



GOVERNMENT OF KHYBER PAKHTUNKHWA
P&D DEPARTMENT

Foreign Aid Section

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Peshawar February 11th, 2016

To

Project Manager

Strengthening Rule of law Malakand Project,
26-B, Circulation Road, University Town,
Peshawar
Ph#091-5845079

Subject: APPROVED MINUTES OF 6TH PROJECT REVIEW BOARD (PRB)
MEETING OF STRENGTHENING RULE OF LAW PROGRAMME

Sir

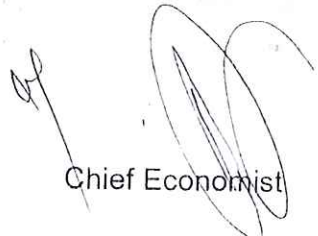
This is with reference to the subject meeting held on November 9th, 2015 and to enclose the approved minutes for your kind information and onward necessary action.

Furthermore, you may kindly share the approved minutes with all concerned.


Chief Economist
P&D Department

Copy for information to:

- PS to Additional Chief Secretary, Khyber Pakhtunkhwa
- PS to Secretary P&D Department
- PS to Secretary Home P&D Department


Chief Economist



Minutes of 6th Project Review Board Meeting Strengthening Rule of Law in Malakand Project (UNDP)

The 6th Project Review Board meeting of Strengthening Rule of Law in Malakand Project (SRLM) was held on 9th of September 2015 in Marriot Hotel, Islamabad. The meeting was co-chaired by the Additional Chief Secretary (ACS), Khyber Pakhtunkhwa and the Country Director (CD) UNDP Pakistan and attended by representatives of the Economic Affairs Division (EAD), the Peshawar High Court, the Planning and Development Department (P&DD), the Police Department, the Finance Department, the Home Department, the Local Governments Department, and the Law Department, the UNDP while representatives of donors including the European Union (EU), the Swiss Agency for Development Cooperation (SDC) and the Embassy of the Kingdom of Netherlands (EKON) were also present.¹

Dr. Hammad Owais Agha, the Additional Chief Secretary (ACS), Government of Khyber Pakhtunkhwa welcomed the participants and provided the opening remarks for the meeting. Mr. Marc-Andre Franche (CD) conveyed his thanks and appreciation to the ACS for his continued support as co-chair of the PRB and to the UNDP SRLM project. Mr. Franche reaffirmed that the SRLM project belongs to the Government and UNDP will continue to support its development initiatives. The CD recounted his recent visit to Malakand and noted the remarkable work accomplished by the project. Representatives of the EAD, KP Government, Judiciary, EU, SDC and EKON were thanked for their participation.

The project team then presented the following agenda items to the forum for their information, discussion, guidance and consensus.

1. Status of the Decisions of 5th PRB

Mr. Ashraf Khan, (Project Advisor) presented the status of the decisions from the 5th PRB meeting and noted that the project had complied accordingly. The participants expressed satisfaction with the actions taken.

2. Project Performance

Ms. Shahzada Ahmad (Chief Technical Specialist (CTS)) presented the annual work plan for 2015 and key achievements against targets from January 2015. Overall, project delivery is on track to ~~improve access to justice through legal aid, strengthening alternate justice mechanisms, judiciary, prosecution and police.~~

The representative from the Peshawar High Court (PHC) noted that the judiciary should be involved in the decisions regarding Alternate Dispute Resolution (ADR). He acknowledged that the Additional Registrar of PHC was notified as a member of the ADR Committee, headed by the Home Department. He also added that the Peshawar High Court has started working on the

¹ Please see Annex-A for the list of participants.

concept of court automation and that the PHC needs support to materialize the concept. The project has been working on court-annexed ADR in partnership with the KP Judicial Academy, however, due to the lack of a Prosecutor's Training Academy, trainings are conducted in partnership with Malakand University. To begin training of the panel of conciliators, it is important that the panel is notified by the concerned department. The project is waiting for the panel to be notified.

3. Financial Progress

The financial progress and delivery for January to June 2015 was shared with the PRB. The project's estimated budget, approved by the PRB, was US\$ 7,730,909 (PKR 787 million) in January 2015. By 30 June 2015, the project has delivered US\$ 2,080,606 (PKR 212 million). The project shared a revised budget for July to December 2015 which included adjusted targets that would ensure delivery by the close of the year.

4. Revised Annual Work Plan and Budget 2015

At the conclusion of the 5th PRB meeting held on 16 December 2014, the work plan and budget were approved for a six month period (January to June). The 5th PRB advised that an additional PRB be convened to finalize the work plan and budget for 2015. The project began implementation of activities from January 2015 and has continued to date with full delivery expected by 31 December 2015. In order to ensure delivery at the close of the year, targets and some activities were adjusted in consultation with key stakeholders (including Home Department and P&DD). Thereafter, the project shared the working papers along with the revised work plan, budget and the FSL Working Group's recommendations with members of the PRB. A representative from P&DD advised the project to submit a revised PC-I for approval of the KP Government before approval of the revised budget and work plan. Once the revised PC-I is approved, the project implementation from July to December, 2015 will be validated.

The project further informed the PRB that the original approved budget was US\$ 7,730,909 (PKR 787 million). After review of the project's implementation and subsequent proposed adjustments, the budget has been revised to US\$ 6,752,857 (PKR 688 million). A representative from P&DD advised UNDP to ensure that unspent funds are used and that the cost sharing ratio (25:75) is maintained.

5. Operations and Sustainability of Regional Forensic Science Laboratory (RFSL) Swat

The UNDP updated the PRB on the continuing civil works and procurement for the Regional Forensic Science Laboratory in Swat (RFSL) and noted that it would be completed and ready for handover by 31 October 2015. The project noted that the Police Department should come up with operational and sustainability plans for after the handover. A representative from the Police Department informed that support is required from the Provincial Government to bear maintenance and operations expenses for the RFSL. The FSL Working Group met on 6 December 2013 under the chairpersonship of the Home Secretary where operational and

sustainability issues were discussed. The Home Secretary raised the salary payments of 3 forensic supervisors which will cease in December and requested UNDP to continue the payments until June 2016 in line with the Government's financial cycle where the salaries can then be inserted into the police budget. The UNDP agreed to the Home Secretary's proposal.

6. Rule of Law Project: Roadmap

The PRB was informed by the project that its end date was 30 June 2015 which was extended until 31 December 2015 because of consultations on the new project, available savings and completion of activities during the extended period. The Strategy Paper will be finalized in consultations with key partners including Home Department and P&DD where the selection of new districts, PRB composition, available resources and expected results will be incorporated.

The Chief Foreign Aid noted that the EU funded activities are included in the revised annual work plan for 2015, while the strategy paper still needs to be finalized. The project clarified that these were not new activities and were part of AWP 2015, which was approved by the PRB in principle at the meeting held on 16 December, 2014. For the purpose of continuation of on going activities, these have been included again in the revised AWP 2015 with some budget adjustment.

Representative of EAD informed that there has been an agreement with UNDP under the Common Country Programme Action Plan (CCPAP) to initiate and execute projects till 2017. He advised for more coordination and information sharing with government counterparts including EAD.

The PRB members agreed that in the development of the new 2016 project, the Strengthening Rule of Law Project would be the overarching program with 3 components or streams contributing to the overall objective. Accordingly, the new project is comprised of: (i) SRLM (up to 31 December 2015); (ii) SRLP with EU funding and (iii) SRLP (2016) with non EU funding.

7. Expansion of Rule of Law Project

The project received requests from the KP Government at various forums to increase implementation to the southern part of the Province. The UNDP consulted with stakeholders on the criteria for the selection of districts. Based on the following criteria: 1) administrative status of the districts (divisional headquarter); 2) population; 3) crime trends; 4) relative number of government justice actors. The PRB members agreed to include Kohat, Bannu and DI Khan. The ACS advised the project to include Tank and Hangu districts in addition. With the addition of Hangu and Tank, the project will reach a total of 12 districts in Khyber Pakhtunkhwa.

8. Midterm Evaluation of Rule of Law Project

UNDP has commissioned a midterm evaluation of the project through an independent contractor. The evaluators are presently consulting with various stakeholders and beneficiaries at the provincial and district levels. The key objectives of the evaluation are to; (i) assess the

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efficiency, effectiveness, relevance, impact and sustainability of the SRLP design and implementation strategies; (ii) provide an overall assessment as well as to critically assess technical strategies and administrative issues of the project; (iii) provide recommendations to improve the potential of the project to achieve expected objectives within the project timeframe; (iv) provide critical information to extend the reach of the RoL project to new districts; and (v) better support the rule of law entities through sustainable capacity development, and to support improved access to justice for the citizens of Khyber Pakhtunkhwa.

The PRB members welcomed the progress of the evaluation and advised that its findings should be reflected in the development of the new project.

9. Decisions

After detailed discussion, following decisions were taken by the Project Review Board:

- a) The project team to commence consultation with the Home Department and P&DD on the revised PC-I from 14 September with a final version submitted by 30 September 2015. Once the PC-I is approved, project implementation from July to December, 2015 will be validated as per the revised AWP 2015;²
- b) Consultations for the strategy paper to commence in mid-September 2015;
- c) A total of 5 new districts will be incorporated into the strategy paper (Kohat, Bannu, DI Khan, Tank and Hangu districts).
- d) A Project Review Board for the new project will be formed and will be comprised of three streams: (i) SRLM (ii) SRLP with EU funding and (iii) SRLP with non EU funding;
- e) The project will work with Home Department and P&DD to ensure that financial reports are compliant with the Government's requirements;
- f) Resources mobilization for the Forensic Science Laboratory (Peshawar) will be explored in 2016; and
- g) UNDP will continue salary funding to 3 forensic supervisors (ICs) to 30 June 2016.

10. Concluding Remarks

At the end of the meeting Additional Secretary and the UNDP Country Director thanked the PRB members and attendees for their participation and candid input.

² Please see Annex B for the revised AWP and budget.

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