

Annex 1: contract 83373711

RECRUITMENT OF A SHORT-TERM CONSULTANT TO CONDUCT AN ANALYSIS OF THE REGIONAL CORRUPTION ASSESSMENT REPORT

TERMS OF REFERENCE (TOR)

1. Introduction / Background

The Southern African Development Community (SADC) Protocol against Corruption was adopted in 2001 and entered into force in July 2005. One of the key objectives of the protocol to enhance cooperation between Member States. Implementation of the Protocol is done within the framework of the SADC Anti-Corruption Strategic Action plan for 2018-2022 and overseen by the SADC Anti-Corruption Committee (SACC) established under Article 11 of the protocol.

In April 2018, the SACC prioritized the undertaking of a Regional Corruption Assessment to inform the strategic policy direction. The Corruption assessment is one of the strategic actions outlined in the SADC Strategic Anti-Corruption Action plan (2018-2022). The assessment focussed on the implementation of anti-corruption measures in the region as guided by the Protocol Against Corruption. The areas included: 1) Illicit financial flows; 2) Systems of government hiring and procurement of services; 3) Government revenue collection and control systems; 4) Whistle-blowing mechanisms; 5) Money laundering; 6) Trafficking in persons and 7) Asset Recovery.

The report was intended to provide a baseline assessment of efforts that are being undertaken by Member States in the seven areas. The report outlined: a) the current status of legal and institutional frameworks in Member States in each of the Seven areas b) recently completed or planned as well as on-going and future efforts intended to improve legislation and strengthen the institutional framework in each of the seven areas. c) progress and successes as well as challenges that Member States are encountering in these areas d) Other complementary efforts and initiatives being undertaken by Member States including efforts to strengthen regional and international cooperation in the seven areas. A Draft report which has inputs from SADC Member States has been prepared by the Secretariat and will be the basis of this assignment. The report has further been commented on by the Member States.

2. Objectives of the Consultancy:

The overall objective of the assignment is to analyse the Draft Regional Corruption Assessment Report and recommend key policy issues from for consideration by SACC. Specifically, the assignment will:

- a) review the content of the report to decipher key trends and issues reflected in the inputs from Member States;

- b) analyse the implications of the content of the Member state reports in the light of compliance with the implementation of the SADC Protocol against Corruption and identify any gaps;
- c) identify key issues emerging from the report that can inform regional Anti-corruption policy direction; and
- d) make recommendations for consideration by the SACC on the way forward.

3. The Expected Output

The consultant is expected to undertake to the following:

Output 1: Prepare and Submit an Inception Report.

Output 2: Undertake a desk review and analysis of the Regional Corruption Assessment Report as well as other relevant documents e.g. the SADC Protocol against Corruption with support from the SADC Secretariat to among other issues assess the level of compliance with the SADC Protocol against corruption.

Output 3: Develop a draft analytical report with detailed observations based on the Member States reports as well as proposals on key issues from the Regional Corruption Assessment Report. Suggest regional Policy direction and submit for comments.

Output 4: Submit the Final Report for consideration by SACC.

4. Scope of Methodology:

The methodology employed will include:

- (i) desktop literature review of all relevant SADC and member states documents and reports on anti-corruption; and
- (ii) online Consultative Meetings with member of SACC and relevant stakeholders involved in anti-corruption initiative if and when necessary.

5. Timeframe

The assignment shall take 30 working days starting the 15th February 2012 as follows;

ACTIVITY	OUTPUT	TIMEFRAME
Preparation and presentation of the inception report	Inception Report	5 Days
Undertake review of relevant documents and reports	1 st Draft Analysis Report	20 Days
Submit a Draft Report to the Secretariat for	2 nd Draft Analysis Report	2 days

Comments based on the analysis above		
Presentation of the draft Analysis Report and review the draft based on comment from SACC and submission of report to SADC Secretariat.	Final Report	5 Days
TOTAL DAYS		32 Days

6. Required skills, Experience and Qualifications:

The consultant or entity should:

The consultant should be a Citizen of a SADC Member State and have demonstrable knowledge and experience. The consultant should have

- a) advanced degree in law, social sciences or related field;
- b) minimum of 10 years of relevant professional experience in dealing with anti-corruption or governance issues preferably doing policy or legislative analysis; or any related issues in SADC countries;
- c) excellent Knowledge of and work done on international conventions, continental and regional protocols relating to corruption;
- d) demonstrable capacity in developing analytical reports in Anti-Corruption issues is highly desirable;
- e) excellent report writing skills; and
- f) fluency in English (written and spoken) with excellent drafting and communication skills. Ability to communicate in other SADC Languages will be an added advantage.

7. Organizational Arrangements

The consultant will work under the overall supervision of the Organ on Politics Defence and Security Affairs Focal Person from the Public Security Sectoral Department and GIZ-Programme on Cooperation for the Enhancement of SADC Regional Economic Integration (CESARE) from Peace, Security and Good Governance measure. There will be regular consultations with the consultant, through electronic correspondence, teleconferencing and face-to-face meetings when required.