

# **ANNEXES I AND II TO TERMS AND CONDITIONS APPLICABLE BETWEEN MINUSMA AND UNODC FOR THE IMPLEMENTATION OF THE SUPPORT PROJECT TO FIGHT IMPUNITY THROUGH THE IMPLEMENTATION OF THE NATIONAL POLICY TO PREVENT AND COMBAT VIOLENT EXTREMISM AND TERRORISM IN MALI**

## **Annex I: United Nations Support Project to Fight Impunity through the Implementation of the National Policy to Prevent and Combat Violent Extremism and Terrorism in Mali**

### **SUMMARY**

|                              |   |
|------------------------------|---|
| <b>Title:</b>                | United Nations Support Project to Fight Impunity through the Implementation of the National Policy to Prevent and Combat Violent Extremism and Terrorism in Mali  |
| <b>Timeframe:</b>            | 1 January to 30 June 2020   |
| <b>Location:</b>             | Bamako, Mali  |
| <b>Budget:</b>               | US\$ 407,126.44 (including indirect programme support costs)  |
| <b>Parties:</b>              | United Nations Integrated Multidimensional Stabilization Mission in Mali (“MINUSMA”)<br><br>United Nations Office on Drugs and Crime (“UNODC”)  |
| <b>Nature of activities:</b> | To implement mandated rule of law activities in support of the fight against impunity that form part of the National Policy to Prevent and Combat Violent Extremism and Terrorism Action Plan, including its prison-specific Roadmap, initiatives for the justice system to fight against corruption, as well as legislative and capacity building assistance |
| <b>Objectives:</b>           | To advance the fight against impunity based on MINUSMA’s mandate by supporting the Government of Mali to implement focused aspects of its National Policy to Prevent and Combat Violent Extremism and Terrorism   |

### **BACKGROUND**

Strengthening national capacity to fight impunity for terrorism-related and transnational organized crime as well as international crimes in Mali remains a priority for MINUSMA. Security Council resolution 2480 (2019) confirmed the Mission’s mandate in this regard by asking the Mission to continue to provide “technical support to Malian judicial institutions regarding the detention, investigation and prosecution of individuals suspected of, and sentencing of those found responsible for, terrorism-related crimes, mass atrocities and transnational organized crime activities (including trafficking in persons, arms, drugs and natural resources, and the smuggling of migrants), which risk destabilizing the peace process” (art. 28-a-iii). This project will build on the support to the Malian judicial authorities in charge of fighting impunity for serious crimes, which was the core focus of the MINUSMA-UNODC Joint Project from 2018 to 2020, by incorporating complementary activities in support of the fight against impunity at all levels of the criminal justice chain, including detention, legislation and fight against corruption, all in line with the National Policy to Prevent and Combat Violent Extremism and Terrorism Action Plan.

The MINUSMA budget 2019-2020, as approved by the General Assembly, includes programmatic funding for the operationalization of the PJS. Further professionalizing the judiciary and strengthening the effectiveness of the fight against impunity requires to enlarge the scope of activities, including

enhancing the effectiveness and the capacity to securely detain those involved in terrorism-related crimes, filling gaps in criminal legislation, and fighting corruption at all levels. The underlying needs for the project have been assessed by MINUSMA and UNODC through ongoing consultations, mentoring and support provided so far. These specific needs are directly linked to the Mission's 2019-2020 Results Based Budget, which under 2.4.1 and 2.4.4 and corresponding outputs, foresee concrete technical support for Malian authorities and the implementation of the National Policy to Prevent and Combat Violent Extremism and Terrorism and the related Action Plan.

Based on the excellent cooperation and satisfactory performance in the implementation of the activities of the MINUSMA-UNODC joint project in support of judicial authorities, on the fruitful cooperation initiated in 2019 between UNODC and MINUSMA to support Malian corrections authorities to prevent violent extremism in prisons, and in light of the strong expertise of UNODC in the areas of prevention of, and fight against corruption, terrorism and violent extremism, it is highly relevant to expand the scope of this important project to the above-mentioned areas so as to boost the fight against impunity through complementary actions all aimed at implementing the National Policy to Prevent and Combat Violent Extremism and Terrorism Action Plan.

## **ACTIVITIES**

In close cooperation with MINUSMA, UNODC will carry out activities in three priority areas.

**1. Regarding support to the implementation of the roadmap to prevent and combat violent extremism and radicalization in prisons in Mali, the following activities will be conducted:**

- 1.1. Support to the revision of the Penitentiary Act and its implementing decrees in line with the Nelson Mandela Rules;
- 1.2. Support to the implementation of a systematized prisoners risk assessment and classification tool;
- 1.3. Organization of a dynamic security training (including the detection of signs of radicalization);
- 1.4. Support to the DNAPES to set up a prison intelligence system to reinforce dynamic security in prisons that are holding suspected and convicted terrorists.

**2. Regarding support to the fight against corruption, the following activities will be conducted:**

- 2.1. Assessment of corruption risks in prisons, with a view to identifying bottlenecks and design priority mitigating actions;
- 2.2. Support to the improvement of the deontological code of the judiciary based on new international guidance, including with regard to gender considerations and the use of social media;
- 2.3. Organization of ethics and integrity training for members of the judiciary.

**3. Regarding support to judicial authorities in charge of fighting impunity for serious crimes through legislative, technical and capacity building assistance, the following activities will be conducted:**

- 3.1. Development of a victim and witness protection act;
- 3.2. Development of a victim and witness protection strategy.

## **Timeline of implementation:**

By 30 April 2020, amendments to the Penitentiary Act and its implementing decrees in line with the Nelson Mandela Rules are developed in consultation with relevant partners. A prison evaluation system to detect and address areas of concern in the process of upholding minimum standards (Nelson Mandela Rules) is being implemented and a systematized prisoners risk assessment and classification tool is being implemented and a series of dynamic security training for prison staff (including the

detection of signs of radicalization) has been organized. By 30 June 2020, the amendments to the Penitentiary Act and its implementing decrees are validated.

By 30 June 2020 prisoner's rehabilitation and de-radicalization programs are identified and are being implemented. A national prison intelligence system to reinforce dynamic security in prisons that are holding suspected and convicted terrorists has been evaluated and involved staff have received training.

By 30 June 2020 improvements to the deontological code of the judiciary are formulated in a participatory manner, and validated. Training is devised to members of the judiciary, thus strengthening their capacity to identify and resolve risks to their integrity. A risk assessment is conducted within the prison service, thereby identifying risks for corruption and viable mitigating measures, laying the basis for increased accountability, transparency, and efficiency, in line with human rights standards.

By 30 April 2020, one legislative assistance workshop is held covering victim and witness protection. By 30 June 2020, one additional legislative assistance workshop on victim and witness protection, and two capacity building workshops to elaborate a victim and witness protection strategy are held.

**Table I:**

|     | <b>Project Activity</b>  | <b>Timeline</b>                                       |
|-----|--|---|
| 1.1 | Support to the revision of the Penitentiary Act and its implementing decrees in line with the Nelson Mandela Rules   | Workshop 1: April 2020<br>Workshop 2: June 2020       |
| 1.2 | Support to the implementation of a systematized prisoners risk assessment and classification tool.   | March 2020  |
| 1.3 | Organization of a dynamic security training (including the detection of signs of radicalization)   | March 2020  |
| 1.4 | Support to the DNAPES to set up a prison intelligence system to reinforce dynamic security in prisons that are holding suspected and convicted terrorists. | Workshop 1: April 2020<br>Workshop 2: End of May 2020 |
| 2.1 | Assessment of corruption risks in prisons, identifying bottlenecks and design priority mitigating actions  | April 2020  |
| 2.2 | Support to the improvement of the deontological code of the judiciary  | Workshop 1: May 2020<br>Workshop 2: June 2020         |
| 2.3 | Organization of ethics and integrity training for members of the judiciary   | May 2020  |
| 3.1 | Development of a victim and witness protection act   | Workshop 1: April 2020<br>Workshop 2: June 2020       |
| 3.2 | Development of a victim and witness protection strategy  | June 2020   |

**Table II:**

| Priority Area / Outcome 1  | Mission Mandate  | Cost areas  | Budget US\$ |
|--|--|-------------|-------------|
| Support to the implementation of the roadmap to prevent and combat violent extremism and radicalization in prisons in Mali | SCr 2480 (2019) para. 28-a-iii: “technical support to Malian judicial institutions regarding the detention, investigation and prosecution of individuals suspected of, and sentencing of those found responsible for, terrorism-related crimes, mass atrocities and transnational organized crime activities (including trafficking in persons, arms, drugs and natural resources, and the smuggling of migrants), which risk destabilizing the peace process” | Staffing    | 43,222      |
|  |  | Workshops   | 45,000      |
|  |  | Travel      | 20,000      |
|  |  | Contractual |             |
|  |  | Services    | 30,000      |
|  |  | Training    | 15,000      |
|  |  | Equipment   | 2,020       |
| SUB-TOTAL Priority Area / Outcome 1  |  |             | 155,242     |
| Priority Area / Outcome 2  | Mission Mandate  | Cost areas  | Budget US\$ |
| Support to the fight against corruption in prisons and the justice system and the fight against impunity for corruption    | SCr 2480 (2019) para. 28-a-iii: “technical support to Malian judicial institutions regarding the detention, investigation and prosecution of individuals suspected of, and sentencing of those found responsible for, terrorism-related crimes, mass atrocities and transnational organized crime activities (including trafficking in persons, arms, drugs and natural resources, and the smuggling of migrants), which risk destabilizing the peace process” | Staffing    | 41,200      |
|  |  | Workshops   | 40,000      |
|  |  | Travel      | 20,000      |
|  |  | Contractual |             |
|  |  | Services    | 10,000      |
|  |  | Training    | 13,900      |
|  |  | Equipment   | 7,000       |
| SUB-TOTAL Priority Area / Outcome 2  |  |             | 132,100     |

| Priority Area / Outcome 3   | Mission Mandate  | Cost areas  | Budget US\$ |
|---|--|-------------|-------------|
| Support to judicial authorities in charge of fighting impunity for serious crimes through legislative, technical and capacity building assistance | SCr 2480 (2019) para. 28-a-iii: “technical support to Malian judicial institutions regarding the protection of victims and witnesses involved on cases of terrorism-related crimes, mass atrocities and transnational organized crime activities (including trafficking in persons, arms, drugs and natural resources, and the smuggling of migrants), which risk destabilizing the peace process” | Staffing    | 23,150      |
|   |  | Workshops   | 30,000      |
|   |  | Travel      | 20,000      |
|   |  | Contractual |             |
|   |  | Services    | 20,000      |
|   |  | Training    | 0           |
|   |  | Equipment   | 5,000       |
| SUB-TOTAL Priority Area / Outcome 3   |  |             | 93,150      |
| SUB-TOTAL 1+2+3   |  |             | 380,492     |
| Indirect Programme support costs (7%)   |  |             | 26,634.44   |
| OVERALL TOTAL   |  |             | 407,126.44  |

## Annex II: Implementation by UNODC

### **PRIORITY AREA 1: Support to the implementation of the roadmap to prevent and combat violent extremism and radicalization in prisons in Mali**

**Mission mandate:** SCr 2480 (2019) para. 28-a-iii: “technical support to Malian judicial institutions regarding the detention, investigation and prosecution of individuals suspected of, and sentencing of those found responsible for, terrorism-related crimes, mass atrocities and transnational organized crime activities (including trafficking in persons, arms, drugs and natural resources, and the smuggling of migrants), which risk destabilizing the peace process”

| UNODC Output and Activities  | Cost areas            | Budget US\$    |
|--|-----------------------|----------------|
|  | Staff and Personnel*  | <b>43,222</b>  |
| 1.1. Support to the revision of the Penitentiary Act and its implementing decrees in line with the Nelson Mandela Rules  | Workshops/round table | <b>45,000</b>  |
|  | Travel                | <b>20,000</b>  |
|  | Contractual Services  | <b>30,000</b>  |
|  | Training              | <b>15,000</b>  |
| 1.2. Support to the implementation of a systematized prisoners risk assessment and classification tool   | Equipment             | <b>2,020</b>   |
| 1.3. Organization of a dynamic security training (including the detection of signs of radicalization)  |                       |                |
| 1.4. Support to the DNAPES to set up a prison intelligence system to reinforce dynamic security in prisons that are holding suspected and convicted terrorists |                       |                |
| <b>TOTAL PRIORITY AREA 1</b>   |                       | <b>155,242</b> |

\* Breakdown of costs for staff and personnel:

#### International Consultants

Specialized Senior Consultants: fees included under contractual services

#### International and Substantive Staff

Sahel Programme Officer (P-4 level) (Dakar)(1month): 17,822 USD x 1: 17,822 USD

NPO (Justice Expert) (Dakar) (2.5 months): 5,900 USD x 2.5: 14,750 USD

#### Administrative Staff

SB-4 level (B) Driver (Bamako) (5 months) 2,130 USD x 5: 10,650 USD

### **PRIORITY AREA 2: Support to the fight against corruption in prisons and the justice system and the fight against impunity for corruption**

**Mission mandate:** SCr 2480 (2019) para. 28-a-iii: “technical support to Malian judicial institutions regarding the detention, investigation and prosecution of individuals suspected of, and sentencing of those found responsible for, terrorism-related crimes, mass atrocities and transnational organized crime activities (including trafficking in persons, arms, drugs and natural resources, and the smuggling of migrants), which risk destabilizing the peace process”

| UNODC Output and Activities | Cost areas           | Budget US\$   |
|-----------------------------|----------------------|---------------|
|                             | Staff and Personnel* | <b>41,200</b> |

|  |                       |                |
|--|-----------------------|----------------|
| 2.1 Assessment of corruption risks in prisons, identifying bottlenecks and design priority mitigating actions  | Workshops/round table | <b>40,000</b>  |
|  | Travel                | <b>20,000</b>  |
|  | Contractual Services  | <b>10,000</b>  |
| 2.2 Support to the improvement of the deontological code of the judiciary, based on new international guidance, with regard to gender considerations and the use of social media | Training              | <b>13,900</b>  |
|  | Equipment             | <b>7,000</b>   |
| 2.3 Organization of ethics and integrity training for members of the judiciary   |                       |                |
| <b>TOTAL PRIORITY AREA 2</b>   |                       | <b>132,100</b> |

\* Breakdown of costs for staff and personnel:

International Consultants

Specialized Senior Consultants: fees included under contractual services

International and Substantive Staff

Programme Officer (P3 level) (2 months): 15,000 USD x 2: 30,000 USD

Administrative Staff

SB-4 level (Dakar) Programme Assistant Corruption (4 months) 2,800 USD x 4: 11,200 USD

**PRIORITY AREA 3: Support to the judicial authorities in charge of fighting impunity for serious crimes through legislative, technical and capacity building assistance**

**Mission mandate:** SCr 2480 (2019) para. 28-a-iii: “technical support to Malian judicial institutions regarding the detention, investigation and prosecution of individuals suspected of, and sentencing of those found responsible for, terrorism-related crimes, mass atrocities and transnational organized crime activities (including trafficking in persons, arms, drugs and natural resources, and the smuggling of migrants), which risk destabilizing the peace process”

| <b>UNODC Output and Activities</b>                          | <b>Cost areas</b>     | <b>Budget US\$</b> |
|---|-----------------------|--------------------|
|   | Staff and Personnel*  | <b>23,150</b>      |
| 3.1. Development of a victim and witness protection act     | Workshops/round table | <b>30,000</b>      |
|   | Travel                | <b>20,000</b>      |
| 3.2 Development of a victim and witness protection strategy | Contractual Services  | <b>20,000</b>      |
|   | Training              | <b>0</b>           |
|   | Equipment             | <b>5,000</b>       |
| <b>TOTAL PRIORITY AREA 3</b>                                |                       | <b>93,150</b>      |

\* Breakdown of costs for staff and personnel:

International Consultants

Specialized Senior Consultants: fees included under contractual services

International and Substantive Staff

NPO (Justice Expert) (Dakar) (2.5 months): 5,900 USD x 2.5: 14,750 USD

Administrative Staff

SB-4 level (Dakar) Programme Assistant Justice (3 months): 2,800 USD x 3: 8,400 USD

|  |                   |
|--|-------------------|
| <b>SUB TOTAL 1+2+3</b>                       | <b>380,492</b>    |
| <b>Indirect programme support costs (7%)</b> | <b>26,634.44</b>  |
| <b>OVERALL TOTAL</b>                         | <b>407,126.44</b> |