

Terms of Reference

Position Information
<p>Job Title: Senior Electoral and Constitutional reform Legal Advisor (Notional)</p> <p>Duty Station: Amman, Jordan</p> <p>Reports to: Programme Coordinator, Head of component 2</p> <p>Duration: 6 months</p>
Organizational Context
<p>The European Centre for Electoral Support (ECES) is a non-profit private foundation headquartered in Brussels a global remit. ECES promotes sustainable democratic development through the provision of advisory services and operational support in favor of all electoral stakeholders, including electoral management bodies, civil society organizations dealing with civic & voter education and election observation, political parties and parliaments dealing with electoral reforms, media, security forces and legal institutions dealing to electoral dispute resolutions.</p> <p>Since February 2012, ECES has signed over 70 contracts in support of transparent, credible and cost-effective electoral processes and the strengthening of democratic institutions in more than 35 countries mainly, but not only, in Africa and Middle East. In addition to that, the founders and personnel of ECES have acquired extensive field experience and, taken together, ECES can count on a specific knowledge and a well-established network in over 70 countries around the world. The EU is by far the largest ECES' donor, however the organization has also signed contracts and partnered with many other organisations.</p>
Project's context
<p>ECES has been officially awarded by the Delegation of the European Union (EU) to Jordan the contract for the implementation of the project "Enhanced Support to Democratic Governance in Jordan". ECES is the leader of the consortium of European not for profit organisations that will implement this project for the next 4 years. The other organisations members of the consortium are: the European Partnership for Democracy -EPD (www.epd.eu), the French Media Cooperation Agency-CFI (www.cfi.fr/en); Netherlands Institute for Multiparty Democracy – NIMD (www.nimd.org) and Westminster Foundation for Democracy (www.wfd.org).</p> <p>The project "Enhanced Support to Democratic Governance in Jordan" aims to support reform process in Jordan, by consolidating democracy and promoting inclusiveness of national policy and decision-making process. This 4-years project will support democratization stakeholders in the reform process including: the House of Representatives; the Independent Electoral Commission and the Judiciary; Political Parties; the Ministry of Political and Parliamentary Affairs (MoPPA); Women and Youth; and Media and Journalists. The project's methodology rests on three core pillars in order to weld together a coordinated and coherent response: 1) Parliamentary support; 2) Electoral assistance; 3) Support to political party system. The overall objectives of the project are: an increased political awareness amongst the Jordan population, especially amongst women and youth; Intensified efforts amongst elected institutions in public outreach for more inclusive decision making processes; and also improved service delivery by public demands. The project will be implemented along the lines of the European Response to Electoral Cycle Support Strategy (EURECS), conceived jointly by ECES and the members of the European Partnership for Democracy of which WFD is part. EURECS is an innovative delivery mechanism to implement electoral and democracy assistance activities that are consistent with European values and EU policies. EURECS adopts an inclusive approach towards a wide range of electoral stakeholders in order to ensure comprehensive and sustainable actions and it is built to help prevent, mitigate and manage electoral related conflicts.</p> <p>A Project Management Unit (PMU) will be established in Jordan to support the implementation of all project activities under the leadership of the Project Director and will be composed of representatives of the 3 project's components. WFD will lead on provision of support to the larger component in</p>

support of the House of Representatives (component 1) in a wide range of areas, utilising advice and mentoring provided by experienced technical advisors.

Functions / Key Results Expected

Under the supervision of Programme Coordinator and the Chief Technical Advisor, the Senior Electoral and Constitutional reform Legal Advisor will assist the IEC and EU-JDID component II throughout the legal reform process, the electoral process and will focus on institutional capacity building as an integral element of all activities through the following tasks:

- 1- Provide assistance and impartial technical advice on electoral law reform proposals with particular attention to international human rights standards and electoral best practices.
- 2- Provide technical support to the national electoral authorities engaged in regulation development and formulation.
- 3- Assist the IEC in the development of a comprehensive regulatory framework.
- 4- Assist The IEC and EU-JDID component II officials and staff in the development of policy papers, position documents and legal analysis on all elements of the electoral process as required.
- 5- Assist the EU-JDID Component II and the IEC and when requested with government officials to ensure coordination in relation to legal reform and assist in the consultation process.
- 6- Assist in the development of analytic reports on elements of the electoral process with implications relating to the practical implementation of provisions.
- 7- Support the development and implementation of a comprehensive legal capacity building strategy for the IEC in light of its legislative authority/mandate and duties in consultation with stakeholders and Government officials.
- 8- Undertake a thorough analysis of all the Election observation mission reports findings and produce a comprehensive recommendation reports summarizing and consolidating all issues and commentary necessitating constitutional amendments if and when applicable;
- 9- Develop and finalize Legislative Instruments (Bill) and supporting papers for Constitutional Amendment in consultation and guidance of the IEC Chairman and executive Secretariat of the IEC and the Component II CTA.
- 10- Analyze and revise in consultation with the IEC Chairman and the EU-JDID component II CTA the executive instructions issued by the Board of Commissioners of the IEC.
- 11- Legal analysis, in particular regarding supporting the constitutional review and electoral reform processes.
- 12- Provide technical support to the IEC chairman and EU-JDID component II for the development of an electoral disputes strategy.

Deliverables:

- Provide input into the electoral legal reform process as requested.
- Support the development of a legal regulatory framework.
- Support the development of a legal capacity building programme for the IEC.
- Support to the development and implementation of analytic reports relating to the electoral process and the legal framework.
- Provide assessments of legal provisions in relation to international human rights and electoral provisions.
- Provide legislative and legal support to the IEC on the electoral process.
Provide legal and legislative papers on voter age, Out of country voting and use of electronic voting, appeal and complaints and registrations