

AFRICAN UNION

الاتحاد الأفريقي



UNION AFRICAINE

UNIÃO AFRICANA

AFRICAN COURT ON HUMAN AND PEOPLES' RIGHTS

COUR AFRICAINE DES DROITS DE L'HOMME ET DES PEUPLES

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**SUPPORT FOR THE IMPLEMENTATION OF RECOMMENDATIONS OF THE SECOND
JUDICIAL DIALOGUE**

Consultancy Service to conduct a Study on Continuing Judicial Education in Africa

ARUSHA

THE UNITED REPUBLIC OF TANZANIA



Starting date of advertisement

for consultancy:

12 July 2017

Deadline for submission

Of consultancy proposals:

11 August 2017

Requirements:

Submit a detailed technical proposal, including the Curriculum Vitae of proposed consultant(s) and the proposed approach and methodology to:

The Procurement Unit

The African Court on Human and Peoples' Rights

P.O. Box 6274

Arusha

TANZANIA

Tel: +25527 2970430//2/3/4

E-MAIL: procurement@african-court.org

The above address is also to be used for seeking clarifications relating to this call for proposals

TERMS OF REFERENCE
STUDY ON CONTINUING JUDICIAL EDUCATION IN AFRICA

1. INTRODUCTION

Project Objectives: The objective of the project is to create a platform for continuous growth through education within the judiciaries on the African continent. It is envisaged that physical and online training centres offering judicial education for judges and other judicial officers will be established where they do not exist, or be strengthened where they do exist, across Africa. The plan is to have adequate facilities for judicial training to enhance the performance of judiciaries so that judges and other judicial officers can acquire new knowledge and skills, share experiences and best practices, understand official codes of conduct, preserve fairness by eliminating prejudice and bias, and ensure efficient access to justice.

These objectives would help improve the quality of justice and access to courts by citizens of African States. It would also promote the rule of law, respect for human rights, good governance and peace. In order to enhance the effectiveness of judicial education, a methodology to train judges needs to be developed. Continuing judicial education is envisaged to be a permanent feature in Africa and there is need to identify institutions which provide such education.

The Project consists of the following activities:

Research: To conduct research on the status of judicial education in Africa.

Draft questionnaire and report: To draft and administer a questionnaire to gather information on the extent to which judicial education programmes exist in Africa. The questionnaire will then be disseminated to African judicial bodies. Information obtained from them will be compiled and a report will be drafted of findings on the status of judicial education in Africa.

Project Beneficiaries: Project beneficiaries include African judicial bodies at national and regional levels and the African Court on Human and Peoples' Rights

Project period: The implementation period of the project is 1 September 2017 to 3 November 2017.

African Court on Human & Peoples' Rights (the Court):

The African Court on Human and Peoples' Rights (the Court) was established by virtue of Article 1 of the Protocol to the African Charter on Human and Peoples' Rights on the Establishment of an African Court on Human and Peoples' Rights (the Protocol), adopted in June 1998 by OAU members, in Ouagadougou, Burkina Faso. The Protocol came into force on 25 January 2004. The first judges of the Court were elected in January 2006, in Khartoum, Sudan, and were sworn in before the AU Assembly on 2 July 2006, in Banjul, The Gambia. The Court officially started operations in Addis Ababa, and in August 2007, it moved to its Seat in Arusha, Tanzania.

2. BACKGROUND OF THE PROJECT

In October 2010, the Court organized a Colloquium of African Human Rights Institutions bringing together the main African Union human rights Organs and Representatives of Regional Courts. In November 2013, the Court organized the First Continental Judicial Dialogue bringing together participants from the October 2010 Colloquium and representatives of superior courts of national judiciaries. In January 2015, the African Union decided to institutionalize the Judicial Dialogue, to henceforth be organized within the framework of the AU biennially. In November 2015, the Court organized the 2nd Judicial Dialogue and at the conclusion thereof, participants noted that there is lack of adequate information and materials on the extent to which continuing judicial education exists in Africa. It was noted that different jurisdictions are at different levels of implementing the judicial education programmes, and there is need to harmonize the training endeavors, while taking into account specific needs and peculiarities of different jurisdictions. Participants agreed that, in order to harmonize practices in place and develop new areas for education, there needs to be a comprehensive survey of what is being done by different jurisdictions. With the African Court having been charged with the coordination role for this exercise, it is against this background that it is seeking proposals for the consultancy.



3. OBJECTIVE OF THE SERVICE

The main objective of the service is to develop a questionnaire, gather information and provide a comprehensive report on the status of judicial education in Africa. Information gathered from the questionnaires will be collated and a report will be drafted for consideration by the Third Judicial Dialogue on how to carry the judicial education agenda forward.

Other specific objectives include:

- i. To develop a questionnaire on the status of judicial education in Africa;
- ii. To disseminate the questionnaire to African judicial bodies;
- iii. To draft a report on the findings on the status of judicial education, based on responses gathered from judicial bodies;
- iv. To provide the Court with a progress report after the first month of the start of the project;
- v. To facilitate workshops that will be held for validation of the findings and report;

4. SCOPE OF SERVICES

The scope of the consultancy will cover a research of the existing judicial training programmes and centers in Africa at the national, regional and continental levels. It will also cover a report on how each center functions, and provide recommendations on the way forward towards building the capacity of centers that exist, and on setting up new centers whether, physical or online.

5. QUALIFICATION OF SERVICE PROVIDER EXPERT

Individual bidders (bidding either singly or jointly with others) or individual(s) affiliated with a bidding institution/firm (institution/firm includes a company, a joint venture, a partnership or a non-governmental organization/not-for profit organization) are required to have the following qualifications:

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- i. A Master's Degree in International or Human Rights Law or Law and Business Administration;
- ii. At least 7 years relevant experience in research;
- iii. Demonstrable experience in developing continuing judicial education programmes is preferred;
- iv. Demonstrable knowledge of the functions, dynamics and complexities of international organisations and/or international judicial institutions;
- v. Ability to work with minimum supervision;
- vi. Proven experience working with African continental or regional organisations will be desirable;
- vii. Ability to engage in, at least, two working languages of the African Union is preferred.

6. DESIRED OUTCOMES AND RESPONSIBILITY

By the end of the Consultancy, the African Court expects a report on the status of judicial education in Africa including good practice and challenges across different jurisdictions providing recommendations on enhancing or establishing strong centres for continuing judicial education for African judiciaries.

7. AFRICAN COURT SUPPORT :

The African Court will be responsible and will endeavor to support the Consultant by:

- Providing all the necessary information and guidance to the Consultant;
- Facilitating access and communication with the staff of the Court and representatives of African judicial bodies particularly on introductory letters but follow up to obtain responses from judicial bodies will rest with the consultant and the staff of the Court will assist as necessary;
- Providing sufficient workspace to accommodate onsite visits.
- Providing logistical support for validation and other workshops convened to discuss the findings of the study

8. Reports and Schedule of Deliverables

The Consultancy Services should be completed within **45 working days** that will run from the time of the award of the consultancy and will be inclusive of the time for completion of

the questionnaire by African judicial bodies and submission of final report to the Court. The following indicate the time table and the required deliverable under the assignment.

Timetable for the consultant(s)	
Various steps	Duration (working days)
Desktop Review of the existing judicial training centres/institutions	10 days
Development of a draft questionnaire and approval by the African Court	5 days
Dissemination of the questionnaire to African judicial bodies (inclusive of feedback from them)	10 days
Collation of information from returned questionnaires	9 days
Draft of the report on the findings	10 days
Facilitation in validation meetings	1 day
TOTAL	45 days

9. Consultancy Fee

The consultant will be paid a lump sum of thirty thousand (30,000) USD in three installments as follows:

1. The first installment (10,000 USD) will be paid at the start of the project.
2. The second installment (10, 000 USD), will be paid following submission of a progress report within the first month from the start of the project;
3. The remaining balance will be paid upon submission of the final report and validation of its findings.

Sincerely,



Dr Robert Eno

Registrar of the Court

