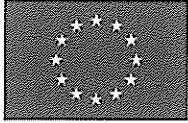


Axis (2016) 323 9053 - 07/07/2016



EUROPEAN UNION
DELEGATION OF THE EUROPEAN UNION FOR THE PACIFIC
HEAD OF DELEGATION

Ms Osnat Lubrani
UN Resident Coordinator and
UNDP Resident Representative
The United Nations Development Programme
Kadavu House
414 Victoria Parade
SUVA

Dear Ms Lubrani,

Subject: Approval of Retroactive Financing

**Project: Fiji Access to Justice Integrated Technical Assistance Support Programme
FED/2015/38-757**

Ref: Your letter N.080b File Ref ORG 130/2 EU of 06 July 2016

Thank you for your above-referenced letter.

I hereby provide approval of the retroactive financing (as of 11th of July 2016) of the activities to be carried out under the 11th EDF project "Fiji Access to Justice Integrated Technical Assistance Support 'Programme'".

Please note this action is funded under the Financing Decision FED/2015/38-757.

Yours sincerely,

Andrew JACOBS
Ambassador



*Empowered lives.
Resilient nations.*

Letter No.: 080b
File Reg.: ORG 130/2 EU

6 July 2016

Dear Ambassador Jacobs,

**Subject: Planned Delegation Agreement for the Fiji Access to Justice Project –
Request for retroactive start date of the implementation period**

Please allow me to express my sincere appreciation for the selection of UNDP to implement the Fiji Access to Justice Project under the Action 'FED / 2015 /38-560 – Fiji Access to Justice and Integrated Technical Assistance Support Programme'.

We are currently working with your team on the contracting for the planned Delegation Agreement, however noting the 'very newness' of the PAGoDA 2 arrangements it is likely that this process will take possibly another four to six weeks. I note that there has already been lengthy discussions with your team on the project documentation, including detailed discussions on the results framework and budget.

I further note that on 4 July, at the UNDP Local Project Appraisal Committee meeting, which involved the participation by the EU; including Mr Christoph Wagner, Head of Cooperation; there was stakeholder endorsement of the project document. In addition to the endorsement of the project document there was identification of the immediate key strategic activities to be undertaken by the project and the related key timelines and sequence of supporting tasks related to the conduct of the identified activities. The key stakeholders noted that the discussions on the project had been ongoing for some time, and consequently these stakeholders (Chief Justice, Chief Registrar and Director, Legal Aid Commission) stated that they wished to commence immediately with the project implementation. In particular the identified priority activities were recognized and agreed as time sensitive, noting that all activities require pre-planning, then procurement actions, then need to be sequenced and then scheduled in to existing legal and court calendars which are planned well in advance.

.../

H.E. Mr. Andrew Jacobs
Ambassador / Head of Delegation
Delegation of the European Union for the Pacific
Level 6, Tappoo City Complex
SUVA

In addition there was acknowledgement of the risk that unless implementation commenced immediately, these priority activities may not be able to be conducted in 2016, especially noting that for the period from mid-December to end January there is a traditional cultural holiday period with Fijian stakeholders returning to villages and communities. The significance of being able to implement these key priority activities prior to December 2016 was identified as important for preparing the foundations of the project implementation for 2017 and also to demonstrate clear results by the end of 2016.

As such, in order not to delay the implementation of the project further, which would have direct implications, also in the political context, a number of priority actions (both services and supplies) should be in place before the end of the year. Therefore, to secure the timely implementation of these priority actions, it is necessary to launch procurement processes in July, before the official launch date of the programme. There was agreement at the meeting to request a project start date of 11 July 2016.

Given these circumstances, we request your agreement to set 11 July 2016 as the start date of the implementation period in the Article 2.2 of the Special Conditions for the Delegation Agreement.

We thank you in advance for your consideration and remain available should you require additional information.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Osnat Lubrani', written in a cursive style.

Osnat Lubrani
Resident Representative