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## TERMS OF REFERENCE FOR CONSULTANT TO DEVELOP POLICY BRIEF ON THE IMPLEMENTATION OF THE AFRICAN CHARTER ON THE RIGHTS AND WELFARE OF THE CHILD (ACRWC) IN TANZANIA.

### 1. Introduction

Tanzania Education Network/Mtandao wa Elimu Tanzania (TEN/MET) is a network of 232 education Civil Society Organizations (CSOs) working at different levels in Mainland Tanzania since its inception in 1999. TEN/MET envisions 'a national education system through which every Tanzanian learner has the opportunity to engage in quality education. This vision is achieved through its mission of 'Coordinating and strengthening vibrant Civil Society Organizations (CSOs) in Tanzania through networking, capacity building, research, and advocacy. TEN/MET fosters access, equity' quality, and inclusivity in education.

The United Republic of Tanzania ratified the African Charter on the Rights and Welfare of the Child (ACRWC) in March 2003. Despite this milestone, the Government considers the Charter to be a major human right instrument, as important as the CRC, the International Covenant on Civil and Political Rights, the International Covenant on Economic, Social and Cultural Rights, and the African Charter on Human and People's Rights. Some of the provisions spelt out in the Charter are already embodied in Tanzanian legislation.

The TEN/MET aims at undertaking advocacy around the implementation of the aforementioned child rights instruments in order to improve the situation of the rights of a child in Tanzania, specifically around education provision in the country. The major objective being to provide the opinion of the Network and stakeholders on the implementation of the ACRWC in view of previous concluding observations and recommendations made by the African Committee of Experts on the Rights and Welfare of the Child (hereinafter the ACERWC) as well as the subsequent periodic report by the Government of Tanzania. This report will lay the groundwork for the policies and actions of the government and stakeholders directed towards Children welfare in Tanzania.

To ensure there is best reliable, relevant, informed and inclusive information and knowledge that is acquired from trusted sources, well scrutinized and directed to consist of only those sources bearing directly on network issues; utilizing the most recent narrative and by tapping every single accessible vault and information systems to get the full range of viewpoints and issues to enhance credibility;

TENMET with the support from ANCEFA is planning to engage a consultant to compile and share shadow report on the implementation of the **African Charter on the Rights and Welfare of the Child (ACRWC)** shadow reports on the implementation of the right to education in the country

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and for input at the AU Summit in view of previous concluding observations and recommendations made by the African Committee of Experts on the Rights and Welfare of the Child (hereinafter the ACERWC) as well as the subsequent periodic report by the Government of Tanzania. This report will lay the groundwork for the policies and actions of the government and stakeholders directed towards Children welfare.

### **The Purpose:**

The African Charter on the Rights and Welfare of the Child (ACRWC) or sometimes referred to as “Children's Charter” was adopted by the Organisation of African Unity (OAU) in 1990 (in 2001, the OAU legally became the African Union) and was entered into force in 1999. Like the United Nations Convention on the Rights of the Child (CRC), the Children's Charter is a comprehensive instrument that sets out rights and defines universal principles and norms for the status of children. The ACRWC and the CRC are the only international and regional human rights treaties that cover the whole spectrum of civil, political, economic, social and cultural rights.

The charter calls for the creation of an African Committee of Experts on the Rights and Welfare of the Child. Its mission is to promote and protect the rights established by the ACRWC, to practice applying these rights, and to interpret the disposition of the ACRWC as required of party states, African Union (AU) institutions, or all other institutions recognized by AU or by a member state.

TENMET with the support from ANCEFA is planning to engage a consultant to compile and share a shadow report on the implementation of the **African Charter on the Rights and Welfare of the Child (ACRWC)** in Tanzania and for input at the input at the AU Summit. This report will lay the groundwork for the policies and actions of the government and stakeholders directed towards Children welfare. In this regards, TEN/MET would like to engage a consultant to compile the report that will prepare ground for critical and deep stakehodler’s dialogue to champion children welfare.

### **The Objectives;**

CSOs undertakes advocacy mission on reporting to encourage and sensitize the government to comply with their reporting obligation as stipulated under article 43 of the Charter. The main rationale behind the whole process of the government reporting mechanism is to provide government an opportunity to evaluate if their laws, policies and actions, are in line with the Charter and other international standards. More specifically, the submission of the shadow report will serves as a platform:

- a. To examine the harmonization of laws and policies with the Charter;

- b. To assess the measures undertaken by government to respect, protect and fulfil the rights in the Charter;
- c. To identify the progress and challenges in the implementation of the Charter;
- d. To initiate dialogue and conversations about the implementation of the Charter among children, CSOs, and other stakeholders thereby increasing awareness about children's rights at national level;
- e. To receive recommendations on the measures government ought to take to reinforce their efforts in implementing the Charter; and
- f. To affirm the commitment of government demonstrated through ratification.

## 2. Scope of work

- Develop an inception plan, outlining the step by step activities, methods and timing/dates for the execution of each activity.
- Review key document/literature on The African Charter on the Rights and Welfare of the Child (ACRWC) to capture the trend in Tanzania.
- Conduct interview to a selected Government Authorities and other stakeholders to verify some of the process of Charter implementation and delivery in the country.
- Develop and present a draft summary of key issues to TENEMT task team and consolidate the proposal for further actions
- Prepare final policy brief comprising of the key findings and recommendations for further public dialogues

## 3. Methodology

### The consultant will;

- a) Employ desk review, key informant interviews and survey for data collection to have an in-depth understanding of the situation and current implementation.
- b) Carry out interviews with small sample of respondents from the selected stakeholders drawn from community members, CSOs representatives, government officials.

## 4. Deliverable

A comprehensive report detailing critical issues related to **ACRWC** implementation in Tanzania. This will be accompanied with a set of recommendations to be shared with the government and wider community and for input at the AU Summit in the following format;

- a) Executive Summary
- b) Introduction
- c) Approach and Results
- d) Conclusion

e) Implications and Recommendations

## 5. Roles and responsibilities

The work will be done by a selected consultant. The broad expectation of roles and responsibilities are as follows:

### TEN/MET

- a) General supervision of the assignment. The consultant will report to programme manager
- b) Provide timely feedback to the consultant upon submission of the draft report
- c) Provide back up support to the consultant by organising meetings with stakeholders as may be needed. This includes provision of introduction letters to relevant government authorities and agencies if needed.
- d) Coordinate the design and layout of the final report.
- e) Facilitate costs for facilitating the review.
- f) Provide input to the draft report

### Consultant

- a) Prepare the inception report and present to TEN/MET.
- b) Carry out the assignment and complete all tasks as presented in the inception report
- c) Present a draft report (in power point presentation) to TEN/MET and incorporate inputs for the final report.
- d) Produce a final report (error-free) based on agreed template

## 6. Expected timeframe

The work will take a maximum of 14 days for completion, commencing on the day the contract is signed by both parties.

### Interested candidates should apply by presenting the following documents:

- a) Letter of interest and confirmation of availability.
- b) The technical and financial proposal clearly explaining the outline on how to deliver the tasks, deliverables and costs.
- c) Sample references of similar consultancy assignments (if available)
- d) Detailed CV of the Lead Consultant and Technical personnel to ascertain the technical capacity of the available workforce.

All submissions should be made via email through: [recruitment@tenmet.or.tz](mailto:recruitment@tenmet.or.tz). The deadline for submission is COB Friday, 7<sup>th</sup> June 2024.