

# DRAFT Agenda

## Fostering Inclusive Growth and Trust in Justice Institutions: *Access, Performance and Alternatives*

OECD Headquarters, Paris

12 November 2014, 9:00 – 18:00

In the follow up to the consultation with member countries on the OECD work on justice institutions, the OECD is organising a meeting under the auspices of the OECD Public Governance Committee to:

- 1) Agree on the programme of work on justice institutions within the framework of activities of the OECD Public Governance Committee; and
- 2) Exchange good practices and lessons learned in enhancing trust in justice institutions as a core element of trust in government.

This meeting will involve representatives of the OECD Public Governance Committee and justice sector experts from OECD member countries.

### Preliminary Agenda

9:00 - 9:30	Arrival of participants, welcome coffee
9:30-9:45	<b>Session 1: Introduction and purpose of the meeting</b>
	<ul style="list-style-type: none"><li>• <b>Mr. Rolf Alter</b>, Director, Public Governance and Territorial Development, OECD</li></ul> <p>This session will provide an overview of country consultation process on OECD work on justice institutions.</p>
9:45-10:45	<b>Session 2: Closing the Gap: Trust in Justice Institutions and Economic Implications</b>
	<p>This session will explore the current trends in trust in justice institutions, in the context of the OECD Trust Strategy. It will also aim to consider available data on the link between justice, economic and social performance. The session will highlight a potential role for the OECD in closing remaining gaps in understanding justice sector performance, its impact on trust in justice and public institutions more broadly and inclusive growth.</p> <p><b>Chair: Mr Bernhard Welschke</b>, Secretary General, OECD Business and Industry Advisory Committee (tbd)</p> <ul style="list-style-type: none"><li>• <b>Ms Pia Marconi</b>, Department of Public Administration, Presidency of the Council of Ministers, Delegate of the Public Governance Committee, Italy</li></ul>

- **Barbro Thorblad**, D-G, National Courts Administration, Sweden
- **Pr. Geert Bouckaert**, President of the International Institute of Administrative Sciences (IIAS); Chairman of the Commission Effective and Efficient Government
- SME representative / World Bank (tbd)

**Questions for discussion:**

- Why do performance of and trust in justice institutions matter? Why today? What is the role of the justice sector in fostering trust in government? In promoting better life?
- What are the levers and remaining gaps in understanding trust in justice institutions? What are the available data and evidence?
- How can OECD support countries in fostering trust in justice institutions?

10:45-11:00 Coffee Break

11:00-12:30 Session 3: Performance of justice institutions

**Chair: Mr. Juan Botero**, World Justice Project

**Country presentations**

- **Mr Adam Niedzielski**, Department of Strategy and Deregulation, Ministry of Justice, Poland
- **Mr David Arellano**, Head of the Legal Department of the Ministry of the Interior, Mexico
- **Mr Frédéric Jenny**, Chair, OECD Competition Committee
- **Mr Brian Preston**, Chief Judge, Land and Environment Court NSW, Australia

**Questions for discussion:**

- How can performance of justice institutions be defined? As quality of justice services? As efficiency and effectiveness of justice institutions? How can justice performance and quality of justice services be measured?
- Which elements of justice performance have the greatest impact on trust? On economic growth and social well-being? What role do effectiveness and efficiency of justice institutions play in promoting trust and inclusive economies? Reliability and integrity? Transparency and openness? Independence and capacity of the judiciary? Sound service delivery? What influences efficiency and effectiveness of justice (e.g., trial length, quality of institutions, quality of services)? How do we know? What is the right balance between independence and accountability? How to make it happen practically?
- What are the country initiatives to improve justice performance (e.g., justice service quality)? How to measure their impact? What data exist on performance of justice institutions? What are the data gaps? How can OECD help close existing gaps and advance dialogue on what works?

12:30- 14:00 Lunch

14:00-15:30

Session 4: Access to justice

**Chair: Mr Stephane Leyenberger**, Secretary General, European Commission on the Efficiency of Justice (tbd)

**Country presentations**

- **Mr Alvaro Pavez Jorquera**, Head of the Judicial Division, Ministry of Justice, Chile
- **Mr Gianluca Forlani**, Member of the General Direction on Magistrates, Ministry of Justice, Italy
- **Mr Alex Conte**, Director, International Commission of Jurists
- **Mr Martin Gramatikov**, Senior Justice Sector Advisor, Head of Measuring and Evaluation, HiIL

**Questions for discussion:**

- What is the impact of access to justice on trust in justice institutions? On growth? On reducing inequalities?
- What are the composites of access to justice? What influences perception of equal access? What is the role of justice affordability to private and public parties? Transparency? Geographical or linguistic access? E-justice? Simplicity of administrative procedures? Do some elements have greater impact on citizens' views on justice institutions, the economy and social cohesion? What is the balance between the private and public cost and its impact on public trust?
- What are the country initiatives to enhance access to justice? What is the impact of these initiatives and how to measure it? What are the challenges and opportunities in this area, in the context of fiscal consolidation?
- What internationally comparative data on access exist? What are the gaps? How can the OECD support closing the remaining gaps and promote exchange of good practices?

15:30-16:00

Coffee Break

16:00-17:30

Session 5: Alternative Dispute Resolution (ADR)

**Chair: Mr Róbert Répássy**, Parliamentary State Secretary of the Ministry of Justice, Hungary (tbd)

**Country presentations**

- **Mr Pim Albers**, Ministry of Justice, the Netherlands
- **Ms Sissil Maria Pettersen**, Deputy Director General, Norwegian Ministry of Justice and Public Security Section for European and International Affairs, Norway
- **Ms Judith Kaye**, (former) Chief Judge in the State of New York, United States
- **Professor Bülent Çiçekli**, Member of the Turkish High Council of Judges and Prosecutors, Ministry of Justice

**Questions for discussion:**

- What is the impact of ADR on trust in justice institutions? On economic growth? On reducing inequalities? Under which circumstances can ADRs leverage a positive impact on trust in justice? Stimulate economic growth? What are the good practices in balancing the use of ADR mechanisms and judicial procedures? What are the challenges and opportunities?
- What data on the use and impact of ADR mechanisms exist? What are the gaps? What are the considerations to keep in mind in interpreting data on the use of ADRs?
- How can the OECD support closing the remaining gaps and promote exchange of good practices?

**17:30-18:00****Way forward on OECD work on justice institutions**

- **Mr. Rolf Alter**, Director, Public Governance and Territorial Development, OECD

**Questions for Discussion:**

- Which among the action lines discussed at the meeting are considered to be the highest priorities in your country? Are there other action lines not discussed that your country considers important?
- What governance approach would ensure effective integration of this work into the activities of the Public Governance Committee, exchange of good practices among experts and reliable data input?