

TERMS OF REFERENCE TO DEVELOP AWARENESS RAISING MATERIALS ON THE LEGISLATIVE FRAMEWORK ON CHILD ONLINE SAFETY IN SOUTH AFRICA

TITLE	FUNDING CODE	TYPE OF ENGAGEMENT	DUTY STATION
Consultancy: Development of awareness raising materials on the legislative framework on child online safety in South Africa		<input checked="" type="checkbox"/> Consultant <input type="checkbox"/> Individual Contractor Part-Time <input type="checkbox"/> Individual Contractor Full-Time	SOUTH AFRICA/ Pretoria
PURPOSE OF ACTIVITY/ASSIGNMENT:			
<p>To develop content for relevant online material to be used as to create awareness on the legal framework on child online safety addressing cyber bullying, child pornography, online sexual exploitation, cyber stalking, access to CSAM, online abuse in all its forms, online gambling for children and a network of tourism for child sexual exploitation and trafficking.</p>			
SCOPE OF WORK:			
<p>The consultant is expected to:</p> <ul style="list-style-type: none"> a) Review available literature: The service provider will conduct a literature review and peruse online research conducted in South Africa, all legislation and policies related to child online safety and reports on findings and recommendations on knowledge and skills gap in this area to identify content relevance to legal awareness-material required. b) Conduct focused interviews with representatives of the judiciary, justice, education, social services, civil society, and judicial private practice sectors prior to the development of the package of materials. c) Develop the package of material for judiciary/ justice, education, social services, journalists, civil society, families, and children accordingly. The service provider will develop material for awareness-raising on the legal framework, including its ramifications and remedies on online child safety. The material developed should be easy to adapt to local context in accordance with provincial variations. It must be holistic, easy to understand and target different groups. It is important for the service provider to develop concrete briefs as awareness-raising material on online safety across different platforms. d) The package on legal instruments and materials to use to be adapted to be child friendly. 			
CHILD SAFEGUARDING			
<p>Is this project/assignment considered as "Elevated Risk Role" from a child safeguarding perspective?</p>			
<p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, check all that apply:</p>			
<p>Direct contact role <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>			
<p>If YES, please indicate the number of hours/months of direct interpersonal contact with children, or work in their immediately physical proximity, with limited supervision by a more senior member of personnel:</p>			
<p> </p>			

Child data role YES NO
 If YES, please indicate the number of hours/months of manipulating or transmitting personal-identifiable information of children (name, national ID, location data, photos):

More information is available in the [Child Safeguarding SharePoint](#) and [Child Safeguarding FAQs and Updates](#)

Budget Year:	Requesting Section/Issuing Office:	Reasons why consultancy cannot be done by staff:	
2021	Child Protection	<i>This is part of the Global Partnership Funding Proposal deliverables and requires in depth knowledge of the child protection system and judiciary matters including legal framework.</i>	
Included in ANNUAL/ROLLING WORKPLAN:		<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO, please justify:	
CONSULTANT SOURCING:		Request for:	
<input checked="" type="checkbox"/> National <input type="checkbox"/> International <input type="checkbox"/> Both		<input checked="" type="checkbox"/> New SSA – Individual Contract	
Consultant selection method:		<input type="checkbox"/> Extension/ Amendment	
<input checked="" type="checkbox"/> Competitive Selection (Roster)			
<input type="checkbox"/> Competitive Selection (Advertisement/Desk Review/Interview)			
If Extension, JUSTIFICATION for extension:			
Supervisor:	Start Date:	End Date:	Number of Days (working)
	1 November 2021	24 January 2021	70 days

BACKGROUND AND JUSTIFICATION

Technology and the digital space can be used for a range of services that promote children’s learning and development. However, while many opportunities for learning, recreation, play, and socialisation are provided by these new technologies, they may also increase the risks for abuse and exploitation of children. The dangers confronting children online include cyber bullying, child pornography, online sexual exploitation, cyber stalking, access to child sexual abuse material

(CSAM), online abuse in all its forms, online gambling for children and a network for child sex tourism and trafficking. By its nature, the internet remains complex to regulate.

UNICEF and the global community are recognising the importance of creating online safety awareness to children, parents, communities, duty bearers and digital space entities to work together to ensure that meaningful and appropriate programmes are developed to protect children online whilst maximizing opportunities for ICT usage as well. Whilst South Africa has excellent laws and policies, the gap between legislation and implementation remains wide and services are not well connected. Furthermore, the public is unaware of the legislative framework, its implications and available remedies.

This consultancy will develop awareness raising materials, utilising the Child Protection Advocacy package developed by UNICEF and contextualised to the South African context, highlighting the legal ramifications, restrictions and recourse platforms as outlined in various pieces of national legislation to address child online safety. It will consider content and messages for various audiences such as prosecutors, magistrates and independent lawyers, police officers, teachers, community stakeholders, families, and children, and ensure information is presented in clear, concise and child/user-friendly language that is free from legal jargon but also ensuring correctness to legal prescripts.

SCOPE OF WORK

- 1) **Goal and Objective:** Under the supervision of the Child Protection Specialist develop content relevant online material to be utilised to create awareness on the legal framework on child online safety addressing cyber bullying, child pornography, online sexual exploitation, cyber stalking, access to CSAM, online abuse in all its forms, online gambling for children and a network of tourism for child sexual exploitation and trafficking.
- 2) **Provide details/reference to AWP areas covered:** This work will contribute to the achievement of **Output 4.1:**—“*Government, civil society and communities are mobilized against abuse, neglect and violence against children*”.
- 3) **Activities and Tasks:**
 - a) **Review available literature:** The service provider will conduct a literature review and peruse online research conducted in South Africa, all legislation and policies related to child online safety and reports on findings and recommendations on knowledge and skills gap in this area to identify content relevance to legal awareness-material required.
 - b) **Conduct focused interviews** with representatives of the judiciary, justice, education, social services, civil society, and judicial private practice sectors prior to the development of the package of materials.
 - c) **Develop the package of material** for judiciary/ justice, education, social services, journalists, civil society, families, and children accordingly. The service provider will develop material for awareness-raising on the legal framework, including its ramifications and remedies on online child safety. The material developed should be easy to adapt to local context in accordance with provincial variations. It must be holistic, easy to

- understand and target different groups. It is important for the service provider to develop concrete briefs as awareness-raising material on online safety across different platforms.
- d) The package on legal frameworks must be adapted to be child friendly.

DESCRIPTION OF ASSIGNMENT:

TASKS	DELIVERABLES	DURATION	PAYMENTS
1) Review available literature	Inception report	One Week after signing contract	20%
2) Conduct focused interviews	Focused interview report	Three Weeks after signing contract	20%
3) Develop package of materials	Awareness raising materials in the form of flyers, brochures, posters for print and digital distribution.	Eight Weeks after signing contract	40%
4. Translation into (one Nguni and Sotho languages) and adaptation to child-friendliness	Translated awareness raising material and to child-friendliness	Ten weeks after signing the contract	20%

REQUIRED SKILLS / COMPETENCIES / EXPERIENCE

- An advanced University degree in Law/International Relations.
- At least **5 years'** experience in qualitative and quantitative research (data collection and analysis).
- Strong analytical skills, including strong ability to integrate and summarise information in laws and policies.
- Understanding of the legal framework in South Africa and practical application in the judicial system.
- Strong organizational skills, ability to facilitate communication between key stakeholders and work independently to meet deadlines.
- Experience and/or knowledge in conducting online focus groups/dialogues including working with children.
- Excellent writing skills in English, including a demonstrated ability to draft clear, concise reports.

ESTIMATED SCHEDULE

This contract will run for and estimated three (3) months from the date of assumption.

CONDITIONS

UNICEF reserves the right to withhold all or a portion of payment if performance is unsatisfactory, if work/outputs is incomplete, not delivered or for failure to meet deadlines. Performance indicators against which the satisfactory conclusion of this contract will be assessed include timeliness/quality of submission and responsiveness to UNICEF and counterpart feedback.

Property Rights

UNICEF shall hold all property rights, such as copyright, patents, and registered trademarks, on matter directly related to, or derived from, the work carried out through this contract with UNICEF.

Estimated consultancy fee	TBC		
Travel international (if applicable)	N/A		
Travel local (please include travel plan)	N/A		
DSA (if applicable)	N/A		
TOTAL estimated consultancy costsⁱ	TBC		
MINIMUM QUALIFICATIONS required:	KNOWLEDGE/EXPERTISE/SKILLS required:		
<input type="checkbox"/> Bachelors <input checked="" type="checkbox"/> Masters <input type="checkbox"/> PhD <input type="checkbox"/> Other Enter disciplines:	<ul style="list-style-type: none"> ▪ At least 5 years' experience in qualitative and quantitative research (data collection and analysis). ▪ Strong analytical skills, including strong ability to integrate and summarise information in laws and policies. ▪ Understanding of the child protection system and legal framework in South Africa and practical application in the judicial system. ▪ Understanding of online protection and all its complexities. ▪ Strong organizational skills, ability to facilitate communication between key stakeholders and work independently in order to meet deadlines. ▪ Experience and/or knowledge in conducting online focus groups/dialogues including working with children. ▪ Excellent writing skills in English, including a demonstrated ability to draft clear, concise reports. 		
<ul style="list-style-type: none"> ▪ An advanced University degree in Law/International Relations. 			
ADMINISTRATIVE DETAILS:			
Visa assistance required: <input type="checkbox"/> Transportation arranged by the office: <input type="checkbox"/>	<input checked="" type="checkbox"/> Home Based <input type="checkbox"/> Office Based: If office based: Seating arrangement identified: <input type="checkbox"/> IT and Communication equipment required: <input type="checkbox"/> Internet access required: <input type="checkbox"/>		
Request Authorised by Section Head	Request Verified by HR:		
<i>Approval of Deputy Representative (if Programme)</i> _____ _____ _____			

¹ Costs indicated are estimated. Final rate shall follow the “best value for money” principle, i.e., achieving the desired outcome at the lowest possible fee. Consultants will be asked to stipulate all-inclusive fees, including lump sum travel and subsistence costs, as applicable.

Payment of professional fees will be based on submission of agreed deliverables. UNICEF reserves the right to withhold payment in case the deliverables submitted are not up to the required standard or in case of delays in submitting the deliverables on the part of the consultant

HOW TO APPLY:

Interested and qualified candidates are requested to submit their application to the following link: <https://www.unicef.org/about/employ/?job=545460> by **29th October 2021**.

This notice will also appear on <http://www.unicef.org/about/employ/>, <http://www.unicef.org/southafrica>, UN Job List, UN Jobs

Please indicate your ability, availability, and daily/monthly rate (in ZAR) to undertake the terms of reference above (including admin cost if applicable).

“UNICEF has a zero-tolerance policy on sexual exploitation and abuse, and on any kind of harassment, including sexual harassment, and discrimination. All selected candidates will, therefore, undergo rigorous reference and background checks.”

UNICEF is committed to diversity and inclusion within its workforce, and encourages qualified female and male candidates from South African nationals, religious and ethnic backgrounds, including persons living with disabilities, to apply to become a part of our organisation

Individuals engaged under a consultancy or individual contract will not be considered “staff members” under the Staff Regulations and Rules of the United Nations and UNICEF’s policies and procedures and will not be entitled to benefits provided therein (such as leave entitlements and medical insurance coverage). Their conditions of service will be governed by their contract and the General Conditions of Contracts for the Services of Consultants and Individual Contractors. Consultants and individual contractors are responsible for determining their tax liabilities and for the payment of any taxes and/or duties, in accordance with local or other applicable laws.