



PROGRAMME EXECUTIVE COMMITTEE MEETING RESOLUTIONS

26 November, 2013 - by Teleconference

The PEC resolved the following matters during the seventh PJDP Phase 2 PEC Meeting (26 November, 2013 - by teleconference). The meeting:

Resolution 1: Confirmed minutes of the sixth PJDP Phase 2 PEC Meeting (17-19 March, 2013 - Auckland, New Zealand), with one correction, namely that Ms. Regina Sagu (Director, Centre of Judicial Excellence, PNG) is included in the list of attendees.

Resolution 2: Endorsed the progress made in implementing the 24-month Extension Plan. The meeting furthermore noted that MFAT requested the MSC to explore options to increase spending in both the current financial year (2013-2014) and the next financial year (2014-2015) which may lead to additional funding, provided that there is no underspend of the 2013-2014 approved budget.

Resolution 3: Endorsed the *Recommendations of Chief Justices* from the Chief Justices' Leadership Workshop held 23-25 October, 2013 in Brisbane, Australia (see **Attachment**).

Resolution 4: The meeting approved:

- That the *Complaints Handling Processes Toolkit* is piloted in one or more PIC(s).
- The MSC to scope / develop / pilot a toolkit on Operational / Project Management.
- Up to 3 additional input-days for the 'ToT - Training & Contextual Expert' position.
- That any remaining underspend to 31 December 2013 is re-allocated to the Responsive Fund.

Resolution 5: Confirmed that the next PEC Meeting will be held 13-15 March, 2014 - Auckland, New Zealand. The meeting further noted that if it becomes impractical for the new PJDP concept note to be discussed at this time, a separate PEC meeting will be scheduled to discuss this.

Resolution 6: Confirmed that PJDP materials developed to-date can be distributed or posted on the PJDP websites.



Attachment - Recommendations of Chief Justices - Chief Justices' Leadership Workshop (23-25 October, 2013 - Brisbane, Australia)

CHIEF JUSTICES' RECOMMENDATIONS

We, the Chief Justices and Chief Justices' Representatives of the PJDP - in the absence of Tokelau - comprising 13 Pacific Island Countries (PICs) being Cook Islands, Federated States of Micronesia, Kiribati, Marshall Islands, Nauru, Niue, Palau, Papua New Guinea, Samoa, Solomon Islands, Tonga, Tuvalu and Vanuatu - have convened in a meeting held in Brisbane, Australia, between 23-25 October, 2013, and make the following recommendations for the considerations of the Chief Justices of the PJDP:

The Meeting:

1. Considered the *National Coordinators' Recommendations* as follows:

NC Recommendation 1. Is *endorsed*.

NC Recommendation 2. Is *modified as follows*: Chief Justices approve the dissemination of toolkits developed as a resource in each jurisdiction.

NC Recommendation 3. Is *modified as follows*: To be consistent with the culture and customs of the people of the Pacific, that future PJDP activities - where ever they are held, including in Australia and New Zealand - are not held on Saturdays and Sundays; and wherever possible that weekends be reserved for travel, and where not, that the Chief Justices meet on weekends.

NC Recommendation 4. Is *endorsed*.

NC Recommendation 5. Is *modified as follows*:

Activity	Location(s)	Tentative Timing
Family Violence / Youth Justice Project		
1. Implementation	Tonga	18-20 Sept, 2013
2. Implementation	Samoa	8-11 October, 2013
3. Implementation	Cook Islands	Feb 10-14, 2014
4. Implementation	Nauru	Sept, 2014
5. Implementation	Niue	Nov 2014
1. Follow-up	Vanuatu	12-15 Feb, 2013
2. Follow-up	Cook Islands	Oct 2014
3. Follow-up	Samoa ¹	18-19 Aug, 2014
4. Follow-up	Palau	15-19 Sept, 2014
5. Follow-up	Tonga	28 April, 2014
Public Information Project	Tuvalu	1 st visit: May 2014
Enabling Rights Project	Nauru	1 st visit: 1 st Qtr of 2014
National Judicial Development Committee Project	Tuvalu	1 st week March, 2014

¹ The Chief Justice of Samoa indicated that no follow-up visit was required.



Activity	Location(s)	Tentative Timing
Judicial Administration - Time Standards		
1. Activity 1	FSM	March-April 2014
2. Activity 2	Marshall Is.	March-April 2014
3. Activity 3	Samoa	TBC
4. Activity 4	Solomon Is.	Nov-Dec 2013
Judicial Administration - Delay Reduction		
1. Judicial Administration - Delay Reduction	Vanuatu	Visit 1: 25-29 Nov, 2013
2. Judicial Administration - Delay Reduction	Kiribati	May 2014
Court Annual Reporting Project		
1. Sub-regional Activity	FSM; Palau; Niue; PNG;	16-18 Oct, 2013
2. Follow-up (until first Annual Report developed)	Tonga; Vanuatu	Ongoing
Local Orientation Workshop Delivery	Tokelau	June-Sept, 2014
Decision-making Local Peer Review Project	Marshall Is.	TBC

NC Recommendation 6. Is *endorsed*.

NC Recommendation 7. Is *modified as follows*: National Coordinators formally record their appreciation of the efforts and services being provided by the PJDP Implementation Team and the engaged consultants, in addition, to the Federal Court of Australia for the courtesy of their facilities for the National Coordinators meeting.

2. Further **recommends to the PEC** that the Management Services Contractor (MSC) when sending out workshop agenda in the future, asks Chief Justices to make suggestions to the Chair of the PEC on topics that may be of communal interest for discussion at the proposed meeting.
3. Further **requests** that the PJDP Team organises for the next Chief Justices' Leadership Workshop (Auckland: 6-8 March, 2014) a presentation on:
 - a. *The International Framework of Court Excellence* to facilitate a discussion on how implementation of the framework may be approached in interested PIC jurisdictions.
 - b. Ways the court can manage the bar to improve their performance in hearings.
4. Further **requests** that the PJDP Team develop a template for salaries, terms and conditions of judges, magistrates (lay and law-trained) and court officers for CJs to complete for the information of their fellow CJs, including selective data from Australia and New Zealand.
5. **Endorses** that the timing of the next round of Leadership Meetings for the Programme Executive Committee and Chief Justices is held back-to-back with the Pacific Judicial Conference (PJC) to be held in Auckland, New Zealand. It is, therefore, **recommended to the PEC** that the next PJDP Chief Justices' Leadership Workshop is scheduled for 6-8 March, 2014 in Auckland to allow for Chief Justices to travel to Auckland for the PJC. Chief Justices acknowledge that arrangements will be as per those for the Chief Justices' Leadership Workshop in Honiara, where individual courts (with possible exceptions) will pay for all travel and related costs for their respective Chief Justice to attend the PJC in New Zealand, and the PJDP will only provide support for accommodation and meals for the duration of the PJDP workshop.



6. **Endorses** the approach proposed by the PJDP Implementation Team that for future travel for Chief Justices (without changing existing arrangements for PEC members) that the Logistics Team will provide an economy class itinerary for the routing in line with MFAT requirements, and that Chief Justices will then purchase their own ticket. The PJDP Implementation Team will then reimburse the Chief Justices up to the value of the economy class ticket.
7. **Approves** the draft press release as presented to the meeting.

NATIONAL COORDINATORS' RECOMMENDATIONS

National Coordinators' Leadership Workshop

20-22 October, 2013 - Brisbane, Australia

We, the National Coordinators of PJDP - in the absence of Niue - comprising 13 Pacific Island Countries (PICs) being Cook Islands, Federated States of Micronesia, Kiribati, Marshall Islands, Nauru, Palau, Papua New Guinea, Samoa, Solomon Islands, Tokelau, Tonga, Tuvalu and Vanuatu - have convened in a meeting held in Brisbane, Australia, between 20-22 October, 2013, and make the following recommendations for the considerations of the Chief Justices of the PJDP:

We **endorse** and **recommend** to the Chief Justices that:

8. The toolkits developed by the PJDP are a very useful resource for PICs, and commend the Programme on the development of the toolkits, as well as with regards to those toolkits yet to be developed under the 24-month Extension Phase.
9. Chief Justices approve the dissemination of toolkits developed as a resource in each jurisdiction.
10. To be consistent with the culture and customs of the people of the Pacific, that future PJDP activities - where ever they are held, including in Australia and New Zealand - are not held on Saturdays and Sundays; and wherever possible that weekends be reserved for travel, and where not, that the Chief Justices meet on weekends.
11. National Coordinators Working Group continues to explore options for redesigning the PJDP logo for any future programme after June 2015, with the support of Samoa's National Coordinator.
12. Further to detailed discussions at the National Coordinators' Leadership Workshop, the following activity locations and scheduling for in-country activities are suggested for the endorsement of Chief Justices:

Activity	Location(s)	Tentative Timing ²
<i>Family Violence / Youth Justice Project</i> 1. Implementation	Tonga	18-20 Sept, 2013

² Note: an updated version of this schedule has been attached separately to these minutes.



Activity	Location(s)	Tentative Timing ²
2. Implementation	Samoa	8-11 October, 2013
3. Implementation	Cook Islands	Feb 10-14, 2014
4. Implementation	Nauru	September, 2014
5. Implementation	Niue	Jan 2015
1. Follow-up	Vanuatu	12-15 Feb, 2013
2. Follow-up	Cook Islands	Oct 2014
3. Follow-up	Samoa	18 Aug, 2014
4. Follow-up	Palau	15-19 Sept, 2014
5. Follow-up	Tonga	28 April, 2014
Public Information Project	Tuvalu	1 st visit: May 2014
Enabling Rights Project	Nauru	1 st visit: 1 st Qtr of 2014
National Judicial Development Committee Project	Tuvalu	1 st week March, 2014
Judicial Administration - Time Standards		
5. Activity 1	FSM	March-April 2014
6. Activity 2	Marshall Is.	March-April 2014
7. Activity 3	Samoa	6-20 Jan, 2014
8. Activity 4	Solomon Is.	Nov-Dec 2013
Judicial Administration - Delay Reduction		
3. Judicial Administration - Delay Reduction	Vanuatu	Visit 1: 25-29 Nov, 2013
4. Judicial Administration - Delay Reduction	Kiribati	May 2014
Court Annual Reporting Project		
3. Sub-regional Activity	FSM; Palau; Niue; PNG;	16-18 Oct, 2013
4. Follow-up (until first Annual Report developed)	Tonga; Vanuatu	Ongoing
Local Orientation Workshop Delivery	Tokelau	August 2014
Decision-making Local Peer Review Project	Marshall Is.	April-May 2014

6. Recognising that MFAT will shortly be settling the concept note for the next phase, the National Coordinators respectfully recommend that the stakeholders including Chief Justices and National Coordinators be actively consulted in the ongoing design process.
7. National Coordinators formally record their appreciation of the efforts and services being provided by the PJDP implementation team and the engaged consultants, in addition, to the Federal Court of Australia for the courtesy of their facilities for the National Coordinators meeting.