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### **Project Title:**

***“Enhancing the Role of Non-State Actors in Monitoring Human Rights Delivery within the Criminal Justice System Value Chain in Puntland”.***

### **Project Activity:**

**Terms of Reference for Mapping of NSA Capacity & awareness on human rights delivery within the justice system value chain**

**Location:** Puntland State of Somalia

**Position:** Consultant

**Duration:** 2 Weeks

**Date:** 15th April 2018

**Deadline of Application:** 30th April 2018

## **INTRODUCTION**

### **a. THE ORGANIZATION:**

KAALO Aid and Development Organization (KAD) is a voluntary humanitarian organization, which was established in Garowe in 1991 from where it has been operating ever since. It is among the few non-profit N.G.Os that sustained up until then. During its life span of 26 years, KAD has implemented more than 100 projects and programs covering Puntland and South central parts of Somalia. Over the years, the organization gained experience as well as strengthened its internal capabilities to program implementation in order to achieve its projected goals. KAD had developed its five strategic plans and conducts regular review of its achievements, mission, principles and values. The organization had undergone external auditing exercises sponsored by various international funding agencies.

## **b. THE PROJECT:**

Access to justice and human rights in the pre and post-trial detention system is largely lacking in Puntland State like the rest of the country. Indeed, for most criminal and non-criminal cases, the lack of knowledge on one's own rights to attorney / legal counsel and the maximum periods of legal detention by security organs. Furthermore, detainees are guaranteed a basic set of human rights, the delivery of this is uncertain in Somalia given government revenue gaps, detainees are usually not considered high priority focus groups for a large number of actors. In addition, human and facility resource constraints are some of the challenges that affect the delivery of justice to victims and perpetrators alike and the effectiveness of justice mechanisms.

Human and facility resource constraints are some of the challenges that affect the delivery of justice to victims and perpetrators alike and the effectiveness of justice mechanisms. A lot of work remains to be done focusing on Non-State in Somalia and Puntland in particular on NSAs engaged in monitoring the capacity and delivery of human rights in the justice system mechanisms. In particular, little efforts has gone into facilitating NSA contribution of Legal Counsel for pre and post-detainees thus inadvertently resulting to security agency excesses as evidenced by numerous human rights abuses perpetrated by the security organs.

Kaalo Aid and Development together with Puntland State University has secured grants from the European Union to implement a two year project entitled ***“Enhancing the Role of Non-State Actors in Monitoring Human Rights Delivery within the Criminal Justice System Value Chain in Puntland”***. The overall goal of the project is to enhance effective delivery of human rights by the state of Puntland to the general population and the criminal justice system.

KAALO will partner with the Ministry of Justice, National Police Force (Custodian Corps), Office of the Human Rights Defender, Puntland State University, and the Judiciary as well as partner local CSOs / CBOs engaged in human rights initiatives to establish an independent monitoring mechanism that will advocate to improve criminal justice system value chain as well as the detention centers and the rehabilitation mechanism.

### **PROJECT RESULTS:**

**Outcomes 1.1:** Enhanced NSA capacity to support Puntland government's delivery of Human Rights in the justice system value chain.

**Outcome 1.2:** Enhanced NSA dialogue and engagement in human rights advocacy within the justice system value chain.

**Outcome 1.3:** Enhanced quality of detention services within detention services in Puntland's detention system.

## **I. PURPOSE OF THE CONSULTANCY**

The purpose of the consultancy is to assess the Non-State Actors' Capacity & awareness on human rights delivery within the justice system value chain in Puntland. The consultant is required to carry out broad-based consultations with the Non-state Actors to assess their capacity and awareness on monitoring human rights within the justice system value chain.

The Mapping of NSA Capacity & awareness on human rights delivery within the justice system value chain will provide an in-depth analysis of the capacity and awareness gaps among the NSA actors in the justice system value chain. The in-depth analysis will also identify the opportunities for Human Rights strengthening and empowerment for Human Rights delivery in the justice system value chain. The capacity mapping will be extended to undertake quality and infrastructural mapping of the criminal justice systems in Puntland especially with a focus on the segregation of minors and women from adults and male offenders respectively in line with international human rights conventions and best practices.

## **2. METHODOLOGY & TASKS**

Specifically, the Consultant will:

- Literature review of the proposals, project specific results frameworks, and the Log frame.
- Collect and analyze reliable information of the population in the target districts and levels of engagement between the local state institutions, target populations and the NGOs sector.
- Mapping of NSA Capacity & awareness on human rights delivery within the criminal justice system value chain.
- Provide an in-depth analysis of the capacity and awareness gaps among the NSA actors in the justice system value chain.
- Provide baseline information focusing on the role of women in human rights delivery within the justice mechanism and how they are affected by the presence or lack of these especially with regard to the gender based crimes.

### **3. DELIVERABLES AND CONDITIONALITIES**

Working under the direct supervision of the KAALO's Program Director, the Consultant shall deliver the following outputs:

- An inception report that includes detailed methodology, work plan, and data collection tools;
- Data collection through different methodologies which include focus group discussions and key informant interviews with Puntland Non-state Actors;
- Draft report submitted to the KAD Project Coordinator that will include a background, approach and methodology used, the detailed findings, recommendations and conclusion, and annexes;
- A comprehensive mapping report with incorporated comments and inputs from the stakeholders, submitted in both electronic version and signed hard copy including recommendation and implementation strategies.
- A validation workshop will be organized to finalize the outcomes of the constancy work
- During the assignment the consultant will give constant briefings (on weekly basis) on progress of work to the project team.

### **4. WITHDRAWAL/TERMINATION**

This agreement shall be effective between dates mentioned in agreement, unless otherwise earlier terminated or extended based on agreed compelling reasons.

Kaalo Aid & Development may terminate this agreement with immediate effect on occurrence of any irregularities, anomalies relating to non-compliance by the consultant with any terms and conditions as agreed upon in the contract of service.

In the event of a Force majeure (major natural disaster, war or major civil or political unrest) this agreement will automatically come to an end. In this case the consultant will only be paid for the work done up to the date of stoppage and will not make any claim for remaining period of the assignment.

### **5. REPORTING AND TIMEFRAME OF THE SURVEY**

The assignment should be carried out within a maximum period of 25 billable days within the given time frame and not beyond 25th June 2018. The map study Consultant will report to the KAD project coordinator.

## 6. QUALIFICATIONS AND EXPERIENCE

### Qualifications

- ❖ At least a Degree qualification in any of the following areas Law, Human Rights, Governance and Public administration Medicine, Social Sciences, or any other relevant degree from recognized institutions.
- ❖ Must have minimum of 5 years of overall experience conducting baseline assessment for criminal justice system, access to justice and Human rights
- ❖ Demonstrated experience of working in donor funded projects under public sector and /or NGOs.
- ❖ Must demonstrate a minimum of 3 years' experience of conducting baseline surveys in the Greater Horn of Africa particularly in Somalia.
- ❖ Must have good understanding and sound knowledge on human rights and justice sector

### Skills/Others

- Excellent written and oral communication skills;
- Fluent in English and Somali
- Willingness to travel anywhere in Puntland

## 7. APPLICATION PROCESS

The consulting firm/bidder shall bear all costs associated with the preparation and submission of the proposal. The consultant shall submit copies of technical and financial proposal in the application. The technical and financial proposals should be marked properly and should include the name and detailed contact address of the consultant /firm. A sample of relevant written work is also a plus.

## REQUIREMENTS

All expressions of interest should include:

- a) **A cover letter:** A short (maximum three pages) letter addressing the ToR.
- b) **Technical Proposal:** A brief explanation about the Consultant with particular emphasis on the previous experience in related areas; profile of the Consultant and curriculum vitae, understanding of the ToR and the task to be accomplished.
- c) **Financial Proposal:** The financial proposal should provide cost estimates for services rendered including daily consultancy fees and a completed bio-data form (see sample annexed). The proposal should also include estimates for transport cost; stationery, supplies, printing and copying. Costs of the review/feedback meeting to present the draft Toolkit should be excluded.

## **How to apply**

1. Send application to [operations@kaalo.org](mailto:operations@kaalo.org) or, Cced [program@kaalo.org](mailto:program@kaalo.org)
2. Submit a hard copy of your application to KAD main office Garowe, Islan Mohamed Streat, near New Rays Hotel.