

Annex 1
to the Service Provision
Contract #__ dtd. __.__.2023

Expert support in developing the national policy to prevent and combat trafficking in human beings of the Republic of Moldova (2024-2028)

TERMS OF REFERENCE

Position title:	Criminal law expert to support developing of national anti-trafficking response
Type of contract:	Short-term consultancy contract
Preferred starting date:	April 2023

1. Background information

Trafficking in human beings (**THB**) presents continuously changing and dangerous phenomenon that remains a serious problem for the Republic of Moldova. The escalation of armed conflict in Ukraine represents a new challenge for national anti-trafficking (**AT**) response because the registered massive influx of involuntary migrants in Moldova, mostly vulnerable women and children fleeing from war, is associated with risks of THB and exploitation. According to the UNHCR, more than 650.000 displaced persons from Ukraine (Ukrainian citizens and third country nationals) entered in the Republic of Moldova in 2022 and more than 100.000 remained in Moldova.

Counteraction to THB has been in the focus of the attention of the Government of the Republic of Moldova since 2001. In accordance with the *Law on preventing and combating THB #241/2005* (art.7), the Government should periodically approve a separate political document in this area. The **Permanent Secretariat** of the National Committee for Combating THB functioning under the aegis of the State Chancellery is responsible for planning, monitoring and evaluating the national AT policy.

The *National strategy to prevent and combat THB for 2018-2023* approved by the Government Decision (**GD**) #461/2018 expired in 2022 due to changed requirements for public policy documents formed under the influence of the OECD projects in Moldova (according to GD #386/2020). After expiration of the mentioned AT policy document, the Permanent Secretariat with support of the PA International Center "La Strada" (Moldova) has organized the external evaluation of its implementation that was conducted by an independent expert Hanna Antonova. The independent expert has recommended to improve drastically the design of AT policy that should be elaborated for next policy cycle, decrease scope of planned interventions and **"to focus on a small number of priority areas"**.¹

¹ H. Antonova "Evaluation of the national Strategy to prevent and combat trafficking in human beings of the Republic of Moldova 2018-2023 (PA International Center "LA STRADA", Moldova: Chisinau,2022), p.69. See: <https://lastrada.md/eng/resources/c:3/cat:1>

This year the Permanent Secretariat started drafting a new National Program to prevent and combat THB for 2024-2028 and National action plan (**NATP**) on its implementation. In this context, within the framework of the Project "*Strengthening the national counter-trafficking and GBV response in the Republic of Moldova in the context of armed conflict in Ukraine*", funded by the **Oxfam GB**, PA International Center "La Strada" (Moldova) is intending to support the Permanent Secretariat in developing national AT policy (2024-2028).

2. Nature of consultancy

The current Project aims to deliver the necessary expert support to the Permanent Secretariat in strengthening national AT response by the structural adjustment of national AT policy to new challenges appeared in the context of current armed conflict in Ukraine and to new requirements for planning, monitoring and evaluation of public policies established by the GD#386/2020.

3. Specific tasks to be performed by the Consultant and expected measurable outputs

Under the direct supervision and in close cooperation with La Strada and the Permanent Secretariat, the Consultant/Expert on criminal law and THB, will be responsible for performing the following tasks:

Tasks	Outputs	Date & Deadlines (tentative)
1. Development of draft Proposals for the <i>National Program for prevention and combating of THB for 2024-2028</i> (defining current problems and priorities of the future interventions in the area of investigation and prosecution of THB crimes, planned activities and expected results)	Draft Proposals for NATP 2024-2028	30 th April
2. Consult the draft proposals with La Strada	Draft Proposals consulted by La Strada	10 th May
3. Participate in a public event to present the draft Proposals to members of the ad-hoc working group (WG) created by the Permanent Secretariat for development of draft <i>National Program for prevention and combating of THB for 2024-2028</i> . Gather input to the draft Concept.	- Agenda of public event; - List of participants; - Recommendations of participants collected and analyzed	15 th May
4. Provide guidance to Permanent Secretariat and ad-hoc WG members on defining necessary interventions and expecting results in such areas as (i) capacity building, (ii) investigation and prosecution of THB crimes; (iii) developing partnership at all levels	Necessary interventions, expected results and indicators established-	25 th May

5. Prepare a free-form personal report (1-2 pages maximum) reflecting the work done of the Consultant	Lead national AT stakeholders informed about recommendations of the Consultant	29 th May
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4. Timeframe

Activities	April	May	June	July	Aug	Sep
1. Expert support to the Permanent Secretariat in elaboration of a draft <i>CONCEPT for the development of the national AT policy</i>	■					
2. Expert support in promotion of draft Concept and coordination with main AT stakeholders	■					
3. Participation in public event	■					
4. Guidance on defining necessary interventions and expecting results of AT policy		■				
5. Submitting personal report reflecting work done		■				

5. Necessary qualification

- Deep knowledge and experience in criminal law and developing national AT policies;
- Work experience in the AT field (5 years);
- University degree in law;
- Strong analytical skills and ability to present information in a concise and understandable manner;
- Excellent communication and writing skills;
- Ability to meet tight deadlines and work as a team member;
- Computer proficiency.

The deadline for submission of cover letter with CV and financial offer (amounts per deliverable and total amount of the contract, NET, in EUR) is 31-th of March 2023. All interested candidates should email documents to tfomina@lastrada.md