

Name of Project: Legal Consultancy Services to Assist the Palestinian Water Authority (PWA)
in Legal Activities for the Establishment of the National Water Company

04 August 2021

Subject: Minutes of Pre-conference Meeting

Remarks:

- Date of submission is Monday 16th August @12:00 Palestine time at PWA Office -Palestinian Water Authority, Kamal Naser St. , Al Masayef, Ramallah, West Bank, Palestine

Questions and Answers:

- Q1- Will the National Water Company be registered as a public shareholding company owned by the state? Will the new draft relevant law be taken into consideration?
A- The registration of the National Water Company will be according to the Water Law 2014 Article 37 and to the Cabinet of Ministers decree (attached)
- Q2- Will you make a registration for the National Water Company in Gaza ?
A- The National Water Company will be registered at the Ministry of National Economy in Ramallah.
- Q3- What is the relation between the National Water Company in West Bank and in Gaza?
A- A branch for the National Water Company will be established in Gaza.
- Q4- Who will endorse the regulation for the transitional period of the WBWD ?
A- Cabinet of Ministers
- Q5- The past experience defined in the “technical form” of the RfP , what is the level of detail needed in the form related to the experience?
A- Sufficient details to show the Consultant experience in carrying out consulting service similar to the assignment.
- Q6- What type of contract will be developed for staff transferred from the WBWD into the National Water Company?
A- It's the Consultant responsibility to investigate and define appropriate type and form of Contract to be used (Annual Contract).
- Q7- What is the role of the Financial Expert in the assignment?
A- The Financial Expert will prepare the Financial and Administrative Regulation for the NWC, in addition to his roles in other outputs.
- Q8- Will the WBWD be Civil Servant Staff? Is there a need to have a special regulation for staff recruitment in the NWC?

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A- Current WBWD staff are either Civil Servant Staff or on Contracts. The Regulation to be developed for the transitional phase shall include detail for the transfer of staff and assets and establish the National Water Company.

- Q9- If the proposed team leader is international with local experience in Palestine, is it required to come physically to Gaza or West Bank, or he/she can perform the work remotely with local assistance?

A- Physical presence of the Legal advisor is preferable. Assignment shall take place in Ramallah.

- Q10- Can we submit the proposals to the PWA Office in Gaza or it should be submitted to Ramallah?

A- In should be submitted to PWA Office - Palestinian Water Authority, Kamal Naser St. , Al Masayef, Ramallah, West Bank, Palestine

- Q11- The RfP requested the availability of one Legal Expert and one Financial Expert. Is it possible to submit more than one legal Advisor and Financial Expert to complete the assignment on time?

A- Yes

- Q12- Will the products be developed in Arabic or English?

A- Arabic , unless other wise agreed between both parties.

End

Annex 1- Government Decree


دولة فلسطين
مجلس الوزراء

قرار مجلس الوزراء رقم (16 / 18/81/م.و.م/ا) لعام 2020م
تسجيل شركة المياه الوطنية كشركة حكومية

بناءً على الصلاحيات المخولة لنا قانوناً
وبناءً على مقتضيات المصلحة العامة
وبعد الاطلاع على القانون الأساسي المعدل لسنة 2003م وتعديلاته؛
وعلى قانون الشركات رقم (12) لسنة 1964م وتعديلاته؛
وقرار بقانون رقم (14) لسنة 2014م بشأن المياه؛
وعلى توصيات لجنة اصلاح قطاع المياه في اجتماعها رقم (1) بتاريخ 2020/10/25م؛

قرر مجلس الوزراء في جلسته المنعقدة في مدينة رام الله بتاريخ (2020/11/02م) ما يلي:

المادة الأولى
تسجيل شركة المياه الوطنية تحت مسمى "شركة مياه فلسطين" لدى مراقب الشركات في وزارة الاقتصاد الوطني كشركة حكومية.

المادة الثانية
يكون رأس مال الشركة بقيمة (2 مليون دولار).

المادة الثالثة
تشكيل مجلس إدارة شركة المياه الوطنية "شركة مياه فلسطين" على النحو الآتي: 1. رئيس سلطة المياه "رئيساً"،
2. ممثل عن وزارة الحكم المحلي، 3. ممثل عن وزارة الزراعة، 4. ممثل عن وزارة الاقتصاد الوطني، 5. خبير مختص في مجال المياه عدد (2).

المادة الرابعة
يتولى مجلس الإدارة تعيين مدير عام للشركة للبدء بإجراءات التأسيس والعمل.

المادة الخامسة
على الجهات المختصة تنفيذ أحكام هذا القرار كل فيما يخصه، ويعمل به من تاريخ صدوره.

صدر في مدينة رام الله بتاريخ 2020/11/02م.

