CONSULTING SERVICES RECRUITMENT NOTICE

Proposed Asian Development Fund Grant Kingdom of Bhutan: Micro, Small and Medium Sector Development Program – Project Number 39221

Name and Address of Executing Agency:
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Brief Description

Brief Description and Objective of the Project:
The Royal Government of Bhutan has a Micro, Small and Medium Enterprise (MSME) Sector Development Program (SDP) with the Asian Development Bank (ADB). The overall objective of the MSME SDP is to promote the expansion and growth of a vibrant MSME sector and encourage private sector development for broad based, sustainable economic growth and employment. The Grant Agreement for the Micro, Small and Medium Enterprise Sector Development Program (MSME SDP BHU 39221) was signed between the Royal Government of Bhutan and Asian Development Bank on 19th February 2008 in Thimphu.

The program’s policy reform action includes:

1. Establishing an integrated policy, strategy and institutional framework for MSME development.
2. Enhancing business laws and regulations to facilitate MSME operations.
3. Increasing access to market-based finance.
4. Strengthening the business support infrastructure.

The Project has 3 subprojects. Subproject 1: Increase access to market-based finance, Subproject 2: Enhance Business Development Services and Subproject 3: Program Implementation and Institutional Capacity Building. Under the subproject 3: there are four components. The component 3: Establishment of a Central Registry is to encourage secured transactions and improve the use of collaterals, the MSME SDP will set up a Central Registry, and where mortgages and other security interest in moveable and immovable property can be registered for collateralization. A registry is also important for monitoring and securing “lender – borrower / creditors – debtor” transactions, facilitate credit information sharing and therefore, effectively improve access to credit businesses. Therefore, secured transaction is to be implemented by RMA. This component will support the establishment and implementation of a central registry at the RMA. It include preparation of a feasibility study, identification and drafting of necessary legal and regulatory framework, costing of appropriate hardware and software and preparation of request for proposal for procurement of consulting services and equipments.
Proposal must be delivered to the address given above by no later than 3 PM 31st March 2011.

**Legal Expert (national, 2 person – months)**
The legal expert should be a lawyer with expertise in commercial laws and regulations and be proficient in English language. The expert should also have a good understanding of Bhutan’s registration systems for immovable assets. It is a plus if the experts knows relevant IT and network systems currently used in Bhutan. The major tasks include the following:

I. Assist the Team Leader in preparing the diagnostic review of the secured transactions system. Duties include (a) collecting and compiling laws, regulations, policies and other information on security measures, provisions on registering, enforcement of secured rights in Bhutan; and (b) providing input in policy and development implications.

II. Assist the international legal experts in drafting and issuing necessary legal amendments and implementing regulations for an efficient legal secured transactions framework in Bhutan.

III. Assist in formulating the medium – term plan for developing the central registry to facilitate secured transactions.

IV. Assist in consensus- building workshops.

V. Assist the Team Leader in preparation of feasibility report.

VI. Translation of the necessary legal amendments/laws and regulations into the national language in line with the formats of the Drafting Guidelines of the National Assembly.