

Consultancy for the Development of Guidelines Related to Unfair Contract Terms and the Assessment of Customer Contracts in the Telecommunications Sector

Clarification # 1

DATE: 2016 APRIL 18

Question 01

D.1.1. of the RFP the qualifications required for the telecommunications lawyer reads:

“2) Attorney-at-Law – should have the appropriate qualifications and experience to assess the relevant legislations, international practice and current customer contracts and determine what is to be considered fair and reasonable, in keeping with applicable law and practice, with respect to customer contracts. **Academic qualification in law from a Commonwealth jurisdiction is required.** Post graduate qualifications in areas specific to contract law and telecommunications are an asset.” (Highlights added).

Is an attorney-at-law/lawyer with a degree from a U.S. law school considered to equally fulfill the requirements?

Answer 01

We acknowledge that the RFP spoke specifically to attorneys qualified within a commonwealth jurisdiction and in such instance, an attorney who received his/her qualification in law from the United States would not qualify. However, we have taken the decision to broaden the requirements to now encompass attorneys-at-law who receive their academic qualification in law from any common law jurisdiction. An Addendum to the RFP will be issued accordingly.