



Law & Justice
Commission
of Pakistan

Strengthening the Rule of Law – the Law & Justice Commission Approach

Research Agenda & Opportunities

Pakistan Institute of Development Economics,
Islamabad

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- Introduction
- The Technical Approach and Scope
- Recommendations for Research

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Mandate, Functions & Scope

- Lead law and justice narrative, policy and reforms
- Strategic and systematic in its outlook and activities
- Sectoral, systems approach
- Activities focused, mutually reinforcing, action-orientated – not pulling in different directions and piecemeal

Research is a key activity

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- Our **Goal** is a Pakistan based on a fair and substantive rule of law
- Our **Vision** is to promote a fair, impartial, inclusive and substantive rule of law as the foundation of a modern and dynamic Pakistan
- Our **Mission** is to lead the reform of law and justice institutions to be fair and inclusive; strengthening organisational capacities and accountability to be effectively responsive to citizens' security and justice needs and well-being; and empowering citizens to assert their rights and claim their entitlements, and exercise their duties and obligations.

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Overview & Driving Reforms

Reform and research must be demand driven

Input: Policy Guidance



Judicial Statistics

Public Awareness Campaign

Research Reports

Provincial Judicial Development Fund

Legal Empowerment Window

Judicial and Legal Research Window

Federal Judicial Academy Fund

Under Developed Areas Window

Legal Innovations Window

Output: Policy,
research & projects

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The Technical Approach and Scope

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Theory of Change: State–Society & Rule of Law Dynamic

What Matters?

State

State effectiveness is a function of state service delivery, state society integration and social cohesion

Citizen

Citizen

Citizen

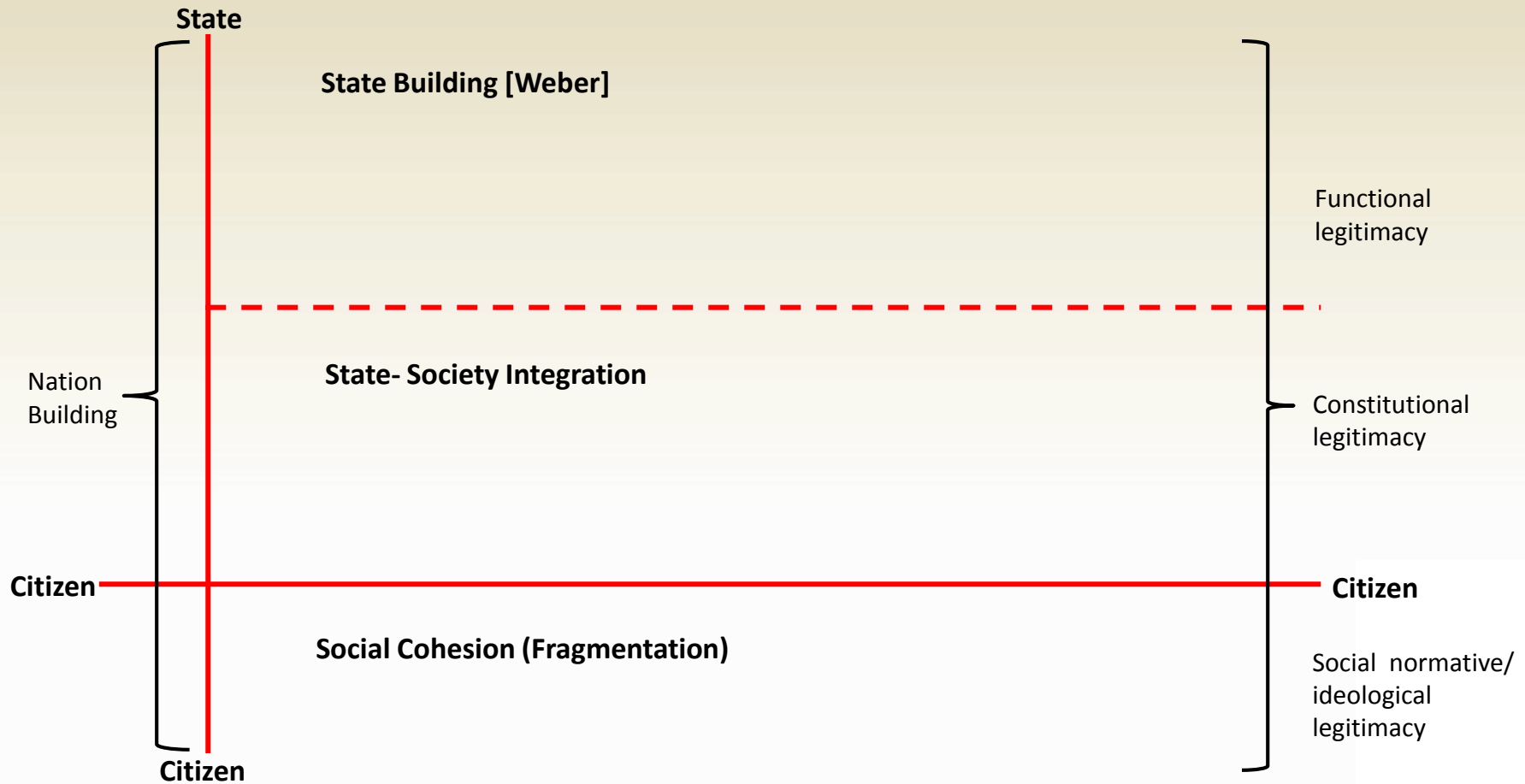
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Theory of Change: State–Society & Rule of Law Dynamics

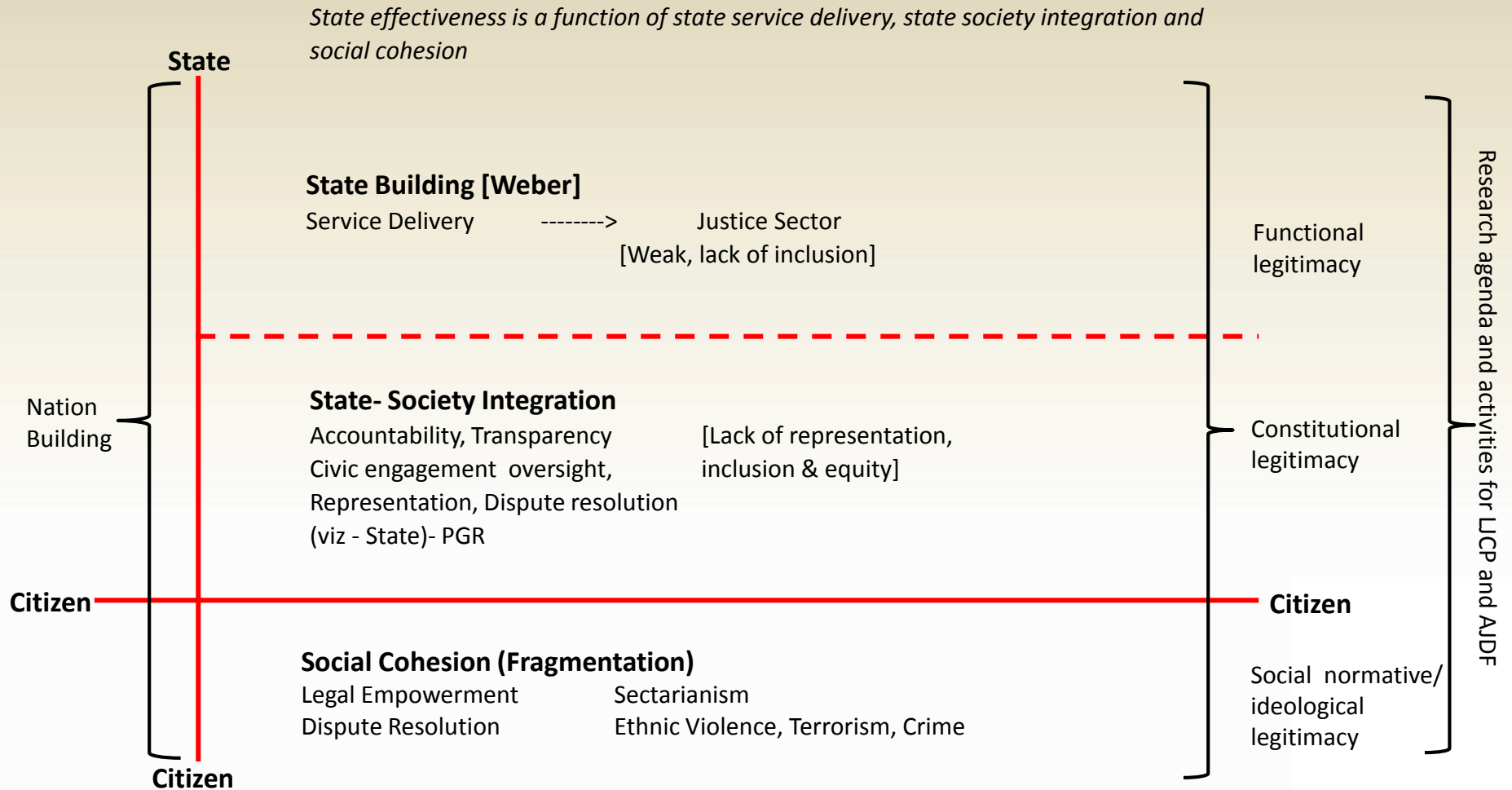
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Theory of Change: State–Society & Rule of Law Dynamic

-Thematic Focus



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Connecting State & Society

- The Disconnect: State autonomy
 - Representative – elite capture
 - Inclusive – growth is not pro-poor
 - Impartial – partial, discriminatory institutions and service delivery
- Reconnecting: Legitimacy (lens) – strengthen constitutionalism, political settlement
- Policy reforms/shifts = political settlements/agreements

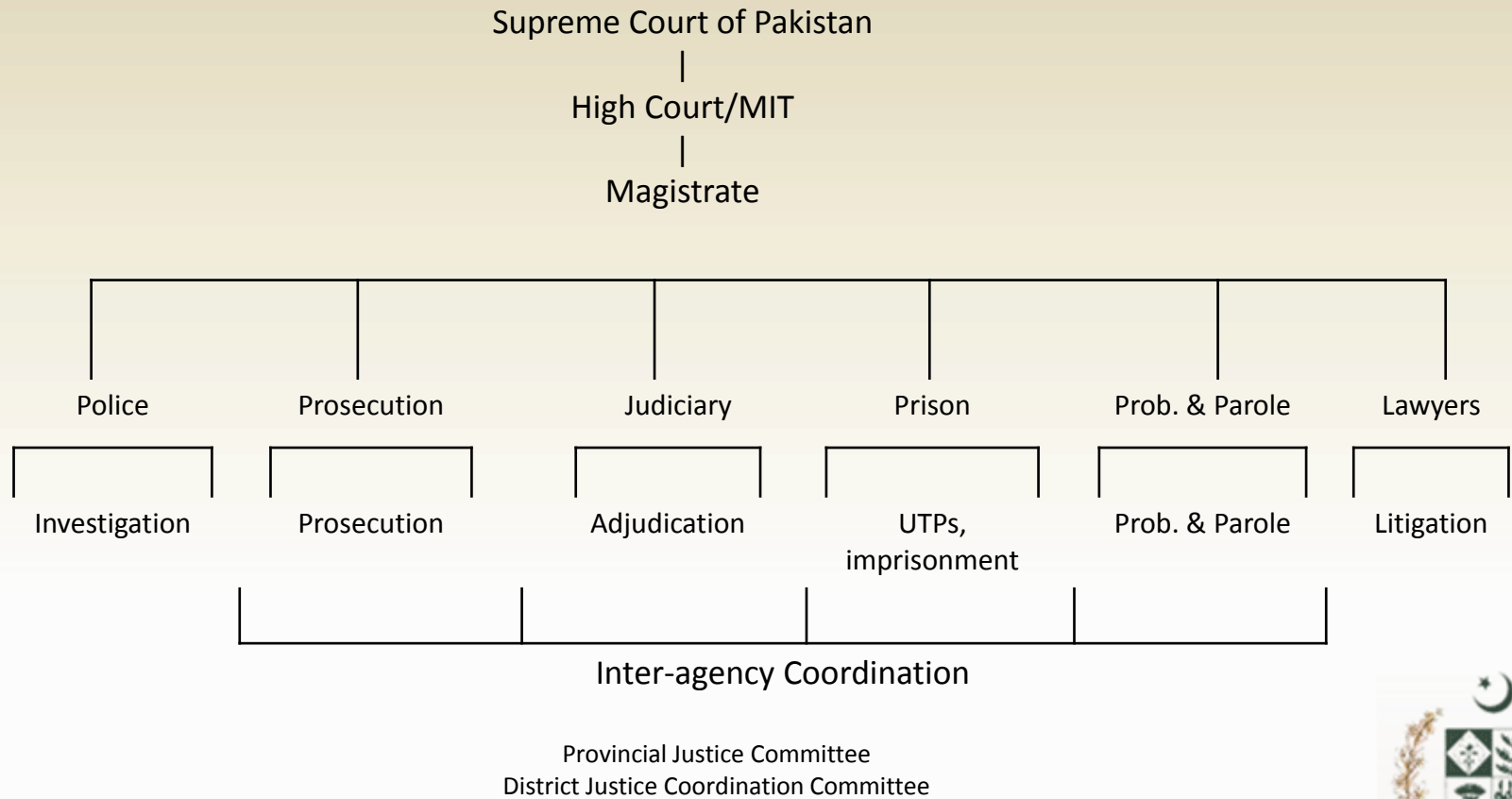
Development is political

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Theory of Change: State–Society & Rule of Law Dynamic

-Sectoral-Systems Focus



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Technical Focus – Improving Service Delivery

Justice sector is a critical actor in strengthening state and society through protection of rights, development and stability

Supply- side

Institutional Strengthening
Organisational Development
Capacity Building
Budgets

Demand-side

Legal Empowerment

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Transferring Development

Need to enhance understanding of how development is transferred in the rule of law sector and how best to measure such transfers

Transfer/Focal Area	Justice Needs/Demands	Laws & Legal Policy	Plans, Operational Procedures, Processes
	Citizens' "choices"	Political choices/agreements	Operational choices
Transfer of knowledge, information	Shift in societal values, attitude and beliefs	Shift in political cultural values, attitude and beliefs	Shift in organizational culture values, attitude and beliefs
Transfer of skills	Enhancing civil society and social capacities to engage with the State	Enhancing "political" capacities to engage with citizens, constituencies, organisations and issues	Enhancing organisational capacities to engage with State and society
Transfer of processes, procedures and practices	Strengthening platforms/space and mechanisms etc. to effectively engage with the State	Strengthening political space/mechanisms etc. to be more responsive to citizens' justice needs	Strengthening service delivery mechanisms etc. to be more responsive to citizens' justice needs
Outcome	Enhanced demand mobilization & articulation of justice needs Enhanced civic engagement to "inform" justice service provision	Shifts in political choices and [to be "pro-development"]	Shifts in operational choices and service-delivery [to be "pro-development"]

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Research Challenges & Opportunities

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Research

- 131 law reforms reports (1979-2015) published based on desk reviews
- No analytic capacities
- Research is not demand driven – ad hoc and piecemeal
- No recognised methodologies and assessment tools developed and applied
- Limited or no consultation with stakeholders
- No distribution policy based on stakeholders - limited circulation of reports

Recommendations/Action taken

- Research focus and policies to be developed

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Research: Public Awareness Campaign

- 7 volumes/354 simplified laws published (2002-2013)
- Documents not user-friendly
- No social media presence
- No civil society outreach

Recommendations

- Campaign to focus on stakeholders' needs
- Outreach strategies to be developed
- Advocacy & communications

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Access to Justice Development Fund

Details of the profit & disbursement of Access to Justice Development Fund

AJDF Windows	%age	Total Share amount	Commitment		Uncommitted amount	Balance
			Disbursed	Undisbursed		
Provincial Judicial Development Fund (PJDF)	60.3	1060.31	430.85	60	569.46	629.46
Legal Empowerment Window	13.5	237.38	53.55	52	131.83	183.83
Legal Innovations Window	4.5	79.13	11.42	0	67.71	67.71
Judicial/ Legal Research Window	4.5	79.13	0.175	0.08	78.88	78.955
Federal Judicial Academy Fund	4.5	79.13	0	58.11	21.02	79.13
Underdeveloped Area Window	10	175.84	71.96	49.90	53.98	103.88
Fund Management Window	2.7	47.47	6.07	22	19.4	41.4
Total	100	1758.4	574.025	242.085	942.28	1184.4

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Access to Justice Development Fund

- Total accumulated amount: PKR 1184 million, Performance – massively underperforming

Recommendations

- Connect to LJCP, NJP/NJPMC
- Development of policy for each window complementing research agenda

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National Judicial Policy 2009 & revisions

- Over 300 monitorable actions
- No M&E framework
- Not connected to LJCP research, AJDF windows

Recommendations/Steps Taken

- Communications & advocacy strategies – inform stakeholders about policy
- Connecting to research policy – LJCP, AJDF

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Constructing an Evidence Base

- Collecting extensive basic raw data –not actionable, no policy recommendations derived
- Outdated technologies and software being applied
- Data collection manual
- No analytic capacities

Recommendations for Researchers

- LJPC holds substantial raw data
- Can obtain specific data (as required)

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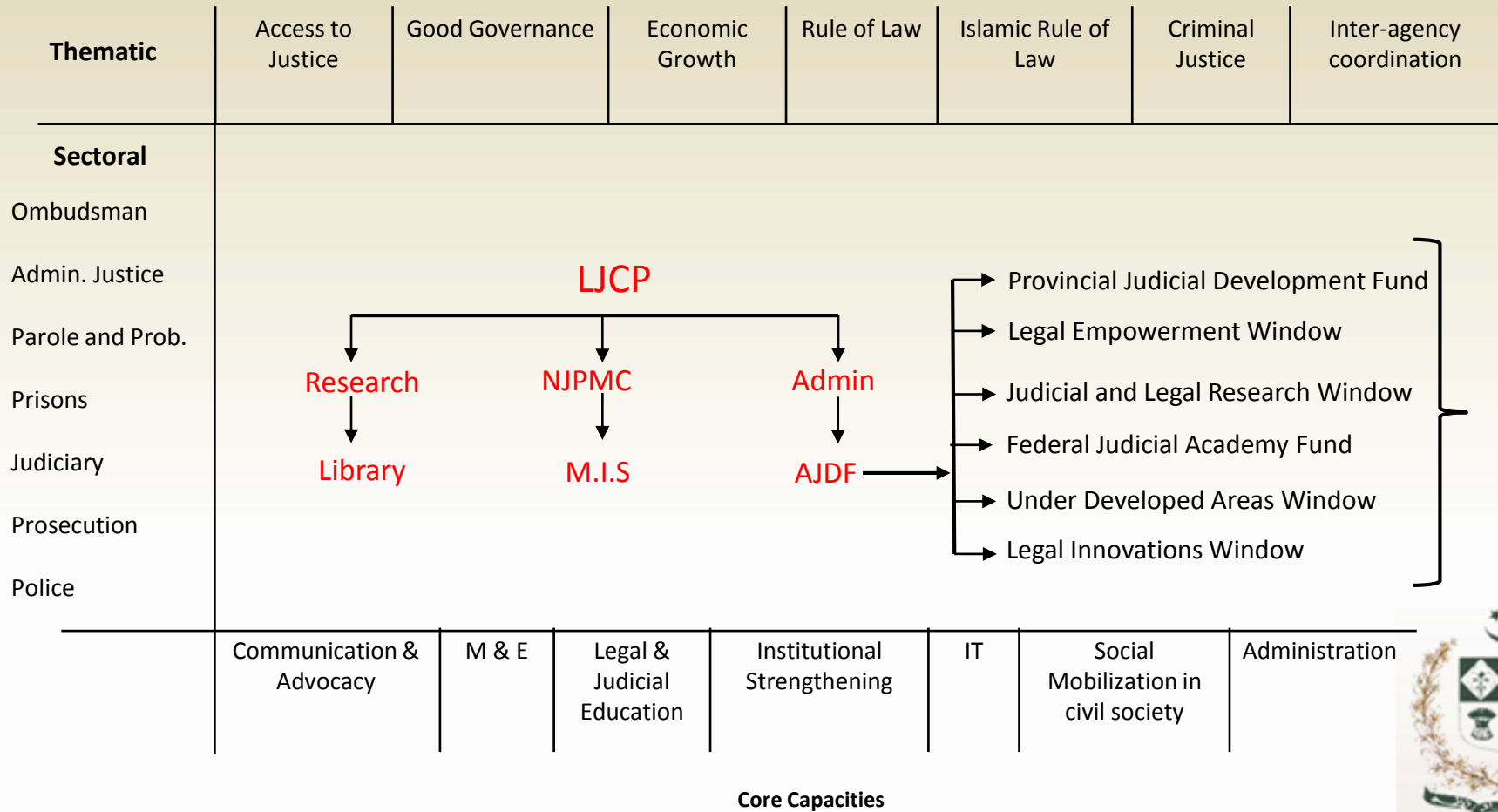
Recommendations for Research

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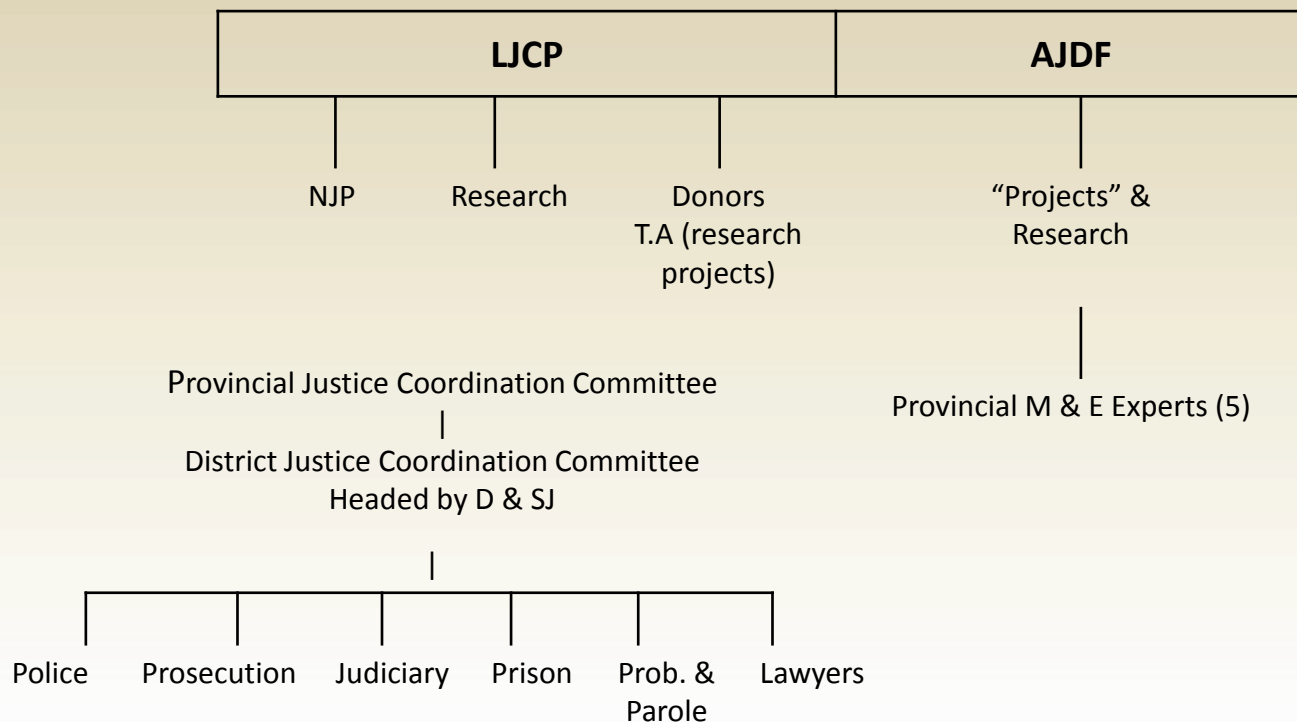
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Technical Focus & Policy Setting Agenda



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Implementation Model



Focal districts

General cases: Settled urban and rural districts

Special cases: Megacities, tribal

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Thank you

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