

VACANCY NOTICE

POSITION TITLE	LEGAL OFFICER FOR CONSTRUCTION CONTRACTS (F/M)
SELECTION REFERENCE	F4E/TA/ST/AD6/2016/0009
GRADE	TEMPORARY AGENT – AD6 / SHORT TERM
LOCATION	CADARACHE (FRANCE)¹
VALIDITY OF THE RESERVE LIST	31/12/2017
CLOSING DATE FOR APPLICATIONS	17/11/2016 AT 12.00 NOON, BARCELONA GMT+1

Fusion for Energy seeks to establish a reserve list for the profile of Legal Officer for Construction Contracts.

Suitable candidates placed on the reserve list may be recruited upon decision of the Appointing Authority. Candidates should note that inclusion on the reserve list does not guarantee recruitment.

This reserve list may be used for recruiting candidates on other similar positions carrying the same profile as the one described in this notice.

The validity of the reserve list could be extended if the Appointing Authority so decides.

All the detailed information concerning the selection process may be found in the “Guide for applicants” published on the F4E website along with this Vacancy Notice.

1. RESPONSIBILITIES

As a member of the Legal Service Unit of ‘Fusion for Energy’, the Legal Officer for Construction Contracts will be part of a truly multi-cultural and collaborative team of legal practitioners. S/he will be allocated to the ‘Site and Buildings and Power Supplies’ Project Team (SBPS), located in Cadarache (France). S/he will contribute to one of the most ambitious energy projects in the world today, in an exciting and challenging work environment offering a unique opportunity to develop professionally.

The successful candidate will, among other tasks, and in sync with the Legal Coordinator assigned to the SBPS team:

- Provide legal advice to the ‘Site and Buildings and Power Supplies’ Project Team, and as part of the FIDIC Engineer’s Contract Administration Cell, the FIDIC Engineer in relation to the implementation of construction and related service contracts, including FIDIC contracts;
- Provide support and legal advice to the Legal Adviser of the FIDIC Engineer in relation to his duties under FIDIC contracts;

¹ Given the needs of the organisation, the candidate may be offered a position at any of the other F4E working places: Garching (Germany) or Barcelona (Spain).

- Provide legal assistance on dispute resolution arising under construction and related construction contracts, including claim assessment and adjudication under FIDIC contracts;
- Prepare and revising legal texts and internal documents related to the implementation of construction and related service contract and procurement activities of 'Fusion for Energy', including model contracts, guarantees, non-disclosure agreement, etc.;
- Prepare guidelines for the 'Site and Buildings and Power Supplies' Project Team on legal issues; and
- Participate in the drafting and advise on the implementation of procurement arrangements with the ITER Organization and of arrangements and agreements with the Agence ITER France in Cadarache, France;
- Provide legal advice, over a wide range of matters including contract law, commercial law, public procurement law, administrative law, construction law and/or international law;
- Participate in the preparation, negotiation and follow-up of construction and related service contracts and international agreements, including their amendments;
- Monitor legislation in relevant legal and contractual areas at national (mainly France), European and international level, where necessary.

2. GENERAL CONDITIONS

A. ELIGIBILITY CRITERIA

A1. In order to be eligible the candidate must:

- Be a citizen of one of the Member States of the European Union or of a Third state fully associated with the Euratom fusion programme (Switzerland).
- Enjoy his/her full rights as a citizen.²
- Have fulfilled the obligations imposed on them by the laws of their home country concerning military service.
- Meet the character requirements for the duties involved.
- Be physically fit to perform their duties³.

A2. On the closing date for registration, the candidate must possess the following minimum qualifications:

At least a level of education which corresponds to completed university studies of at least 3 years attested by a diploma and, after having obtained the university degree, at least 3 years of proven professional experience;

Only study titles that have been awarded by the Members of the Joint Undertaking or that are subject to the equivalence certificates issued by the authorities in the said Member States shall be taken into consideration.

A3. The candidate must possess a good command of English to the extent necessary to perform his/her duties and a thorough knowledge of another official language of the European Union.

² Prior to any appointment, the successful candidate will be asked to provide a certificate issued by the competent authority attesting the absence of any criminal record.

³ Before his/her appointment, the candidate shall be medically examined in line with requirement of Article 82(3)(d) of the Conditions of employment of other servants of the European Communities.

B. QUALIFICATIONS AND EXPERIENCE REQUIRED

B1 Essential Selection Criteria

- University degree in law;
- Proven professional experience of at least:
 - 5 years in legal advice/consultancy services (either in private practice or as company lawyer/in-house counsel in public or private sector), including
 - 1 year in dispute resolution, including adjudication, litigation or arbitration, and
 - 1 year in:
 - Construction contract drafting and negotiations,
 - Construction contract management under FIDIC suite of contract or similar construction standard forms, and
 - Dealing with claims and dispute resolution arising under construction contracts, including:
 - Claim preparation or claim assessment,
 - Drafting of settlement agreements, and/or
 - Challenging FIDIC Engineer's/contract administrator's determinations or adjudicator's decisions;
- Good knowledge of:
 - Contract law,
 - Commercial law,
 - Private international law,
 - Union law, in particular EU public procurement law,
 - FIDIC Red Book (1999, 1st edition) and FIDIC Yellow Book (1999, 1st edition), and
 - Standard claim assessment methodologies (such as the Society of Construction Law's Delay and Disruption Protocol and/or AACE 29R-03 (Forensic Schedule Analysis));
- Strong communication, negotiation and drafting skills with a focus on client/result-oriented service;
- Good organizational skills and ability to work individually and as part of a team as well as proactively and under pressure;
- Ability to perform duties with speed and accuracy, according to set schedules and to integrate into an international and multicultural environment;
- Willingness to travel to other F4E working place if required;
- Good analytical capabilities;
- Good computer literacy (MS Office); and
- Excellent command of both written and spoken English, the working language of the ITER Project, including proven professional experience in legal drafting in English.

B2 Advantageous Selection Criteria

- Post-graduate degree in construction law or nuclear law;
- Qualification in French law;
- Good knowledge of the ITER Project framework and the framework of the European contribution thereto;

- Good knowledge of the general legal framework and procedures of the European Union institutions, agencies or bodies; or
- Excellent command of both written and spoken French.
- Working experience in a European or international environment.

3. CONDITIONS OF EMPLOYMENT

Commitment to promote equal opportunities

'Fusion for Energy' is an equal opportunities employer and strongly encourages applications from all candidates who fulfil the eligibility and selection criteria without any distinction whatsoever on grounds of nationality, age, race, political, philosophical or religious conviction, gender or sexual orientation and regardless of disabilities, marital status or other family situation.

A contract offer will be made as a member of temporary staff, pursuant to Article 2(f) of the Conditions of Employment of other servants of the European Communities until 31st December 2019, without possibility of renewal. The probationary period is 9 months.

For more information on the selection process of Temporary Agents and on the contractual and working conditions, please, refer to:

- **Guide for Applicants:**
<http://fusionforenergy.europa.eu/careers/Documents/Annex%20to%20the%20VN.pdf>
- **Conditions of employment of Other Servants of the European Communities:**
<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CONSLEG:1962R0031:20140101:EN:PDF>

The salaries of temporary agents are subject to a community tax deducted at source. They are exempt from national tax. The European institutions have their own social security and pension scheme. **As an indication, the basic monthly salary, before any deductions or allowances, for grade AD6 (step 1) is currently 5.079,70 €.**

In addition to the basic salary, staff members may be entitled to various allowances, in particular a household allowance, expatriation allowance (16% of basic salary and household allowance), dependent child allowance and education allowance.

For further information on remuneration for temporary agents, visit:

<http://www.fusionforenergy.europa.eu/downloads/careers/Remuneration%20TA2016.pdf>

Under certain circumstances, in particular where the jobholder is obliged to change his/her place of residence in order to take up employment, 'Fusion for Energy' may also reimburse various expenses incurred on recruitment, notably removal expenses.

The place of employment is **Cadarache, France**.

Given the needs of the organisation, the candidate may be offered a position at any of the other F4E working places: Barcelona (Spain) or Garching (Germany).

For reasons related to the 'Fusion for Energy' operational requirements, once the candidate receives the job offer, he/she may be required to be available at short notice (2 to 3 months).

4. SUBMISSION OF APPLICATIONS

The online application process starts upon clicking "**CLICK TO APPLY**" next to a vacancy of your interest on the Open Positions page:

<http://fusionforenergy.europa.eu/careers/vacancies/Default.aspx>

Applicants must register their applications online through the F4E E-recruitment tool by creating a valid F4E user account and submitting the documents mentioned below.

Please note that the online e-recruitment application tool is the only acceptable means of sending in job applications. Applicants are responsible for keeping their e-mail addresses and personal details up to date in their profile in F4E online application tool.

The mandatory fields in the profile marked with an asterisk should be duly filled in and the candidates are requested to submit the following 2 documents:

- A detailed Europass curriculum vitae in **English** (can be obtained at the following address: <http://europass.cedefop.europa.eu/en/documents/curriculum-vitae>)
- A motivation letter of 2 pages maximum in English

Applications must be complete and validly submitted by the closing date for submission of applications

no later than 17/11/2016 at 12h00 noon, Barcelona GMT+1.

Reimbursement of travel expenses

Travel expenses incurred for tests will be reimbursed by 'Fusion for Energy' according to its rules for the reimbursement of travel expenses sent along with the letter inviting to an interview. After the submission of the required documents, the reimbursement of the travel expenses will occur in the 3 following months.

Protection of personal data - Privacy notice

'Fusion for Energy' as the body responsible for organizing the selection process, will ensure that applicants' personal data are processed as required by Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data. This applies in particular to the confidentiality and security of such data. Personal data shall be processed solely for the purpose of the selection procedure.

Applicants have the right to access and rectify their data. To update your CV and/or Motivation Letter and rectify any incorrect or inaccurate data, please login into your e-recruitment profile **before the deadline for submission of the applications elapses**.

After the deadline for applications has elapsed, this right will be limited to the rectification of identification details and contact information only.

Should the applicant have any query concerning the processing of his/her personal data, he/she shall address them to the following address: Resources-Controller@f4e.europa.eu

In case you encounter technical problems when trying to submit your application via the e-Recruitment tool, please make a screenshot and send it to: hr-selections@f4e.europa.eu

It is the responsibility of the applicant to inform 'Fusion for Energy' about any technical problem without delay within the deadline mentioned above.

Please, do not send any supporting documents (i.e.: copies of your ID-card, educational certificates, evidence of previous professional experience etc.) **with your application at this stage if not specified in the Vacancy Notice.**

Appeal and Complaint procedures

Applicants that consider that he/she has been unfairly affected by a particular decision regarding this selection can lodge a complaint. For further details on how to proceed, please consult the appropriate document published on our [website](#).