



## PROGRAMME EXECUTIVE COMMITTEE MEETING - RESOLUTIONS

23-24 April, 2015 - Apia, Samoa

The PEC resolved the following matters during the Tenth (Final) PJDP Phase 2 Programme Executive Committee Meeting in Apia, Samoa (23-24 April, 2015):

### **Resolution 1:**

The PEC **endorses** the MSC's Programme Completion Report and requests the MSC to submit this directly to the New Zealand Minister of Foreign Affairs.

### **Resolution 2:**

The PEC **noted** the 'Justices' Recommendations' (attached in the **Annex**). The PEC **endorsed** all recommendations, excepting:

- 'Recommendation 3 b.': Further to clarification received from MFAT with regards to future activities, this recommendation from Chief Justices should be re-cast as follows:  
*Funding for the planned regional Project Management Workshop may be reallocated to address the activity priorities for the Interim Plan period (1 July-31 December, 2015) as expressed by the Chief Justices' Leadership Workshop. Proposed changes will be subject to available funds and necessary contracting approvals.*
- Recommendation 4: to modify the letter of Chief Justices to Minister McCully to add the words:  
*'As you know, PJDP ends in two months on 30 June 2015. But we are anxious about the commencement of the new project Pacific Judicial Strengthening Initiative as a matter of urgency.'*

### **Resolution 3:**

The PEC **endorses** the MSC's progress and budget reports.

The PEC further **endorses** the proposed 'Additional Activities' to end-June 2015, as follows:

- Court Annual Reporting support to additional courts (Kiribati and Tonga).
- Purchase of up to 40 youth justice / family group conferencing publications.
- Development of additional Unrepresented Litigants information brochures following on from the earlier Enabling Rights Project.
- Development of a needs / gap analysis framework following on from the experience gained in piloting the Project Management Toolkit.
- Additional Responsive Fund activities, noting that the conditions for applications will need to be more exacting with regards to: applicant courts needing to forward-finance all expenditure; and that all expenditure claims relating to an application are completed by 15 June, 2015 to a standard that allows for onward invoicing to MFAT.

Proposed additional activities will be subject to available underspends.



**Resolution 4:**

The PEC **endorsed** the proposed revisions to the 6-month Interim Programme (July-December 2015), as follows:

- *Reallocation of:* funds from the proposed regional Project Management Workshop; and underspends resulting from linking PEC / CJs' meetings with the LAWASIA conference in Sydney.
- *Development of alternate activities, namely:* further development and small-scale pilot of Remote Delivery in the region; ongoing (remote) Court Annual Reporting support to selected PICs; and additional Responsive Fund allocations.

**Resolution 5:**

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

**Resolution 6:**

The PEC **confirmed** that the next meeting of the Programme Executive Committee will be held under the Interim Plan, in Sydney on 4 November, 2015 (immediately after the Chief Justices' Leadership Workshop on 2-3 November).

**Resolution 7:**

PEC **expresses** its sincere and profound appreciation and gratitude to the New Zealand Government for its support and funding over the five years of the Programme.

**Resolution 8:**

The PEC **expresses** its sincere and profound appreciation and gratitude to the MSC for the excellent work carried out by the Federal Court of Australia and the PJDP Team - and in particular Dr. Livingston Armytage, Team Leader, and Mr. Lorenz Metzner, International Programmes Manager - over the five years of the Programme.

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## Summary of Chief Justices' Recommendations to the PEC

### PACIFIC JUDICIAL DEVELOPMENT PROGRAMME

#### Chief Justices' Leadership Workshop

20-22 April, 2015 - Apia, Samoa

#### CHIEF JUSTICES' RECOMMENDATIONS

We, the Chief Justices and Chief Justices' Representatives of the PJDP - in the absence of Federated States of Micronesia, Marshall Islands, Tokelau, and Tuvalu - comprising 10 Pacific Island Countries (PICs) being Cook Islands, Kiribati, Nauru, Niue, Palau, Papua New Guinea, Samoa, Solomon Islands, Tokelau, Tonga, and Vanuatu have convened in a meeting held in Apia, Samoa, between 20-22 April, 2015, and make the following recommendations for the considerations of the Programme Executive Committee (PEC) of the PJDP:

The Meeting:

1. **Endorses** and adopts the Remote Delivery Concept Paper presented to the Chief Justices' Leadership Workshop in Apia.
2. **Endorses** and adopts the Outcomes and Results (Completion) Report presented to the Chief Justices' Leadership Workshop in Apia.
3. **Endorses** the Six-month Interim Plan presented to the Chief Justices' Leadership Workshop in Apia.

In discussions the Chief Justices recommended to the PEC that Interim Plan activities are undertaken as follows that:

- a. The timing of the next round of Leadership Meetings for the Programme Executive Committee (PEC) and Chief Justices Leadership Workshop is held back-to-back with the LAWASIA Conference in Sydney in early November 2015. It is, therefore, recommended to the PEC that the next Chief Justices' Leadership Workshop is held from 2-3 November; and that the PEC Meeting is held on 4 November. Chief Justices acknowledge that arrangements will be as per those for the Chief Justices' Leadership Workshop in Auckland, where individual courts (with possible exceptions) will pay for all travel and related costs for their respective Chief Justice to attend the LAWASIA Conference in Sydney, and the PJDP will provide support for accommodation and meals for the duration of the PJDP workshop. Additionally the Managing Services Contractor was asked to invite PacLII to present to the next Chief Justices' Leadership Workshop.
- b. The planned regional workshop is used primarily as an opportunity to consult Chief Justices on the proposed design for PJSI. Proposed timing for this meeting is July / August with a final date to be scheduled in consultation with MFAT. The likely location for this consultation will be Auckland.
- c. The planned toolkit activities are implemented as follows: Judge's Orientation Toolkit - implemented in Tonga; and Delay Reduction Toolkit - implemented in Nauru.



- d. If funds become available due to underspends, that additional scoping and planning is undertaken to scope and further develop the endorsed Remote Delivery Concept Paper.
  - e. Notes the importance of ongoing support under the Court Annual Reporting Project and directs the MSC to explore options to enable further support is provided to PICs in this area.
4. **Request** the PEC Chair to finalise and sign the Chief Justices' letter for formal submission to the New Zealand Minister of Foreign Affairs as a cover letter for the formal submission of the endorsed Outcomes and Results (Completion) Report.
  5. **Expresses** its sincere and profound appreciation and gratitude to MFAT for its support and funding over the five years of the Programme.
  6. **Expresses** its sincere and profound appreciation and gratitude to the MSC for the excellent work carried out by the Federal Court of Australia and the PJDP Team over the five years of the Programme.

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