

INITIATIVE EXECUTIVE COMMITTEE MEETING - RESOLUTIONS*Apia, Samoa**6 April, 2017*

The IEC resolved the following matters during the 2nd PJSI Initiative Executive Committee Meeting held in Apia, Samoa (6 April, 2017):

Resolution 1:

The IEC **accepted** the PJSI Team's Progress Report and acknowledged the progress made under the PJSI to-date.

Resolution 2:

The IEC **accepted** the PJSI Team's Financial Report. The IEC **approved** the following additional activities to enable the PJSI Team to further develop / scope and implement the:

1. Additional support to orientation & decision making training;
2. Contingency to be retained;
3. Develop an ICT Options Paper in time for the next IEC Meeting (September 2017);
4. Support to the PacLII Ministerial Delegation for two chief justices, a senior member of the PJSI Team, and the PacLII Director;
5. Develop Session Planning Toolkit;
6. Efficiency (*location TBC*);
7. Any balance of underspends to be allocated to Additional LIF activities (if feasible).

Activity costs and fees will remain in-line with the approved unit amounts in the PJSI budget.

Resolution 3:

The IEC **noted** the 'Chief Justices' Recommendations' (attached in the **Annex**). The meeting endorsed all recommendations and the updated scheduling sheet, with the exception of:

- *Recommendation 1:* to task the PJSI Team to draft a letter for the IEC Chair with regards to engaging with the USP School of Law, and drafting a Memorandum of Understanding to formalise arrangements if and as required.
- *Recommendation 10:* which was refined in line with IEC *Resolution 2* to task the PJSI Team to: develop an ICT Options Paper in time for the next IEC Meeting (September 2017); and support the PacLII Ministerial Delegation for two chief justices, a senior member of the PJSI Team, and the PacLII Director.

Resolution 4:

The IEC **requested** that the planned Leadership Workshop (5-7 September, 2017) should focus on: change leadership; change management; and team leadership. Consequently, the originally

Approved *[Signature]* 08.04.2017.



proposed focus on Gender and Family Violence would no longer form part of this workshop and be relocated to subsequent regional workshop.

Resolution 5:

The IEC **approved** the publication of PJSI materials developed, on the website.

Resolution 6:

The IEC **confirmed** that the next meeting of the IEC will be held remotely on Thursday 28 September, 2017 (4:00pm Tonga-time).

Approved 08.04.2017 Jalew



Annex: Chief Justices' Leadership Forum Recommendations

PACIFIC JUDICIAL STRENGTHENING INITIATIVE

Second Chief Justices' Leadership Forum Recommendations

Apia, Samoa - 3-5 April, 2017

We, the Chief Justices and Chief Justices' Representatives of the Pacific Judicial Strengthening Initiative (PJSI) - in the absence of Nauru - comprising 13 Pacific Island Countries (PICs) being Cook Islands, Federated States of Micronesia, Kiribati, Niue, Palau, Papua New Guinea, Republic of Marshall Islands, Samoa, Solomon Islands, Tokelau, Tonga, Tuvalu, and Vanuatu - have convened at the Chief Justices' Leadership Forum held in Apia, Samoa (3-5 April, 2017), make the following recommendations for the consideration of the Initiative Executive Committee (IEC) of the PJSI.

The Forum:

1. **Endorsed** the strategy developed for the *Career Gateway* activities (with USP Law School) and further **endorsed** PJSI's ongoing support to this activity. Chief Justices requested further: clarification of the proposed target audience for the Certificate / Diploma of Justice courses; options for various implementation modalities (in particular remote delivery, blended delivery, and in-country delivery options); and detail and focus provided on the draft curriculum developed to-date. Chief Justices authorised extending discussions with USP regarding engaging with the School of Law, and to drafting a Memorandum of Understanding to formalise arrangements. A number of PICs expressed interest in participating in the pilot course, including: Cook Islands, Kiribati, Niue, Palau, Papua New Guinea, Republic of Marshall Islands, Samoa, Solomon Islands, Tokelau, Tonga, and Vanuatu.¹

The Forum **established** a sub-committee to oversee this activity between meetings comprised of: Chief Justice Muria; Chief Justice Palmer; and Chief Justice Injia.

2. **Endorsed** the strategy developed for the *Career Pathways* activity (with PNG CJE). The Forum noted that this activity is exploratory in nature, and **endorsed** further PJSI support being provided to this activity subject to the five 'red lines' identified in the concept paper being met notably including appointment of a permanent Executive Director.

The Forum **established** a sub-committee to oversee this activity between meetings comprised of: Chief Justice Muria; Chief Justice Palmer; and Chief Justices Injia.

3. **Endorsed** the draft Human Rights Toolkit and the strategies and approach developed to pilot the draft toolkit.
4. **Endorsed** the draft Gender and Family Violence Toolkit and the strategies and approach developed to pilot the draft toolkit.
5. **Noted** that Chief Justices' Leadership Fora are intended to be closed meetings (as noted by the first Forum in Port Moresby) and Chatham House Rule applies. Where a Chief Justice is

¹ Note: Representatives for Nauru and Tokelau were not able to participate in the Forum at the time of this discussion. Consequently, both jurisdictions may have an interest in being involved in the pilot course and PJSI will ensure that they are also invited to participate.

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unable to participate, s/he may nominate an appropriate representative to attend the Forum. Non-judicial officers would only have observer status.

6. **Noted** the recent passing of Senior Justice of the Peace Mr. John Kenning, the Lay Judicial Officer Representative on the PJSI Initiative Executive Committee (IEC). Chief Justices are asked to identify possible new Lay Judicial Officer Representatives (sent by email to the MFAT representative, Ms. Elise Trewick) for the IEC's consideration.
7. **Noted** that the maintenance of PacLII is essential to the operational effectiveness of courts in the Pacific. The Forum **endorsed** the proposal that a delegation approaches the Australian Department of Foreign Affairs and Trade and the New Zealand Ministry of Foreign Affairs and Trade. The delegation will be led by the PJSI Chair, Chief Justice Palmer, and include the PacLII Director.

The Chief Justices **requested** the PacLII Director to develop a collective Memorandum of Understanding (MoU) with the PJSI Chief Justices as a group. The draft MoU will be circulated by the PacLII Director after the conclusion of the Forum for Chief Justices' consideration. Individual MoUs can then also be concluded between PacLII and each jurisdiction.
8. **Noted** that: technology and the courts; judicial control of budget; separation of powers; and the use of specialist courts to address specific justice issues are of interest to a number of the PJSI partner courts. The PJSI Team was requested that time is allocated in open / discussion sessions at the next Chief Justices' Leadership Forum for Chief Justices whose courts have relevant experience to discuss and showcase their experiences.
9. **Endorsed** the *Approach to Judicial Orientation and Other Training* developed by the PJSI and the strategic, andragogic, and implementation approach adopted by PJSI in its training and capacity building activities.
10. **Endorsed** the scheduling of activities as discussed at the Forum and the proposed additional activities, including: support to orientation and decision making training (retired Judicial Officers); the retention of appropriate contingency amounts; the development of a Leadership Adviser role; the development of a Session Planning Toolkit for Judicial Officer Orientation; an additional Efficiency activity; and reallocation of any remaining underspends to additional LIF activities, if possible.

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Appendix One - Regional and Local Activities Schedule


Pacific Judicial Strengthening Initiative

Activity Schedule

as at 6 April, 2017

Regional Activities:

Activity	Indicative Timing	Location
1. 1 st Chief Justices' Leadership Forum	7-9 Sep, 2016	PNG
2. 1 st Initiative Executive Committee Meeting	10 Sep, 2016	PNG
3. Project Management and Evaluation Workshop	20-24 Feb, 2017	Vanuatu
4. 2 nd Chief Justices' Leadership Forum	3-5 Apr, 2017	Samoa
5. 2 nd Initiative Executive Committee Meeting	6 Apr, 2017	Samoa
6. Regional Certificate-level Training-of-Trainers Workshop	12-23 Jun, 2017	Cook Islands
7. Leadership Workshop (Topic: <i>change leadership/management and team leadership</i>)	5-7 Sep, 2017	Tonga
8. 3 rd Initiative Executive Committee Meeting	25 Sep, 2017	Remote
9. Regional Lay Judicial Officer Orientation Workshop	Pre-workshop TOT (15-17 Nov) 20-24 Nov, 2017	Solomon Is.
10. Substantive / Capacity Development Training-of-Trainers Workshop (Topic: <i>A2J & HR &/or GFV TBC</i>)	12-16 Feb, 2018	Vanuatu
11. 3 rd Chief Justices' Leadership Forum	16-18 Apr, 2018	Auckland
12. 4 th Initiative Executive Committee Meeting	19-20 Apr, 2018	Auckland
13. 5 th Initiative Executive Committee Meeting	Sep, 2018	Remote (TBC)
14. Substantive / Capacity Development ToT Workshop (Topic: <i>Efficiency & GFV &/or HR TBC</i>)	26-30 Nov, 2018	PNG
15. Regional Training Workshop (Topic: <i>Decision-Making, TBC</i>)	Pre-workshop TOT (18-19 Feb, 2019) 20-22 Feb, 2019	Solomon Is.
16. 4 th Chief Justices' Leadership Forum	1-3 Apr, 2019	Palau
17. 6 th Initiative Executive Committee Meeting	4-5 Apr, 2019	Palau

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Leadership Incentive Fund Activities:

Activity
LIF Applications available for all PICs (depending on availability of funds - assessed on a 'first-in-first served' basis)

In-PIC Local Activities:

Activity	Tentative Timing	Location
1. Local Project Management and Planning Visit #1	29 Apr-14 May, 2017	Tokelau
2. Local Project Management and Planning Visit #2	TBC	TBC
3. Local Project Management and Planning Visit #3	TBC	TBC
4. Local Project Management and Planning Visit #4	TBC	TBC
5. Local Project Management and Planning Visit #5	TBC	TBC
6. Local Project Management and Planning Visit #6	TBC	TBC

Access to Justice Output (Enabling Rights)

1. Local Visit #1	15-26 May, 2017	FSM
2. Local Visit #2	5-16 Mar, 2018	Marshall Islands
3. Local Visit #3	1-12 Oct, 2018	Cook Islands
4. Local Visit #4	29 April-10 May, 2019	Vanuatu

Professional Development Output

1. Local Orientation Visit #1	19-28 Jul, 2017	Tuvalu
2. Local Orientation Visit #2	6-17 Aug, 2017	Marshall Islands
3. Local Orientation Visit #3	9-18 May, 2018	Samoa
4. Local Orientation Visit #4	18-29 June, 2018	Solomon Islands

Human Rights Output

1. Piloting of HR resource / toolkit	24 Apr-5 May, 2017	Solomon Islands
2. Local Visit #1	20 Nov-1 Dec, 2017	PNG
3. Local Visit #2	23 Apr-4 May, 2018	Kiribati
4. Local Visit #3	4-15 Feb, 2019	Tonga

Gender and Family Violence Output

1. Piloting of GFV resource / toolkit	Apr-May, 2017 (TBC)	Tonga
2. Local Visit #1	16-27 Oct, 2017	Nauru

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Activity	Tentative Timing	Location
3. Local Visit #2	19 Feb-2 Mar, 2018	Cook Islands
4. Local Visit #3	16-27 Jul, 2018	Vanuatu
5. Local Visit #4	11-22 Mar, 2019	Tuvalu
6. Local Visit #5	April, 2019 (TBC)	Palau
Efficiency Output		
1. Local Visit #1	23 Oct-2 Nov, 2017	Palau
2. Local Visit #2	11-22 Jun, 2018	Niue
3. Local Visit #3	13-24 August, 2018	Tokelau
4. Local Visit #4	4-15 Feb, 2019	Nauru

In-PIC / remote regional activities:

Activity	Tentative Timing	Location
National Leadership Output		
1. Remote Delivery Facilitation #1	Sept 2016-May 2017	Remote / Regional
2. Remote Delivery Facilitation #2	Jun 2017-May 2018	Remote / Regional
3. Remote Delivery Facilitation #3	Jun 2018-May 2019	Remote / Regional
Localising Professional Capacity Building Output		
1. Mentoring / resource sharing with local trainers	Sept 2016-May 2017	Remote / Regional
2. Mentoring / resource sharing with local trainers	Jun 2017-May 2018	Remote / Regional
3. Mentoring / resource sharing with local trainers	Jun 2018-May 2019	Remote / Regional
Institutionalising Professional Development Output		
1. Career Gateway: Local Visit #1	30 Jan-3 Feb 2017	Vanuatu
2. Career Gateway: Local Visit #2	4-9 June, 2017	Vanuatu
3. Career Gateway: Local Visit #3	TBC	TBC
4. Career Pathway: Local Visit #1	31 Oct-4 Nov 2016	PNG
5. Career Pathway: Local Visit #2	1-6 Oct, 2017	PNG
Accountability Output		
1. Collection, analysis & publication of court performance data	TBC	Remote
2. Expand collection of data	TBC	Remote
3. Court User Perception Surveys	TBC	Remote
4. Data Management: collection, collation, analysis & reporting (IFCE Adviser)	TBC	Remote

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Activity	Tentative Timing	Location
Accountability Output		
1. M&E Assistance Local Visit #1	20-24 Feb, 2017	Vanuatu
2. M&E Assistance Local Visit #2	May, 2017 (TBC)	Kiribati
3. M&E Assistance Local Visit #3	May, 2017 (TBC)	Niue

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