

Consolidation of Justice Sector Policy Development in Ukraine

Funded
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COUNCIL OF EUROPE



Implemented
by the Council of Europe

Appendix 2
to Annex I: Description of Action
Grant Contract ENPI/2014/351692

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WORK PLAN 2015-2016

Draft

Specific Objectives/Expected Results	Recipients, stakeholders and implementing partners ¹	Activities	2015				2016			
			Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4
<i>Specific Objective 1.</i>										
<i>To support the Ukrainian authorities and the Major Project in implementing the Justice Sector Reform Strategy and its Action Plan, namely by ensuring that the reform process itself and the resulting design of the justice sector are in line with Council of Europe norms and standards</i>										
Expected result 1.1										
Recommendations are provided in the course of implementation of the JSRSAP in order to make sure that the justice reform process and the justice sector designed are in line with Council of Europe standards										
Activity 1.1.1 Provide support to the Ukrainian stakeholders of the justice sector reform and to the Major Project in order to make sure that the	1.1.1.1 Provision of expert support, background documents, legal analyses, opinions in the justice sector reform process	HCJ	Analytical report on the role of the Councils for the Judiciary in the legislative process in CoE member states							
		NBA, other stakeholders	Assessment of the development needs of the Bar and recommendations for concrete improvements							

¹The lists of recipients, stakeholders and implementing partners indicated for each activity are not final and may be modified as appropriate.

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reform under way is in line with Council of Europe standards	1.1.1.2 Organisation of or contribution to meetings and events on important issues linked to the justice sector reform process	HCJ, USAID, Major Project	Contribution to the Orientation workshop “Results, experience, challenges and solutions for Ukraine”								
		SCU, all high courts	A series of round tables on harmonisation of national case law								
		FLA Centre, civil society, other	Supporting discussions on further development of free legal aid in civil and administrative cases								
		SCU, other recipients, OSCE, Major Project	Contribution to International conference on right to property in occupied territories								
		SCU, other recipients, OSCE	Contribution to Annual Forum on the ECtHR case law								
Activity 1.1.2 Foster the active participation of relevant civil society organisations or actors in the justice sector reform process with a view to improving the quality of the reform and guaranteeing transparency	1.1.2.1 Organising or contributing to meetings and events of all types with relevant civil society organisations or actors on the various aspects of the reform	RPR, other civil society partners, other recipients	Support the Forum “MyConstitution: public trust and new justice”								
		Civil society partners, other recipients	A series of round tables to discuss and assess the justice sector reform process with participation of the civil society (TBC)								
Expected result 1.2											
The mechanism(s) in charge of coordinating the justice sector reform is/are supported in its/their coordinating function											
Activity 1.2.1 Assist the coordination mechanism(s) in preparing the implementation of the JSRSAP	1.2.1.1 Provision of advice to the coordination mechanism(s)	JRC, other stakeholders	Advice by SASG on the justice sector reform, including constitutional reform								
	1.2.1.2 Upon request of the Major Project, the coordination mechanism(s) or the	Various recipients	Expert assistance as requested by the Major Project or the responsible bodies								

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	“responsible bodies”, participation in or (co)organisation of working meetings where Institutional Annual Implementation Plans (IAIPs) and other institutional policy documents deriving from the JSRSAP are being discussed, and provision of recommendations and observations thereon									
Activity 1.2.2 Assist in the drawing up and implementation of the National Human Rights Strategy and its Action Plan as concerns the right to a fair trial, reform of the law enforcement agencies and combating ill-treatment and impunity	1.2.2.1 Provision of advice during meetings of all types and at all levels on the precise content of relevant CoE norms and standards	MoJ, other recipients								
	1.2.2.2 Publication and dissemination of comments to the NHRSAP									
Activity 1.2.3 Coordinate the activities of relevant CoE bodies and services that provide advice on justice reform with a view to coherent and swift CoE action and comprehensive	1.2.3.1 Coordination meetings and other means of sharing of information analysis regularly between CoE entities involved in the various cooperation projects and activities that have a bearing for the reform of the justice sector in UA and ensuring a coordinated response to demands									

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understanding on the Ukrainian side	1.2.3.2 Opinions and recommendations are conveyed at high level to the UA authorities who have requested them and other relevant UA authorities are informed of requests received and answers given so as to foster internal UA overview and coherence	VR, PA, MoJ, other stakeholders	High level Conference “Constitutional reform in Ukraine: outcomes and perspectives”									
		Various stakeholders and recipients	Contributing to various events with high-level UA authorities to foster reform of the justice sector									
Specific Objective 2. <i>To contribute to the justice sector reform by assisting in the monitoring of its implementation, by providing relevant capacity building of stakeholders and by fostering public awareness of and support for the reform</i>												
Expected result 2.1 The implementation of the JSRSAP is monitored and the results of the reform are assessed												
Activity 2.1.1 Encourage civil society actors to monitor the justice sector reform and assess its results in practice	2.1.1.1 Supporting independent and impartial monitoring of JSRSAP implementation by a variety of actors and means, in full respect of those actors’ independence	Ombudsman, civil society	Meeting to support taking stock of the current situation									
Activity 2.1.2 Providing recommendations in the process of the implementation of the JSRSAP	2.1.2.1 Providing expert support and recommendations on methodology and process for monitoring the implementation of the JSRSAP in consultation with relevant justice reform stakeholders, including civil society	All stakeholders and recipients concerned	Meeting of the expert group on monitoring methodology									
		2.1.2.2	Recipients									

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Organisation of consultation meetings with relevant justice reform stakeholders, including civil society, to discuss recommendations regarding the process and results of monitoring	concerned, Ombudsman, civil society, other									
2.1.2.3 Support in testing and implementing the methodology developed										
2.1.2.4 Organisation of various events with relevant justice reform stakeholders, including civil society organisations and actors, to discuss the recommendations on the monitoring the implementation of justice sector reform										
Expected result 2.2										
Targeted trainings are provided to justice sector stakeholders in order to sustain their capacity to implement reforms										
Activity 2.2.1 Provide or contribute to trainings for the staff of justice sector stakeholders in order to strengthen their capacity to contribute to and implement the justice sector reform	2.2.1.1 Identification of the training needs of justice sector stakeholders (judges, prosecutors, lawyers, other actors)	All recipients	Consultations between the stakeholders and the project team							
	2.2.1.2 Delivery of or contribution to trainings for justice reform stakeholders (including training of trainers)	HAC, USAID, OSCE	Trainings for judges of administrative courts on electoral disputes							
		HAC, OSCE	Contribution to a seminar on the protection of human rights and application of the case law of the ECtHR for judges of relocated administrative courts of Donetsk and Luhansk regions							

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	VR	Seminar on the role of VR in implementing ECHR and ECtHR judgments and case law harmonisation										
	Committee on Legal Policy and Justice/VR	Seminars for secretariat staff of the VR on ECHR and ECtHR case law										
	NBA	Support in carrying out trainings on the ECHR and ECtHR										
	HAC	Seminar on the protection of human rights (including access to justice and effective remedies for IDPs) and application of the case law of the ECtHR for judges to whom jurisdiction over cases pertaining to territories not controlled by the government was transferred										
	2.2.1.3 Organisation of study visits to CoE member state(s) with relevant experience	HCJ	Study visit to the CoE and ECtHR									
		SCU, all high courts	Study visit for cassation courts on harmonisation of national case law									
		The Bar	Study visit on institutional and management development of the Bar									
Expected result 2.3												
Public awareness of and support for the justice sector reform are fostered												
Activity 2.3.1 Providing advice to justice sector stakeholders on communication strategies and support their adoption and implementation	2.3.1.1 Identification of the needs of justice reform stakeholders in terms of communication strategy and skills	Various recipients	Consultations between the stakeholders and the project team									
			Opinion survey to identify the perception of the reform by the general public									
			Recommendations on improving communication strategies of justice sector stakeholders (based on the survey results)									
			Opinion survey to measure changes in the public perception of the reform and its efficiency									
	2.3.1.2	Courts of	Seminars on communication strategies									

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Expert support and provision of trainings on communication strategies and their implementation	various jurisdiction	for judges									
	HAC, other recipients	Support on communication strategies and related issues (including ToT)									
Activity 2.3.2 Organise or support the organisation of activities that explain to a range of audiences the (need for) justice sector reform as well as major issues involved	2.3.2.1 Development and dissemination of information and materials related to justice sector reform as well as major issues involved, including CoE standards and requirements	FLA Centre									
		Courts of various jurisdiction, other recipients, USAID	Support in production and dissemination of materials related to the reform of free legal aid								
		Support in updating the manual on judicial journalism									
Project Management											
- Recruitment of the Project team											
- Steering Committee meetings											
- Reporting:											
Inception report											
Progress reports											
- Maintaining a Project website											
- Development and distribution of project visibility material											
- Project evaluation											

ABBREVIATIONS AND ACRONYMS USED

CoE – Council of Europe	NHRSAP – National Human Rights Strategy Action Plan
ECHR – European Convention on the Protection of Human Rights and Fundamental Freedoms	NSJ – National School of Judges
ECtHR – European Court of Human Rights	OSCE – OSCE Project coordinator in Ukraine
FLA Centre – Coordinating Centre for legal aid providing	PA – Presidential Administration
HAC – High Administrative Court	RPR – Reanimation Package of Reforms
HCJ – High Council of Justice	RWI - Raoul Wallenberg Institute of Human Rights and Humanitarian Law
JRC – Justice Reform Council	SASG – Special Advisor of the Secretary General of the Council of Europe for Ukraine
JSRS – Justice Sector Reform Strategy	SCU – Supreme Court
JSRSAP – Justice Sector Reform Strategy Action Plan	TBC – to be confirmed
Major Project – EU Project “Support to justice sector reforms in Ukraine”	UA – Ukraine or Ukrainian
MoJ – Ministry of Justice	USAID – USAID Fair Justice project
NBA – National Bar Association	VR – Verkhovna Rada