

TOR for
The consultant to prepare Data on the cases of Human Rights Violation of Dalits

I. Background and Justification

Though the human rights is universal and is applicable to every human being irrespective of their caste, creed and sex, however, over the more than six decades of its history there have been several human rights treaties and conventions which are meant for different subjects and groups of people. Though the rights of Dalit could be covered by the general human rights treaties but since 1965 there have been a treaty in place which was ratified by Nepal and being implemented since 1971 that is International Convention on Elimination of All Forms of Racial Discrimination (ICERD). Nepal is supposed to send a periodic report to the CERD committee every four years and it is due for 2022. The race and caste have been taken as synonymous and Dalits of Nepal have been using this convention to advocate their rights for more than three decades. Despite having endorsed the convention by Nepal and having constitutional and legal provisions in place violation of Dalit human rights is rampant throughout the country and there have been more than 21 cases of death and murder after the lockdown of imposed due to corona pandemic in 23 March 2020. There are hundreds of cases of other violations reported in the media and social media.

DNF which is the apex organization of more than 400 Dalit CSOs have been actively engaged in the protection and promotion of Dalit human rights and is taking lead role in sending periodic report to the UN Committees such as UPR and CERD. The UPR report for fourth cycle have just been submitted on 26th July 2020 and an interim CERD report is being prepared. DNF in the past had also recorded the incidents of gross human rights violations against Dalits and now a need has been felt to record the similar incidents and establish as data for the use in different reports that DNF produces such as CERD. The data can also be used as a strong advocacy tool to seek justice to the victims and punishment to the culprit. In order to generate the data of HR violations against Dalit over this year 2020 a need of hiring a consultant felt by DNF.

The consultant is expected to generate data by recording the incidence of HR violations over the period of one year (since January upto November 2020) by looking into different sources such as news reporting, social media and Dalit activists who are in contact with DNF and its members.

2. Scope of Work

DNF as being the leading organization on Dalit issue and active member of human rights community has to ensure that Dalit rights are established and implemented. As one of the leading member of HRTMCC (Human Rights Treaty Monitoring Coordination Committee), its secretariat being in INSEC has to play vital role in preparing reports for CERD and contribute in other reporting with Dalit perspective. This call for consultancy service is to hire the service of consultant to provide expert services to prepare, compile, collate analyze the data of gross human rights violations of Dalits over the last one year under the project '*Effective implementation of fundamental human rights of Dalits*' (EIFHRD) implemented by DNF as the national advocacy partner of '*Civil Society: Mutual Accountability Project – Human Rights Strengthening (CS:MAP-HRS)*'

implemented by FHI 360 and funded by USAID Nepal. The consultant will prepare a report on the HR violations under the supervision of project and DNF board.

3. The major objective of this consultancy is

To collect, compile, collate and analyze the data of HR violations against Dalits for the last one year from media and social media reporting, contacting Dalit activists where appropriate.

To contribute in raising awareness of the different stakeholders of human rights community by presenting the findings and trends through a virtual/physical workshop.

To fulfill these objectives the consultant will carry out the following activities:

A. Desk Review and preliminary report

The expert will collect the data/information of the incidents of HR violations of Dalits over the last one year and compile, collate and analyze for the report.

The expert will review the other relevant documents such as the constitution of Nepal, CERD and UPR report of the past and relate the incidents of violation for trend setting.

The expert will prepare preliminary draft report and submit to DNF team for further suggestions/feedback. The expert will make the presentation to other stakeholders for further information, feedback and validation if necessary.

B. Report Finalization

The expert will incorporate the inputs received from the stakeholders and finalize it for further dissemination and use as source of Data and advocacy tool.

4. Deliverables and due dates

The timeline of this consultancy is

Selection of consultant	by third week of November
Preliminary questions and areas of data collection	by fourth week of November
First draft report	by first week of December
Consultation/interaction	by second week of December
Final report	By third week of December 2020

5. Selection criteria

Applicants with the following qualification will be preferred:

- Having past working experience of working on data collection, compilation and analysis
- Having sound knowledge on constitution of Nepal, political and contextual analysis skill, action researches on Dalit rights,

- Having sound writing skill
- Having published journals, books, research paper on Dalit rights in the past

6. Duration

This consultancy is of 15 working days between third week of November, 2020 – third week of December, 2020.

7. Point of Contact

On behalf of DNF, the Advocacy Manager of the project EIFHRD will be the point of contact for this consultancy service. However, the consultant will also be required to coordinate with the Team Leader, Executive Director and Executive Board.

8. Place of assignment:

It will be a Kathmandu based work, however, the key informant and Dalit activists of different parts of the country may have to be contacted.