

REQUEST FOR EXPRESSIONS OF INTEREST CONSULTING SERVICES – INDIVIDUAL CONSULTANT

Republic of Serbia

Serbia Accelerating Innovation and Growth Entrepreneurship (SAIGE)

Project ID No. P170185

Assignment Title:

- **Intellectual Property (IP) Legal Consultant (Part-time), Reference No. SER-SAIGE-IC-CS-22-26**

Serbia has received a loan from the World Bank (Bank), through the “Serbia Accelerating Innovation and Growth Entrepreneurship Project” (Project), to contribute to the country’s growth and competitiveness by improving (i) relevance and excellence of scientific research and (ii) innovative entrepreneurship and access to finance for enterprise growth.

Objectives of Engagement:

The MoESTD now plans to engage an individual Intellectual Property (IP) legal consultant to assist research and development institutions (RDIs) to increase their competences in commercialization of IP rights. The consultant will provide advisory services and legal support in preparing for protection and commercialization of research outcomes and therefore help RDI to improve readiness on exploitation of concrete intellectual property. The consultant will support the RDIs objectives in terms of IP and will assist with various aspects of law, by acting in accordance with the local regulations and best international practices.

Scope of work:

Following are the specific tasks and responsibilities of the IP consultant:

1. Prepare introductory overview for RDIs on (1) Serbian IP related regulations, including but not limited to: Law on Innovation Activity, Law on Science and Research, Patent Law, Law on Copyright and Related Rights, Law on Protection of Trade Secret, and any other relevant laws, etc., and (2) IP-related internal policies and regulations relevant for the selected RDIs (IP ownership, revenue sharing, etc.);
2. Analyze internal documents and bylaws of the selected RDIs related to IP protection and commercialization;
3. Provide legal support to capacity building of the selected RDIs in the field of IP, and advising on options to improve or create IP policies, procedures and related documents, where necessary:
 - Propose options that lead to clear, unambiguous and uniform policy on ownership of intellectual assets arising out of research from RDIs. These options may include recommendation for changes in existing policies, if necessary, of the selected RDIs;

- Develop template legal documents in Serbian language, and in English as required, aligned with current Serbian and other relevant legislations, and RDI's internal policies, formalizing: ownership between RDI and researchers and/or between two or more RDIs and researchers, revenue sharing between RDI and inventor(s) including inventors split in case of a team, assignment of rights, including 'options' to transfer rights to an individual or a new company;
 - Provide technical assistance and expert legal advice to RDIs to implement and adopt the template legal documents, through regular communication and meetings with relevant teams and individuals;
4. Advise and support RDIs in communication processes and other relationships on IP issues with legal entities and individuals (natural persons), including but not limited to technology transfer offices, academic and non-academic R&D institutions, private sector companies, public entities and other subjects;
 5. Assist and, when necessary, provide recommendation in IP legal aspects of RDIs current and future operations;
 6. In close collaboration with SAIGE PIU, the consultant will contribute to the design of the ToR for IP firm service provider under SAIGE to support RDIs on specific IP cases in line with the Transformation Plans.

The IP consultant will be engaged on a part-time basis for one year with a probation period of 3 months. The engagement could be subject to appropriate extension and increase of the time effort depending on the Project need and performance. The expected time effort for the assignment is approximately 50 working days.

Required qualifications:

The candidate suitable for this position should have the following qualifications:

1. University degree in Law obtained from a University in Serbia;
2. Additional education, training and/or experience in the field of intellectual property rights;
3. Qualified at the Serbian Bar (exam passed);
4. Minimum of five years of professional experience in advising clients on legal issues and intellectual property matters, with strong knowledge of the applicable Serbian legal framework;
5. Previous experience of producing and customizing legal documents and agreements related to IP for clients according to Serbian laws, including but not limited to agreements on IP ownership, revenue sharing and assignment of rights;
6. Proven track record in working with Serbian RDIs;
7. Previous experience in advising RDI beneficiaries of a national innovation fund or similar grant scheme will be considered a strong advantage;
8. At least three and preferably five assignments advising RDIs on IP issues, including IP ownership, revenue sharing, etc., in the last three years;
9. Excellent spoken and written Serbian and English language skills.

The Central Fiduciary Unit (CFU) of the Ministry of Finance now invites eligible Consultants to indicate their interest in providing the Services. Interested Consultants should provide information demonstrating that they have the required qualifications and relevant experience to perform the Services.

The evaluation criteria for the assignment:

- General Experience (40 Points)
- Specific Experience relevant to the Assignment (60 Points)

The attention of interested Consultants is drawn to paragraph 3.14, 3.16 and 3.17 of the *World Bank’s Procurement Regulations for IPF Borrowers – Procurement in Investment Project Financing Goods, Works, Non-Consulting and Consulting Services (July 2016, revised November 2017 and August 2018)* (“the Regulations”) setting forth the World Bank’s policy on conflict of interest.

A Consultant will be selected in accordance with the *Open Competitive Selection of Individual Consultants* as set out in the Regulations.

Further information can be obtained at the address below during office hours 09:00 to 15:00 hours.

Expressions of interest in English language must be delivered in a written form to the email below, by **March 10, 2022, 12:00 hours, noon**, local time. Interested consultants must provide **Cover Letter** and **CV** representing description of similar assignments, experience in similar conditions and availability of appropriate skills (**scanned diplomas to be sent with CV**).

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