greater accountability. Getting government bodies in the habit of sharing data also helps shift the mindset of public officials towards greater engagement with the public.

In the upcoming period, Metamorphosis Foundation in cooperation with MISA will implement the following activities for harmonization of the Law on the Use of Public Sector Data with the EU Acquis:

- Establish a multisector working group that will be involved in the preparation of the analyses and drafting the new Law
- Conduct an ex post analysis of the existing Law on the Use of Data
- Conduct the Regulatory impact assessment of the new Law
- Draft the new Law on the Use of Public Sector Data

2. Tasks and Responsibilities

The Legal Expert will be engaged to support the project activities described above. The expert will collaborate closely with the Metamorphosis team and MISA in the process. The tasks and responsibilities of the expert include:

- Manage the multisector working group and closely work with its members that will be involved in the preparation of the analyses and drafting the new Law
- Conduct an Ex post analysis of the existing Law on the Use of Data
- Conduct a Regulatory impact assessment of the new Law
- Analyse the EU Acquis on Open Data (Directive 2003/98/EC, Directive 2013/37/EU, Directive (EU) 2019/1024)
- Draft the new Law on the Use of Public Sector Data
- Organize several workshops and interviews for preparation of the required analysis and documents
- Continuously collect feedback from the relevant stakeholders in the preparation of the required analysis and documents

The expert will coordinate with the Metamorphosis Foundation and MISA throughout the process and will jointly define the steps. Metamorphosis Foundation will support the expert with all available resources and contacts during the engagement timeframe.

3. Qualifications

- Bachelor's Degree in Law;
- At least 2 years of relevant work experience in working in the area of Open Data;
- At least 5 years of experience in harmonization of the national legislation with the EU Acquis;
- Experience in working on legislation in the area of Open Data will be considered an advantage;
- Excellent knowledge of Open Data (concept, processes, trends);
- Excellent analytical skills.

4. Application and Timeline

Interested applicants need to submit their CV and a list of links and/or attachments of relevant works to prove their expertise as required under 3. Qualifications to marijana@metamorphosis.org.mk .

The application deadline is **September 9, 2021 by 23:59**.

The expert will be engaged for 40 working days between September and December 2021.

5. Deliverables

- A draft timeline of activities, which will be agreed upon and finalized in cooperation with MISA and Metamorphosis;
- Ex post analysis of the existing Law on the Use of Data;
- Regulatory impact assessment of the new Law;
- Analysis the EU Acquis on Open Data (Directive 2003/98/EC, Directive 2013/37/EU, Directive (EU) 2019/1024);
- Draft of the new Law on the Use of Public Sector Data;
- Notes from organized workshops and interviews for preparation of the required analysis and documents;
- Final Report.

6. Remuneration

The gross amount for completion of the deliverables is 9.000 USD.