



INDIVIDUAL CONSULTANT

**CONSULTANCY SERVICES FOR THE EVALUATION AND REVISION OF THE 2006
OUAGADOUGOU PLAN OF ACTION TO COMBAT TRAFFICKING IN HUMAN BEINGS,
ESPECIALLY WOMEN AND CHILDREN IN AFRICA**

Reference No.: AUC/SAD/C/309

Background

Human trafficking is a serious violation of human rights and a form of modern day slavery. According to Article 3 (a) of the Trafficking in Persons Protocol: “*Trafficking in persons*” shall mean the recruitment, transportation, transfer, harboring or receipt of persons, by means of the threat or use of force or other forms of coercion, of abduction, of fraud, of deception, of the abuse of power or of a position of vulnerability or of the giving or receiving of payments or benefits to achieve the consent of a person having control over another person, for the purpose of exploitation. Exploitation shall include, at minimum, the exploitation of the prostitution of others or other forms of sexual exploitation, forced labor or services, slavery or practices similar to slavery, servitude or the removal of organs”¹.

Perpetrators of human trafficking use violence, physical and psychological abuse to control and keep their victims in constant fear². Further, victims of the crime face sexual exploitation and forced labor; while others work in low level jobs like construction, domestic work, agriculture and manufacturing, among others³. Yet, others are killed and have their organs removed.

There are numerous efforts by the international community to address this transnational crime. The development of relevant international legal instruments has provided a basis to establish a collaborative legal framework to prevent the crime. These instruments include: The UN Convention against the Transnational Organised Crime and its Protocols to prevent, suppress and punish trafficking and smuggling in persons, the Universal Declaration of Human Rights and the UN Convention on the Elimination of all Forms of Discrimination against Women. Other legal and policy instruments include the 1989 UN Convention on the Rights of the Child and the 1995 Beijing Declaration, which provide the framework for prevention of this crime.

In Africa, legal and policy documents relating to the prevention of this crime include the African Charter on Human and Peoples Rights (1981) and its Protocol relating to

¹Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime; adopted by General Assembly resolution 55/25 of 15 November 2000

²https://www.unodc.org/documents/westandcentralafrica//UNODC_Regional_Strategy_for_Combating_TIP_SOM_West_and_Central_Africa_2015-2020.pdf.

³https://www.unodc.org/documents/westandcentralafrica//UNODC_Regional_Strategy_for_Combating_TIP_SOM_West_and_Central_Africa_2015-2020.pdf

the Rights of Women (2002), The African Charter on the Rights and Welfare of the Child (1990) and the African Common Position on Migration and Development (2006) and the 2006 Ouagadougou Plan of Action on the Prevention of Human Trafficking especially on Women and Children (the Ouagadougou Plan of Action).

The 2006 Ouagadougou Plan of Action on the Prevention of Human Trafficking especially on Women and Children (the Ouagadougou Plan of Action) was adopted by Member States to address the crime in Africa. Among the cardinal premise of the Ouagadougou Action Plan is that measures to prevent and combat trafficking in human beings should be based on respect for human rights including protection of victims, and should not adversely affect the rights of victims of trafficking. Moreover, the best interest of the child, including as recognized in existing international conventions, shall be considered paramount at all times. The Action Plan provides specific recommendations to be implemented by RECs and Member States using the four-pronged approach of Prevention, Protection, Prosecution and Partnership to combat trafficking in persons.

It provides a guideline on the prevention and awareness raising and victim protection and assistance. It further provides guidance on the legislative and policy prescriptions to promote the rule of law while at the same time prescribing how Member States may cooperate and coordinate among themselves to sustainably address the crimes on the Continent. For Member States to live up to their international obligations to combat human trafficking, they need to take action on all four levels. The big question here will be to what extent have Member States taken action on all four levels as envisaged in the Plan of Action?

Since its adoption in 2006, the Plan of Action has never been evaluated to determine its contribution to combating the crime on the Continent. In particular there was no mechanism to monitor and evaluate the effectiveness of the policy instrument on the Continent, and there was no schedule to guide Member States on priority areas to be implemented. The recent Libyan migrants' crisis has also provided a new dimension on the challenges of the prevention of human smuggling and trafficking in Africa. As such, there is urgent need to assess the plan of action and determine its effectiveness in assisting Member States to combat human trafficking, identify the gaps and opportunities, and revise it if need be.

Objective of the Assignment

In view of the above, the AU Commission intends to assess the implementation status of the 2006 Ouagadougou Plan of Action on the Continent. It is envisaged that a Consultant will be commissioned to undertake this activity and develop a report to be shared with Member States for adoption. It is further envisaged that the report will identify existing gaps in the plan of action, and propose how they can be addressed.

On the basis of the evaluation report, that the plan of action will be revised and clear timelines set, together with a monitoring and evaluation mechanism. Once this process is completed, the documents will be subjected to the AU decision making processes, including the Specialised Technical Committee on Migration, Refugees and IDPs.

Scope of the Assignment

Within the context of the above observations, the objective of this assignment will be achieved in three distinct activities, namely:

- (i) Evaluation of the Ouagadougou Plan of Action;
- (ii) Revision of the Ouagadougou Plan of Action;
- (iii) Consideration and Adoption of the Revised Ouagadougou Plan of Action and Ten-year Implementation Plan by the STC on Migration, Refugees and IDPs.

i. Activity 1: Evaluation of the Ouagadougou Plan of Action

The scope of work for this activity includes the following:

- a) A situation analysis of the nature and magnitude of human trafficking on the African continent, and (to the extent possible) provide projections on the phenomenon, highlighting the root causes;
- b) Establish the extent to which Member States and RECs have implemented the Ouagadougou Plan of Action in their national and regional frameworks, while highlighting challenges faced and opportunities, for combating human trafficking during the past 10 years;
- c) Within the context of the challenges and opportunities identify aspects of the Ouagadougou Plan of Action that need to be revised.
- d) Present the findings of the Evaluation to relevant Experts and Stakeholders for comments and input.
- e) Present the Draft Report of the Evaluation of the Action Plan to Regional consultations to get regional inputs and specificity.

Key Deliverables and schedule

S/no	Activity	Anticipated Duration(Days)	Deliverable/outcome
	Submission of the Evaluation/Assessment Plan including methodology data collection and analysis	5 days	Agreed Evaluation Plan as per the TOR
	Conducting the Evaluation of the 2006 Plan of Action	12 days	N/A
	Submission of the First Draft Report of the Evaluation of the 2006 Plan of Action	5 Days	First Evaluation Draft Report inputted.
	Incorporate inputs and submit a second Revised Draft Evaluation Report	5 Days	Submission of the Second Revised Draft Evaluation Report

	Present the 2nd Revised Draft Evaluation Report of the Plan of Action to the 1 st Migration Working Group for their consideration and Comments.	3 days	Inputs to the Second Revised Draft Evaluation Report from the Migration Working Group meeting
	Submission of the 3rd Revised Draft Evaluation Report with inputs from the MWG.	5 Days	3rd Revised Draft Evaluation Report with inputs from the MWG submitted ready to be presented to MS.
	Total	35 Days	
	Number of Days for the consultancy		

Qualification and Experience

The Consultant would be selected based on the following minimum educational and experience criteria:

Education

- Post-graduate qualifications in Migration, Social Sciences, Law or related disciplines

Experience

- At least five years experience in social research and evaluation specifically in the area of migration.

Required Skills

- Strong writing, research, evaluation and analytical skills;
- Strong interpersonal and networking skills;
- Strong oral presentation skills;
- In-depth knowledge of migration issues on the African Continent;
- Strong skills in project management and evaluation;
- Ability to interact with senior officials (Government/NGO officials and representatives of multilateral and bilateral agencies);
- Experience in similar assignments would be a strong asset

The African Union Commission now invites eligible **Individual Consultants** to indicate their interest in providing the Services. Interested candidate must provide information demonstrating that he/she has the required qualifications and relevant experience to perform the Services. Consulting firms may propose individual consultant, but only the experience and qualifications of individual shall be used in the selection process, and that his or her corporate experience shall not be taken into account, and the contract would be signed with the proposed individual.

For evaluation of the expressions of interest the following criteria will be applied:

- a) General Education Qualification and Relevant Training (20 points);

- b) Experience Related to the Assignment (25 points);
- c) Technical approach and methodology (45 points)
- d) Work plan (10 points)

Interested candidates are requested to submit the following documents for AUC's consideration as an attachment to the CVs:

- a) Technical Proposal on:
 - understanding and interpretation of the TOR
 - methodology to be used in undertaking the assignment
 - time and activity schedule

- b) Financial proposal
 - Consultant's daily rate in US\$
 - Other costs e.g. travel and Daily Subsistence Allowance
 - Total cost

Further information can be obtained at the address below during office hours 8:00-13:00hrs and 14:00-17:00 hours Local Time.

Proposal must be delivered in a written form to the address below not later than 15:00 hours local time, March 30, 2018.

**African Union Commission,
Attn: Carine Toure Yemitia (Mrs.)
Head of Procurement Travel and Store Division
Building C, Room 327
P.O.Box 3243, Roosevelt Street
Addis Ababa, Ethiopia**

Tel: +251 (0) 11 551 7700 - Ext 4305
Fax: +251 (0) 11 551 0442; +251 11-551-0430
E-mail: tender@africa-union.org