

Terms of Reference

WBG Sanctions Board Member

BACKGROUND

World Bank Group

The World Bank Group comprises five institutions: the International Bank for Reconstruction and Development (IBRD), the International Development Association (IDA), the International Center for Settlement of Investment Disputes (ICSID), the International Finance Corporation (IFC) and the Multilateral Investment Guarantee Agency (MIGA).

The World Bank Group's (WBG) twin goals are to end extreme poverty and promote shared prosperity. To that end, the WBG provides financial and technical assistance to countries around the world. Sanctionable Practices – such as corruption, fraud, collusion, and coercion – pose a major challenge to the WBG's mandate by undermining development objectives. Furthermore, Sanctionable Practices damage the reputation of the WBG and its clients.

One way that the WBG combats Sanctionable Practices is through the use of administrative sanctions against firms or individuals who have engaged in Sanctionable Practices in connection with WBG-financed projects. The Sanctions System is designed to protect the funds entrusted to the WBG, while offering the firms and individuals involved an opportunity to respond to the allegations against them.

Sanctions Board

The WBG Sanctions Board is part of the WBG Sanctions System and is an independent administrative tribunal that serves as the final decision-maker in all contested cases of Sanctionable Practices occurring in WBG-financed development projects. The Sanctions Board comprises five members plus two alternates, all of whom are external to the WBG

Members of the Sanctions Board do not hold any appointment as staff of the World Bank Group and must remain independent during their service. Their Code of Conduct prohibits taking instruction from Bank Management in pending proceedings and requires that decisions be based solely on the facts of each case. The members do not have assigned offices at the WBG and work and live all over the world.

The WBG Sanctions Board is the 2nd tier in the WBG Sanctions System two-tier review system, and reviews "appeals" submitted by Respondents from the 1st tier reviewer (the Sanctions and Debarment Officer in IBRD/IDA cases arising from public-sector projects, or the IFC Evaluation Officer/MIGA Evaluation Officer in cases arising from private-sector financings). The WBG Sanctions Board carries out a full de novo review in each case and may hold oral hearings based on pleadings by the parties and evidence in the record. It makes determinations on procedural and evidentiary matters, as well as the ultimate issue of liability. The WBG Sanctions Board may also issue one of five types of sanctions, to include debarment from WBG financing. The WBG Sanctions Board publishes fully reasoned decisions for each case.

In addition to resolving contested sanctions cases, the Sanctions Board also has competence to review determinations of non-compliance with conditions for release by the WBG Integrity Vice-Presidency's (INT) Integrity Compliance Officer, determinations of successorship or assignment, and requests for reconsideration of final decisions (e.g., when new material evidence becomes available).

In issuing each final decision, the Sanctions Board relies on coordination from its Secretariat in Washington, DC, which allows for timely organization and review of pleadings, planning of hearings, and facilitation of deliberations. The Secretariat also functions as a necessary conduit between the Sanctions Board and the parties to sanctions proceedings, which facilitates efficiency and ensures compliance with rules of the sanctions process.

Current members of the Sanctions Board include top international arbitrators, high court justices, and other leading jurists and development experts from around the world.

Service on the Sanctions Board is governed by the Sanctions Board Statute and Code of Conduct for Members of the Sanctions Board, as they may be amended from time to time, and the applicable Sanctions Procedures for the relevant WBG institution in the given matter. For all matters not addressed by these documents, the Sanctions Board follows the instructions of the Sanctions Board Chair.

Sanctions Board Member Search

IBRD is seeking a candidate with first-rate ethical and professional qualities: unimpeachable probity, professional experience with dispute resolution mechanisms (as an arbitrator, litigator, or judge) in complex corporate and/or commercial matters at an international level, and familiarity with public procurement law or operations of development institutions. Candidates must not currently hold any appointment to the World Bank, IFC or MIGA.

Minimum education requirements include a Master's in law, corporate compliance, international procurement, auditing, forensic accounting, or equivalent advanced degree in a related field.

Qualified candidates will possess a minimum of 20 years of related professional experience in law, anti-corruption and institutional integrity, international procurement, auditing, or related field, with 10 years at an international level. Direct experience with operations and systems within other international development institutions is highly desirable.

The appointment to the Sanctions Board shall be for a single term of up to six (6) years, non-renewable. The WBG Sanctions Board Members are expected to serve on an as-needed basis during this period, as required by the WBG Sanctions Board's workload. The WBG Sanctions Board is normally convened twice annually in spring and fall of each year with approximately 10 days per year in Washington, D.C. (subject to public health conditions, sessions have been virtual during pandemic); with total days of service approximately 18-22 days per year in recent years. The appointment shall terminate at the end of the term but WBG Sanctions Board Members may be requested to hold office until their replacement has been appointed.

During and after the end of their mandates, Sanctions Board members must accept and be subject to the Code of Conduct for Members of the Sanctions Board, including future time-bound limitations on services for individuals and entities that were Respondents during the Member's tenure.

Note: Candidates will be subject to a conflict-of-interest check prior to appointment and be required to disclose any circumstance which may give rise to reasonable doubts as to their impartiality or independence.



**SANCTIONS
BOARD**

WORLD BANK GROUP

World Bank • IFC • MIGA

How to Apply

Interested candidates who believe they meet the selection criteria for the position are invited to submit their applications via the link by **March 11, 2022**:

- [Sanctions Board Member \(req15188\)](#)

We welcome nominations of qualified candidates; any names for the positions can be sent to WB Executive Search at executive_search@worldbank.org before March 11.

All inquiries from candidates will be treated with the utmost confidentiality.

We are proud to be an equal opportunity and inclusive employer that does not discriminate based on gender, gender identity, religion, race, color, ethnicity, sexual orientation, or disability.