

Terms of Reference

The Republic of the Union of Myanmar

Provision of Consulting Services Regulatory Advisor (Local) to Post and Telecommunications Department

Background

The Government of the Union of Myanmar (Government) is in the process of implementing telecommunications sector reforms in order to: (i) increase by tenfold access to quality telecommunication services; (ii) make services affordable for its citizens; and (iii) develop the required Information and Communication Technologies (ICT) infrastructure in Myanmar that will facilitate inclusive growth and poverty reduction.

The Ministry of Communications and Information Technology (MCIT) is undertaking a phased approach to achieve its stated targets for the telecommunications sector. On October 8, 2013, the President of the Government signed the Telecommunications Law, which repealed the Myanmar Telegraph Act, 1885, and the Myanmar Wireless Telegraph Act, 1934. Well planned implementation of Governmental decisions is leading to a change in Myanmar's telecommunications market structure. Myanmar Post Telecommunications (MPT) monopoly is being replaced by a competitive market structure consisting of multiple operators (MPT, Yatanaport Teleport, Telenor Myanmar Limited, and Ooredoo Myanmar Limited, as well as other licensees).

With the passage of the law, the Post and Telecommunications Department (PTD) has transitioned into the sector regulator.

The Government has received World Bank assistance to implement the Government's Telecommunications Sector Reform Program. The activities described in these Terms of Reference is to provide regulatory advice to the PTD and MCIT as the need arises on a long term sustained basis. PTD is the main beneficiary of this activity.

Objective

The main objective of this assignment is to provide hands-on advisory support to PTD to establish a credible and consistent telecommunications regulatory regime that supports the implementation of the Government's economic reform program.

Scope of Work

The consultant will provide support to carry out the following tasks:

- (a) Provide day to day advice to the PTD and MCIT on telecommunications policy and regulatory issues as pertinent to Myanmar.
- (b) Specifically, the consultant will work with the Director General and Directors of PTD to support them in carrying out their regulatory duties. This will include providing advice on all telecommunications regulatory issues that arise on a variety of regulatory issues.
- (c) Support the PTD and MCIT to liaise with other stakeholders in Myanmar including the Union Attorney General's office, Ministry of Finance, other Ministries and departments, regional and local governments on telecommunications sector issues.
- (d) Work closely with the international regulatory advisor, to help PTD to develop a set of internal working processes and procedures to conduct regulatory tasks.
- (e) Translate all key regulatory outputs developed by the international regulatory advisor into the Myanmar language.
- (f) Support PTD to conduct public consultations on all regulatory issues.

Administrative Arrangements:

Counterpart

The Consultant shall report to the **Project Director**. The assigned counterpart will:

- Facilitate and coordinate with other consultants and relevant Government Departments.
- Facilitate access to reports, information, and data and to other persons in Myanmar Government as appropriate and in a timely manner.
- Provide office space, access to the internet, local administrative support and facilities.

Time Frame

The entire assignment is scheduled to be completed in over a period of **12 months** from the date of signing the contract between MCIT and the consultant. The assignment will be extended beyond a year, depending on quality and value of work delivered.

Deliverables and Proposed Payment Schedule

The consultant will be paid on a monthly basis upon delivery of a monthly status report.

The following table provides a summary of the main deliverables required and estimated timing:

Date	Deliverable		Payment Schedule
	#	Description	
Contract signing + 2 weeks	1	Inception Report	One month advance salary
End of each month	11	Monthly Status report	Monthly salary

All deliverables will be sent to the PTD and the World Bank. Electronic copies will suffice, but physical copies are encouraged, especially to the PTD. The total remuneration for this assignment will include: a monthly fee for services. PTD will arrange for accommodation in NPT as appropriate.

Consultants Qualifications

The consultant must have at least an undergraduate degree and 15 years of demonstrated experience working in the telecommunications sector with at least 5 years of demonstrated experience in telecoms regulatory fields. He/she should have a deep understanding of the evolution of the Myanmar telecommunications sector – policy, legal and regulatory issues. The consultant should also understand how the Union Government functions. The consultant needs to be based in Nay Pyi Taw during the conduct of the assignment.