**Approved by** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Prepared by**: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**TERMS OF REFERENCE**

**FOR INDIVIDUAL CONSULTANT**

**August-November 2023**

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| **TERMS OF REFERENCE (to be completed by Hiring Office)** |
| Hiring Office: | **UNFPA CO in Kyrgyzstan**  |
| Purpose of consultancy: | **Individual International Consultant to conduct analysis of mental health law** Recent emergencies such as covid-19 and cross-border conflict in Batken as well as rapidly increasing GBV requires mental health and psychosocial support as a part of response to GBV in emergencies and development contexts. Increased recognition of Mental Health and Psychosocial Support (MHPSS) needs in emergencies has led to a proliferation of MHPSS activities across sectors. Frequent cross-border armed conflicts in Batken, emergency situations, and high number of S-GBV cases revealed the lack of MHPSS expertise and gaps in national capacity resulted from lack of MHPSS legislation and well structure MHPSS services. UNFPA is engaging international consultant to provide technical support and expertise in drafting the mental health law and specific recommendations for its adaption in Kyrgyz Republic. It is anticipated that the mental health law will provide a framework and standards for the protection/promotion of the rights of people with mental health conditions and to codify the principles, values, aims and objectives of mental health policies and plans. It is crucial that mental health legislation promotes integrated, community-based care and support and acts to improve the quality of services and promote the rights of people with mental health conditions. It is also essential that it ensures informed consent, confidentiality and the involvement of users and their families in decision-making. National mental health legislation should be developed/updated in line with international human rights covenants and instruments. The international consultant is expected to provide specific recommendations on adaption of the mental health law and set of recommendations for Governments and legislating bodies to adopt rules, regulations and codes of practice for implementing the legislation.  |
| Scope of work:*(Description of services, activities, or outputs)* | The international consultant, under the supervision of UNFPA CO Gender NPA, will have the following duties and responsibilities: **1. Methodological and technical support to conduct the analysis of international legislation and provide guidance to analyze the national legislation (dates 10** days)Conduct the desk-review of international legislation and standards in field of mental health and MHPSS to provide overview of practice that can be applied to Kyrgyz Republic.Conduct situational analyses in Kyrgyz Republic about medical, social, educational, prisons, and emergency services linked to MHPSS.Provide technical expertise, guide and support to UNFPA national counterparts to conduct analysis of existing mental health-related laws that impacts and affects mental health in Kyrgyz Republic, and review existing legislation affecting people with mental health conditions and to draft new laws. **2. Support to formulate the mental health law (10 days)**Draft the mental health law in accordance with the international standards and based on the examination of national legislation that includes and covers general health, social welfare, disability, GBV, anti-discrimination, human rights, housing, employment, criminal justice, etc.  Conduct consultation meetings (online, offline and hybrid modality is welcome) with national counterparts, Governments and legislating bodies, taking into consideration differing areas of expertise and viewpoints to ensure that the new/or amended legislation is thorough and comprehensive and balances the priorities and opinions of the various stakeholders.**Final report on the result of the consultancy (dates xx)**.  |
| Duration and working schedule: | 20 working days in the period of August-November, 2023 At least four online meeting with the members of law working groups Trip to KR (5 days in November-2023 in Bishkek. 5 days in Osh)  |
| Place where services are to be delivered: | Bishkek, Kyrgyzstan   |
| Delivery dates and how work will be delivered(*e.g.* electronic, hard copy etc.): | The key deliverables and timeline for this consultancy are as below: Desk-review of international legislation analysis in field of mental health Situational analysis of mental health system and services.Draft of the national mental health legislation in line with international human rights covenants and instrumentsFour online consultations for mental health law working group and 1 offline consultation in Bishkek One trip to KR (10 days) Cost related to trip to Kyrgyz Republic will be covered by UNFPA (DSA, transportation)  |
| Monitoring and progress control, including reporting requirements, periodicity format and deadline: | Monitoring of consultant’s duties will be conducted by: UNFPA CO NPA on Gender  |
| Supervisory arrangements:  | Guidance and clarification on substantive issues to international consultant will be provided by: UNFPA CO NPA on Gender  |
| Expected travel: | The consultant will deliver the consultancy online and conduct one offline visit to Kyrgyz Republic  |
| Required expertise, qualifications and competencies, including language requirements: | **Specific requirements:*** Advanced university degree in social science, gender studies, public health and/or any relevant subject.
* At least 10 years of experience working on MHPSS and psychosocial support or gender equality, GBV,
* At least 7 years of experience of developing strategy and policy papers, Guides and SOPs in MHPSS, public health and social psychology.
* Knowledge of UN Guides and SOPs in GBV response and MHPSS in emergency is asset
* Knowledge of Russian and English languages

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| Inputs / services to be provided by UNFPA or implementing partner (e.g support services, office space, equipment), if applicable: |  |
| Other relevant information or special conditions, if any: |  |
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