

TOR for KZE operations / Consulting / Service Contract

Terms of Reference for the Support to the Implementation of Principles of the African Charter on Democracy, Elections and Governance

Introduction

The African Charter on Democracy, Election and Governance (ACDEG), which entered into force on 15 February 2012, in its preamble recognizes the contributions of the African Union (AU) and Regional Economic Communities (RECs) to the promotion, nurturing, strengthening and consolidation of democracy and governance. In addition, Article 2 (12) of the ACDEG stipulates one of the objectives of the Charter as enhancing the cooperation between the AU, RECs and the International Community on democracy, elections and governance. To this effect, Article 44 2 (B) of the ACDEG obliges the African Union Commission (AUC) to establish a framework for cooperation with RECs on the implementation of the principles of the Charter. In this regard, it shall commit the RECs to: a) Encourage Member States to ratify or adhere to this Charter; and b) Designate focal points for coordination, evaluation and monitoring of the implementation of the commitments and principles enshrined in this Charter in order to ensure massive participation of stakeholders, particularly civil society organizations, in the process.

In addition to the above, Article 45 (c) of the ACDEG obliges the AUC, as the central coordinating structure for the implementation of the Charter, to coordinate evaluation on implementation of the Charter with other key organs of the Union, including RECs. The AUC coordinates this obligation through the African Governance Platform, which is the institutional framework for the African Governance Architecture (AGA) – a platform for dialogue between the various stakeholders who are mandated to promote good governance and strengthen democracy in Africa, in addition to translating the objectives of the legal and policy pronouncements in the African Union Shared Values instruments. The African Governance Platform is composed of all AU Organs, Institutions and RECs with the mandate to promote good governance and strengthen democracy in Africa. The Platform is coordinated by a Secretariat based in the Department of Political Affairs of the AUC.

Specifically, in order to give effect to Article 44 2 (B) of the ACDEG, the AUC through the AGA Secretariat, with support from the GIZ-AGA Programme,

seeks to recruit a Consultant to develop a Cooperation Framework for the AUC and RECs on the implementation of the principles of the ACDEG.

Scope of Work

The Consultant will be expected to:

- a) Conduct a Scoping Comparative Study of the ACDEG with RECs similar instruments;
- b) Develop a draft Cooperation Framework between the AUC and RECs, detailing levels of cooperation, guiding principles, roles and responsibilities, incl. those of the RECs Focal Points and engagement mechanism for civil society organization in the state reporting processes through a consultative process;
- c) Present the draft Cooperation Framework at a validation workshop for RECs representatives and focal points; and
- d) Incorporate comments and recommendations and provide final draft Cooperation Framework between the AUC and RECs.

Timelines and Deliverables

The Consultant is expected to accomplish the task within 40 days.

Deliverables

Product	Expected Working Days
Scoping Comparative Study	10
Draft Cooperation Framework and presentation	25, incl. 3 days workshop
Final Cooperation Framework	5

Requirements

- Minimum of a Masters degree in Law, Political Science, International Relations, Social Sciences, or any other related field;
- A minimum of 10 years of proven progressive working experience in one or more of the following areas: legal drafting, governance, human rights, political affairs and diplomacy;
- Proven working experience with the AU and/or RECs
- Excellent understanding of the concept of state reporting under African Union (AU) and RECs mechanisms and particularly APRM or other AGA organs will be an added advantage;
- Demonstrable academic, especially research and documentation skills.