



Pacific Judicial Development Programme Newsletter - Issue 8

Welcoming Remarks

Welcome Back! We are soon approaching the mid-point of the 24-month Extension Phase and it has been great to see the progress that is being made across the PJDP's activities. Key activities since our last issue include: the Programme Executive Committee Meetings and Chief Justices' Workshop held in Auckland; Advanced Curriculum Development and Programme Management Workshop, the Decision Making Workshop and a Family Violence and Youth Justice activity in the Cook Islands. Quite a number of Responsive Fund activities have also been delivered successfully in many of our partner courts, and it is our pleasure to feature the Solomon Islands, Palau and Vanuatu activities in this issue of our newsletter.

Additionally, PJDP recently launched another Toolkit the - **Trainer's Toolkit: Designing, Delivering and Evaluating Training Programs**. This toolkit was piloted at the *Advanced Curriculum Development and Programme Management Workshop* in Palau and further developed to incorporate feedback from the Regional Training Team and National Judicial Development Committee members. The toolkit provides practical guidance on managing key aspects of a training program, and contains many useful templates, checklists and advice for trainers: <http://www.fedcourt.gov.au/pjdp/pjdp-toolkits#trainers>

As always, the Team thanks all of our partners for their contributions and commitment to the Programme; in particular Auckland, Palau and Vanuatu for hosting the recent regional activities and the Solomon Islands, Palau and Vanuatu for contributing stories on their responsive fund activities, we always love hearing from you. We look forward to receiving future stories from our partner courts.

Dr. Livingston Armytage, *PJDP Team Leader*



8th Programme Executive Committee Meeting, Auckland, New Zealand: 13-15 March, 2014

Back Row (Left to Right): Mr John Kenning, Ms Ranmali Fernando, Dr Livingston Armytage, Mr Lorenz Metzner

Front Row (Left to Right): Chief Justice Ngiraklsong, Chief Justice Sapolu (Chair), Chief Justice Lunabek, Ms Anna Pasikale, Ms Regina Sagu



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8th Programme Executive Committee Meeting - Auckland, New Zealand: 13-15 March, 2014

The PEC meeting provided an opportunity for its members to engage with one another and discuss issues impacting both the committee and the Programme's overall progression. The Recommendations of the Chief Justices' Leadership Workshop were reviewed. A number of recommendations regarding upcoming activities in Pacific Island countries were endorsed. Further resolutions regarding the assessment of the PJDP program and its publication of materials were also made. The PEC highlighted its appreciation for MFAT's continued support to the judicial development program.

For details of the PEC meeting resolutions please refer to the PJDP website: <http://www.fedcourt.gov.au/pjdp/programme>

6th Chief Justices' Leadership Workshop - Auckland, New Zealand: 6-8 March, 2014

Chief Justices and one Deputy Chief Justice from 13 of the 14 PJDP partner courts attended the workshop to discuss the progress of PJDP activities on a regional and bi-lateral basis. A key objective was to provide a forum for leadership dialogue and networking regarding judicial development between the Chief Justices. Participants gave an overall satisfaction rating of 80%, many Chief Justices reported that the open discussions and exchange of experiences were invaluable and that the PJDP program has been "producing results" within their jurisdiction. Recommendations resulting from the workshop included:

1. The development of indicators to facilitate self-assessment; and
2. The development of additional toolkits.

The Chief Justices were briefed by guest presenters including Mr John Allen Chief Executive Officer of MFAT, Professor Gregory Reinhart of AIJA, Ms Lenore Hamilton of PacLII, and Ms Anna Pasikale also of MFAT.



6th Chief Justices' Leadership Workshop - Auckland, New Zealand: 6-8 March, 2014

Back Row: (Left to Right) Deputy Chief Justice Salika, Chief Justice Eames, Lord Chief Justice Michael Scott, Chief Justice Weston, Chief Justice Sir Gordon Ward, Chief Justice Ingram

Front Row: (Left to Right) Chief Justice Sir Albert Palmer, Chief Justice Sir John Muria, Chief Justice Lunabek, Chief Justice Dame Sian Elias, Chief Justice Sapolu, Chief Justice Yinug, Chief Justice Ngraklsong

Advanced Curriculum Development and Programme Management Workshop - Koror, Palau: 25-29 November, 2013

Eleven Regional trainers and nine National Judicial Development Committee (NJDC) members from 10 of PJDPs' partner courts attended the '*Advanced Workshop*' in Palau to build their capacity to manage judicial development programming more effectively, and to refresh and extend their presentation skills. Additionally, during this workshop PJDP's Regional Training Team mentor-support network was launched and the draft training of trainers' toolkit was presented to the group for their feedback. Post-workshop self-assessments showed a 75% increase in knowledge from all participants. Furthermore, participants rate their satisfaction with the quality, relevance, and usefulness of the workshop at over 85%.



Left to Right: Jim Seuika (Principal Magistrate, Solomon Islands); Hasinta Tabelual (Human Resource Specialist, Palau); Claudine Henry-Anguna (Registrar, Cook Islands).

Back Row [Left to Right]: Justice Vui Clarence Nelson (Samoa); Judge Lesatele Rapi Vaai (Samoa); John Kenning (Senior Justice of the Peace, Cook Islands); Deputy Chief Justice Gibbs Salika (Papua New Guinea)

Front Row [Left to Right]: Principal Magistrate Salesi Mafi (Tonga); Chief Registrar Tetiro Mate (Kiribati); Chief Registrar John Obed Alilee (Vanuatu).



Back Row [Left to Right]: Mr Daniel Rescue Jr.; President Tagaloa Kerslake; Mr Jovan Isaac; Principal Magistrate Salesi Mafi; Dr Livingston Armytage; Associate Justice Nickontro Johnny; Single Magistrate Taibo Tebaobao; Deputy Chief Justice Gibbs Salika; John Kenning; Mr Lorenz Metzner.

Middle Row [Left to Right]: Principal Magistrate Jim Seuika; Ms Hasinta Tabelual; Judge Lesatele Rapi Vaai; Chief Registrar John Obed Alilee; Justice Vui Clarence Nelson; Ms Doran Inabo.

Front Row [Left to Right]: Ms Krystle Praestiin; Ms Regina Sagu; Ms Allison Sengebau; Ms Sala Tapu; Chief Registrar Tetiro Mate; Ms Margaret Barron; Registrar Claudine Henry-Anguna; Mr Dayson Boso; Deputy Registrar Myonnie Samani.

PJDP Postcards - Advanced CD & PM Workshop, Palau



Greetings from the Advanced Training of Trainers Curriculum Development and Programme Management Workshop in Palau!

The Advanced Training of Trainers (ToT) Workshop marks the culmination of several Training of Trainers that I have attended. This workshop has been designed to empower the participants to carry out training in their respective jurisdictions.

The journey has been most rewarding in building capacity and networking with colleagues in the region - this has been the best part for me.

PJDP has throughout the years facilitated orientation programmes and specific workshops on decision making, with the support of trainers that have received ToT training in which the majority of the Samoan judges of the Land and Titles Court have attended. They have returned knowledgeable, acquired necessary skills and positive attitudes for their calling in the judiciary.

I have seen the results in the work of the Land and Titles Court in Samoa which can be directly attributed to the trainings from the PJDP.

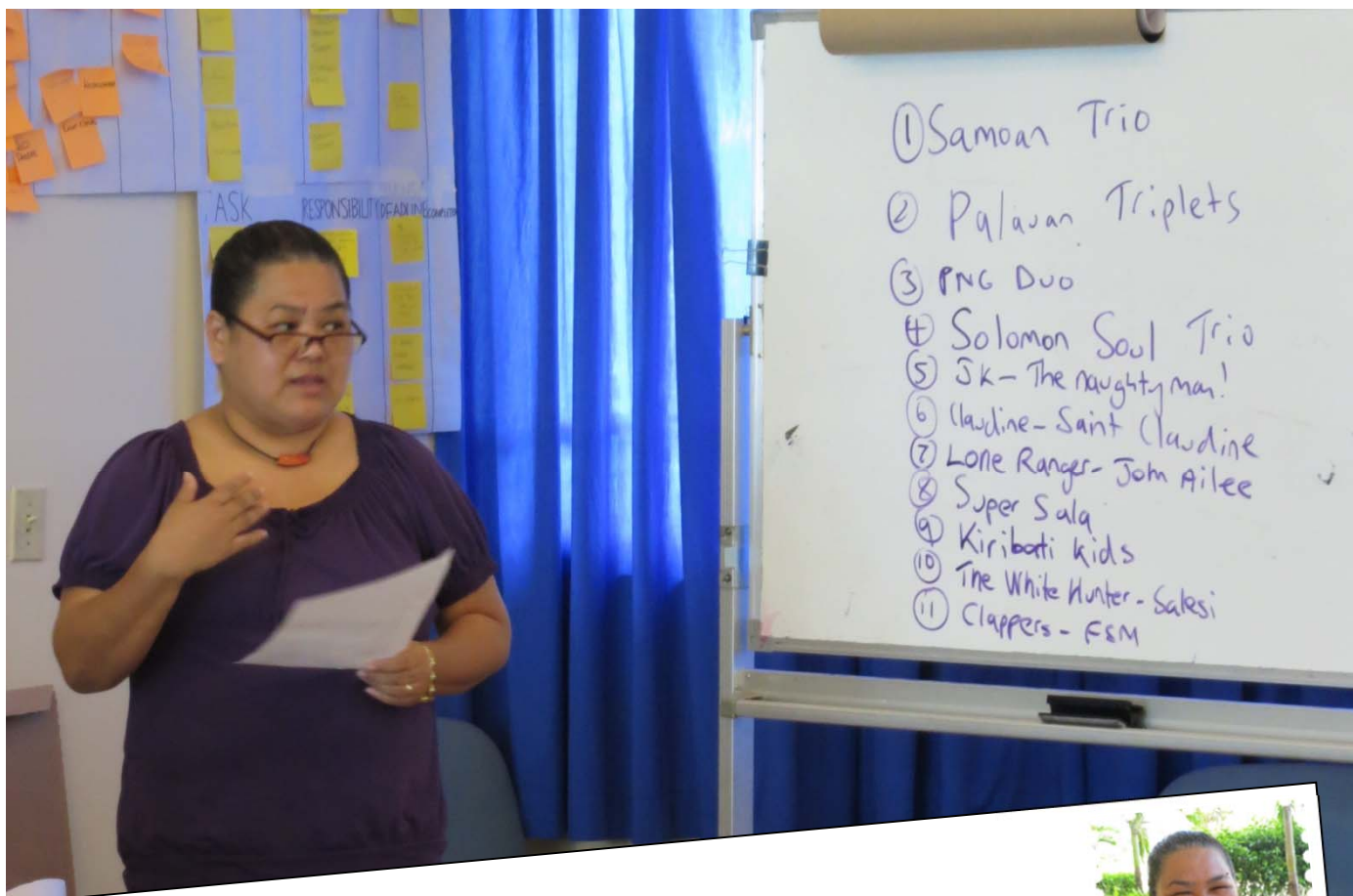
Congratulations PJDP, the facilitators and support staff.

It has been a privilege to work with colleagues and friends from throughout the Pacific.

*Hon. Tagaloa D.C. Kerslake
President
Land & Titles Court,
Samoa,*

Hon. Tagaloa D.C. Kerslake
President of the Lands and Titles Court, Samoa





Greetings from Palau!

It's great that this training took place in my country. It gave us an opportunity to showcase our island, food and culture. Twenty participants attended from throughout the Pacific and it was nice to meet old friends (from previous Training of Trainers (ToT) and Regional Training Team (RTT) trainings) and to make new ones.

This training was developed to recap what we had learned in previous ToT trainings and to further hone our presentation skills as members of the Regional Training Team.

Various topics were covered ranging from Training Needs Analysis (TNA) to Project Budgeting and Concepts of Effective Reporting. The amazing thing is not only did the facilitators know their material very well, but they were able to get it across in a fun and interesting manner.

We were also given opportunities to co-facilitate allowing us to further improve our presentation skills. An integral component of this training was that most of the exercises were done as group activities which not only fostered the exchange of ideas but at the same time took into consideration that we were adult learners who learned faster by doing than listening.

The best part for me was that a multitude of training methodologies and training aids were utilized which made the training fun, exciting and most enjoyable.

Kudos to the facilitators for a darn good training!!!! And last but not least, many thanks to PJDP and MFAT for helping our small island countries.

Allison Sengebau
Deputy Clerk - Palau Supreme Court



Regional Decision Making Workshops (Law & Lay Judicial Officers) - Port Vila, Vanuatu: 5-7 February & 10-12 February, 2014

From the 3-12 February 2014, Professor James Raymond, along with The Hon. Justice Michael Barker of the Federal Court of Australia, facilitated two workshops for lay and legally trained judicial and court officers in Port Vila, Vanuatu. Professor Raymond and Justice Barker were assisted by five members of the Regional Training Team, drawing on their individual experiences as judges and judicial decision-makers.

The first two days focused on training the Regional Training Team (RTT) on developing skills as writing teachers, who in turn utilised these skills by co-facilitating sessions as group leaders. The RTT also presented lectures on topics of their choice, including self represented litigants; domestic violence and protection orders; case flow management; ethics and customary law. The workshops were attended by participants from 13 partner courts who reported that the workshops improved their understanding of how to write a clear judgment. One participant commented that the workshop taught them *"how to cut through unnecessary issues in a case to get to the real issues that need to be decided. This improves not just judgment writing but also decision making"*. Guest speakers included Chief Justice Vincent Lunabek, HE Bill Dobbie, the New Zealand High Commissioner and Ms Mikaela Nyman, the New Zealand Development Counsellor who spoke at the welcome ceremonies.



From left to right: Justice Michael Barker; Judge Leonard Maina; Judge Kewei Kawi'u; Associate Judge Jayson Robert; Magistrate Anna Laloyer; Magistrate Mana Kaufusi; Judge James Apaniai; Mr Daniel Rescue; Deputy Registrar Noopii Tearea; Mr Edwin Amblus; Magistrate Hannaline Nalau Ilo; Associate Judge Rose Mary Skebong; Magistrate Teanneki Nemta; Chief Magistrate Stephen Felix; Principal Magistrate Salesi Mafi; Magistrate Sinclair Gora; Associate Judge Mary Lourdes Materne; Chief Registrar John Alilee. **Presenter's desk:** Chief Justice Vincent Lunabek; Mr Bill Dobbie. **Presenting:** Professor James Raymond



Above: Participants and facilitators at the Lay Decision Making Workshop



Above [Left to Right]: Justice Barker, Professor James Raymond, Chief Magistrate Stephen Felix

Family Violence and Youth Justice Workshop - Cook Islands, February 2014

A four day workshop took place in Rarotonga, Cook Islands on the 10-13 February, 2014. It was formally opened by Chief Justice Tom Weston and Deputy Prime Minister Teariki Heather, featuring an address from New Zealand High Commissioner HE Joanna Kampers. Joining the Family Violence and Youth Justice adviser Judge Peter Boshier, were Mr Cam Ronald from the Pacific Prevention of Domestic Violence Program (PPDVP), members of New Zealand Police, as well as Cook Island members of the Rational Training Team (RTT).

This workshop was designed to consider family violence and youth justice in the Pacific and Cook Islands' contexts, and how to approach related cases within the constraints of present law and process. An interagency discussion on the proposed Cook Islands Family Law Act 2014 and its application reportedly increased participants' knowledge and understanding of the proposed legislation.

Participants also considered the operation and implementation of the Prevention of Juvenile Crime Act 1968 and developed the concept to establish a Pacifica-type Court for young offenders which it is proposed will be operational in late-2014.

PJDP will visit the Cook Islands again in October 2014 to follow up on changes to how family violence and youth justice matters are being addressed.



Above: Participants at the workshop during group activity



Above: Cook Islands Deputy Prime Minister Teariki Heather formally opening the workshop

Reports from the field

SOLOMON ISLANDS RESPONSIVE FUND ACTIVITY - *DECISION-MAKING & JUDGMENT WRITING WORKSHOP FOR LOCAL COURT JUSTICES AND CLERKS, 11-15 NOVEMBER 2013*

The Solomon Islands Judiciary through the Office of the Chief Magistrate organised and conducted a four day workshop to improve the competence of Local Court Justices and Clerks to reach and render decisions. The workshop was conducted at Gizo, Western Province on 11-14 October 2013 and was attended by 12 participants.

Justices and clerks had not previously received any training on decision-making but only acquired or learned the required knowledge and skills on the job or while performing functions of the court. The training was therefore beneficial to enable participants to competently and efficiently perform an important part of their duties. The workshop focussed on organising judgments with emphasis on identifying and analysing of the issues and then sequencing the decision. A moot court on customary land dispute was conducted enabling participants to apply what they learnt.

At the end of the workshop participants were able to apply the essential components of legal reasoning, were better able to organise and sequence judgments by categorising to five distinct steps and as such now possess the ability to frame the content and structure of clear and transparent judgment.



Back Row (left to right): John Rove (Provincial Police Commander/Observer); Robertson Polosokia (Justice); Philip Bari (Justice); Silverio Maike (CLAC Justice); John Numapo (Advisor/Resource Person); Gavin Withers (Advisor/Observer)

Middle Row (left to right): Leonard Maina (Chief Magistrate/National Coordinator/Resource Person); Davis Vurusu (Magistrate/Resource Person); Panaskai Tuke (Local Court Officer); Kapi Lapo (Clerk); Rochester Zutu (Clerk); Kerry Lopaevo (Justice); Taylor Pada (Justice); Eric Kituru (CLAC Justice); Stella Katovai (Clerk); Myonnie Samani (Deputy Registrar/Observer)

Front Row (left to right): Rence Dakovolomo (Justice); Dayson Boso (Local Court Coordinator); Philis Otuana (Clerk); Andrew Savia (Justice); Daniel Hickie (Justice); Wellington Lioso (CLAC Justice); Dominic Bakele (Justice)

PALAU RESPONSIVE FUND ACTIVITY - *SUPREME COURT MEDIATION SYSTEM ENHANCEMENT PROJECT, 3-26 JANUARY 2014*

On 14-16 January 2014 Chuan Ng, a Deputy District Registrar from the Federal Court of Australia, conducted an Advanced Mediation Workshop in Palau. The activity advanced an Introductory Mediation Workshop that Mr Ng conducted in Palau in January 2013.

The workshop was attended by 13 participants, comprising; local attorneys, community leaders, and members of the Palau judiciary. Participants learned and practised a number of mediation techniques, including dealing with difficult litigants, managing expectations, and bridging cultural communication barriers.

In addition to the workshop, Registrar Ng co-mediated two Supreme Court cases alongside local resident attorneys where positive outcomes were achieved. Chief Justice Arthur Ngraklsong of Palau has praised Registrar Ng for his contribution, noting that: "*Chuan has ushered in a change in culture towards mediation and this is an excellent beginning*". Since Registrar Ng's recent visit to Palau there have already been 11 cases settled through mediation, with a number of cases waiting mediation.



From left to right: Mr Santy Asanuma, Local Businessman interested in becoming a mediator (Former Senator); Mr Brian Quirk, Court Counsel; Ms Susan Reid, Court Counsel; Ms Rebecca Earl, Court Counsel; Mr Gerdhart Braeckel, Mediator; Mr Jovan Isaac, Land Court Mediation Clerk; Mr Moses Uludong, Trial Attorney; Mr Chuan Ng, Registrar/Mediator; Ms Vameline Singeo, Attorney; Ms Hasinta Tabelual, Human Resource Specialist (Palau Supreme Court); and Mr Sherwin Yamanguchi, Mediation Clerk (Palau Supreme Court).

VANUATU RESPONSIVE FUND ACTIVITY - *ISLAND COURT MANUAL AND ORIENTATION WORKSHOP, NOVEMBER 2013*

The Vanuatu Judiciary through the Responsive Fund implemented two activities. The first activity saw the binding & printing of 300 copies of the developed Handbook for the Island Courts. The second activity comprised an Orientation Program specifically designed to train 37 newly recruited lay Justices on the content of the handbook published in November, 2013 and other identified subjects. Two workshops were organised at two different court centres. The first training was held from the 4-8 November, 2013 on the Island of Tanna at Isangel. The second training was implemented on the Island of Tongoa at Morua from 9-13 December, 2013. A total of 43 participants attended these workshops.

The workshops were a success. Thirty seven trained newly recruited justices are awaiting appointments ready to perform at the two Island Courts namely Tanna Island Court & Tongoa Island Court. Another positive outcome was the printing and binding of 300 copies of the Handbook



out of which 250 copies are printed in Bislama (local national language) while 50 booklets are printed in English. Copies have been circulated to all court centres and also distributed during the workshops. This handbook was used as the main training tool during the workshops. These activities were facilitated by Chief Magistrate Stephen Felix, Edwin Ambuse Macreveth being RTT members and the Senior Administrator of the Island Courts, Mr Shemi Joel, and a certified National Trainer.

Above: Participants of Tanna Island Court: Island Court Manual and Orientation Workshop

Schedule of activities to June 2015

Below is a brief summary of the regional activities scheduled up until June 2015:

- *Regional Lay Judicial Officer/Refresher Orientation Workshop* - Honiara, Solomon Islands, 7-12 July, 2014
- *6th National Coordinators' Leadership Workshop* - Rarotonga, Cook Islands, 20-22 October, 2014
- *9th PJDP Phase 2 Programme Executive Committee Meeting* - Rarotonga, Cook Islands, 23-25 October, 2014
- *Regional Capacity Building Training-of-Trainers Workshop* - Auckland, New Zealand, 9-20 February, 2015
- *7th Chief Justices' Leadership Workshop* - Apia, Samoa, 20-22 April, 2015
- *10th PJDP Phase 2 Programme Executive Committee Meeting* - Apia, Samoa, 23-25 April, 2015

PJDP Website

The PJDP website is available both through the: Federal Court of Australia - <http://www.fedcourt.gov.au/pjdp>; PacLII - <http://www.paclii.org/pjdp/>.

The following resources and reports have been uploaded to the PJDP website since our last newsletter:

- Trainer's Toolkit: designing, delivering and evaluating training programs
- PEC Meeting Resolutions (March, 2014)
- Annual Progress Report (January, 2014)
- 7th Quarterly Progress Report (July - September, 2013)

Comments and feedback

We welcome and appreciate comments from everyone involved in the PJDP. If you have any feedback please contact the:

Project Officer, Ms. Krystle Praestiin at:

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Contributions to the PJDP Newsletter

We would greatly appreciate National Coordinators and RTT members sending us brief articles for possible inclusion in future editions of our newsletter.

We ask that you email us up to 250 words and two or three photos of an activity that has been supported by PJDP. Or you may even want to write us a 'postcard' like the ones you see on page 4 & 5.