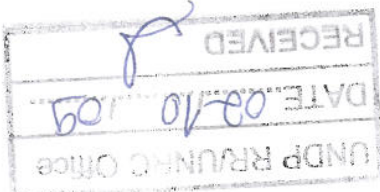




Maputo, 1 de Outubro de 2009
Delegação em Moçambique FA/fm D(2009) 1039




Sua Excelência
Senhor Ndolamb Kgekwey
Representante Residente do PNUD e
Coordenador Residente das Nações Unidas
Rua José Craverinha, 237
Maputo

Assunto: Projecto de Apoio ao Cidadão no Acesso à Justiça
- Adenda n.º 2 ao Acordo de Financiamento

Excelência,

Tenho o prazer de remeter a Vossa Excelência um original da Adenda N.º 2 ao Acordo de Financiamento (Contribution Agreement) assinado no dia 29 de Setembro de 2009.
Gostaria de informar ainda que um original da Adenda foi enviada ao Gabinete do Ordenador Nacional (GON) conforme previsto no acordo.
Queira Sua Excelência, aceitar os protestos da minha mais elevada estima e consideração.


Clauco Calzuola
Embaixador

Anexo: Original da Adenda n.º 2

**EUROPEAN COMMUNITY CONTRIBUTION AGREEMENT
WITH AN INTERNATIONAL ORGANISATION**

9 ACP MOZ 011.1 (2004/191-336)

Addendum No 2

The National Authorising Officer for Mozambique/European Union Cooperation, Vice Minister for Foreign Affairs and Cooperation, on behalf of the Government of the Republic of Mozambique ("the Contracting Authority"), Av. 10 de Novembro 640, Maputo

of the one part,

and

United Nations Development Programme, [UNDP] Mozambique, with its Head office in Maputo ("the Organisation"), at Av. Kenneth Kaunda 921/931, P.O. Box 4595

of the other part,

have agreed as follows:

The following provisions of the Contribution Agreement for the implementation of the action entitled: *Supporting Citizens Access to Justice*, contract number 9.ACP.MOZ.011.1, concluded between the Contracting Authority and the Beneficiary on 22/12/2004 (the "Contract") are hereby replaced/completed as follows:

Article 2- Entry into force and Implementation Period

2(3) The implementation period of this Agreement, as laid down in Annex I, is 60 months but it should end not later than 31/12/2009 (end of the implementation period of the Financing Agreement 9 ACP MOZ 011).

Article 3 - Financing the Action

3(1) The total cost of the Action eligible for financing by the Contracting Authority is estimated at EUR 10,940,000 as set out in Annex III.

3(2) The Contracting Authority undertakes to finance a maximum of EUR 9,780,000; the final amount will be established in accordance with Article 17 of Annex II.

Article 6 - Annexes

6(1) Annex I (Description of the Action) and III (Budget for the Action) are replaced by the annexes attached to this addendum.

August 2009

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SMA

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All other terms and conditions of the Contract remain unchanged. This addendum shall enter into force on the later date of signature by the Parties.

Done at Maputo in three originals in the English language, one for the Contracting Authority, one for the Organisation and one for the Delegation of the European Commission in Mozambique.

For the Organisation
[Signature]
Ndolamb Ngokwey

UNDP Resident Representative
UN Resident Coordinator
Date: 28/09/09

For the Contracting Authority
[Signature]
Alexandre
Henrique Banze
National Authorising Officer
Date: 29/09/2009



Endorsed for financing by the European Community
[Signature]
Glauco Calzuola

Head of Delegation of the European Commission in Mozambique
Date: 29/09/09

Logical Framework

PROJECT: SUPPORTING CITIZENS ACCESS TO JUSTICE IN MOZAMBIQUE

	Objectively Verifiable Indicators	Sources of verification	Assumptions/Risks
<p>Intervention logic Revised on 29 September, 2009 (pm)</p> <p>Overall Objectives</p> <p>To support the Mozambican government in the reform and strengthening of the justice sector aiming at the achievement of the overriding objectives of PRSP: Good governance, Legality and Justice</p>	<ul style="list-style-type: none"> - Legal institutions more responsive to poor people - Safety, security and accessible justice improved - Broader access to formal and informal justice instances at the local level - Citizenship rights broadened 	<ul style="list-style-type: none"> - New laws on administration of justice - Next "Programa do Governo" - Information systems in the legal sector - Statistics from police, courts, prosecution offices and prisons - Government, donor and NGOs reports - Independent research results - Media - Annual information of the Attorney General to the Parliament - Programme evaluation 	
<p>Programme purpose</p> <p>Improved culture of legality, promotion of human rights, service delivery and good governance in Mozambique in two critical areas: a) Penal Justice and b) Decentralization</p>	<ul style="list-style-type: none"> - Dialogue and partnership between legal institutions and civil society increased - Justice administration instances expanded, improved and networked - Citizen's legal and judicial rights protected and safety increased in urban and rural areas - Geographical imbalances in the development of legal and judicial institutions reduced - Formal and informal justice's dialogue increased - Illegal detentions decreased - Women's specific rights more protected - Justice institutions more accountable on their service delivery - Working conditions and capacity improved for Law and Order officers 	<ul style="list-style-type: none"> - Government, donor and NGOs reports - Internal and external inspection services - Programme monitoring instruments - Independent research results - Media - National surveys - Survey on number of NGOs involved in crime prevention activities and legal defence - Statistics within the justice sector 	<ul style="list-style-type: none"> - Relevant reforms on legal and judicial system are approved - Government is committed to pursue its poverty reduction policy - Government makes adequate provision in the State budget to ensure sustainability - Government commitment to combat corruption continues - Effective coordination amongst justice institutions is established - Local governments and authorities encourage decentralized initiatives in the justice sector - Government is committed to pursue Public Sector reforms and improve civil servants working conditions - Institutional insertion of Investigation Police is defined - Donor's coordinating mechanisms improved

Components: Outputs, Indicators, Activities, Total Budget & Indicative allocation per component and result

Component 1. Administration of Justice

Outputs	Indicators	Activities	Inputs	Total budget €	EU funds	UNDP funds
1.1. Justice system strengthened through inter-institutional dialogue and civil society participation	<ul style="list-style-type: none"> - Field offices established in 3 provincial capitals - Use of the consultative councils to discuss justice issues at district level - Consultative councils meet quarterly 	<ul style="list-style-type: none"> - Establish project field offices in 3 provincial capitals - Field offices catalyse meetings of the consultative councils on justice at the district level, including formulation of meetings' agendas - Consultative councils periodically meet to discuss and decide initiatives on justice services 	<ul style="list-style-type: none"> - Rehabilitation - Equipment - Furniture - Personnel - Transport - Travel - Workshops 	633 816,74 €	531 285,37 €	102 531,37 €
1.2. Justice at district level improved	<ul style="list-style-type: none"> - Number of cases attended and solved per year - % of district courts and prosecution offices adequately equipped - Meetings between formal and informal justice instances regularly held 	<ul style="list-style-type: none"> - Rehabilitation, equipment and transport provided in selected district courts and prosecution offices - Improve living conditions of justice personnel - Periodical short-term retraining provided (in partnership with the CFJJ) - District courts visits on a periodical basis - community courts and other instances of informal justice 	<ul style="list-style-type: none"> - Rehabilitation - Equipment - Transport - Furniture - Training at CFJJ 	2 727 461,00€	2 442 734,95 €	284 726,05€
1.3. Public safety increased through crime prevention	<ul style="list-style-type: none"> - Number of implemented community based activities - National Policy officially approved - Crime rates reduced 	<ul style="list-style-type: none"> - Support to the formulation of a national policy on crime prevention - Support to community based activities for crime prevention 	<ul style="list-style-type: none"> - Nat. and intern. technical assistance - Travel - Financial support to NGOs - Workshops - Publications 	203 675,21€	179 530,64 €	24 144,57€
1.4. Effective and low cost legal services available at the local level	<ul style="list-style-type: none"> - Campaign on legal and judicial rights held - % of citizens who know their rights - Increased number of persons with legal assistance 	<ul style="list-style-type: none"> - Campaign on legal and judicial rights - Survey on needs for legal defence - Support to IPAJ, Bar, University legal clinics and NGOs 	<ul style="list-style-type: none"> - Radio and TV programmes - Publications - Audio-visual equipment - National technical assistance - Travel - Equipment - Training at CFJJ 	130 769,23 €	115 992,75 €	14 776,48 €

1.5. Civil Registry strengthened	<ul style="list-style-type: none"> - % of citizens using civil register services - Time reduced in registration and data retrieval - Number of training initiatives held 	<ul style="list-style-type: none"> - Support to campaign for civil registration - Modernize and network civil registries at the national level - Organise training and retraining for registry personnel at the CFJJ 	<ul style="list-style-type: none"> - Radio and TV programmes - Publications - Audio-visual equipment - Nat. and intern technical assistance - Travel - Equipment - Training at CFJJ 	327 946,66 €	289 982,18 €	37 964,48€
Total Component 1				4 023 668,84 €	3 559 525,89 €	464 142,95 €

Component 2. Correctional System

Outputs	Indicators	Activities	Inputs	Total budget €	EU funds	UNDP funds
2.1. Unified and renewed prison service with prison conditions improved	<ul style="list-style-type: none"> - Prison System unified - N. of prisons with adequate infrastructures and equipment increased - N. of prison staff trained/retrained - Number of NGOs implementing activities in prison 	<ul style="list-style-type: none"> - Support to the full functioning of UTUSP for a year and transitional support through capacity building to the inspection services - Support to structural and functional rehabilitation in selected prisons - Training and retraining courses for prison staff (in coordination with EU support to PALOP) - Support to local NGOs and churches involved in prisons 	<ul style="list-style-type: none"> - Nat. and Intern. technical assistance - Travel - Equipment - Rehabilitation - TNA - Financial support to NGOs 	1 207 358,63 €	1 103 949,63 €	103 409,00 €
2.2. Reduction of unduly incarcerated persons	<ul style="list-style-type: none"> - Legal clinics in prison established - N. of unduly incarcerated persons reduced 	<ul style="list-style-type: none"> - Support to the new "Prisoners Information System" - Establish legal clinics in the prison system - Study on judicial control on accomplishment of prison sentence 	<ul style="list-style-type: none"> - Nation and intern. technical assistance - Travel - Equipment - In-service training 	121 547,35 €	111 136,95 €	10 410,40 €

<p>2.3. Alternatives to prison studied and developed</p>	<ul style="list-style-type: none"> - Study on alternatives to imprisonments produced - Number of NGOs involved 	<ul style="list-style-type: none"> - Survey on practices of alternatives to imprisonment, including diversion and probation - Support to the introduction of pilot experiences of "community services" and other alternatives 	<ul style="list-style-type: none"> - Nation. And intern. Technical assistance - Travel - Financial support to NGOs 	<p>137 760,68 €</p>	<p>125 961,62 €</p>	<p>11 799,06 €</p>
<p>2.4. Recidivism rate reduced through post-crime integration</p>	<ul style="list-style-type: none"> - N. of prisoners involved in education and training - N. of former prisoners employed or self employed - % of recidivists decreased 	<ul style="list-style-type: none"> - Establish educational and training programmes in prisons - Promote opportunities for employment and self employment of released prisoners - Support to social action in favour of former prisoners 	<ul style="list-style-type: none"> - Equipment - Training - Financial support to NGOs - Radio and TV programmes 	<p>190 923,03 €</p>	<p>171 970,45 €</p>	<p>18 952,58 €</p>
<p>2.5. Juvenile justice in place</p>	<ul style="list-style-type: none"> - Pre-trial juvenile centres established - Number of juvenile offenders dealt with by Juvenile Centres 	<ul style="list-style-type: none"> - Establish pre- and post-trial juvenile centres - Organise professional training in rehabilitation centres - Organise training for personnel in juvenile justice 	<ul style="list-style-type: none"> - Rehabilitation - Equipment - Personnel - Training - Nat. and Intern. TA - Specialised training 	<p>384 332,89 €</p>	<p>348 023,59 €</p>	<p>36 309,30 €</p>
<p>Total Component 2.</p>				<p>2 041 922,58 €</p>	<p>1 861 042,24 €</p>	<p>180 880,34 €</p>

Component 3. Organization against crime

Outputs	Indicators	Activities	Inputs	Total budget €	EU funds	UNDP funds
3.1. Investigation police properly equipped and capacitated	<ul style="list-style-type: none"> - Strategic and operational plan formulated - Number of staff trained and retrained - N. of offices with adequate infrastructure and equipment - Rate of judicial answer to reported crimes increased 	<ul style="list-style-type: none"> - Support to the formulation of a development plan, including recruiting and rehabilitation - Specialised training and retraining - Support to rehabilitation and equipment in selected offices 	<ul style="list-style-type: none"> - Nat. and Int. TA - Workshops - Travel - Rehabilitation - Equipment 	1 543 119,66 €	1 414 579,33 €	128 540,33 €
3.2. Attorney General's Office strengthened to combat organized crime	<ul style="list-style-type: none"> - Strategies and action plans to combat organized crime and corruption formulated - N. of training initiatives held - Rate of organized crime reduced - International conventions signed and implemented 	<ul style="list-style-type: none"> - Assist in the formulation of strategies and action plans to combat organised crime and corruption - Provide the AGO with basic equipment and advanced communication facilities with other institutions - Organise specialised training through the CFJJ and abroad - Support to regional and international network to combat organised crime 	<ul style="list-style-type: none"> - National and Int. TA - Equipment (ICT) - In-service training - Training at CFJJ - Training abroad - Travel abroad - Workshops 	298 020,06 €	273 030,36 €	24 989,70 €
3.3. Combat against corruption enhanced	<ul style="list-style-type: none"> - National action plan for transparency in the justice system formulated - Increase % of reported cases duly investigated/prosecuted 	<ul style="list-style-type: none"> - Support to the national action plan for transparency in the justice system - Support to the anti-corruption unit in the Attorney General's Office 	<ul style="list-style-type: none"> - Nat. and Int. TA - Travels - Workshops - Equipment - Training 	259 162,72 €	235 664,56 €	23 498,16 €
3.4. Criminal records and information system modernised and accessible	<ul style="list-style-type: none"> - Needs assessment on integrated criminal information systems formulated and common standards produced - ICT established among justice institutions and between central and local offices 	<ul style="list-style-type: none"> - Needs assessment on integrated criminal information systems and production of common standards - Support to the modernization and networking of the Criminal Registry at the national level, including training of registry personnel 	<ul style="list-style-type: none"> - Nat. and Int. TA - Workshops - Equipment - In-service training - Travel 	71 794,87 €	65 814,43 €	5 980,44 €
Total Component 3				2 172 097,31 €	1 989 088,68 €	183 008,63 €

Component 4. Human rights

Outputs	Indicators	Activities	Inputs	Total budget €	EU funds	UNDP funds
4.1. Awareness on human rights raised in civil society and protection by justice institutions improved	<ul style="list-style-type: none"> - Research on human rights perception and conditions in selected environments published - N. of human rights NGOs and legal clinics increased 	<ul style="list-style-type: none"> - Undertake research on human right perception and conditions in selected environment (prisons, rural areas, vulnerable groups) - Support to human rights organisations - Support the establishment of human rights courses and legal clinics at Universities 	<ul style="list-style-type: none"> - Workshops - Nat. TA - Publications - Translation - Financial support to NGOs - Equipment - Local travel - Training material - Nat. T.A. - Workshops - Local travel 	415 914,45 €	395 148,51 €	20 765,94 €
4.2. Respect for basic human rights in informal justice ensured	<ul style="list-style-type: none"> - Meetings and workshops held quarterly 	<ul style="list-style-type: none"> - Organize meetings and workshops involving formal and informal justice instances to discuss human rights in the local context 	<ul style="list-style-type: none"> - Nat. T.A. - Local travel 	46 581,20 €	44 312,95 €	2 268,25 €
Total Component 4				462 495,65 €	439 461,46 €	23 034,19 €

Component 5. Women rights

Outputs	Indicators	Activities	Inputs	Total budget €	EU funds	UNDP funds
5.1. Mainstreaming gender in the administration of justice	<ul style="list-style-type: none"> - Programme to promote women in justice and police sector produced - N. of training initiatives held - N. of trainees involved 	<ul style="list-style-type: none"> - Baseline survey of women in justice and police sectors, including compilation of statistics - Produce programme to promote women in justice and police sectors 	<ul style="list-style-type: none"> - Nat. T.A. - Local travel - Publications - Translation - Training - Training material - Nat. T.A. 	55 328,11 €	50 970,99 €	4 357,12 €
5.2. Awareness on women rights raised in civil society and protection by justice institutions improved	<ul style="list-style-type: none"> - N. of women protected against domestic violence increased - Initiatives to protect women' rights in prison established 	<ul style="list-style-type: none"> - Develop information programmes on women's rights for general dissemination - Open focal points for victims of domestic violence - Support the establishment of legal clinics in female prisons 	<ul style="list-style-type: none"> - Radio and TV programmes - Publications - Workshops - Rehabilitation - Equipment - Specialised training 	275 040,80 €	252 910,74 €	22 130,06 €
Total Component 5				330 368,91 €	303 881,73 €	26 487,18 €

Component 6. HIV/AIDS related legal issues

Outputs	Indicators	Activities		Total budget €	EU funds	UNDP funds
6.1 Awareness on HIV/AIDS related legal issues Improved	<ul style="list-style-type: none"> - N. of programmes developed - Access to HIV/AIDS counselling in prison increased - HIV/AIDS in workplace policy produced by the Ministry of Justice 	<ul style="list-style-type: none"> - Public enlightenment programmes on legal rights and obligations related to HIV/AIDS - Develop awareness, education, counselling and treatment programmes for persons living with HIV/AIDS in prison 	<ul style="list-style-type: none"> - Nat. T.A. - Radio and TV programmes - Publications - Workshops - Rehabilitation - Equipment - Training 	184 133,06 € 184 133,06 €	0	184 133,06 € 184 133,06 €
Total Component 6				9 214 686,35 €	8 153 000,00 €	1 061 686,35 €
TOTAL GENERAL ACTIVITIES						

Implementing costs	Total budget €	EU funds	UNDP funds
- Programme Technical Unit and Institutional Support	1 216 777,09 € 8 536,56 €	1 121 140,97 € 5 859,03 €	95 636,12 € 2 677,53 €
- Steering Committee	1 225 313,65 €	1 127 000,00 €	98 313,65 €
Total implementation	500 000 €	500 000 €	0
UNDP COA (5%) – including AUDIT	1 725 313,65 €	1 627 000 €	98 313,65 €
UNDP Total Implementation costs	9 214 686,35 €	8 153 000 €	1 061 686,35 €
Total activities	10 940 000 €	9 780 000 € (89,4%)	1 160 000 € (10,6%)
Activities and implementation	120 000 €	120 000 €* 0	0
Evaluations	100 000 €	100 000 €* 0	0
Contingency	11 160 000 €	10 000 000 €	1 160 000 €
TOTAL GENERAL PROGRAMME	11 160 000 €	10 000 000 €	1 160 000 €

* Managed by the EC

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