



Preparing legislation for a national Marine Spatial Plan in Vanuatu

Background

The Government of Vanuatu is in the process of implementing a nation-wide Marine Spatial Plan which will include multiple, different types of ocean zones, including a national network of ecologically representative Marine Protected Areas.

The vision for Vanuatu's Marine Spatial Plan is to:

To conserve and sustain a healthy and wealthy ocean for the people and culture of Vanuatu, today and tomorrow.

Vanuatu's Marine Spatial Planning objectives include:

1. Protecting social and economic ocean values
2. Protect marine ecosystems
3. Build resilience in the marine environment to climate change impacts as well as to other natural and man-made disasters
4. Reflect and support traditional management practices inshore
5. Separates conflicting uses
6. Identify priority areas for development

The ocean zones which will be put in place with the Marine Spatial Plan will control which human activities will be permitted in which parts of each nation's ocean in order to achieve the nation's stated vision and objectives.

Previously, an in-country expert partnered with an external consultant to conduct a national legal review which explored the legal basis for integrated ocean governance in general and a national Marine Spatial Plan, specifically. This review provided an overview of the legislative environment of each country and will inform the delivery of this consultancy.

Task

This consultancy requires a legal expert, with detailed knowledge of ni-Vanuatu law, to work with partners in-country, an expert in MSP legislation and IUCN to prepare the legal underpinnings for the national Marine Spatial Plan.

The legal drafting will refer to the outputs of a consultancy which will deliver legal drafting instructions specific to Marine Spatial Planning and should also refer to the national review of legislation which was conducted and collate and assess relevant legislation/policies that have been



implemented since those reviews. This includes legislation that may be relevant from a general administration point of view.

The MSP legislation will address the requirements of the Ocean Policy, the Marine Spatial Plan and the ocean zoning which will be implemented.

The deliverables must be developed in close and iterative consultation with the lead government department(s) responsible including in-country, government legal drafters.

Deliverables

1. Workplan for the development of legislation (including ensuring government protocols are followed, estimating the numbers of rounds of iteration that will be required, the process to be followed and the key elements of the process) to be approved by lead government department(s) responsible and IUCN.
2. First draft of legislation should be provided for review to lead government department(s) and IUCN.
3. Revised legislation based upon input from reviewers (from (2) above).
4. Provision of the revised legislation for review to lead government department(s) and IUCN.
5. Revision of legislation, again, based upon further inputs from reviews (from 4) above.
6. Final legislation which is then approved by the lead government department(s) responsible and IUCN.

Selection criteria

1. Formal legal qualifications in the area of law and legal drafting
2. At least 5 years' experience in drafting law in Vanuatu, ideally including environmental law and/or spatial planning law
3. A demonstrated ability to efficiently and effectively review and analysis relevance of existing laws and policies in Vanuatu as they pertain to the development of new laws and policies
4. Excellent team work and flexibility
5. Very good lateral thinking and problem solving skills
6. Reliability in terms of on-time delivery
7. Experience working in the Vanuatu Government.

Application requirements

Interested applicants must provide:

- a letter which addresses each of the selection criteria individually,
- a *curriculum vitae*,
- a sample of relevant legislation (or drafting instructions for legislation) that they have prepared, and
- names of three referees.



It is envisaged that this project will take about one year.

Questions may be addressed to Mr Toney Tevi (ttevi@vanuatu.gov.vu) or Dr Leanne Fernandes (Leanne.Fernandes@iucn.org).

Applications must be delivered to Mr Toney Tevi (ttevi@vanuatu.gov.vu) AND Dr Leanne Fernandes (Leanne.Fernandes@iucn.org) by Sunday 9th June 2019.