



Brussels, 30 April 2015

TENDER SPECIFICATIONS

For the EU co-funded action

Towards a true socially sustainable EU Fishery: the contribution of EU social partners

Grant agreement VS/2015/0042

Pillar 3: Self-employed fishermen in the EU

1. Background

Fishermen working on fishing vessels flying the flag of a European Union Member State might be employed or self-employed. It is not always clear whether or not an EU legislative instrument covers self-employed fishermen. In view of this the SSDC-F seeks clarification. In order to be in a position to do its work properly the SSDC-F needs to gather additional information on a number of issues:

- i. clarify the meaning of the terms 'employee' and 'worker' within the '*acquis communautaire*' in order to find out when self-employed persons are considered employees/workers;
- ii. have an overview of EU 'social' legislative instruments which apply to employees/workers as defined within the '*acquis communautaire*' (indicating those instruments which exclude fishermen from their scope entirely or partially);
- iii. have an overview of EU 'social' legislative instruments which apply to employees/workers as defined by the individual Member States (indicating those instruments which exclude fishermen from their scope entirely or partially);
- iv. have an overview per EU Member State of the number of employed fishermen and the number of self-employed fishermen.

2. Purpose of the contract

The contract is aimed at carrying out a research to deliver information for the fields described above.

3. Tasks to be performed by the contractor

3.1 Description of tasks

The contractor should perform the following tasks:

- Make a desk research on existing studies on the subjects under investigation;



- Make a legal analysis of the relevant EU legislation and jurisprudence in order to accomplish the tasks related to the issues specified under points 1.i, 1.ii, 1.iii;
- Survey (with desk research and interviews) the number of employed and self-employed fishermen in EU countries with a maritime fishing sector;
- Interview and liaise relevant institutions and individuals in order to get information relevant for the purpose of the survey;
- Produce a report on the findings of the study.

3.2 Guidance and indications on tasks execution and methodology

The contractor will work under the guidance of the project's steering group and of the ETF and Europêche Secretariats. The deadlines for deliverables will be set jointly by the contractor and the project partners according to the project's timeline.

4. Expertise required

Candidates should meet the following criteria:

- Relevant knowledge in order to carry out the tasks described.
- Expertise in EU social legislation (employment, occupational health and safety, social security, etc.)
- Excellent command of written and spoken English, other languages would be an asset
- Previous experience in research in the fields under investigation
- Experience in drafting documents and report
- Respect of budgetary constraints
- Knowledge of the fisheries sector is desirable

5. Time schedule and reporting

The contractor will be required to work for a total of 60 days, including the participation to steering group meetings and to the final conference. Travel, accommodation and subsistence expenses related to the participation in the project's meeting will be covered by the project budget. The time schedule for deliverables and reports will be established jointly by the contractor and the project partners according to the project's timeline and will be indicated in the contract signed by the two parties.

6. Payments and standard contract

The contractor will receive an advance and a final payment according to the time and modalities that will be indicated in the contract between the parties. The project promoter will draft a contract which will be submitted to the contractor.

7. Price

The maximum budget available is EUR 36000 VAT included (without travel, accommodation and subsistence expenses related to the attendance of meetings).

8. Selection criteria

Only applicants able to prove the required expertise indicated above may be awarded the contract.



9. Award criteria

The contract will be awarded to the tenderer whose offer represents the best value for money – taking into account the evidence provided to prove their expertise in the fields indicated under point 4. The respect of the principles of transparency and equal treatment with a view to avoid any conflict of interest will be undertaken.

It should be noted that the contract will not be awarded to a tenderer that receives less than 70 % of the award criteria.

10. Content and presentation of the bids

10.1 Content of the bids

The bids must indicate how candidates meet the criteria listed above, present a draft working plan, a schedule for the tasks to be performed and indicate the total price of the consultancy.

In case of bids submitted by individual candidates, a CV should be attached. This should include a list of publications and works done by the applicant in the fields relevant for the tasks to be performed. References should also be provided.

In case of bids submitted by organisations, a list of the organisation's activities in fields relevant for the tasks to be performed should be attached as well as the CVs of the people who will be involved in the project. Organisations should also indicate a contact person who will be responsible for the supervision of the tasks and who will report to the project promoters.

Only bids in English will be considered.

10.1 Presentation of the bids

Bids must be submitted by the 21st of May 2015 by email to: l.spera@etf-europe.org.

The title of the task for which the candidate applies must be specified in the bid.