



NJA Newsletter

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Basic Judicial Training (BaJuT-I) for Class-III Officers of Nepal Judicial Service

NJA-Nepal organized a three month *Basic Judicial Training (BaJuT-I)* for 48 newly appointed Class III Officers of Nepal Judicial Service. The major objectives of Basic Judicial Training (BaJuT-1) were to make the participants familiar with various disciplines of judicial service and to make them familiar with their responsibilities, to discuss the probable challenges of the judiciary and their solutions, to elucidate the legal provisions and its practical implementation and to develop a positive attitude and thinking in their professional life. Rt. Hon'ble Chief Justice Sushila Karki inaugurated the program at the premises of the Supreme Court on Nov. 8, 2016.

BaJuT- I covered different subject areas which are relevant to enhance the skills and knowledge of participants. The participants were provided an opportunity to be trained for a week at National Police Academy, Maharajgunj. As a part of knowing own country, a week long field visit was organized by dividing the participants into two groups and they were sent to eastern and western part of the country. For area focused training, participants were divided into three groups



Rt. Hon'ble Chief Justice Sushila Karki giving away first prize to a trainee, Mr. Anushil Shapkota at BaJuT-I. Executive Director Hon'ble Keshari Raj Pandit is seen in the picture.

and trained for a couple of weeks as per their service group. The law group was sent to Judicial Service Training Center, the Government Attorney group was sent to Prosecution Training Center and the judicial group was trained at NJA-Nepal itself. To make the training live, distinguished personalities were invited to share their experiences. During the training period, participants were provided opportunities to enhance presentation skills, practical knowledge and so on. Apart from this extracurricular activities were also conducted.

The BaJuT-I ended on Feb. 5, 2017. In the closing ceremony, Rt. Hon'ble Chief Justice Shusila Karki extended congratulations to the participants and directed them to be honest and hardworking throughout their professional life. Other members of Executive Committee of NJA Nepal had also delivered congratulatory remarks to the graduated participants in BaJuT- I. At the end, Hon'ble Executive Director Keshari Raj Pandit, from the chair, delivered a vote of thanks with his closing remarks.

Executive Committee Meeting

In a meeting of Executive Committee of NJA-Nepal, held on Jan. 23, 2017, Executive Director Hon'ble Keshari Raj Pandit, as a chairperson, briefed about the activities of NJA-Nepal including ongoing orientation program for newly appointed High Court Judges. The Executive Director warmly welcomed Secretary of Ministry of Law, Justice and Parliamentary Affairs Mr. Rajib

Gautam, Secretary of Judicial Council Mr. Nahakul Subedi, Registrar of Supreme Court Mr. Nripadhoj Niraula; as the new member of the Executive Committee of NJA-Nepal. During the meeting, human resource recruitment committee of NJA-Nepal was formed under the chairmanship of Secretary of Judicial Council, Mr. Nahakul Subedi. Further, the Executive

Committee also gave a farewell to three outgoing members, namely, Mr. Krishna Giri, Mr. Shreekant Poudel and Mr. Tek Prasad Dhungana of the Executive Committee who were recently appointed as the High Court Judge. The meeting also acknowledged their active support and positive contributions to NJA-Nepal during their tenure as Executive Committee members.

Training on Extended Jurisdiction of District Court

NJA-Nepal conducted a three-day training program on *Extended Jurisdiction of District Court* for District Judges. With the objectives to make the participant familiar with the extended jurisdiction of district court and hearing process of petitions filed under Number 17 of Chapter on Court Management, the program started from Nov. 30 to Dec. 2, 2016 at Manamaiju, Kathmandu. The major topics presented and discussed in the training

included current constitutional and legal provisions relating to the jurisdiction of district court, basic features of Appellate Judgment, jurisdiction of District Court on writ petition, procedure of registration of appeal and hearing process, Interim order and Interlocutory order, Nepali Judicial practice on injunction and habeas corpus etc. The training also covered about the law and practices of petition filed under Section 87 of Contract Act, 2000.

Altogether, 22 District judges participated in the program.

Similarly, NJA-Nepal organized another a three-day long training program on the extended jurisdiction of district court for the district judges. The objectives and themes of this training program were that of the earlier program. The program was held from Jan. 18 to 20, 2017 at NJA, Manamaiju, Kathmandu. Altogether, 20 participants actively participated in this program.



Training on Basic Principles of Justice to the Quasi-Judicial Authorities

NJA-Nepal, in collaboration with UNDP/RoLHR, organized two trainings on Basic Principles of Justice to the Quasi-judicial Authorities from Nov.23 to Nov.25, 2016 and Dec.10 to Dec.12, 2016. The first program was conducted at Tanahun with 23 participants and the second was in Nepalgunj with 24 participants. The police officers, officers of District Administration Offices, Revenue Offices, and Municipalities were the participants of both trainings. The objectives of programs were to enhance knowledge of the participants on the procedural law to be applied by the quasi-judicial authorities and to impart principles of law and justice including fair trial. The major topics discussed during the sessions were basic principles of law and justice, procedural

laws, fair hearing and role and responsibilities of the staff of case section, judgment writing skills etc.



Training in Progress

Training on SOP and In-camera Hearing

NJA-Nepal conducted a two-day Training Program on SOP and In-camera Hearing Process for the Justice Sector Actors between Nov. 25 -and 26, 2016 at Damauli, Tanahun. The main

theme of the training was to impart the knowledge regarding principles of confidentiality and in-camera hearing process during investigation, prosecution and adjudication in the cases prescribed by law. The training was organized by NJA in collaboration with UNDP/RoLHR. Altogether 24 participants actively participated in the training program comprised of district judges, prosecutors and others.



A glimpse of Inaugural Session

Workshops on Restorative Justice

Two Workshops on *Restorative Justice in Nepal: Implementation Problems and Solutions* were organized by NJA-Nepal. The first one was held on Nov. 28, 2016 in NJA city office, Hariharbhawan, Kathmandu and second one was on Dec. 11, 2016 at Hotel Siddhartha, Nepalgunj. Both workshops were conducted with the support of the Asia Foundation. There were 25 and 26 participants respectively comprised of judges, prosecutors and private law practitioners who actively participated in the workshops.



A glimpse of Workshop

Workshop on Transitional Justice Process

NJA-Nepal conducted two Workshops on *Challenges of Transitional Justice Process in Nepal* in collaboration with International Commission of Jurists (ICJ). The first was held in Illam from Dec. 5 to 6, 2016 and the second was held on Feb 14 and 15, 2016 in Dhulikhel. The objective of the Workshops was to familiarize the issues of transitional justice in Nepal for judges and other stakeholders and discuss the challenges during justice delivery. There were 33 participants in the first workshop that included judges, court officers, public prosecutors, police officers and private law practitioners. However, the second workshop was organized for 36 newly appointed judges of High Court.

Training Program on Use of Forensic Science and Scientific Evidence

NJA-Nepal conducted a five-day training program on *Use of Forensic Science and Scientific Evidence* for Government Attorneys from Jan. 9 to 13, 2017 at NJA-Nepal, Manamaiju, Kathmandu. The main objective of the program was to enhance knowledge and skill of the public prosecutors on the use of forensic and scientific evidences in criminal cases, crime investigation reports and its impact on administration of justice, DNA investigation etc.

The major area of the discussion during the training was judicial trends in the evaluation and application of scientific evidences, in criminal cases determining hanging and , asphyxial death, narcotic drugs and poisoning, use of DNA report in criminal cases etc. Senior judges, police officials and forensic experts contributed as the resource persons in various sessions. Altogether 24 government attorneys actively participated in the training program.



Attorney General Hon'ble Raman Kumar Shrestha delivering closing remarks at the closing session

Training on Skill Enhancement of Judgment Writing

In collaboration with UNDP/ RoLHR, NJA-Nepal conducted a six-day training program on *Skill Enhancement of Judgment Writing for Bench Officers* from Jan. 23 to 28, 2017 at Manamaiju, Kathmandu. The main objectives of the training program were to develop the skills of judgment

writing, to familiarise with general faults or defects on judgment writing, use of internet and citation styles etc. The major topics discussed in the training fundamentals of judgment drafting and art of judgment writing, role of Bench Officers to maintain court room decorum

etc. Some practical sessions were designed on judgment writing on writ petition, civil and criminal cases etc. An open session to share the participants experiences were also held during the program along with feedbacks. Altogether 27 participants actively took part in the program.

Orientation for newly appointed High Court Judges

NJA-Nepal organized an *orientation program for newly appointed Judges of High Court* from Jan. 22 to Feb. 17, 2017 at Manamaiju, Kathmandu. The main objective of the program was to impart knowledge and skills to the newly appointed judges on justice delivery and judicial procedure. A fifteen

day orientation program was designed for the High Court judges appointed from the District judges whereas a month orientation was designed for the High Court Judges appointed from Bar and the member of the Officials of Nepal Judicial Service. The major areas of discussion discussed during the orientation

were judicial function and independence administration of justice, judicial reform, behavioral conduct of Judges, appellate jurisdiction, writ jurisdiction, role of High Court, court management etc. Supreme Court Justice, senior High Court Judges and other experts from the respected field of legal profession had facilitated as the resource persons in various sessions. The participants were divided into two groups as there were altogether 70 participants in the orientation program.



Rt. Hon'ble Chief Justice Sushila Karki and Executive Director Hon'ble Keshari Raj Pandit along with newly appointed High Court Judges

Training on Prevention of Money Laundering and Terrorist Financing

NJA-Nepal, in partnership with Counter-Terrorism Committee Executive Directorate (CTED) and Global Center on Cooperative Security (GCCS), organized a training for Judges, Court Officers, Government Attorneys and Investigation Officers on *Prevention of Money Laundering and Terrorist Financing*, which was held on Feb. 6, 7 and 8, 2017 in Kathmandu, Nepal. The main objective of the training was to impart knowledge on laws and skills to deal with combating money laundering and terrorist financing cases in Nepal. In the training, issues relating to national and international obligations including investigation, prosecution and adjudication on combating money laundering and terrorist financing cases were discussed. The training was a pilot program based on a manual for training

of Judges, Court Officers, Govt. Attorneys and Investigation Officers on Prevention of Money Laundering and Terrorist Financing developed by the NJA-Nepal.

District Judge from United States Mr. David O Carter including other experts from Nepali legal field had facilitated judicial sessions as resource persons.



A group photo at the Training on Prevention of Money Laundering and Terrorist Financing

Training On Strategic Planning and Court Management

A Three-day *training on Strategic Planning and Court Management* for Chief Judges of High Court and the Registrars was conducted by NJA-Nepal from Mar. 1 to 3, 2017. The objective of this training was to enhance leadership capacity for the effective implementation of Strategic Plan of Nepali Judiciary and court management. Issues of strategic plan, jurisdiction of High Courts, management process were discussed in the training. Altogether 36 Chief Judges of High Court and Registrars were actively participated in this program.



Training in progress

Training on Combating Wildlife Trafficking

NJA-Nepal, in partnership with US Department of Justice, conducted *Training on Combating Wildlife Trafficking* for District Judges and Prosecutors from Feb. 27 to Mar. 3, 2017. The objectives of the training were to discuss the issues and best practices relevant to combating wildlife trafficking in Nepal. In the training, the issues like broader aspect of combating wildlife trafficking, cooperation between investigators and prosecutors, forensics in wildlife cases, sentencing aspects including the role of community in protection wildlife and forest reserves were also discussed. Ms. Elinor Colbourn, Senior Counsel for Wildlife Program, US Department of Justice, Mr. Kevin Burke, Resident Legal Advisor from U.S. Embassy, Nepal, Mr. George Phocas, US

Regional Fish and Wildlife Attache, Asia and member of Nepali judges, prosecutors and experts led the sessions as facilitators. Apart from that, group discussions

and sharing individual experiences presentations were also done to make the training more practical and fruitful. There were altogether 24 participants in the training.



Inaugural session of the training

Training on Trafficking in Persons

NJA-Nepal, in collaboration with USDOJ/OPDAT, conducted a five-day *training program on Trafficking in Persons* from Mar. 6 to 10, 2017 at Manamaiju, Kathmandu. In the training issues such as the Dynamics of Human Trafficking, Labor Trafficking, Sex Trafficking and Child Sex Tourism, Handling Hostile Witness and Protection of Victim Witness Rights, Human Organ Trafficking Problem in Nepal were discussed. Sessions were facilitated by Ms. Julia E. Barry, Assistant U.S. Attorney and Civil Rights Coordinator from Western District of Oklahoma, Mr. Kevin Burke, Resident Legal Advisor from U.S. Embassy, Nepal and Nepali judges and thematic experts. Altogether 28 participants including Judges and Public prosecutors participated in the program.



Training in progress

Meetings and visits at NJA-Nepal

Australia's Ambassador to Nepal, HE Glenn White visited NJA-Nepal on 22nd of Feb., 2017 and discussed with Hon'ble Executive Director Mr. Keshari Raj Pandit , Faculty members and Directors for possible cooperation between NJA-Nepal and Judicial Training Institutions in Australia. Similarly, Ms. Nandita Baruah, Deputy Country Representative, TAF Nepal along with US delegates visited NJA-Nepal on 22nd of Feb., 2017 and discussed about possible areas of cooperation for upcoming CTIPs-2 program of TAF .



Australia's Ambassador to Nepal HE Glenn White with NJA-Team

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- Hon'ble Mr. Keshari Raj Pandit, Executive Director, NJA-Nepal
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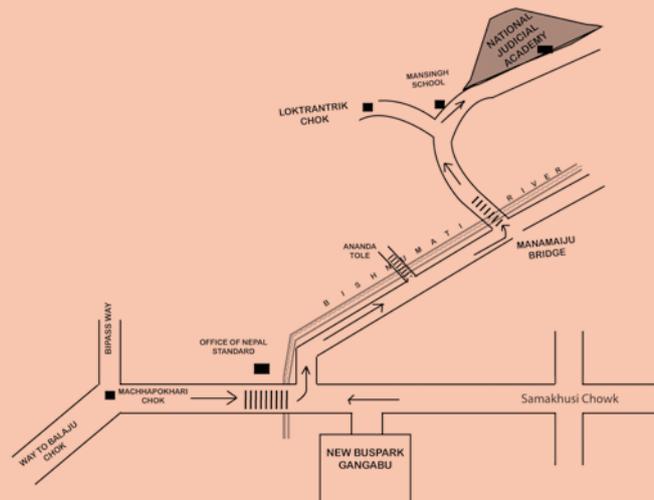
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