

Annual Report

2013/014



National Judicial Academy, Nepal
Hariharbhawan, Lalitpur

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Hariharbhawan, Lalitpur

Advisor(s): Hon. Raghab Lal Vaidya, Executive Director
Mr. Lekhnath Paudel, Registrar

Prepared by: Mr. Shreekrishna Mulmi, Deputy Director
Mr. Paras Paudel, Deputy Director
Mr. Rajan Kumar K.C., Program Manager

Layout/Design: Mr. Bishnu Bahadur Baruwal

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FOREWORD

The judicial education programs comprising professional training, seminar, workshop, orientation, talk program, studies and research in the area of law and justice plays an effective role in enhancing the capacity and competency of judges and judicial human resources. So in order to enhance the professional competency and skills of the human resource involved in the administration of justice, the National Judicial Academy Ordinance, 2060 was enacted which was later substituted by the National Judicial Academy Act, 2066.

The Academy from its inception has been providing and organizing trainings, seminars, orientation, and interactions for the larger community of judges and judicial human resources involved in the administration of justice comprising government attorneys, court officers and officers working under the Ministry of Law and Justice and legal professionals as well. In addition, the NJA, however, has also been organizing capacity enhancement programs for officers of quasi-judicial bodies who are legally empowered and designated, to hear certain disputes relating to individual rights and justice. Likewise, the NJA undertakes studies, research and brings out publications on relevant issues of law and justice. Even with limited resources, the activities of the NJA have been rigorous and different training, seminars and workshop programs have been organized. During the fiscal year, all the activities approved by the Judicial Academy Council have been successfully implemented. The NJA have made efforts to extend and expand its relation and cooperation with various national and international organizations.

In the context of increasing its role and responsibilities, the NJA is facing with new challenges to address the needs of concerned stakeholders. The NJA feels it appropriate to strengthen its research programs, curricula and training manual development and bring out publication of academic materials and training resource materials in a way to enhance the judicial capacity of the human resources. Though limited in resources, the NJA is heading towards undertaking its responsibilities more effectively in an efficient way. In this regard, the NJA as usual envisages and expects positive supports from all concerned stakeholders, institutions and partner organizations in the days to come. And we take this opportunity to thank all those who extended their cooperation towards the efforts made by NJA in achieving its target.

National Judicial Academy

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ACRONYMS

CoA	Court of Appeal
CTIP	Combating Trafficking in Persons
DFID	Department for International Development
ESP	Enabling State Program
Govt.	Government
Hon.	Honorable
ICJ	International Commission of Jurists
ILO	International Labour Organization
JICA	Japan International Cooperation Agency
KOICA	Korea International Cooperation Agency
MoH	Ministry of Home
MOLJCAPA	Ministry of Law, Justice, Constituent Assembly and Parliamentary Affairs
NHRC	National Human Rights Commission
NBA	Nepal Bar Association
NFSL	National Forensic Science Laboratory
NGOs	Non Governmental Organizations
NJA	National Judicial Academy
OAG	Office of the Attorney General
Rt. Hon.	Right Honorable
SC	Supreme Court
Sqm	Square meter
TAF	The Asia Foundation
ToT	Training of Trainers
UNICEF	United Nations Children Emergency Fund
USAID	United States Agency for International Development
UN WOMEN	UN Entity for Gender Equality and the Empowerment of Women
VDC	Village Development Committee



Chapter ONE

PRELIMINARY

1.1 INTRODUCTION

Good governance is the main pillar for development of any organizations. An impartial, competent, effective and independent judiciary is an unconditional criterion for good governance. The enhancement of competency in judicial sectors provides an impetus in dispensing justice impartially and efficiently. The positive change in the justice sectors supports to uphold the rule of law, human rights and to assist for access to justice.

In this context, the NJA was established to provide trainings for knowledge, skills on law and justice and also to boost up their attitude to perform their job efficiently and effectively. In order to fulfill its goals, NJA conducts trainings, seminars, orientations, and interactions programs that is targeted towards the judges and judicial human resources involved in the administration of justice particularly government attorneys, court officers and officers working under the Ministry of Law and Justice and private legal professionals as well.

The NJA was established on 17th March, 2004 through the National Judicial Academy Ordinance, which subsequently was replaced by the National Judicial Academy Act, 2006. In order to execute its objectives, the National Judicial Academy (Other provisions relating to Executive Director and appointment, remuneration and other privileges of employees) Rules, 2012, Financial and Administration Rules, 2012 and Work Operation Rules, 2012 were approved by Judicial Academy Council in 2012 which are currently in operation.

Pursuant to the National Judicial Academy Act, 2006, the NJA is an autonomous institution with perpetual succession. By the decision of Government of Nepal, it formally acquired ownership over the building and premises located at Hariharbhavan, Lalitpur. The NJA envisages construction of new buildings in 17,805.9 Sqm. land located at Manamaiju VDC in Kathmandu. Government of Nepal and the Supreme Court of Nepal has provided the land.

Since its establishment, NJA has been providing trainings to judges, officers and employees of the judicial service, legal practitioners and other human resource involved in the area of law and justice. It also includes officers of quasi-judicial bodies entrusted with the responsibility of dispensing justice. So far, more than 12,000 judicial and legal individuals have benefited from these programs. With the aim of targeting these human resources, the NJA conducts induction training, in-service training to enhance judicial capacity of judges

and human resources, and training of trainers. Apart from that, it also conducts training on thematic issues such as training on gender justice, juvenile justice and justice for children, writ jurisdiction, commercial law, forensic science, mediation etc. During this year, the NJA conducted trainings, seminars, workshops, interactions and talk programs. Likewise, research based journals; empirical research, studies and resource materials have been published by the NJA. It also conducted foreign study tours and training in different judicial education institutes to broaden knowledge in law and justice. It had extensive discussions with external and internal faculties and with concerned stakeholders to tune its functions in a more efficient way. The NJA also organized the Regional Conference of Judges and Judicial Educators on Judicial Education and Enhancing Access to Justice on Sep 22-24, 2013 in Lalitpur, Nepal.

1.2 ORGANIZATIONAL STRUCTURE OF THE NJA

1.2.1 Judicial Academy Council

Judicial Academy Council is the supreme and apex body of the Academy. According to Section 6 of the National Judicial Academy Act, 2006, there is sixteen-member Governing Council headed by the Chief Justice of Nepal.

According to the NJA Act, the functions of the Judicial Academy Council are as such:

- to formulate policies concerning training and research programs to be conducted by the NJA,
- to prepare long-term plans and policies of the NJA and to subsequently approve it,
- to approve annual program and budget of the NJA,
- to review the functions conducted by the NJA,
- to frame rules of the NJA and to approve by-laws.

1.2.2 Executive Committee

National Judicial Academy Act, 2006 provides for a seven-member Executive Committee headed by the Executive Director of the NJA.

The assigned functions and powers of the Executive Committee of the NJA are

- to prepare annual plans of the NJA,
- to prepare and present annual program and budget before the Council,
- to conduct programs relating to research and training,
- to provide or cause to provide consultation services,
- to evaluate or cause to evaluate training programs,
- to make provisions for exchange of services of experienced persons on a periodic basis so as to make the training programs job-oriented and practical.

1.2.3 Administrative Structure

There is a provision of an Executive Director to act as the administrative chief of the NJA and there are other personnel under the Executive Director as nominated by the NJA Act. In many of the post, the post are fulfilled through contract and on request of the NJA, judges and employees of the Nepal Judicial Service are deputed to work for the NJA and pursuant to this provision, judges functioning in various courts and high level officers of the judicial services have been deputed and are currently working in the NJA.

1.3 FUND OF THE NJA

The NJA shall have a separate fund. According to the Act, the following shall be deposited in the fund:

1. Grant received from Government of Nepal;
2. Grant received from any foreign government, individuals, and international institutions;
3. Income generated from consultancy services and from sale of publications and other sources. Apart from those sources, the 10% charged as institutional support cost in partnership programs and interest earned thereof shall be deposited in the fund. This year, NJA had able to deposit Rs. 4,144,818.77 in this fund. So far, the NJA has a total of NRs. 18,951,996.66 in its fund.



Chapter TWO

PROGRAMS IMPLEMENTED BY THE ACADEMY DURING THIS FISCAL YEAR

During this fiscal year, the NJA, with grant received from Government of Nepal and various national and international organizations, conducted trainings, seminars, workshops, symposia, interactions, talk programs and consultation meetings, and in total 67 programs have been conducted. Altogether 1,882 participants including judges, officers, employees and representatives from the civil society have benefited from the programs. From among these programs, 31 programs were conducted from the grant received from Government of Nepal and the rest 36 programs were conducted in partnership with various national and international organizations.

Table No: 1: Total number of Programs

S.N	Programs	Grant from Nepal Govt.	Grant from Partnership	Total
1	Trainings	21	20	41
2	Workshops/Seminars	9	9	18
3	Talk Programme	1	0	1
4	Others	0	7	7
Total		31	36	67

There were 1,661 beneficiaries (participants) in the training and workshop programs that included 351 judges, 248 court officers, 188 government attorneys, 18 law officers, 229 legal practitioners, 154 assistant employees from courts, 65 assistant employee from OAG, 104 human resources from quasi-judicial bodies and 304 others (professors, representatives from civil societies, representatives from NGOs, teachers and social workers). Similarly, there were 221 beneficiaries (individuals) who took part in talk programs and consultation meetings. All together there were 1,882 participants who benefited in this fiscal year.

Table No. 2: Total number of beneficiaries

S.N	Types of Beneficiaries	No of Beneficiaries
1	Judges (Supreme Court, CoA and District Court)	351
2	Court Officers (Supreme Court, CoA and District Court)	248
3	Government Attorneys	188
4	Law Officers	18
5	Legal Practitioners,	229
6	Assistant Employees from Courts	154
7	Assistant Employee from OAG	65
8	Quasi-judicial bodies	104
9	Others (Professors, Representatives from Civil Societies, Representatives from NGOs, Teachers and Social Workers)	304
10	Participants of talk programs	221
Total		1,882

During this fiscal year, 268 working days were prescribed in the Nepali calendar. However, in order to accomplish the activities, the working days reached 347 days.

2.1 TRAININGS

2.1.1 With the grants received from Government of Nepal

With the grants received from Government of Nepal, the NJA conducted 21 training programs that included induction training, in-service training and other special trainings in various thematic issues. Judges, court officers, government attorneys, law officers, support staffs and legal practitioners benefited from this program. The details of training, number of beneficiaries, duration of the trainings, types of beneficiaries and the dates as follows:

Table No. 3: Details of Training Programs carried from Government of Nepal grant.

S.N	Name of the Training (s)	No of Beneficiaries	Duration		Types of Beneficiaries	Date
1	Induction training for newly appointed Judges of District Court*	88	20	days	Newly appointed District Judges	June 21- Aug 4, 2013
2	Induction training for newly appointed judges of Appeal Court#	78	5	days	Newly appointed Appeal Judges	June 21-July 20, 2013

3	Training program on relationship between court staff and court users	33	3	days	Non Gazetted Staffs of Court	Sept 15-17, 2013
4	Advance Training on Commercial Law for Appellate Court Judges	22	10	days	Appellate Court Judge	Oct 22-31, 2013
5	Training on Misil Management	22	3	days	Non Gazetted Staffs of OAG	Dec 18-20, 2013
6	Orientation Program on Forensic Science and Medicine for Government Attorneys	22	6	days	Govt. Attorney (Class I,II&III)	Dec 22-27, 2013
7	Training of Trainers (ToT) for Lawyers	23	6	days	Legal practitioner	Dec 29-Jan.3, 2013
8	Training of Trainers (ToT) for Lawyers	22	6	days	Legal practitioner	Dec 31-Jan 5, 2013
9	Basic Training program on Capacity Building for New Entrant legal practitioner	22	6	days	Legal practitioner	Jan 5-10, 2014
10	Basic Training program on Capacity Building for New Entrant legal practitioner	19	6	days	Legal practitioner	Jan 6-11, 2014
11	Training on Commercial Law for Govt. Attorney	22	3	days	Govt. Attorney (Class II&III)	Jan 19-21, 2014
12	Orientation Program on Skill Enhancement for Bench Officers	22	6	days	Bench Officer of Supreme Court	Feb 2-7, 2014
13	Induction Training for newly appointed Non Gazetted 1 st Class of Nepal Judicial Service	23	30	days	Non Gazetted 1st Class of Nepal Judicial Service	Feb 9-March 9, 2014
14	In Service Training for Court Officer	24	35	days	Court Officer (Class III)	Feb 16-March 26, 2014
15	Training on Writ Jurisdiction	21	3	days	Govt. Attorney (Class II&III)	March 9-11, 2014

16	Training on Legislations Drafting and Negotiation Skills	20	5	days	Law Officer	March 23-27, 2014
17	In Service Training for Govt. Attorneys	22	35	days	Govt. Attorney (Class III)	March 31-May 8, 2014
18	Training on Writ Jurisdiction for legal practitioner	18	3	days	Legal practitioner	April 27-29, 2014
19	In Service Training for Non Gazetted First and Second Class	23	35	days	Non Gazetted First and Second Class	May 11-June 16, 2014
20	Training on Writ Jurisdiction for legal practitioner	21	3	days	Legal practitioner	June 1-3, 2014
21	Training on Writ Jurisdiction for legal practitioner	22	3	days	Legal practitioner	June 8-10, 2014

**# these programs commenced at the end of previous fiscal year (2012/13) and concluded at thereof this fiscal year (2013/14).*



Induction training for newly appointed Judges of Appeal Court

June 21 to July 20, 2013



Induction training for newly appointed Judges of District Court

June 21 to August 4, 2013



Training on Commercial Law for Govt. Attorney
January 19 - 21, 2014



In Service Training for Govt. Attorneys
March 31 - May 8, 2014



Mr. Raj Kumar Shrestha is receiving the ***“Best Trainee Award”*** from Hon. Ram Kumar Prasad Shah,
Justice of the Supreme Court
JCDP In-service Training for CDO, *April 6 - July 6, 2014*



Training on Writ Jurisdiction for legal practitioner
April 27 - 29, 2014



Mr. Bishnu Bdr. Baruwat is receiving the award ***“Best Employee of the year 2014”*** from Rt. Hon. Damodar Prasad Sharma, Chief Justice of the Supreme Court (*March 18, 2014, NJA*)

2.1.2 Partnership Programs

In this fiscal year, the NJA, in partnership with various donor agencies, other bodies of Government of Nepal, national and international organizations, conducted 20 training programs. The judges, court officers, government attorneys, law officers, support staffs, legal practitioners, human resources from quasi-judicial bodies and others (professors, representatives from the civil societies, NGOs, teachers and social workers) were benefited. The details name of the training programs, number of beneficiaries, duration of the training programs, types of beneficiaries and dates are as follows:

Table No.4: Details of Training Programs carried with Partner Organization

S.N	Name of the Training Program (s)	No of Beneficiaries	Duration		Partners	Types of Beneficiaries	Date
1	Training Program on Justice For Children	22	3	days	UNICEF	Judicial Officer, Govt. Attorneys, Legal practitioners & Police Officers	Sept 1-3, 2013
2	Training Program on Justice For Children	21	3	days	UNICEF	Support Staff of Courts, Govt. Attorney's and District Administration Office	Sept 2-4, 2013
3	Training Program on Justice For Children	24	3	days	UNICEF	Judicial Officers, Govt. Attorney's, Legal practitioners & Police Officers	Sept 11-13, 2013
4	Training Program on Justice For Children	24	3	days	UNICEF	Support Staff of Courts, Govt. Attorney's and District Administrative Office	Sep 12-14, 2013
5	Training on Justice For Children	23	3	days	UNICEF	Judicial Officer, Govt. Attorneys, Legal practitioners & Police Officers	Dec 22-24, 2013

6	Training on Justice For Children	21	3	days	UNICEF	Support Staff of Courts, Govt. Attorney's and District Administrative Office	Dec 23-25, 2013
7	Advance Training on Mediation	25	4	days	SC	Mediators	March 4-7, 2014
8	Basic Training on Mediation	21	7	Days	SC	Former Judges, Court Staffs & Legal practitioners	March 9-15, 2014
9	Advance Training on Mediation	25	4	days	SC	Mediators	March 11-14, 2014
10	Basic Training on Mediation	25	7	days	SC	Former Judges, Court Staffs & Legal practitioners	March 24-30, 2014
11	Training on Human Rights and Fair Trail in the Administration of Justice	27	3	days	NHRC	Support staffs of court, OAG, Quasi-Judicial bodies	March 31-April 2, 2014
12	Judicial Capacity Development Program for Chief District Officer	26	90	Days	MoH	Chief District Officer & High Level Officer of Home Ministry	April 6-July 6, 2014
13	Advance Training on Mediation	21	4	Days	SC	Mediators	April 20-23, 2014
14	Advance Training on Mediation	25	4	Days	SC	Mediators	May 4-7, 2014
15	Advance Training on Mediation	21	4	days	SC	Mediators	May 18-21, 2014
16	Advance Training on Mediation	24	4	days	SC	Mediators	June 1-4, 2014
17	Training Program on Justice For Children	19	3	days	UNICEF	Court Officer, Govt. Attorneys, Legal Legal practitioners & Police Officers	June 3-5, 2014

18	Training Program on Justice For Children	23	3	days	UNICEF	Support Staff of Court, Govt. Attorney Office & District Administration Office	June 4-6, 2014
19	Training Program on Justice For Children	25	3	days	UNICEF	Court Officers, Govt. Attorneys, Legal practitioners & Police Officers	June 10-12, 2014
20	Training Program on Justice For Children	24	3	days	UNICEF	Support Staff of Court, Govt. Attorney Office & District Administration Office	June 11-13, 2014

2.2 WORKSHOP/SEMINAR/INTERACTION PROGRAMS

2.2.1 With the grants received from Government of Nepal

With the grants received from Government of Nepal, the NJA conducted 9 (nine) workshops/seminars/interaction programs on various thematic issues. The judges, court officers, government attorneys, law officers, support staffs and legal practitioners were benefited. The detail name of the programs, number of beneficiaries, duration of the programs, types of beneficiaries and dates are as follows:

Table No. 5: Details of Workshop/Seminar/Interaction programs carried from Government of Nepal grant

S.N	Name of Program (s)	No of Beneficiaries	Duration		Types of Beneficiaries	Date
1	Workshop on Harmonizing Sentencing Practices in Narcotic Drug cases; Problem and Challenges	25	2	Days	District Judges	Feb 3-4, 2014
2	One Day Interaction Program on Commercial Issues: Problems and Challenges	14	1	Day	Appellate Court Judge & Court Officer's	March 7, 2014
3	Workshop on Writ Jurisdiction: "Theory and Practice" for the Judges of Court of Appeal.	21	3	Days	Appellate Court Judges	March 31-April 2, 2014

4	Workshop on Role of Shrestedar in Judicial Administration and Management	23	3	Days	District Court Shrestedar	May 11-13, 2014
5	Workshop on Harmonizing Sentencing Practices in Narcotic Drug Cases: Problems and Challenges	22	2	Days	District Court Judges	May 22-23, 2014
6	Workshop on Role of Registrar in Judicial Administration and Management	24	3	Days	Court officers class II & III (Registrars)	May 25-27, 2014
7	Workshop on Enhancing Role of Govt. Attorneys in Judicial Process	21	3	Days	Govt. Attorney's Class III	June 8-10, 2014
8	Interaction (Retreat) Program	12	2	Days	Justices of Supreme Court	June 21-22, 2014
9	Workshop on the Role of Govt. Attorneys in Collection Evaluation and Presentation of Scientific Evidence	22	2	Days	Govt. Attorney's Class III	June 26-27, 2014

2.2.2 Partnership

In this fiscal year, the NJA, in partnership with various donor agencies, other bodies of Government of Nepal, national and international organizations, conducted 9 (nine) workshop/seminar/interaction programs on various issues. The judges, court officers, government attorneys, law officers, support staffs, legal practitioners, human resources from quasi-judicial bodies and others (professors, representatives from civil societies, NGOs, teachers and social workers) were benefited. The detail description of the programs, number of beneficiaries, duration of the programs, type of beneficiaries and dates are as follows.



Table No. 6: Details of Workshop/Seminar/Interaction programs carried with Partner Organizations

S.N	Name of Program (s)	No of Beneficiaries	Duration		Partners	Types of Beneficiaries	Date
1	Judicial Community Outreach Program on CTIP	36	1	Day	USA ID / TAF	Civil Society	Aug 30, 2013
2	Judicial Community Outreach Program	40	1	Days	ICJ	Students (Higher Secondary School)	Sept 5, 2013
3	Orientation Program on Continuous Hearing	42	2	Days	USA ID / TAF	Judges, Court Officer, Govt. Attorneys, Legal practitioners	Sept 6-7, 2013
4	Judicial Community Outreach Program	54	1	Day	ICJ	Teachers, Legal practitioners, member of civil Society	Sept 12, 2013
5	Regional Conference of Judges and Judicial Educators on Judicial Education and Enhancing Access to Justice	48	3	Days	ICJ	Judges and Judicial Educators	Sept 22-24, 2013
6	Judicial Community Outreach Program	33	1	Day	ICJ	Teacher, Lawyers, member of civil Society	Dec 11, 2013
7	Orientation Program on Continuous Hearing	37	1	Day	ICJ	Court Staff & Civil Society	Dec 12, 2013



8	Orientation Program on Continuous Hearing	41	1	Day	ICJ	Students (Higher Secondary School)	Dec 13, 2013
9	Workshop on Forensic Science and Medicine	25	1	Day	NFSL	Court Officers, Govt. Attorney's, Legal practitioners & Police Officers	June 9, 2014



Faculties and Senior Officers of the NJA observation visit to judicial education institutions and courts of Thailand, April 4 to 11, 2014.



Delegation of NJA headed by Justice of Supreme Court observation visit to judicial education institutions and courts of Republic of South Africa, April 4 to11, 2014.



Officers of the NJA observation visit to National Judicial Academy, Bhopal, India
June 16 - 22, 2014.

2.3 TALK PROGRAMS

Besides organizing trainings, orientations and skills development programs, the NJA also organized talk program entitled "British Judiciary: Before and After the Establishment of Supreme Court". The speaker was Professor Dr. Surya Subedi, UN Special Rapporteur for Cambodia. The judges, court officers, government attorneys, legal practitioners and other judicial human resources attended the program. The program was graced by Hon. Justice Kalyan Shrestha, Supreme Court who was the Chief Guest of the program and Hon. Raghav Lal Vaidya, Executive Director, NJA also presided over the program.

2.4 CONSULTATION MEETINGS

During this fiscal year, the NJA also organized various consultation meetings, interaction programs, dialogues and dissemination programs. Altogether 7 programs were conducted. The activities are as follows:

- Consultation Meeting on Explanatory Note (Penal Code, 2067)
- Consultation Meeting on Explanatory Note (Criminal Procedure Code, 2067)
- Consultation Meeting on Explanatory Note (Sentencing Bill, 2067)
- CTIP-Landmark Judgment rendered by the Supreme Court
- Launching Program of Explanatory Notes
- Two Consultation Meeting on Draft Conceptual Guidelines and Draft Information Booklet on Judicial Outreach Program

2.5 STUDY AND RESEARCH WORKS

Through studies and research on various subject matters, the NJA conducted analysis on diverse aspects of law and justice and also involved in capacity development works for its stakeholders. It carried out 9 studies and research works. They are as follows:

- Access to Justice of Victims of Violence: A Brief Studies, 2070
- Study on Implementation Status of Directive Orders of the Supreme Court, 2070
- Study on Implementation Status of Standard Operation Guidelines of Privacy, 2070
- Study on Continuous Hearing System, 2071
- Prosecution Status of Homicide Cases, 2071
- Training Impact Analysis of Commercial Law Training for CoA Judges, 2071
- Training Needs Assessment of In-service Training for Court Officer Class III, 2071
- Training Needs Assessment of In-service Training for Government Attorneys Class III, 2071
- Training Needs Assessment of In-service Training for Support Staffs of Nepal Judicial Service, 2071

2.6 TRAINING MANUAL AND RESOURCE MATERIALS

The NJA, from its inception, has been preparing resource materials. During the fiscal year, the NJA prepared following training and resource materials:

- Resource materials for staffs of case sections in District and Appellate Courts.
- Resource Materials on Particulars of the Judgment Writing (Tapasil Khanda)
- Training Manuals for the In-service Training for Court Officers (Class III)
- Training Manuals for the In-service Training for Government Attorneys (Class III)
- Training Manuals for the In-service Training for Support Staffs of Nepal Judicial Service

2.7 PUBLICATIONS

- Access to Justice of Victims of Violence: A Brief Studies, 2070
- Research on Functioning of Juvenile Benches in Nepal
- Domestication of Convention of the Rights of Child in Nepal: Review of Nepalese Legislations and Judicial Decisions
- Explanatory Note on Penal Code, 2067
- Explanatory Note on Criminal Procedure Code, 2067)
- Explanatory Note on Sentencing Bill, 2067



Publication of the NJA

- Judicial Ethics and Judges Code of Conduct
- Common Principles of Formal and Informal Justice System
- Compilation of Judgments of Court of Appeals, 2070
- Compilation of Judgments of District Courts, 2070
- An Analytical Study of Judgments rendered by the Supreme Court on Trafficking in Persons, 2070
- Report on Judicial Education and Enhancing Access to Justice: Proceedings of the Regional Conference of Judges and Judicial Educators, 2013
- Information Booklet on Judiciary and Judicial Functions
- Conceptual Guideline on Judicial Outreach Program
- Training Manual for Court Appointed Lawyers
- Resource Materials for Training on Capacity Enhancement of Court Appointed Lawyers
- NJA Law Journal, 2014
- Annual Report, 2013/14 (Nepali)
- Annual Report, 2013/14 (English)

2.8 CURRICULUM DEVELOPMENT

With the objective of enhancing the quality of training, seminar, conferences and workshop, required curriculums have been reviewed and developed in order to meet the requirements deemed necessary for the concerned stakeholders. During this fiscal year, the curricula developed earlier were reviewed, and new curricula have been developed and approved by the Curriculum Development Committee





Regional Conference of Judges and Judicial Educators on Judicial Education and Enhancing Access to Justice” on September 22 to 24, 2013 in Kathmandu.
Bangladesh, Bhutan, India, Malaysia, Nepal, Pakistan and Sri Lanka



The tenth NJA Governing Council
May 5, 2104

Chapter THREE

OTHER ACTIVITIES

3.1 REGIONAL CONFERENCE OF JUDGES AND JUDICIAL EDUCATORS

The NJA, with support from the Supreme Court of Nepal and the International Commission of Jurists, Nepal organized the first "Regional Conference of Judges and Judicial Educators on Judicial Education and Enhancing Access to Justice" on September 22 to 24, 2013 in Kathmandu. The Conference was inaugurated by Rt. Hon. Damodar Prasad Sharma, Acting Chief Justice of Nepal and was attended by Justices, Judges and legal and judicial educators from Bangladesh, Bhutan, India, Malaysia, Nepal, Pakistan and Sri Lanka. The Conference adopted the 7 points Kathmandu Declaration:

3.2 ANNUAL NJA DAY

The 10th annual NJA Day of the NJA was held on March 18, 2014. Rt. Honorable Chief Justice Damodar Prasad Sharma was the Chief Guest. The program was chaired by Hon. Raghab Lal Vaidya, Executive Director, NJA and Honorable Minister for Law and Justice, Attorney General, Justices, senior officers of Government of Nepal, NJA resource persons, heads of training institutions, senior police officers, representatives from NBA and representatives from various national and international organizations and institutions attended the function.

3.3 INTERACTION PROGRAM FOR THE JUSTICES OF THE SUPREME COURT

A two day retreat (interaction) program for the Honorable Justices of the Supreme Court was held in Nagarkot, Bhaktapur from June 21 to 22, 2014. The Rt. Honorable Chief Justice Mr. Damodar Prasad Sharma was also present in the program. Honorable Minister for Law and Justice, Justices of the Supreme Court, members of the Judicial Council, Registrar of the Supreme Court, Secretary of the Judicial Council, Joint-Registrars of the Supreme Court and Faculty Members of the NJA participated in the program. Two papers, namely Court Decorum and Third Five Years Strategic Plan of Nepali Judiciary was presented and discussed. Hon. Justice Ram Kumar Prasad Shah, Supreme Court of Nepal and Hon. Judge Til Prasad Shrestha, CoA, Hetauda respectively facilitated the discussions.

3.4 TENTH MEETING OF THE NJA GOVERNING COUNCIL

The tenth meeting of the NJA Governing Council was held on May 5, 2104. Rt. Honorable Chief Justice and Chairman of the Judicial Academy Council Mr. Damodar Prasad Sharma presided over the meeting. All members of the Judicial Academy Council were present in the meeting and members of the Executive Committee and NJA Faculty were also invited as observers. The annual programs and budget of the fiscal year 2013/014 were presented and approved subsequently.

3.5 LIBRARY ACTIVITIES

The NJA purchased 205 reference books in the fiscal year. Likewise, NJA purchased web based library software to upload library database.

3.6 STRATEGIC PLAN

The NJA is in the process of preparing its second five years strategic plan. Likewise, NJA provided a technical support in drafting and formulating the third five years strategic plan of Nepali judiciary.

3.7 OBSERVATION VISITS

Honorable Hon. Raghab Lal Vaidya, Executive Director, NJA visited the Judicial Commission, New South Wales, Australia from November 24 to 30, 2013. The Executive Director discussed with the officials of Judicial Commission on issues relating to maintaining harmonious and cordial relationship between both institutions.

An observation visit to judicial education institutions and courts of Thailand was organized from April 4 to 11, 2014. A team led by Hon. Judge Dr. Kul Ratna Bhurtel, Court of Appeal, held interaction with Thai judicial education institutions and judges of different courts. Hon. Judge Bhim Kumar Bohora, CoA, Patan, Hon. Rajendra Kharel, Faculty, NJA, Mr. Lekhnath Paudel, Registrar, NJA, Hon. Rishikesh Wagle, Faculty, NJA and Mr. Paras Poudel, Deputy Director, NJA were in the team.

An observation visit to National Judicial Academy, Bhopal, India was held from June 16 to 22, 2014. A team of NJA Officers Ms. Bimala Regmi, Mr. Jyoti Pandey and Mr. Keshab Dahal took part in the visit. Experiences were exchanged between two Academies.

Mr. Shreekrishna Mulmi, Deputy Director, NJA represented the eighth Regional Workshop for Judges, Prosecutor and Police Officers in South Asia on Effectively Countering Terrorism held in Singapore from April 15-17, 2014. Mr. Mulmi discussed with the officials

of countering Terrorism Project based in US for possible cooperation in the Nepali judiciary while participating in the workshop.

3.8 COORDINATION WITH NATIONAL AND INTERNATIONAL ORGANIZATIONS

Like in the past, the NJA maintained harmonious and cordial relationship and worked with Government of Nepal, Supreme Court, USAID/The Asia Foundation, DIFD/ESP, UN WOMEN Nepal, UNICEF, ICJ, International Alert, Ministry of Home, ILO Nepal Office, KOICA, JICA and various other organizations and institutions.



Chapter FOUR

ACHIEVEMENTS AND CHALLENGES

4.1 ACHIEVEMENTS

Ten year has elapsed since the establishment of the NJA. The NJA has so far been able to achieve its objectives. Even with limited physical infrastructure, financial and human resources, NJA is doing its best for optimum level of achievement. Although achievements as deemed and expected by the NJA have not been met, it nevertheless has made the following achievements:

Physical Infrastructure

The training halls are fully air-conditioned and a generator has been purchased for uninterrupted supply of electricity during power outage. Through a decision from the Government of Nepal and approval from the Supreme Court, a plot of land (17,805.9 sq.m) has been provided to the NJA at Manamaiju VDC, Kathmandu.

Expansion of International Relations and Visits

The NJA has been acting as Deputy Head of the Asian Consortium Human Rights based Access to Justice (HRBA2J) based in Manila, Philippines. It is also a member of the International Organization for Judicial Training (IOJT) and Global Campus Judicial Studies networks. In addition, the NJA is in touch with various international organizations networks. It conducts training and observation visits in different international institutions, and judicial academy institutions abroad. This has provided an exposure to the members of Nepali judiciary.

Organizational Structure

NJA seeks to build its institutional capacity. It has the capacity to conduct three trainings at a time. As the responsibilities of the NJA have been expanded, the Organizational and Management Survey has been approved by the Government of Nepal.

Development of Curricula

The NJA has developed curricula of various training programs for judges, prosecutors, court officers, legal officers and private law practitioners. Further, it has also developed a training curriculum for the Chief District Officers to enhance their judicial capacity.

NJA Law Journal

The NJA regularly publishes NJA Law Journal and distributes the same. Further, it undertakes research in the area of law and justice, and publishes reports, resource books, judgment compilations etc.

Training programs

Apart from short-terms trainings, the NJA has conducted long-term training programs. It has been able to establish itself as an institute capable of and competent in organizing long-term training programs for judges, officers of Nepal Judicial Service and the Chief District Officers as well.

4.2 CHALLENGES AND MITIGATING MEASURES

The NJA was established with the sole objective of enhancing the capacity of the human resources attached to law and justice in Nepal. In order to implement its activities, the NJA has faced some challenges as follows:

- The NJA has yet to implement its programs and activities in absence of sufficient resources;
- Owing to lack of sufficient human resources, it has to rely on outside faculty to facilitate different training events;
- Due to inadequate space and buildings, the NJA is not in position to provide even rooms deemed necessary for human resources working at the NJA;
- Owing to the conditional grant received from Government of Nepal and limited budget disbursed by the Government of Nepal, NJA has not been able to design its long term future plan;

Due to lack of budget, the NJA has not been able to construct its own building and residences on the plot of land provided by Government of Nepal and Supreme Court which is under the ownership of the NJA..

In order to meet above challenges, the following mitigating measures have to be followed:

- Arrangement of sufficient physical infrastructure
- Development of skillful human resources
- Make NJA an umbrella training academy
- Development of resource center
- Conduction of study and research based training
- Regular training impact analysis
- Make available of sufficient budget

VISION:

Promote an equitable, just and efficient justice system for Nepal through training, professional development, research and publication programs which address the respective needs of judges, judicial officers, government attorneys, government legal officers, judicial officers, private law practitioners and others who are directly involved in the administration of justice.

MISSION:

Bring about an established professionalized system of continuing judicial education through training, professional development, research and publication programs which address the respective needs of judges, attorneys, judicial officers and others who are involved in the administration of justice to foster and achieve traits, values and attitudes for promoting fair, just, and efficient justice system for Nepal.

GOAL:

Promote an equitable, just and efficient justice system for Nepal through training, professional development, research and publication programs which address the respective needs of judges, judicial officers, government attorneys, government legal officers, judicial officers, private law practitioners and others who are directly involved in the administration of justice.

OBJECTIVES:

- Conduct training, conferences, workshop, seminar, symposium, interaction programs for the purpose of enhancing knowledge and professional skills of judges, judicial officers, government attorneys and private law practitioners and bring about attitudinal changes that enhance competence.
- Undertake research in the field of law and justice and to make available legal literature of scholarly and practical significance to judges, judicial officers and others who are involved in judicial administration.
- Promote a competitive, professionally competent, service oriented and effective private bar.

Mailing Address:

National Judicial Academy, Nepal

Harihar Bhawan, Pulchok

Lalitpur, Nepal

Tel: 977-1-5549057/5549067

E-mail: info@njanepal.org.np

Website: njanepal.org.np