



Capacity-Building for Prosecutors in the Southern Mediterranean Prosecution Outline of Terrorism Cases

ToRs

The International Institute for Justice and the Rule of Law (IIJ) is an intergovernmental organization, located in Valletta, with 13 International Board Members and the mission to provide rule of law-based training to justice sector stakeholders from North, East and West Africa, the Middle East and, as appropriate in South and Southeast Asia on how to address terrorism and transnational criminal activities within a rule of law framework. For more information on the IIJ, please visit the IIJ website at www.theij.org. All interested applicants meeting the qualifications below should submit a cover letter and resume to the IIJ Executive Secretariat via email to bunyanm@theij.ORG by no later than 31 December 2018.

The IIJ requires the services of senior prosecutor (Expert) to assist the IIJ in reviewing a practical Prosecution Outline under a project in partnership with the European Union entitled: Capacity-Building for Prosecutors in the Southern Mediterranean.

BACKGROUND INFORMATION

Beneficiary country

Countries on the southern shore of the Mediterranean (Morocco, Algeria, Tunisia, Lebanon, Jordan, Egypt, and Libya) as well as the extended region (Mauritania, Mali, Niger, Chad, Sudan and Djibouti) face numerous challenges in prosecuting terrorism cases. They will be brought together to help develop a more comprehensive approach to prosecuting such cases.

Country background

Five years since the beginning of the uprisings which swept across the Middle East and North Africa (MENA), the region and its vicinity remain highly volatile. States in the region face significant threats to their internal security, not least from terrorist groups. Further, internal unrest is spilling over borders and aggravating crises in neighbouring countries. The collapse of the security order in parts of the MENA has led to a surge of extremist networks and terrorist activities across the wider region, more significantly ISIL, Al Qaeda in the Islamic Maghreb (AQIM), and Boko Haram. These groups exploit widespread poverty and corruption, poor governance, lack of state control over long and porous borders, weak justice institutions, deep-seated social and ethnic tensions and protracted civil wars. Furthermore, the Foreign Terrorist Fighters (FTF) phenomenon is a growing threat to many countries in the region, with 50 percent of all FTFs thought to come from neighbouring Middle-East and North Africa countries.¹

¹ Global Terrorism Index (2015). 'Measuring and understanding the impact of terrorism', Institute for Economics and Peace.

KEY TASKS AND DELIVERABLES:

Lead the review process of a Prosecution Outline

The purpose of the program is to build capacity at the practitioner level by bringing together prosecutors and investigating magistrates, thereby providing a forum for sharing best practices in the prosecution of terrorist cases and disseminating the results of their discussions and of experts' input in the form of a practical user-friendly Prosecution Outline.

The Prosecution Outline reflects priorities, challenges and recommendations, including case studies, as identified by the participating prosecutors, with references to applicable international counter-terrorism and human rights instruments and rule of law considerations as well as building on existing guidance by the GCTF and other organizations. The Outline aims to provide prosecutors with practical guidelines (based on international standards and good practices) to assist them in dealing with some of the key issues that they face in their efforts to respond to terrorism and related crimes.

The document includes relevant international law and an overview of CT and human rights jurisprudence from the European Court of Human Rights and the European Court of Justice. The document should be made available broadly through the IJJ, regional judicial networks and national judicial academies for the benefit of prosecutors conducting terrorism trials.

CONSULTANT PROFILE – SKILLS AND COMPETENCIES REQUIRED:

- A Prosecutor with an international background;
- Sound experience in trials of terrorism cases (A minimum of 15 years of experience);
- Excellent knowledge of the challenges facing the adjunction of terrorism cases;
- Excellent reviewing and drafting skills;
- Clear understanding of common law and civil law system;
- Strong conceptual thinking and analytical skills;
- Successful proven organisational and prioritisation skills;
- Energetic and adaptable in her/his approach, able to work individually, and able to exercise good judgement and discretion.
- Efficient in observing deadlines and achieving results.

TIMEFRAME:

The consultancy contract is for a maximum period of 10 days of work.

- Meetings with experts and prosecutors from the target countries which are scheduled to be held in Lebanon on 23-24 January 2019.
- Drafting a Report on discussions held during the afore mentioned meeting.
- Incorporating the experts and prosecutor's meeting's report into the Prosecution Outline documentation
- Send feedback by, 10 February 2018.

REMUNERTION:

- The expert will be required to dedicate a 10 days to fulfil the remit. The number of days afforded to this project may vary following consultation with the donor and the administration of the IIJ.
- An attractive remuneration package will be offered to the selected applicant, which will be commensurate with prior work experience and expertise in the required field.