



## PROGRAMME EXECUTIVE COMMITTEE MEETING - APPROVED RESOLUTIONS

*23-24 October, 2014 - Rarotonga, Cook Islands*

The PEC resolved the following matters during the Ninth PJDP Phase 2 Programme Executive Committee Meeting in Rarotonga, Cook Islands (23-24 October, 2014):

### **Resolution 1:**

The PEC **endorses** the MSC's End-of-Programme evaluation strategy, noting that the scope of the evaluation activities will be determined by available resources, and the ability to receive support / information remotely.

### **Resolution 2:**

The PEC **endorses** the proposed 'Additional Activities' presented (subject to availability of funding / underspend), in the following priority order:

- Additional Support to the Implementation of the Complaints Handling Toolkit (Vanuatu).
- MSC Initial Re-engagement Visit to Fiji Judiciary.
- Concept Paper on Remote Delivery of PJDP Services (Regional).
- Delay Reduction Toolkit (Samoa).
- Responsive Fund (Regional).

### **Resolution 3:**

The PEC **endorses** the MSC's progress and budget reporting, with the meeting noting that the projected expenditure for the Programme to end-June 2015 (above 95%) was very positive.

### **Resolution 4:**

The PEC **notes** the re-inclusion of Fiji in the Pacific Island Forum, and **endorses** the re-inclusion of Fiji in the PJDP. The PEC authorised the MSC to make an informal approach to the Chief Justice of Fiji and visit Fiji to brief him on the PJDP. Subsequent to the advice of the MSC, the Chair of the PEC will write to the Chief Justice of Fiji on behalf of the PEC to invite the Chief Justice to the Chief Justices' Leadership Workshop in Apia, Samoa (20-22 April, 2015).

### **Resolution 5:**

The PEC **noted** that the Activity Concept Note for the Pacific Judicial Support Initiative (PJSI) is an internal MFAT document, and so cannot be released to PJDP stakeholders in the region.



**Resolution 6:**

The PEC **noted** the likelihood of a gap between the end of the PJDP (30 June, 2015) and the commencement of implementation of the PJSI. The PEC recognised and **endorsed** the need for a 6-month Interim Programme (July-December 2015), and directed the MSC to develop a draft plan and budget to continue selected activities. This draft plan will need to be submitted to the PEC for its consideration by 24 November, 2014 (with the possibility of a PEC teleconference to be scheduled in the week following submission, if needed). Activities will focus on support to the: Regional Leadership; Regional Training Team; implementation of existing toolkits (2 local implementation activities and regional implementation of the Project Management Toolkit); and core MSC costs, estimated to cost no more than AUD 500,000.

**Resolution 7:**

The PEC **noted** MFAT's concern with the need to nominate appropriate candidates for all training. Consequently, the PEC directed the MSC to diplomatically query any nominations that do not meet the defined selection criteria, however, that final decisions rest with the nominating judiciary.

**Resolution 8:**

The PEC **noted** the appointment of the new Chief Justice Jone Madraiwiwi for Nauru. The PEC noted that it, through the Chair, would write forthwith to the Chief Justice of Nauru to invite him to the next Chief Justices, and requested that the MSC subsequently communicate with the new Chief Justice to update him on the PJDP, and to nominate the appointment of a National Coordinator.

**Resolution 9:**

The PEC **noted** the 'Summary of the National Coordinators' Discussions (attached **below**)

**Resolution 10:**

The PEC **approves** the publication of PJDP materials developed since the previous meeting, on the website.

**Resolution 11:**

*The PEC confirmed that the next meeting of the Programme Executive Committee will be held in Apia, Samoa as the wrap-up meeting for the end of Phase 2 (immediately after the Chief Justices' Leadership Workshop) on 23-24 April, 2015, including a completion function to mark the end of the PJDP.*

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## PACIFIC JUDICIAL DEVELOPMENT PROGRAMME

### National Coordinators' Leadership Workshop

20-22 October, 2014 - Rarotonga, Cook Islands

#### SUMMARY OF NATIONAL COORDINATORS' DISCUSSIONS

The following points summarise the discussions held by the National Coordinators of the PJDP and their representatives - in the absence of Nauru and Tokelau - comprising 12 Pacific Island Countries (PICs) being Cook Islands, Federated States of Micronesia, Kiribati, Marshall Islands, Niue, Palau, Papua New Guinea, Samoa, Solomon Islands, Tonga, Tuvalu and Vanuatu - have convened in a meeting held in Rarotonga, Cook Islands, between 20-22 October, 2014:

The Meeting sought clarification on whether:

1. Fiji's involvement in the PJDP would recommence following the recent elections 17 September, 2014.
2. Nauru's involvement in the PJDP would continue now that a new Chief Justice and Resident Magistrate have been appointed.
3. What the Pacific Judicial Support Programme (PJSP) will include. More specifically:
  - Will the development and implementation of toolkits continue under the proposed PJSP?
  - Will the Responsive Fund Mechanism form part of the proposed PJSP?
  - Is there the possibility of expanding the Responsive Fund Mechanism under the PJSP to allow more support for in-country activities?
  - Is there the potential under the PJSP to broaden the scope of the Responsive Fund Mechanism to include procurement of equipment (especially for smaller jurisdictions).
4. Are there any alternative options or plans being considered in case funding is not made available by the Government of New Zealand to support the PJSP?

Further, National Coordinators noted that in their view:

5. The toolkit concept, and the toolkits developed under PJDP Phase 2, are a very useful resource for jurisdictions participating in the PJDP.
6. Additional toolkit topics for future toolkits, if developed, may include a: Court Registry Staff Toolkit; and Court Process and Procedures Toolkit.

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