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2011

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1. Executive summary

In this report are reflected the activities and achievements of the Kosovo Judicial Institute (KJI) during 2011. During this period KJI was focused on capacity building of judicial and prosecutorial system in Kosovo, through various programs for legal education. The content of these programs was comprehensive and based on the needs of judges and prosecutors, candidates for judges and prosecutors and other professionals in the field of judiciary and prosecution identified by KJI.

The implementation of various programs for legal education continued even in 2011. Continuous Training Program (CLEP) scored a precious reach including the organization of 78 activities. These trainings were organized in the criminal field, juvenile justice, civil, commercial, administrative, and labor. Within these activities were addressed various topics and modules of general character and of specialized level. The methodology applied for the realization of most of these activities is based on the concept of "learn by doing".

In response to the needs for the fulfillment of vacancies for judges and prosecutors, KJI will organize for the fourth time the Preparatory/Entry Exam for potential candidates for judges and prosecutors. These developments marked the commencement of ILEP training for 56 candidates. In this way commenced the trainings for the fourth generation of candidates for judges and prosecutors, despite the fact that 32 candidates of third generation were attending trainings at KJI which had begun the trainings a year ago. These events challenged the management, professional, administrative and financial capacities of KJI because ILEP agenda included 6 days a week activities (including Saturday). This challenge included the training of 88 candidates from May to October 2011, when the third generation of 32 candidates graduated. However there were still 56 candidates attending the trainings.

Training Program for Promotion had marked the organization of 13 specialized modules through 19 days of training, which includes the newly appointed judges and prosecutors. The organization of trainings for judges and prosecutors continued also during the reporting period, while trainings for court staff and prosecution has increased in support for them. With the support of the Twinning Program the distance learning (e-learning) platform is functional, there has been work done in the field of publications in which there were published modules, manuals, magazines, newsletters and brochures. Also various programs abroad were conducted such as (study visits, trainings) and there has been active participation in regional conferences and international meetings that were focused on legal education for judges, prosecutors and other professionals in the field of justice.

During 2011, with the continued support from many international partners, KJI implement special training programs, training of trainers and capacity building of staff.

The department of the Administration and Finance of KJI has achieved success in all its activities. Challenges arising as a result of the increasing number of ILEP candidates were expressed especially in the budget of KJI which being insufficient has limited the number of staff. However with the support of donors and the Ministry of Justice, it was possible to

overcome the minimum expenses incurred for training services and payment the payment of ILEP candidates.

Despite the challenges encountered in implementing its activities, the prospects for professional development will continue to have the highest commitment of KJI.

2. Letter from the President of the Managing Board



This was a year of many achievements for KJI. Once again a key focus was on expanding activities within the legal education programs for the Institute. All training programs included in the legal mandate were fully implemented.

The program for continuous training was updated with new trainings from the criminal field, such as training for effective implementation of criminal procedures and discussion of challenges that are part of many practical cases, such as: organized crime, corruption, cyber crime, the treatment of witnesses and protected witnesses, the aspects of protection against domestic violence. While in the civil were included; addressing of new laws or novelties and amendments of the laws in force, special institutes of contested procedure, property, commercial, inheritance, labor law, administrative and alternative solution of cases.

During our work, we have developed strong cooperative relationships with local and international institutions in creating a stronger support alliances and working together to achieve those that are presented in this annual report.

During 2011 KJI has developed a working plan for 2012 and based on the Strategic Platform adopted by its Managing Board has started to draft a Strategic Plan for the period 2012-2015.

Work done by KJI during 2011 will help the work of judges and prosecutors who act in an environment with multiple and common legal and social changes, will increase the professional capacity of candidates for these positions and this work has made serious efforts in supporting lay-judges and other professionals in the field of justice and prosecution.

It would not be possible for KJI to provide this level of programs if it wasn't for the support of members of judicial and prosecutorial system, readiness, creativity and hard work of which is reflected in the legal education programs for KJI which we are publishing them in this report. The gratitude belongs to the community of many donors for continuous financial assistance and expertise provided to KJI.

Finally I would like to thank members of the Managing Board and KJI staff by recognizing and appreciating their continuous commitment and professional work in the success of the Institute during 2011.

Best regards,

Dr.Sc. Fejzullah Hasani

President of the Supreme Court of Kosovo
President of the Managing Board of the Kosovo Judicial Institute

3. Mission Statement

KJI is an institution that has a dedicated team of professionals who believe that the promotion of professional and skills and ethics is a critical component of legal professionalism of judges, prosecutors, candidates for these positions and other professionals of the judicial and prosecutorial system of Kosovo.

KJI's mission is to:

- Promote the continuous professional capacity building of judges and prosecutors in duty and those newly appointed ones;
- Support the equal and transparent process of recruiting all candidates for judges and prosecutors;
- Create and raise the highest quality of professional and ethical candidates for judges and prosecutors.
- Increase and develop administrative capacities of court and prosecution staff.

4. About KJI

KJI is the main leading institution responsible for the training of judges and prosecutors in duty, the organization of the Preparatory Exam and professional preparation of candidates for judges and prosecutors, and training of other professionals within the judicial and prosecutorial system in Kosovo, identified by KJI (law no. 02/L-25).

KJI started promoting legal education with a professional standard and methodology 11 years ago and is now established and remains the main standard of professional development. While the legal profession in Kosovo has undergone many changes during this time, the learning method applied by KJI remains the most effective way to increase the professional capacities of judicial and prosecutorial system.

5. Governing bodies of KJI

According to the law on its establishment, the highest governing bodies of KJI are, the Managing Board and the Director.

Managing Board of KJI during 2011 held five regular meetings in which adopted and took decisions concerning:

- Annual Working Report for 2011;
- Strategic Platform for the Reform and Development of KJI;
- Composition of the Committee on Drafting and Evaluation of Preparatory/Entry Exam;
- Composition of the Commission for the Drafting of KJI by-laws;

- KJI Budgetary Request for 2012;
- Annual Working Plan for 2012.

A specific body of KJI, established by statute, is the Program Council which is an auxiliary of the Managing Board. During the 2011 the Program Council has held several meetings in which, among other things discussed and decided regarding:

- Progress of CLEP, ILEP and TPP;
- Rules of the Preparatory/Entry Exam for 2011;
- Structure of the Preparatory/Entry Exam for 2011;
- KJI Trainers;
- Working Plan for 2012 (training programs);

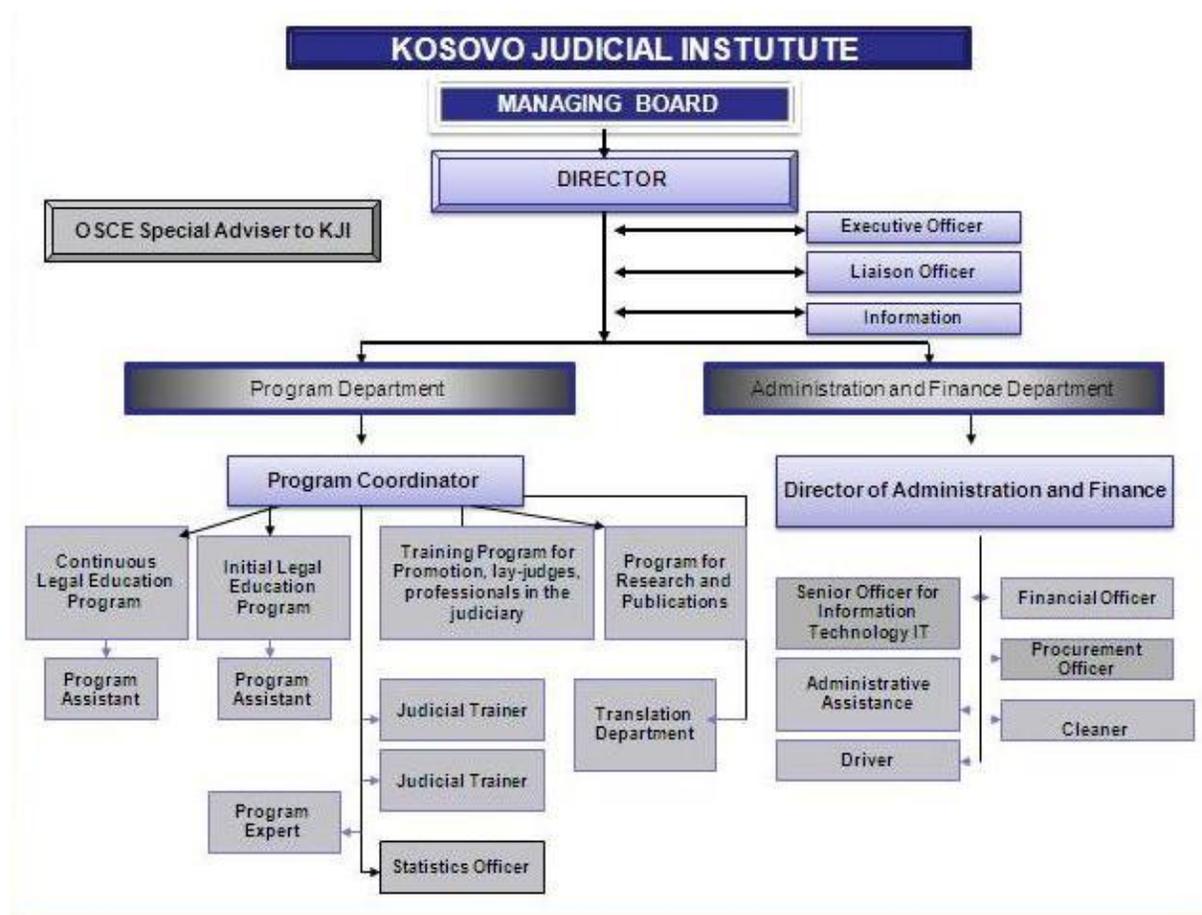
6. Internal organizational structure of KJI

KJI develops its mandate based on the Department of Programs and the Department of Administration and Finance. Department of programs includes the positions and units which are headed by the Program Coordinator and which is responsible for:

- Identification and development of methods for the assessment of training needs and the methodology for the organization of the training within various training programs;
- Preparation of training policies and strategies related to training needs;
- Organization of trainings for current judges and prosecutors;
- Organization and Evaluation of the Preparatory/Entry Exam;
- Organization of trainings for candidates for judges and prosecutors;
- Organization of trainings for the promotion of judges and prosecutors;
- Organization of trainings for lay-judges and other professionals in the judiciary;
- Organization of the Training of Trainers;
- Reporting and keeping record of data for various training activities etc.

Department of Administration and Finance is led by the Administrative Financial Director and includes sectors which are responsible for providing administrative and financial services of KJI in order to achieve program objectives.

All employees (22) at KJI are categorized as civil servants and therefore are subject to the rules for civil servants.



KJI Chart

7. Main goals and objectives of KJI for 2011 1

Main goals and objectives of KJI for 2011 were focused in:

- Encouraging judges and prosecutors to be effective, ethical and professional;
- Supporting an equal and transparent process for the recruitment of candidates for judges and prosecutors;
- Creating and promoting the highest professional and ethical qualities of the candidates for judges and prosecutors;
- Implementing specialized trainings for the newly appointed judges and prosecutors;
- Supporting the judicial and prosecutorial system in providing administrative, ethical and effective services;
- Various Research and Publications from the field of justice and prosecution;
- Applying the modern methodology when drafting and implementing the programs for legal education;
- Participation in different activities for legal education of the international character.

- Local capacity building in applying effectively the mechanisms for alternative solutions of cases;
- Encouraging support and assistance of the programs for ensuring equal access in the justice services.

8. Challenges that accompanied KJI during 2011

The main challenges of KJI, in conducting the objectives of 2011 are:

- Organization of the Preparatory/Entry Exam in the middle of the appointment process;
- Trainings conducted simultaneously for two generations of candidates for judges and prosecutors (88 candidates) and six days a week;
- Process of appointment of candidates of the two generations (III and IV);
- Coordination and the support from local and international institutions;
- Implementation of programs that support the reform of the judicial and prosecutorial system;
- Implementation of all training programs for the reform of the judicial and prosecutorial system;
- Coordination for participation in non-mandatory continuous trainings;
- Budget and insufficient staff for the realization of a modern vision;
- Organization of specialized trainings;
- Commencement of the implementation of the platform for distance learning;
- Flexibility/legal changes/reforms;
- Coordination of the support by donors and their different policies;
- Process of preparations for the commencement of the implementation of systematic laws for the judicial and prosecutorial system;
- Drafting of the training programs according to the needs for the support of a re-organized judicial and prosecutorial system;

KJI overcame these challenges thanks to its maximum commitment and professionalism shown by the management as well as by the staff, in fulfilling work responsibilities.

9. KJI Programs

The legal mandate of KJI during 2011 was conducted through the training programs and main activities as following:

- Continuous Legal Education Program;
- Preparatory/Entry Exam for candidates for judges and prosecutors;
- Initial Legal Education Program;
- Training Program for Promotion, Lay-Judges and other professionals in the judiciary;
- Program for Research and Publication;
- Training of Trainers Program.

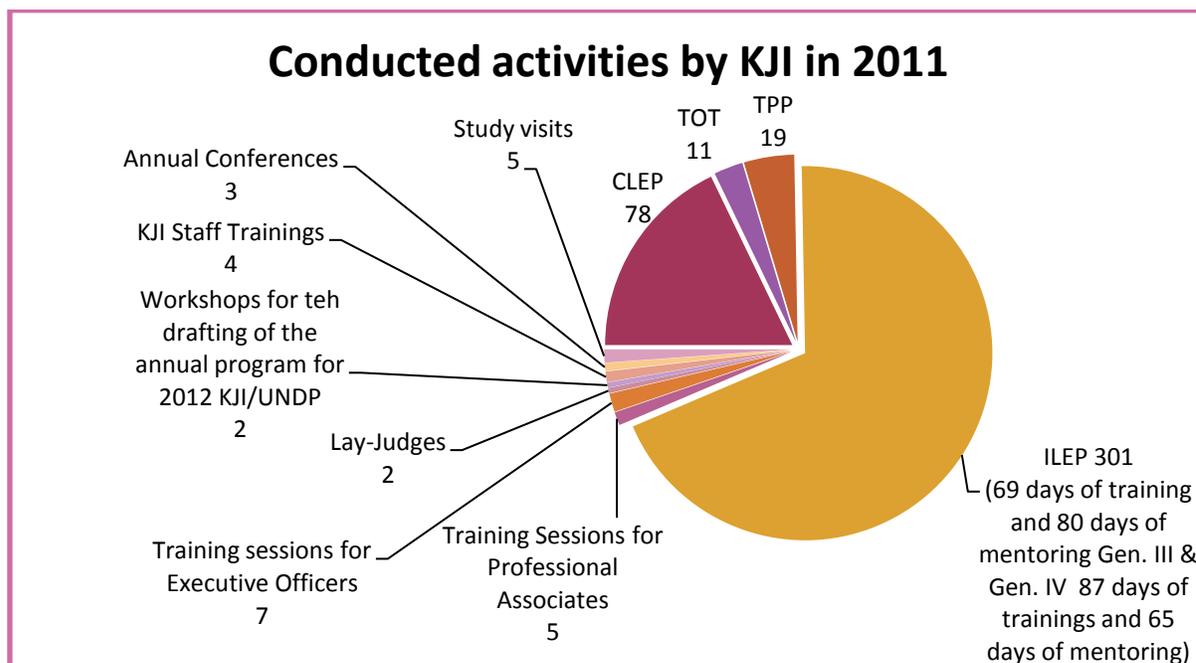


Chart.1. Conducted Activities by KJI in 2011

10. Continuous Legal Education Program (CLEP)

Continuous Legal Education Program (CLEP) is dedicated to judges and prosecutors who exercise their function in the judicial and prosecutorial system of Kosovo. In meeting the needs and expectations for a judicial and prosecutorial system with high professional integrity, ethical, impartial, independent and modern, CLEP includes the following objectives:

- Legal education for judges and prosecutors regarding legislative reforms and developments in case law;
- Provide professional support to judges and prosecutors in their practical work even when they move in different positions;
- Preparation of judges and prosecutors for managerial positions and promoting a culture of good management of cases;
- Promote the exchange of knowledge, methods and best professional practices;
- Strengthening the professional skills of writing, reasoning and argumentation in the implementation of the law in practice;
- To contribute in keeping of judges and prosecutors informed for the developments in the economic, social and cultural field;
- Increase the knowledge of judges and prosecutors about international law in particular European Law;

- Unification of legal solutions of practical cases in all the judicial and prosecutorial system of Kosovo; and
- Applying Information Technology for Legal Education;

CLEP trainings are conducted through various forms such as workshops, roundtable discussions, round tables, simulations of trials and conferences. These forms of training were of centralized and regional character. A number of CLEP training activities were conducted with the support of international partners who have helped KJI in developing several training programs.

In the trainings organized within CLEP, in 2011, are included theoretical and practical aspects from:

- Criminal Law (material and procedural);
- Juvenile Justice;
- Execution of Criminal Sanctions;
- Civil Law (material and procedural);
- Commercial Law;
- Administrative and Labor Law;
- EU Law;
- European Convention on Human Rights and Fundamental Freedoms,
- Ethics and professional conduct;
- Minor Offence Field;
- Certain fields of law (specialized courses summarized in a form of training modules);
- Development of special skills of judges and prosecutors (Case Management, Trial Advocacy Skills etc);
- Professional training in the Judiciary and Prosecution;

10.1. CLEP Training Activities

In 2011 within the framework of Continuous Legal Education Program, 78 training activities were conducted in total. The number of trainings conducted according to the field of law, are:

- 20 training sessions in the criminal field;
- 22 training sessions in the civil, administrative and constitutional field;
- 10 training sessions from the Juvenile Justice;
- 2 training sessions from the Minor Offence field;
- 3 training sessions on the European Convention on Human Rights and Fundamental Freedoms;
- 3 training sessions for the Code of Ethics and Professional Conduct;
- 6 training session on the EU Law;
- 12 specialized trainings.

Duration of the implementation of an activity in CLEP depends on its nature and content. Based on this program, the trainings of this program were one day, two day, three day, four day and five trainings.

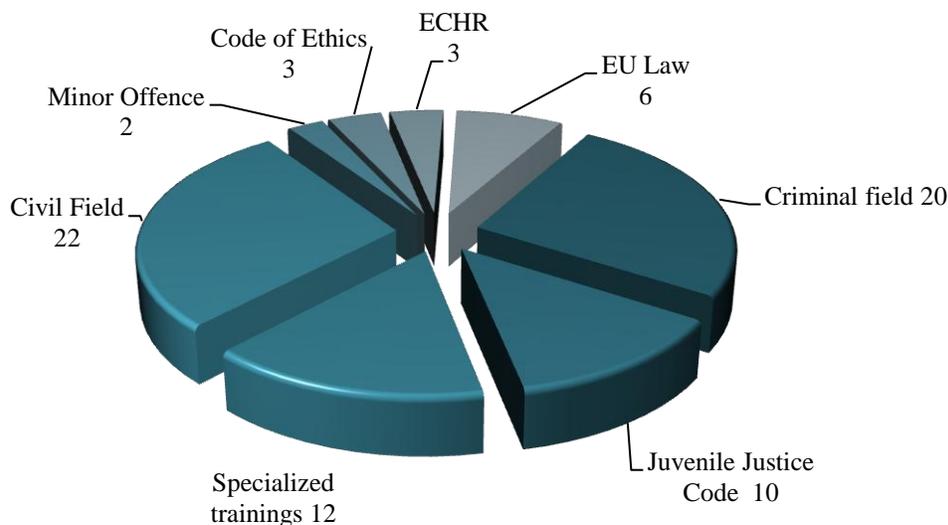


Chart.2. Trainings organized by KJI and the donors

10.2. Participation in the CLEP trainings

The total number of participants within CLEP during this year was 1273. Of these 992 were judges, 115 prosecutors, 166 other participants (the administrative staff of courts and prosecution offices, police officers, probation officers and centers for social welfare). Below you can find the number of participants by categories.

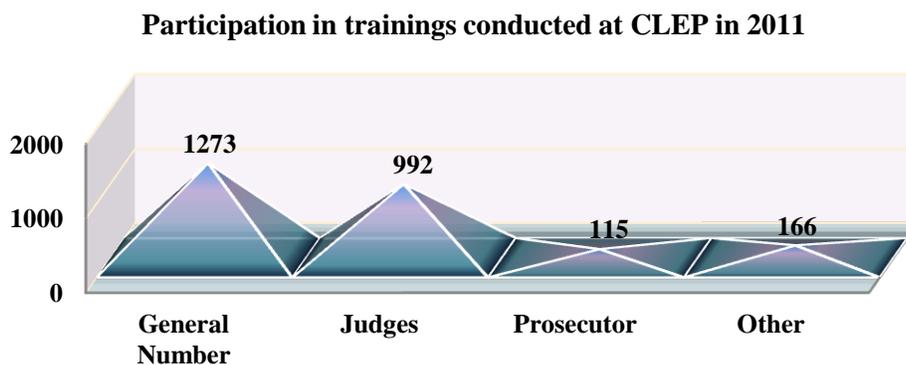


Chart.3. Participation in CLEP Trainings in 2011

10.3. Participation by gender

In 2011, from the total number of participants, 357 were female and 916 were male (Graph no. 5).

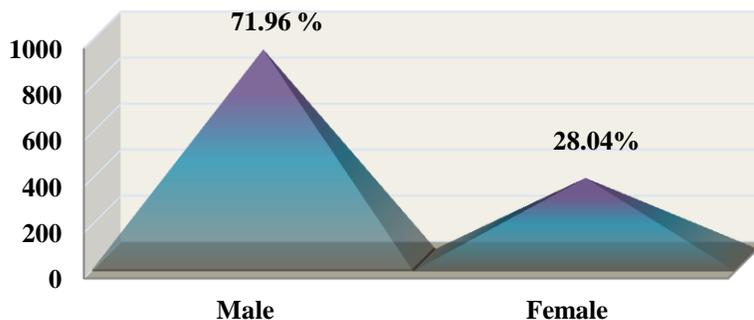


Chart.5. Participation by gender in CLEP Trainings

10.4. Participation and the number of trainings on a monthly basis

In the following chart (6) in details it is reflected the number of CLEP training during each month of 2011.

Number of trainings conducted on monthly basis at CLEP in 2011

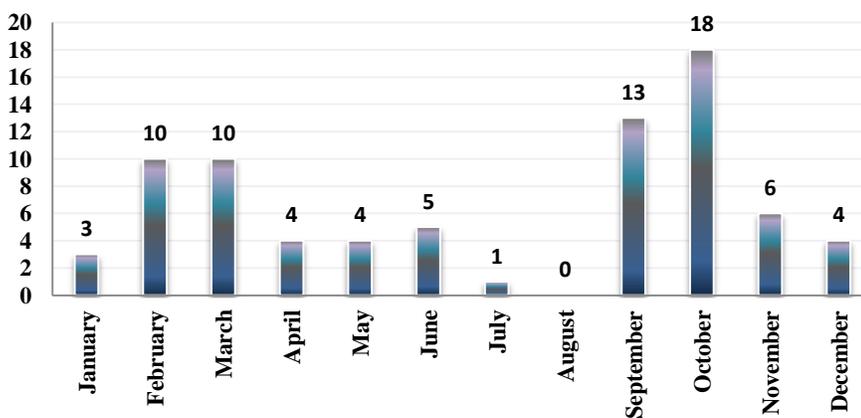


Chart.6. Number of trainings on a monthly basis

10.5. CLEP Trainings according to the field and topics

10.5.1. Trainings from the Criminal Field



Photo.1. Training at KJI

During 2011, KJI in cooperation with its partners has conducted 20 criminal activities in the criminal field. Within these activities are addressed issues dealing with the Criminal Code of Kosovo, Code of Criminal Procedure of Kosovo and the Juvenile Justice Code.

- **Criminal Code of Kosovo (CCK):** In this context, 9 training were conducted on the topics: Trafficking in dangerous drugs and dangerous substances, trafficking in human beings, the practice of sentencing, the prosecution of hate crimes, corruption, financial crime and the informal economy, the fight against cyber crime, International criminal law with a focus on war crimes and types of responsibilities in these cases.

The purpose of the organization of these topics was the capacity building of judges and prosecutors in:

- ▶ combating organized crime, adequate qualification of the criminal offence, interpretation and implementation of the appropriate legal provisions;
 - ▶ application of investigative techniques, administration of adequate evidence and legal analysis in the course of criminal proceedings in specific cases;
 - ▶ discussion of the elements of a criminal offence of trafficking in persons, migrant smuggling, trafficking in narcotics and psychotropic substances;
 - ▶ adequate recognition of techniques to combat cyber crime and criminal offenses of corruption;
- **Code of Criminal Procedure (CCPK):** Topics covered for treatment within the CCPK were variable and directly related to the dilemmas and problems direct problem from the judicial and prosecutorial practices.

Organization of trainings on topics such as: public prosecutor's powers, the commencement and duration of the investigation, covert and technical measures of investigation and surveillance, the plea-bargaining agreement and trial advocacy skills are aimed to do:

- ▶ capacity building for adequate investigation, case management and adequate trial;

- ▶ practical application of the plea-bargaining agreement, security measures of the presence of the defendant in the proceeding;
- ▶ building of trial advocacy skills and administration of evidence;

While the spectrum of activities related to topics such as: detention, confirmation of the indictment, witnesses in criminal proceedings, protected witnesses, confiscation of property acquired by criminal offense, short procedure, trial, sentencing practices, prosecution of hate crimes, mediation, international criminal law with a focus on the types of liabilities to war crimes, intends the:

- ▶ proper implementation of the provisions for detention with a focus on legal requirements for its application and reasoning for assigning the measure;
 - ▶ unification of practices in applying the procedure for the confirmation of the indictment;
 - ▶ capacity building when applying properly the provisions for fair examination and witness protection;
 - ▶ capacity building of practical skills for drafting of decisions and other procedural acts;
 - ▶ development of practical skills for the investigation and confiscation of property acquired by a criminal offense;
 - ▶ development of practical skills for the investigation and confiscation of property acquired by a criminal offense; and,
 - ▶ Capacity building of case management.
- **Juvenile Justice Code:** The trainings regarding this code are conducted in topics such as: measures and alternative measures against minors - the novelties of the Juvenile Justice Code, preparatory proceedings for juveniles, arrest, detention and custody of juveniles and execution of these measures and penalties against juveniles.

The purpose of organizing these activities was: to raise the level of imposition of measures and alternative sanctions against juveniles, the review of the novelties of the Juvenile Justice Code, the identification and application of international standards in criminal proceedings against children and the unification of practice when imposing and executing measures and sanctions against juveniles.

Several roundtables were conducted in five regions of Kosovo on the topic: "Functionality and the Support of the Informal Consultative Groups on Juvenile Justice." The purpose of these roundtables was: discussion of the challenges and practical problems when implementing the law in the field of juvenile justice and highlighting the need for better interagency coordination in the efficient implementation of the Juvenile Justice Code.

10.5.2. Trainings in the Civil, Administrative and Labor Law

In this context, during this year were conducted 22 training sessions whose content focused in increasing the knowledge and skills of judges regarding the application of legal institutions from the substantive and procedural civil law, including the right of obligation, Commercial heritage and family law, but also by administrative and labor field.



Photo. 2. Training at KJI

Issues covered in the training of the civil component (material and procedural), family and heritage were included in the context of topics such as; contested proceedings (various aspects), ownership and other real rights, jurisdiction of courts in property disputes, the law against discrimination and property issues, court decisions and cadastral actions, expropriation, protection from domestic violence including international standards against domestic violence, child adoption procedure, indispensable heirs, international standards of civil execution, mediation and the law against discrimination.

While topics such as construction contracts, license contracts, leasing, storage and control of goods, commercial contracts, loan contracts, arbitration, contracts for sale of goods under the UN Convention, were part of the discussions in different trainings from the commercial and obligations field.

Novelties in labor law, labor disputes of civil servants, the drafting and reasoning of judicial decisions are addressed as part of the program in the field of labor law and administrative law. When addressing these issues are also discussed the legal execution aspects of national infrastructure and international instruments.

10.5.3. Trainings from the Minor Offence Field

Two special training sessions for minor offence judges were conducted in the minor offence field. The topics that were addressed in the training were:

- ▶ minor offenses against peace and public order and arrogant behavior, public harassment and violations related to noise, and,
- ▶ juveniles as perpetrators of minor offences, measures and penalties that may be imposed on juveniles you in the minor offence procedure.

In order to support the minor offence judges to be part of the capacity building a new structure for the judicial and prosecutorial system, during 2011, besides the participation in trainings in the field of minor offence they are included on training in other fields.

10.5.4. Code of Ethics and Professional Conduct

During 2011 were conducted 3 training sessions which were subject to address the Code of Ethics and Professional Conduct. The purpose of these workshops was for the participants to be familiar with the standards of professional conduct in the case of the activities of judges, prosecutors and lawyers, so they develop skills about their behavior in personal and professional life. Within these training sessions were included topics such as: general principles of the Code of Ethics and Professional Conduct, disciplinary procedures at KJC and misconduct and specific cases from the practice of the Office of Disciplinary Counsel.

10.5.5. European Convention for the Protection of Human Rights and Fundamental Freedoms

Part of the trainings in CLEP was also the discussion of some important aspects of the European Convention for the Protection of Human Rights and Fundamental Freedoms (ECHR). During 2011 were conducted three training sessions that included topics such as: The right to liberty and security (Article 5 ECHR) focusing on the reasons for the deprivation of liberty and the duration of the deprivation, the right to a fair trial (Article 6 of the ECHR) and the right to respect private and family life (Article 8 ECHR). The goal of addressing these topics was to increase the practical skills of judges and prosecutors for the practical application of the provisions of the ECHR and learning from the cases treated in the Court of Human Rights.

10.5.6. European Union Law (*Acquis Communautaire*)



Photo.3. Introduction of International Experts on EU Law

KJI, in cooperation with the Twinning Program, which supports the Reform of Legal Education System in Kosovo which is supported by EU funds have performed six training sessions regarding EU Law. The specialty of these sessions was the four and five-day duration and realization by international and local trainers. During the implementation of trainings in this area, the main focus was to address topics of

civil and criminal law such as: The relationship between European Law and European Convention on Human Rights, restriction of the principle of a fair trial, the European Convention on Human Rights, Sources of European Union Law, The Supremacy of the European Law over national law in the application of European Union Law, Fundamental Freedoms, treatment in national law, regulations and guidelines, their effects on the national law; European Union Court, its composition, duties and powers, procedure before the Court of the European Union, the preliminary ruling and its function, the mechanisms of entry into European Law in criminal law, the European arrest warrant, combating organized crime, human trafficking, weapons and drugs, crimes across the border and police cooperation.

10.6. Specialized trainings in CLEP

10.6.1. Building of Trial Advocacy Skills

With the support of the Department of Justice of U.S. OPDAT Program office in Pristina, during 2011, there were conducted four (4) three-day training sessions. These trainings are continuation of the program known as NITA conducted by local trainers certified by the National Institute for Trial Advocacy ("NITA"), from the U.S. Topics addressed in the context of these activities are: opening statements, direct examination, cross examination, impeachment, re-examination and closing argument. The purpose of these workshops is focused on building practical skills of representation of cases in trial and the increasing the efficiency of trials.

10.6.2. Law on Environmental Protection

Within the specialized trainings this year was conducted a single training on the "Environmental Protection Law ". During this training was discussed in detail the background, basic concepts and guiding principles of International Environmental Convention, EU legislation on the environment (obligations of the *acquis communautaire* on environment protection) as well as national legislation for environmental protection.

10.6.3. Training on the Human Rights and Gender Equality

With support from UNWOMEN office in Prishtina, during this year were held one day trainings in five regions of Kosovo on the topics: domestic violence, international standards and the Law on Gender Equality, the rights of children and trafficking in human beings. The purpose of these workshops was the capacity building of Kosovo's judiciary and other stakeholders of the justice system in the field of human rights and gender equality.

KJI also in cooperation with the European Centre for Minority Issues (ECMI) and the Centre for Legal Aid and Regional Development (CLARD) organized a training on the topic "International standards on domestic violence, the Law Against Discrimination and Property Issues". The purpose of this training was the implementation of international standards in domestic violence cases, the expansion of knowledge regarding the content of the constitutional and legal provisions which prohibit discrimination, including on issues of ownership in the Republic of Kosovo.

10.6.4. Organization of Courts according to the Law on Courts

During the year 2011 a training session was conducted in order to introduce to judges the new structure of the Law on Courts, as well as to inform them regarding the preparatory activities, drafting of by-laws and planning activities that were undertaken for the implementation of this law. The main purpose of this training was to increase the knowledge and the development of comprehensive preparations for the implementation of the reorganization process of the courts

in the Republic of Kosovo.

10.6.5. Law on State Prosecution

Within the specialized trainings for prosecutors, KJI has organized a training session on the topic "Law on State Prosecution." Issues covered in this training were, identification of competencies of the State Prosecutor, organizational structure and jurisdiction of the State Prosecutor according to the content of the Law on State Prosecutor aiming to increase the knowledge about the provisions of this law in the light of preparations for implementation according to the deadlines determined by law.

11. Initial Legal Education Program (ILEP)

Law on the Establishment of the Kosovo Judicial Institute, states that KJI is the main institution responsible for the training of potential holders of functions in the judiciary (candidates for judges and prosecutors), and this law obliges KJI to do the evaluation and organization of preparatory exam for judges and prosecutors. Based on the Law of KJI, Statute, Framework of Activities for the Organization of Preparatory/Entry Exam and the Initial Legal Education Program and the practices of the countries in the region, European countries and beyond, the candidates for exercising the duty of a judge or prosecutor should pass the system of initial trainings, which are organized within the initial Legal Education Program (ILEP).

ILEP is a training program which is dedicated candidates for future judges and prosecutors who previously have successfully passed the Preparatory/Entry Exam. This training program, according to the law, is organized and administered by KJI in close cooperation with KJC and KPC. The main purpose of this program is the professional training of future judges and prosecutors before their appointment to these positions. ILEP is held for a period of 15 months divided into three phases. ILEP started to be implemented in September of 2008. First generation and second generation candidates on this program now are appointed as judges or prosecutors at all levels of judicial and prosecutorial system.

During 2011 the judicial and prosecutorial system in Kosovo has been associated with important changes and reforms. These changes are reflected also in KJI, respectively ILEP. In order to fulfill the vacancies for judges and prosecutors determined by the Kosovo Judicial Council and Kosovo Prosecutorial Council, it has become necessary to conduct ILEP for two generations of candidates simultaneously and with a record number of them. This is made possible thanks to the great dedication and commitment of the trainers, KJI staff who have worked hard 6 days a week, for several months.

KJI during 2011 has successfully managed to complete the trainings for the third generation of candidates for future judges and prosecutors who have graduated in October of 2011 and now are undergoing the evaluation phase for appointment. There are currently in fourth generation (56) candidates that are pursuing the trainings in the second stage and in third one too.

ILEP even though it has been functioning only for 4 years now, has already established a solid experience in professional training of new candidates who aspire to exercise the function of a judge or prosecutor in Kosovo and the standards for the organization of this program are recognized by the entire international and local legal community.

11.1. ILEP Trainings (Third generation)

During 2011 the candidates of the third generation of the Initial Legal Education Program continued trainings in the first phase and second phase of this program.

11.1.1. First phase

The first phase of training lasts for 6 months. At this stage all candidates have attended the trainings according to same training program divided into 12 training modules. This phase of the third generation began in September 2010 and was completed in February 2011.

Each training module is divided into 20 sections or presentations, which include all material attached to the module. Trainings in this phase are conducted in different forms starting from the presentations, interactive discussions, practical exercises, case study of judicial practice, work in groups, trial simulations etc.



Photo.4. Candidates during the trainings

17 trainers were engaged in this phase. Before the commencement of the training in this phase another training of trainers that are engaged in this phase is organized. The purpose of this training was to inform the trainers with the training objectives at this stage the implementation of the training program, training methodology, as well as it was discussed regarding the expectations of trainers and candidates. Training modules in which the candidates have attended training in the first phase were:

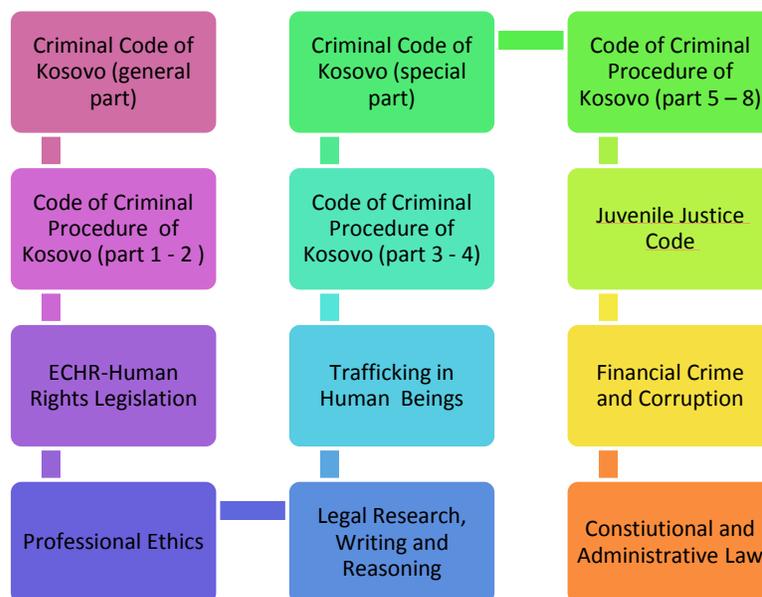


Chart.7. Training modules for the first ILEP phase

In the first phase, all candidates together attended the trainings, regardless of their profile, as judges or prosecutors.

During this phase 240 training session were held or 60 full days of training.

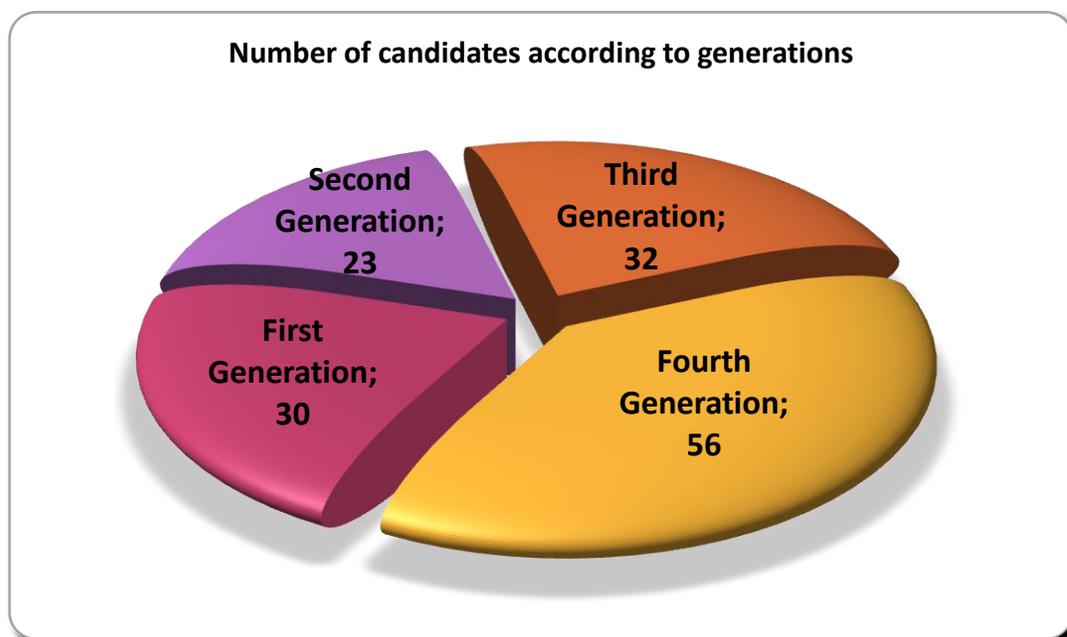


Chart.8. Number of candidates according to generations

11.1.2. Second phase

At this stage the profiling of candidates is made (judges and prosecutors) to further continue the trainings. Profiling is done according to the needs of judicial and prosecutorial system expressed by the respective institutions. At this stage candidates for judges have received trainings in various modules from the candidates for prosecutors, with the exception of 3 (three) modules which, because of their content are followed by both groups at the same time.

The second phase of training commenced in March and continued until the end of June 2011.



Photo.5. ILEP III Candidates



Photo 6. Training modules

To accomplish the second phase of trainings, 23 raining modules have been developed. Each group of candidates (judges and prosecutors) has received training in 13 training modules by calculating also the joint modules. Training modules for candidates for judges in the second phase were:

Modules of the second phase – candidates for judges



Chart.9. Training Modules for the second phase of ILEP – candidates for judges

While, the training modules for candidates for prosecutors during the second phase are as the following:

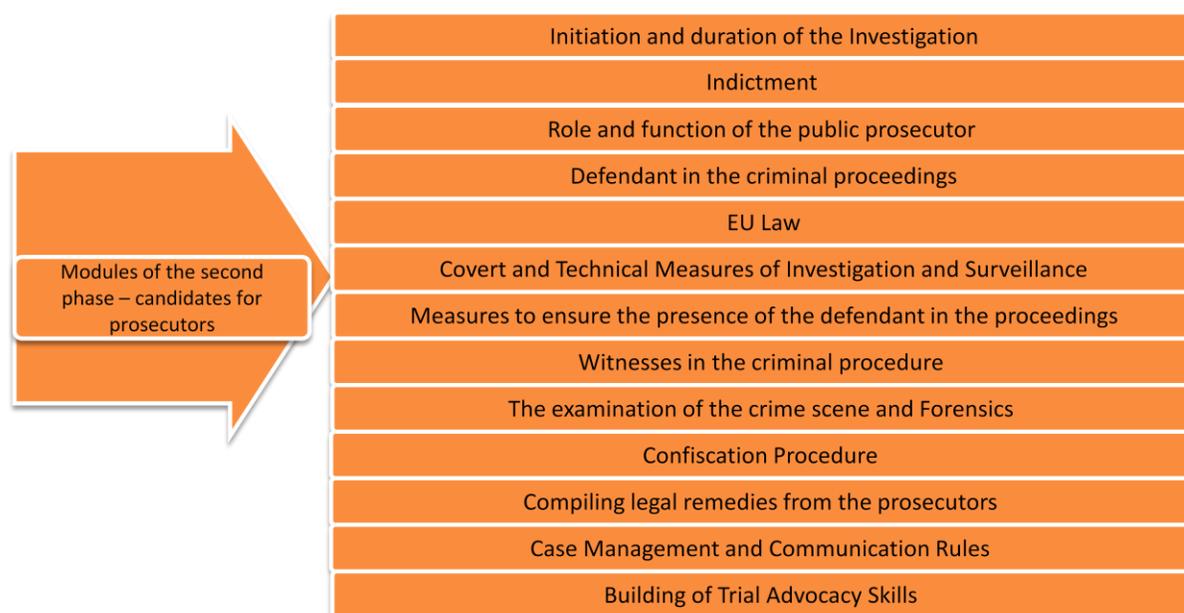


Chart.10. Training modules for the second phase of ILEP – candidates for prosecutors

To accomplish this stage of training for both groups (candidates for judges and prosecutors) 26 trainers are engaged. During this phase 144 training sessions or 36 days of training were held.

11.1.3. Organization, drafting and implementation of exams within ILEP

According to program rules, at the end of this phase candidates will undergo examinations for each training module. Exams are organized in order to assess the skills of candidates acquired by candidates who attended the trainings. KJI has organized examinations in all modules of the two phases for all candidates. Exams are drafted and evaluated independently by the respective trainers of each module, and administered by KJI, based on strong rules of confidentiality and anonymity.



Photo.7. ILEP candidates during the exam within ILEP

Rules for the organization and administration of this exam have been the same rules applied in Preparatory/Entry Exam. During the drafting, organization, administration and evaluation of this exam are applied the highest standards that apply international training institutions in Europe and beyond and the same are held under international monitoring of the OSCE observers.

11.1.4. Third phase

The trainings in the third phase of ILEP commenced along with trainings in the second phase. This has happened because the needs to fill vacancies in the judiciary have been pressing, so in order to gain time, candidates attended the third phase trainings along the second phase.

Trainings in the third phase were developed in the courts and prosecution offices under the supervision of mentor judges or prosecutors. The training program for this phase has been exclusively practical and has been related to the work of a judge or prosecutor mentor. The candidates had tasks according to program and have implemented them under the direct supervision of a mentor. This practical work of candidates is qualified as a great support for the judge or prosecutor since candidates have been engaged in dealing with real cases in courts respectively prosecution offices.

During the third phase, candidates have been distributed to 8 courts and 6 prosecution offices at municipal level, in almost all regions of Kosovo.

In the third generation 32 candidates have attended the trainings, of which 22 are males, 10 females, 31 Albanian and 1 of Bosnian community. The trainings were attended by 21 candidates for judge and 11 candidates for prosecutors.

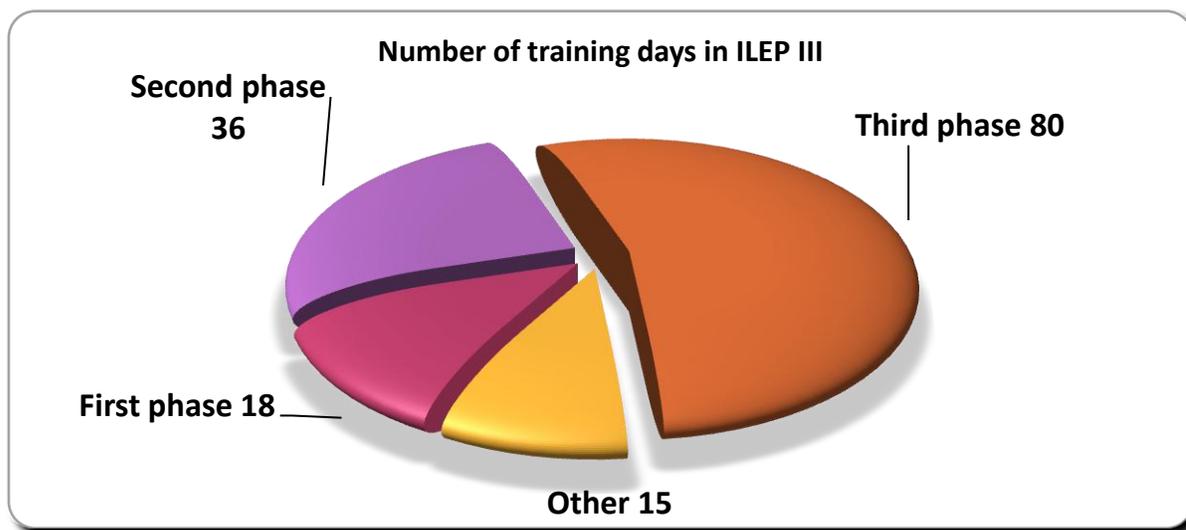


Chart. 11. Number of training days in ILEP III

11.2. Candidate's visit to the Judicial Academy of Turkey

In the framework of close cooperation of KJI and Judicial Academy of Turkey, a training program was conducted for the candidates of the third generation of ILEP in the Judicial Academy and other institutions of the justice system in the Republic of Turkey.

Within this program, candidates had the opportunity to attend the training in topics such as: judicial and professional ethics, stress management, the right to a fair trial, reflecting the decisions of the European Court of Human Rights in domestic law, the execution of criminal sanctions and examination techniques.

During this training, candidates were informed also about the Turkish judicial system, electronic management system of justice, they visited the Criminal Department of Gendarmerie and Forensics Institute.

11.3. Graduation Ceremony

After the completion of the training a solemn ceremony was organized on the occasion of the graduation of the third generation of candidates for judges and prosecutors which marked the completion of the trainings and professional qualifications of candidates.

This ceremony was attended by the : President of the Republic of Kosovo, President of the Supreme Court, Chairmen of the Kosovo Judicial Council, State Chief Prosecutor, US Ambassador to Kosovo, Head of Operations in the Liaison Office of the European Commission in Kosovo, Ambassador of Netherlands to Kosovo which held a speech and highly appreciated the work of KJI.

Upon completion of the ceremony candidates fulfilled all the formal legal requirements and therefore are ready for appointment.

Three (3) of the 32 candidates of this generation were appointed to the Special Chamber of the Supreme Court, while others are in the process of evaluation by the Kosovo Judicial and Prosecutorial Council of Kosovo



Photo.8. ILEP III in the Graduation Ceremony

11.4. ILEP Training (Fourth Generation)

Responding to the needs of the judicial and prosecutorial system in Kosovo for fulfillment of the vacancies during 2011 KJI was faced with the challenge of organizing the trainings also for the fourth generation of candidates for judges and prosecutors in ILEP, while meanwhile the trainings of the third generation of this program were taking place. This commitment has been a challenge both for the fact that KJI had to organize the trainings for a much larger number of candidates compared to other generations, which has had a direct effect on the working plan and the budget KJI for 2011.

11.5. Preparatory/Entry Exam¹ for the fourth generation of ILEP

Responding to the needs of the judicial and prosecutorial system in Kosovo for fulfillment of the vacancies during 2011 KJI was faced with the challenge of organizing the trainings also for the fourth generation of candidates for judges and prosecutors in ILEP, while meanwhile the trainings of the third generation of this program were taking place. This commitment has been a challenge both for the fact that KJI had to organize the trainings for a much larger number of candidates compared to other generations, which had a direct effect on the working plan and the budget KJI for 2011.

With the purpose of drafting, administration and evaluation of the Preparatory/Entry Exam, the Program Council of KJI had adopted the rules and the structure of the Preparatory/Entry Exam. According to the structure adopted by the Program Council, the exam has 6 parts:

- The test of analytical skills and text analysis;
- Judicial Ethics;
- Multiple legal solution;
- Written Essay;
- Practical case (civil written);
- Practical case (criminal oral);

Regarding the procedures for drafting, administration and evaluation of exam, KJI has created rules that protect the confidentiality of the exam. Part of these regulations is the drafting of the exam abroad. The exam of the fourth generation was drafted in Albania supported by UNDP, from 7 to 12 March 2011 by Committee on the Drafting and Evaluation of the Preparatory/Entry Exam. The Composition of the committee was approved by the Managing Board of KJI, whose members are the highest representatives of the judicial and prosecutorial system in Kosovo, judges, prosecutors, professors and lawyers.

¹ Regarding the drafting, and evaluation of the Preparatory/Entry Exam there is a special report prepared, www.kjjjudicial.org



Photo 9. Working Group for the Drafting of the Preparatory/Entry Exams

The written exam was administered on April 02, 21011 at the Kosovo Center for Public Security Education and Development, while the oral exam was held on April 16, 2011at KJI.

The preparatory Exam was successfully passed by 42 candidates who gained the right to attend the trainings in the Initial Legal Education Program (fourth generation).



Photo 10. Working group for the Drafting of the Preparatory/Entry Exam

Besides these candidates, the Kosovo Judicial Council had accepted the results of the 2009 of the Preparatory/Entry Exam which was organized in cooperation IJPC and KJI. Based on this decision the right to attend the trainings in this program in the fourth generation is gained by all candidates who successfully passed this exam, but to attend the trainings in ILEP in the fourth generation only 14 candidates used the right, who joined 42 candidates who successfully completed this exam during 2011. As a result of these developments, the fourth generation of ILEP includes 56 candidates who have attended trainings in this program.

Regarding the drafting, administration and evaluation of the exam KJI has drafted a detailed report which is published at the time of the publishing of the results in the KJI website.



Photo 11. Preparatory Written Exam



Photo 12. Preparatory Oral Exam

11.6. ILEP IV Commencement Ceremony

According to the tradition of KJI, ILEP commenced with the organization of the solemn ceremony in which high national and international representatives will participate. In this regard, on May 11, 2011, the commencement ceremony of ILEP was organized for fourth generation of candidates for judges and prosecutors. This ceremony was attended by the; President of the Republic of Kosovo, Deputy Prime Minister and Minister of Justice, the President of the Supreme Court, Chairman of the Kosovo Judicial Council and the State Chief Prosecutor. In their speeches they congratulated KJI for their support to the judicial and prosecutorial system with new staff and pledged to provide support in order to advance the work and results of KJI. This ceremony was also attended by high representatives of international and local institutions which assist or are part of the judicial and prosecutorial system in Kosovo.

11.7. ILEP IV Trainings

11.7.1. First phase

Trainings for the fourth generation of candidates for judges and prosecutors commenced on May 12, 2011, and are organized in an intensive way 6 (six) days a week for six months until the completion of the first phase. During this period, candidates have attended training at KJI three (3) days, while the other three days they attended the practical trainings in the third phase (mentoring phase). Also this generation of candidates attended the trainings in the same modules as previous generations.



Photo.13. Candidates during the trainings

11.7.2. Second phase

Even the trainings in the second phase, of the fourth generation of ILEP are organized with high intensity but only 5 days a week. The number of modules, trainers and the structure of the agenda at this phase were the same as that of the third generation.

11.7.3. Third phase

The trainings in the third phase of ILEP commenced along with the trainings in the first phase. This agenda was drafted because of the urgency to fill the vacancies in the judicial and prosecutorial system.

Even for the fourth generation of candidates, the trainings of the third phase of training were developed in the courts and prosecution offices under the supervision of a mentor (judge or prosecutor). The training program for this phase was the same and is conducted under the same methodology as for previous generations (see above to the third generation). Candidates have been distributed to 15 courts and 6 municipal level prosecution offices, in almost all regions of Kosovo.

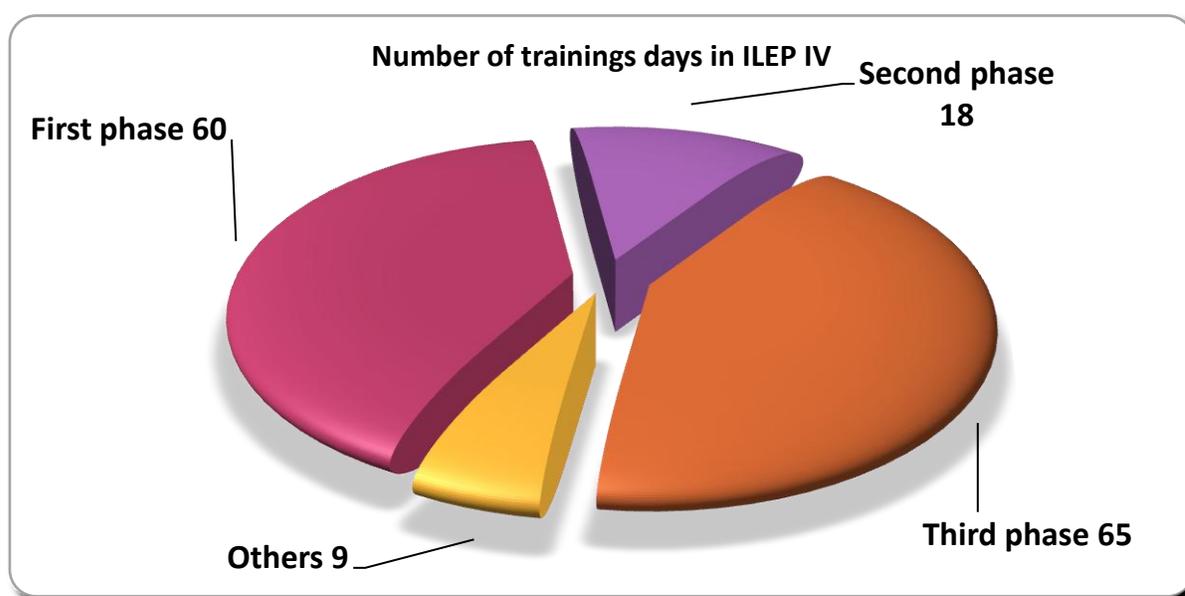


Chart.12. The number of candidates that attended trainings in ILEP IV.

The urgent need to fill the vacancies for judges and prosecutors has dictated the development of an agenda with intensive trainings (6 days per week). This agenda has made it possible for the training program of the fourth generation to be completed in a shorter period of time, despite the fact that the number of hours and training module remained the same as that of other generations of ILEP.

56 candidates are attending trainings in the fourth generation, of whom 40 males and 16 females. With the graduation of these candidates and those of the third generation who already started to be appointed, KJI has given an extraordinary contribution in filling vacancies of judges and prosecutors, by providing candidates with high professional preparation for these positions, despite major challenges that faced during 2011. This is also achieved thanks to the support of local partner institutions in this process and international partners KJI.

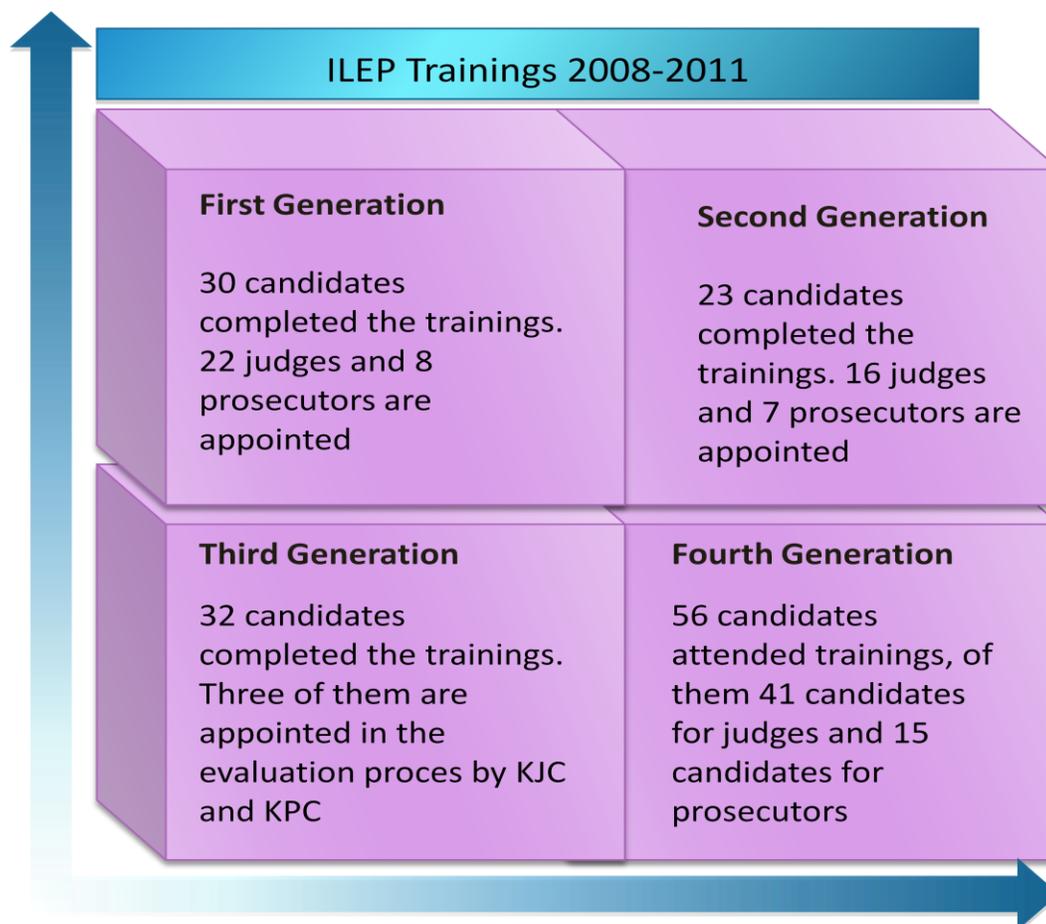


Chart 13. The number of candidates according to generations

11.8. Additional activities of ILEP candidates

Apart from trainings in the above modules candidates for judges and prosecutors from the third and fourth generation have attended also some special training and other professional activities in various fields of justice that aim to complete their skills. These activities were:

- Training regarding Domestic Violence;
- EU Law in practice – introduction and focus in criminal law;
- EU Law in practice – introduction and focus in civil law;
- Trial simulations; and
- Protection of victims of trafficking;

These activities have assisted the candidates in obtaining detailed information regarding the practical application of different laws.

12. Training Program for Promotion (TPP)

Training Program for the Promotion of Judges and Prosecutors (TPP) includes the organization of special training courses for the promotion of judges and prosecutors who are or will be promoted within the Justice System in Kosovo. TPP has its legal basis in the Law on the Establishment of KJI. According to this law, the newly appointed judges and prosecutors are eligible and are required to attend special courses for training and promotion, without interrupting from the working relation.

Within the TPP during 2011 were conducted trainings within 13 training modules. These training sessions were dedicated to the newly appointed judges and prosecutors, who have changed profiles as well as those who have passed from one level to another within the courts or prosecution offices.

Within the 13 modules, 19 (nineteen) training activities are conducted. 2 (two) of these activities addressed case management and are supported by USAID (NCSC), Project for the Support of Justice in Kosovo, while the 2 (two) other activities where the Trial Advocacy skills were addressed are supported by the Department of Justice of the U.S. (OPDAT) and National Institute of Trial Advocacy (NITA). 15 other activities were organized by KJI itself. Below you will find the list with the details of training modules:

Chart.1. Training modules at TPP

This table shows that during 2011 within the TPPs are conducted; 6 training sessions in the criminal field, 4 in the constitutional administrative and civil field, 2 on the European Convention on Human Rights and Fundamental Freedoms, 1 on EU Law, 1 training session on Ethics, 2 sessions on case management, 2 for the development of trial advocacy techniques

Training Modules	Duration	Number of the conducted sessions	Beneficiaries: newly appointed judges and prosecutors
European Convention on Human Rights and Fundamental Freedoms	1 day	2 sessions	Regional
Case Management	1 day	2 sessions	Regional
Organized Crime	2 day	1 session	Of District Level
EU Law	2 day	1 session	Of all levels
Juvenile Justice Code	1 day	1 session	Juvenile Judges and Prosecutors
Criminal Code and Code of Criminal Procedure	2 day	1 session	Of all levels
Building of Trial Advocacy Skills	3 day	2 sessions	Of all levels
Plea-Bargaining Agreement	2 day	3 sessions	Of all levels
Constitutional Law	1 day	1 session	Of all levels
Civil, Material and Procedural Law	1 day	2 session	Civil judges from all levels
Judicial and Prosecutorial Ethics	1 day	1 session	Of all levels
Administrative Act and Administrative Conflict	1 day	1 session	Of Municipal and Minor Offence Level
Legal Writing and Reasoning	1	1 session	Judges and Prosecutors of all levels

and 1 training session for legal writing and reasoning.

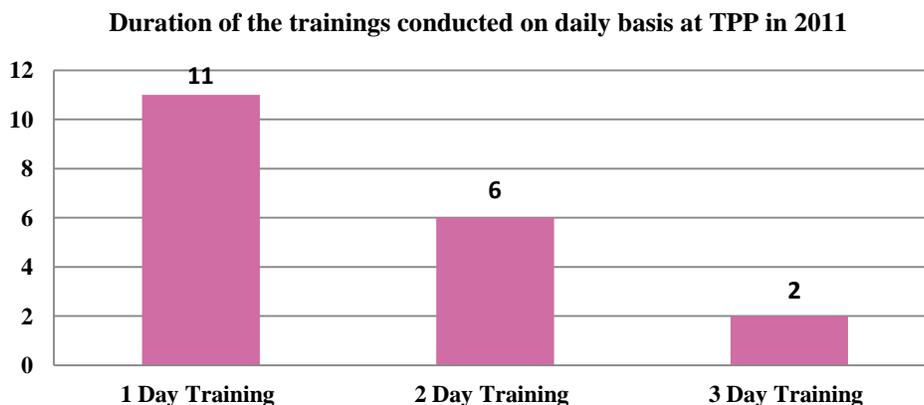


Chart.14. Duration of trainings

12.1. Participation in trainings of the Training Program for Promotion



During 2011 the interest and attendance at training within the TPP was of a high level. This is evidenced by the fact that the total number of participants of the TPP during this period was 330 judges and prosecutors. TPP within 2011 of the total number, 77 participants were female and 253 male.

Photo.14. TPP Training

The following chart no. 14 reflects in details the participation in trainings conducted in the TPP for 2011.

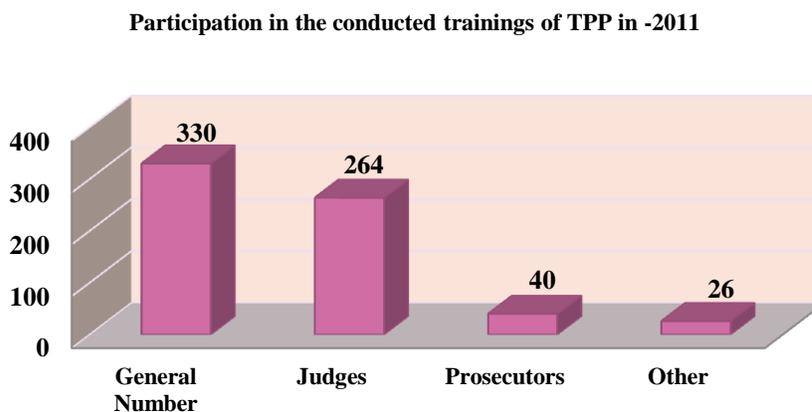


Chart.15. Participation in the TPP Trainings

12.2. Participation and the number of trainings on a monthly basis within TPP

Bellow in details we will reflect the number of training delivered within the monthly periods and the number of participants in each month.

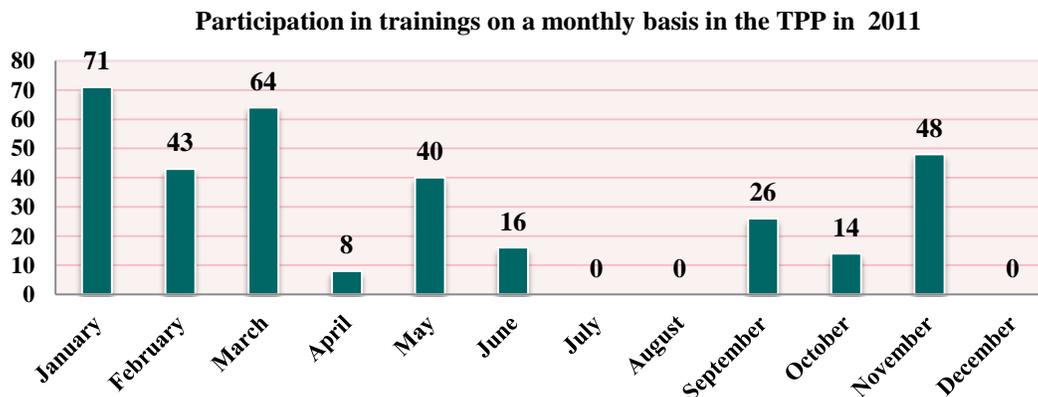


Chart.16. Number of participants on monthly basis

12.3. Training of Lay- Judges

Within its mandate KJI is responsible also for organizing trainings for lay judges. Within this program during 2011 were organized two training sessions of regional character. In these training sessions were addressed various issues concerning the role of lay judges in taking decisions in the procedures for adults and juveniles, the implementation of the Family Law as well as were addressed issues concerning the ethical and professional behavior of lay judges.



Photo.15. Training of Lay-Judges

These training sessions were attended by 30 lay judges from regional courts of Prishtina, Gjilan, Mitrovica, Peja and Prizren. The purpose of these workshops was to increase the capacity of lay judges in determining the practical cases in the court and establish their reputation and position.

12.4. Training of other professionals from the field of justice

KJI has a legal responsibility to identify professionals in the field of justice and to organize special training courses. In this regard, during 2011, KJI has conducted 12 training activities where beneficiaries were professional associates and executive officers of courts and prosecution offices of Kosovo.



For professional associates 5 training sessions are conducted, 4 of which are supported by the OSCE/ODIHR. The purpose of these activities was the research and access to the database of war crimes in the Hague International Tribunal and the possibility of using appropriate materials and the expertise of the ICTY.

Fig.16. Photo from the training of professional associates

While in another session organized by KJI it was addressed the role of professional associates in the justice system, ethics, legislation of Kosovo for human rights in relation to international law, writing of orders, decisions and judgments.

For the executive officers during, during 2011 were conducted 7 training sessions, 6 of which for 30 new executive officers and 1 training session for executive officers on duty. The program for new executive officers was designed in a form that for 2 (two) weeks they have attended trainings in 6 (six) training modules in which are included various aspects of the execution procedure, while for 2 (two) other weeks they were subject to practical work in the courts which are monitored by their mentors appointed by the presiding judges. The purpose of this program was to prepare and train new staff to implement legal and procedural obligations on the effective implementation of the execution procedure in practice.

Training modules which are included within this program are:

Training modules	Duration	Number of the conducted training sessions	
Introduction to execution	1 day	1 session	Beneficiaries 30 new executive officers
Written communication	1 day	1 session	
Executive measures part 1	1 day	1 session	
Executive measures part 2	1 day	1 session	
Ethics	1 day	1 session	
Initiative to reduce the backlog of cases	1 day	1 session	

Chart.2. Training modules for executive officers

This program has provided to the executive officers a summary of the procedures for execution from the beginning to end with what has helped them in the implementation of execution legal and procedural framework against actual situations.



Photo.17. Training for new executive officers

While for executive officers on-duty a training session was conducted where specific issues were addressed dealing with the execution procedure with particular emphasis on the proposed execution and cases of civil execution in movable items and from bank accounts and at the same time it was addresses the instruction issued by the Central Bank of Republic of Kosovo which referred the implementation of judgments for execution by debiting customers' bank accounts.

In the following are reflected in details the number of training conducted in all the above mentioned programs.

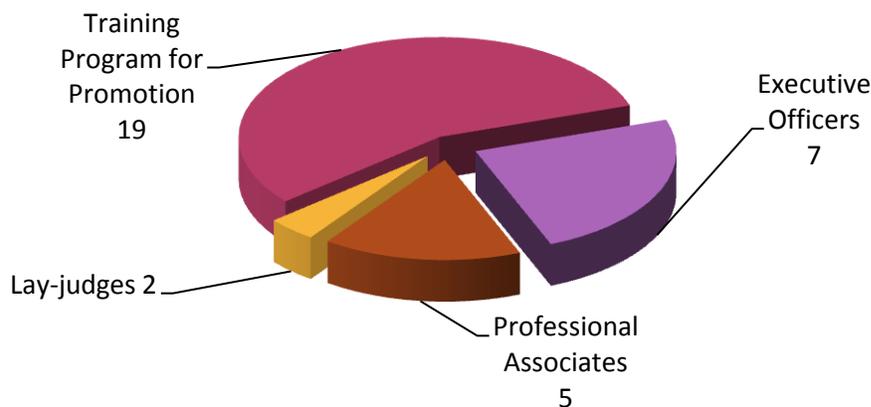


Chart.17. Conducted activities at TPP and for other professionals in the judicial and prosecutorial system

13. Conferences

13.1. Annual Judicial Conference of Kosovo

Under the joint organization of the Supreme Court, Kosovo Judicial Council, Kosovo Judicial Institute and the OSCE Mission in Kosovo, the First Annual Judicial Conference was held on December 3, 2011, which the first conference of its kind in Kosovo.

The purpose of this conference was the discussion on the judicial independence and novelties regarding the implementation of the Law on Courts, addressing issues related to the Kosovo Judicial Council, Supreme Court and the administration of justice as well as reports from all five district courts regarding the identified challenges in the process of implementation of the Law on Courts and the administration of justice.

The purpose of this conference was the discussion related to the judicial independence and novelties regarding the implementation of the Law on Courts, addressing issues related to the Kosovo Judicial Council, Supreme Court and the administration of justice as well as reports from all five district courts regarding the identified challenges in the process of implementation of the Law on Courts and the administration of justice.

Conclusions and recommendations of this conference will serve Kosovo's judicial system to increase efficiency in the implementation of reforms foreseen with the Law Courts.

13.2. Annual Conference on “Juvenile Justice”

With the support from UNICEF, KJI has conducted an annual conference in the field of juvenile justice. The main discussions in this conference focused on key challenges and problems faced during the implementation of legislation in the field of juvenile justice in Kosovo, and came with concrete recommendations for improvement in this area.

The aim of the conference was to discuss about the key challenges that the juvenile justice system in Kosovo is facing, to analyze the recommendations from the regional trainings in the field of juvenile justice, proposing concrete solutions for the identified problems as well as determining the next steps. Participants at the conference were all involved in the field of juvenile justice in Kosovo.

13.3. First Annual Alumni Conference at KJI

KJI in 2011, for the first time organized an annual conference for former graduate candidates of the first and second generation of ILEP, who are already appointed as judges or prosecutors. During this conference many important issues were addressed such as: leadership, good drafting and reasoning of legal opinions, ethics, experience in performing the function of a judge and prosecutor, challenges and appropriate solutions. The newly appointed judges and prosecutors addressed many issues dealing with their daily work in the courts and

prosecution offices. A panel of prosecutors and judges was part of the conference to answer questions from various participants.

KJI aims to make this conference as traditional, in order to continue the support for new judges and prosecutors who go through programs of KJI. This form of support will provide the opportunity for them to speak about the challenges, issues and other matters of professional character and at the same time to provide alternatives to resolve the numerous situations which they may face during their work as judges or initial prosecutors. This conference will also serve to modify and improve the quality of training in ILEP through ideas that judges and prosecutors will give that were once candidates to this program.

13.4. Training of Trainers

KJI consistently pays attention to the application of advanced methods of presentation during the training. In this regard during 2011 training of trainers were organized which participate in the drafting and implementation of the training programs of KJI. These trainings are mainly organized with the support of KJI partners.

With the support of UNWOMEN a two day specialized training was held in the field of Gender Equality. The purpose of this training was to increase the training capacity of KJI in the field of human rights, with particular emphasis on women's rights. At the end of this training 19 trainers were certified. Meanwhile, with the professional and financial support of UNDP and the OSCE a two day training of basic level and a two day training of advanced level was conducted. These two trainings were attended by 44 trainers.

Capacity building for KJI trainers in the field of EU law continued in 2011. This program was developed in cooperation with the Twinning Program, which with the EU funds supports the Reform of Legal Education System in Kosovo. Therefore, during 2011 6 three-day training sessions for trainers on EU Law were conducted. After the completion of these trainings the group of trainers started delivering training in this field. 17 trainers were certified at the completion of this training.

Also in cooperation with UNICEF, three-day training was conducted within Training of Trainers Program in the field of Juvenile Justice in Kosovo. The beneficiaries of this training were judges and prosecutors who work with juvenile cases, from the courts and prosecution offices of all levels and regions of Kosovo. During this training 7 candidates were identified to continue their process of certification in this field.

Beneficiaries of the training of trainers are: judges, prosecutors, lawyers, professors and other professionals who implement the programs for legal education at KJI.



Photo.19. Training of Trainers

14. Administration and Finance

14.1. Administration

In the organizational structure of KJI in 2011 were included 22 career employees and non-career employees, recruited for a special project of KJI. Within the organizational structure, regulated by internal by-laws acts the: Director of KJI, Department of Programs led by the Program Coordinator and Administration and Finance Department led by the Director for Administration and Finance. Despite the continuous request to increase the number of staff with the necessary positions, in 2011 the number of staff increased only with one position (information technology).

Administrative services aim to provide administrative support for the implementation of training activities and implementation of development policies in the field of administration.

Within the duties and responsibilities, activities which are included in 2011 mainly are related to general administrative work, personnel, information technology and logistics services.

Summary activities that can be distinguished within the administration are:

- **Implementation of the Law on Civil Servants:** among others according to the Law on Civil Service, KJI transforms all contracts of the KJI staff who have the status of civil servants in acts of appointment (career positions)
- **Development of recruitment procedures** – according to the law and administrative instructions of civil service during 2011 were developed several recruitment procedures, three of them with open competition and two with internal competition (promotions).
- **Staff Training** - In cooperation with KJI donors during 2011 KJI conducted trainings on specific topics and important study visits for KJI staff. These events were widely introduced in the training and study visits of the staff. KJI staff was also part of trainings for civil servants organized by KIPA.

- **Development of internal audit for the personnel** - in of lack of the internal auditor position, KJI conducted its audit by auditors from the Ministry of Finance. Part of this audit was the management and development of personnel and human resources at KJI for the period January to December 2010. The purpose of the audit was to review the control systems, creating controls in accordance with the rules and delegation of functions in accordance with legal rules and procedures for personnel management.
- **Transfer of KJI website and E-learning Platform** – KJI Webpage and e-learning platform are designed and financed by the Twinning Program. Within 2011 at the request of KJI these two official pages are transferred to the server and domain of MPA.
- **Support from donors with computer equipment** - thanks to good cooperation with the GIZ in December of 2011 KJI received a donation of 20 new laptops. The support on this aspect enables KJI to create the best information on technology services. These devices are dedicated for new candidates for judges and prosecutors of ILEP.
- **Installation of equipment from E-Government** - with the support of MPA, the Department of E-Government, during 2011 KJI has installed equipment for E-Real, E-Archive and the GPS program to control the vehicles. These services have created better conditions in asset management, electronic archive and transport at KJI.
- **Logistics Services** - within the logistics services are included all the supplies made within this period as well as the provided cleaning, security and transport services.

14.2. KJI Staff Training

KJI in cooperation with GIZ - "Legal Reform Project in Kosovo", during 2011 has conducted two two-day workshops where beneficiaries were the KJI staff. The first workshop dealt with the development of training curricula of KJI and was conducted in April, while the second workshop also was held two days in December and addressed the topic "Drafting of Reports and Official Documents". The purpose of these workshops was to support the KJI staff regarding the drafting and development of training programs and the establishment of practical skills in writing reports and official documents.

Within the project "Justice for Gender Equality" supported by UNWOMEN, in September of 2011, KJI conducted a training for its staff on the topic "Project Proposal Writing, Team Building and Creativity at Work." While this same month in support of the United Nations Program for Development (UNDP), KJI conducted another staff workshop in which some internal administrative instructions and the drafting of the Training Manual for KJI was developed. These documents will have direct impact on staff capacity building for official communication and advancement of the methodology of training by the KJI trainers.



Photo.18. KJI Staff training

14.3. Procurement

Procurement activities are conducted by the certified procurement officer under the management and supervision of the Director for Administration and Finance.

During 2011 the procurement is conducted entirely according to the annual report planned for this year, based on the Law on Public Procurement. According to the annual procurement planning in 2011 several procedures have been developed and 9 (nine) contracts with price quotation have been signed, 12 (twelve) contracts with minimal amount, 3 (three) contract and one annex contract.

KJI procurement officer participated in procurement trainings organized by KIPA.

14.4. Finances

Budget allocated for 2011 was one of the biggest challenges of KJI in 2011. During the year the expenses of KJI were mainly covered by the budget of the Republic of Kosovo as the main financial source, but a part of the expenses of KJI activities were obtained from donor support. KJI has no bank account other than Treasury Account.

During 2011 an internal audit of finances was developed. Part of this audit was management of expenses for the period January to December 2010. The purpose of this audit was to review the effectiveness of expenses control systems, the establishment of internal controls and delegation of functions to manage expenses in accordance with the rules and legal procedures.

Despite the budgetary request and needs presented in the budgetary request, with the Law on the Budget of the Republic of Kosovo in 2011, only 512,515.00 Euros were allocated to KJI. These funds were allocated to all economic categories including salaries and wages, goods and services, and utilities. With the approval of the budgetary request of KJI the needs and the proposed request were not taken into account, which threatened the realization of the legislative function of KJI. So throughout 2011 the request for support was addressed to the competent authorities of the country for additional budget.

Reductions in the end made by the government did not spare KJI even though they were the latest means in the budget for goods and services for the last quarter of the year.

The following chart presents the budget of KJI for 2011, including the changes made in the budget at the end of the year.

Budget allocation of 2011 includes four main economic categories: Wages and Salaries, Goods and Services and Utilities.

Chart.3. Budget report for 2011

Description	Initial Budget	decision 04/26 for reducing allocations	Amendments according to article 29 law no. 03/L-048	Amendments according to article 30 law no. 03/L-048	Final budget
Wages and Salaries	143,349.00				143,349.00
Goods and Services	352,766.00	21,166.00	105,100.00	2,458.00	439,158.00
Utilities	16,400.00				13,942.00
Total	512,515.00	21,166.00	105,100.00	2,458.00	596,449.00

The difference between the initial and final budget that is reflected in Chart 3 comes after the decision no. 04/26 of the Government, which reduced KJI's budget for 6% in the category of Goods and Services, while with the Government Decision no. 06/49 of the date 23.11.2011 the request of the Ministry of Justice for budgetary allocation and reduction from the program is approved - Central Administration in the amount of 105,100.00 Euros to be transferred to the budget of KJI and the transfer of economic resources within the budget of KJI based on LMPFO

Furthermore, find the chart regarding the presentation of the execution of the budget by economic categories.

Chart.4. Execution of the budget for 2011

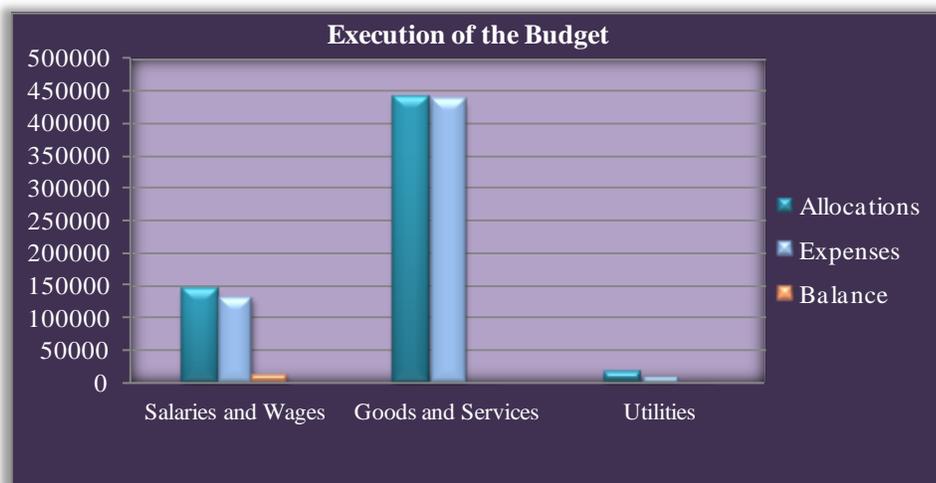
Description	Allocation	Expenses	Balance	Percentage
Wages and Salaries	143,349.00	132,413.00	10,936.00	92.37
Goods and Services	439,158.00	436,752.22	2,405.78	99.45
Utilities	13,942.00	9,729.84	4,212.16	69.79
Total	596449	578895.06	17553.94	97.06

The expense budget for the 97.06% in general presents a picture for a better planning and budget management. Expenditure of funds in the category of goods and services to 99.45% clearly shows that during 2011, KJI conducted a large number of training activities. Utilities

are reduced as far as possible, while the remaining funds are used for wages and salaries deriving as a result of staff movements made within this year.

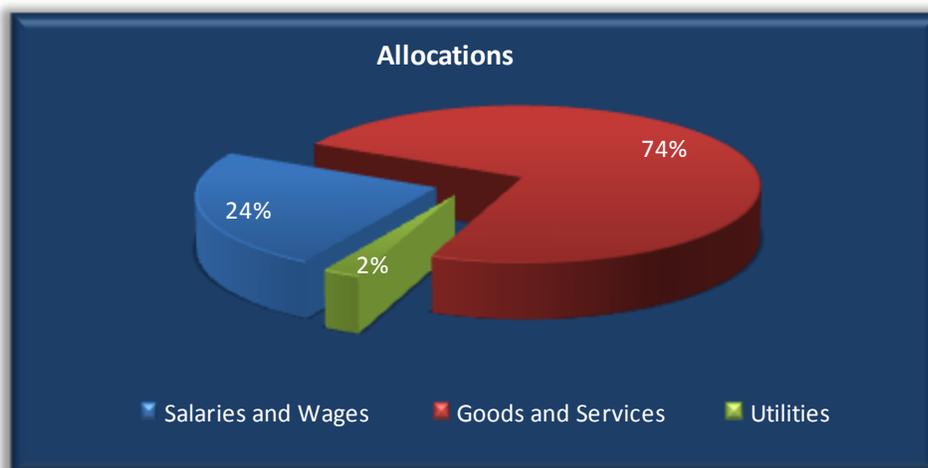
A fraction of the costs of December will be transferred as accrued obligations in the 2012 budget due to its nature of expenses such as: utilities, insurance costs, training costs at the end of December, etc.

Referring to the Chart 4, the execution of the budget, the pillars with colors in the following graph present the allocated, spent funds and balance for each category of funds..



Graph.18. Budget execution

Category of goods and services in the budget of KJI includes the most amounts of allocations, since training services are part of this category and are the main expenses of KJI.



Graph.19. Allocation of funds

According to graph 19 Goods and Services include the largest amount of funds allocated in comparison with two other categories. The graph shows that 74% of budget is allocated to this category, 24% for wages and salaries, and only 2% for utilities.



Graph.20. Expenses of funds

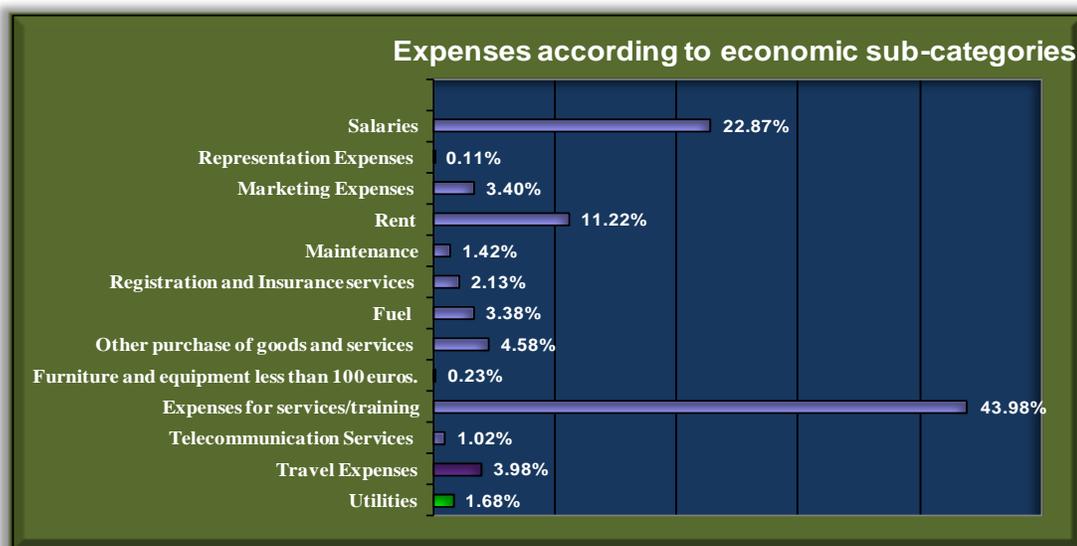
Expenses presented in the graph 20 represent the accumulation of funds spent by the three economic categories. Since KJI is the main institution for the organization of trainings in various programs of legal education, training costs for services are the main expense in the statement of budget spending.

In the table below specifically are presented the expenditures made during 2011.

Chart.5. Expenditures on economic sub categories and categories

Details of expenses for each category				
Expenses January - December 2011				
Number of the Account	Name of the Account	Expenses	Allocation	Balance
Utilities				
13200	Utilities	-	13,942.00	13,942.00
13230	Waste	1,218.00	-	(1,218.00)
13210	Electricity	3,788.52	-	(3,788.52)
13250	Telephone Expenses	4,183.80	-	(4,183.80)
13220	Water	539.52	-	(539.52)
Amount		9,729.84	13,942.00	4,212.16
Goods and Services				
13000	Goods and Services	-	439,158.00	439,158.00
13140	Travel Expenses	23,046.17	-	(23,046.17)
13300	Telecommunication Services	5,916.20	-	(5,916.20)
13400	Expenses for services/training	254,619.77	-	(254,619.77)
13500	Furniture and equipment less than 100 eurc	1,355.00	-	(1,355.00)
13600	Other purchase of goods and services	26,495.89	-	(26,495.89)
13700	Fuel	19,545.42	-	(19,545.42)
13950	Registration and Insurance services	12,307.40	-	(12,307.40)
14000	Maintenance	8,234.03	-	(8,234.03)
14110	Rent	64,951.92	-	(64,951.92)
14200	Marketing Expenses	19,664.19	-	(19,664.19)
14300	Representation Expenses	616.23	-	(616.23)
Amount		€ 436,752.22	€ 439,158.00	€ 2,405.78
Salaries				
11000	Salaries	-	143,349.00	143,349.00
11110	Net salary	113,084.78	-	(113,084.78)
11120	Withholding of tax from income	6,718.14	-	(6,718.14)
11130	Employee's contribution	6,305.04	-	(6,305.04)
11140	Employers Contribution	6,305.04	-	(6,305.04)
Amount		€ 132,413.00	€ 143,349.00	€ 10,936.00
Total		578,895.06	596,449.00	17,553.94

Chart 5 contains the proper coverage for all expenses incurred during 2011. Within the salary is included the compensation for the Managing Board members of the KJI.



Graph.21 Expenditures according to the realized percentage

In diagram 21 – expenses according to the conducted percentage, the expenditure of funds are presented for each category in relation to the total budget. Training services include the highest percentage of the budget 45.10%. The reasons for this rate of expenses are the numerous activities conducted this year, while the expenses with the small percentage of the budget are the representation expenses by 0.11%.

With the exception of expenses for training services, other operating expenses compared to last year declined, including rental costs and insurance.

All payments made from funds allocated from the budget of the Republic of Kosovo for KJI registered in the Financial Information System (free balance) as well as on the financial data base of KJI.

Besides this brief financial report there are also the annual financial statements that contain the details of each expense made in all economic categories.

14.5. Financial Support from Donors

Also during 2011 KJI enjoyed greater financial support from various donors such as the U.S. DOJ (OPDAT), UNDP, ECLO (Twinning Program), UNICEF, GIZ, UNWOMEN, USAID (Checchi, SEAD, NCSC), the OSCE, the OSCE ODIHR , IRZ, CLARD Kosovo Bank Association.

Chart.6. Donations through the Treasury account

Name of the Donors	Expenses	Allocations	Balance
	€	€	€
UNICEF	13,148.54	13,657.90	509.36
UNWomen	11,733.49	11,734.00	0.51
Total of Donations	24,882.03	25,391.90	509.87

Chart 6 reflects donor grants that flow through the Treasury's account and are managed by KJI. Costs covered by these two projects are mainly training costs, publications costs, translation costs, the salary of the local councilor, expendable training material etc. All transactions are conducted and registered in KFMIS.

The following chart shows the support of other donors and important for KJI which have provided financial data.

Chart.7. Donations managed by the donors themselves.

<u>Emri i donatorit</u>	<u>Shuma e shpenzimeve</u>
UNDP	251,716.80
NITA	25,603.41
Twinning	143,412.00
Kosovo Bank Association	120.00
OSCE	2,960.00
OSCE/ODIHR	1,189.00
GIZ	130,000.00
CLARD	1,550.55
USAID/SEAD	25,000.00
Total in euros	329,834.96
Total in \$	251,716.80

In chart 7 are presented the donations managed from donors themselves by referring to information provided by donors, which means that these funds do not flow through the Treasury's account. In this chart is presented only the total cost of the donor support without being able to give financial details of all donations since the budget and expenditure management is done by donors themselves.

Presentation and disclosure of donations in this case shows clearly that KJI was able to conduct a number of activities for this year and thanks to the support offered by the donors. Although not specified and detailed the covered expenses by donors were mainly expenses for training services, a part for the remuneration of candidates, expenses for publications,

expenses on the candidate's graduation ceremony, and expenses for information technology equipment.

14.6. Cooperation with Donors

With the support of international partners, KJI has continued to provide various opportunities of capacity building for judges, prosecutors, candidates for judges and prosecutors and other professionals in the field of justice and prosecution. In some cases the beneficiaries of this support was KJI staff too.

This donor support has been expressed in various programs and activities which are reflected as following:

Nr	International and local donors and partners	Activity
1	UNDP	<ul style="list-style-type: none"> ▪ Financial support for ILEP (publication of various materials, remuneration for candidates for judges and prosecutors and payment of a meal); ▪ Organizing of the roundtable for the Drafting and Evaluation of Preparatory/Entry Exam for the fourth generation of candidates for judges and prosecutors ; ▪ ILEP Support by expertise (several modules) ▪ Two day training of advance level for KJI trainers within CLEP; ▪ Organization of a workshop for KJI staff on the drafting of internal documents; ▪ Support with translation in all program activities; ▪ Support for organizing the graduation ceremony of ILEP candidates (third generation).
2	US/DOJ/OPDAT	<ul style="list-style-type: none"> • Four three-day trainings on the topic: Building of Trial Advocacy Skills in CLEP; • Two three-day trainings on the topic: Building of Tial Advocacy Skills within TPP; • One three-day training on the topic: Building of Trial Advocacy Skills in ILEP; • Conference for the week on the protection of victims of trafficking; • Support with expertise in the field of Financial Crime within ILEP.
3	USAID/CHECCHI	<ul style="list-style-type: none"> • Evaluation of the Continuous Legal Education Program • Evaluation of the Initial Legal Education Program

4	USAID/SEAD	<ul style="list-style-type: none"> ▪ International Standards in the Execution Procedure; ▪ Construction Contract; ▪ Law on Mediation; ▪ Execution Procedure part II; ▪ Contracts on license, leasing, storage and control of goods. ; ▪ Loan Contract; ▪ Arbitration; ▪ UN Convention on the Contract for the International Sale of Goods. <p>7 (seven) training sessions were conducted for executive officers in the following modules:</p> <ul style="list-style-type: none"> ▪ Introduction to Execution; ▪ Written Communication; ▪ Code of Ethics for the Administrative Staff of Courts; ▪ Execution measures/part I; ▪ Execution measures/part II; ▪ Initiative to reduce the backlog of old cases.
5	USAID/NCSC	<ul style="list-style-type: none"> ▪ Two regional training sessions on the topic: Case Management.
6	OSCE	<p>OSCE provided the following support:</p> <ul style="list-style-type: none"> • Monitors for the Preparatory Exam and all other exams organized in ILEP; • Summary of laws and various reports (ILEP); ▪ Three-day training session of Basic level for Training of Trainers; ▪ Seminar on the Judicial Decisions and Cadastral Actions; ▪ Seminar on Law on Expropriation; ▪ Two-day seminar divided in 4 four groups for professional associates; ▪ Two-day seminar for judges and prosecutors regarding the punishment of war crime cases focusing on War Crimes and Types of Liabilities, ▪ Study-visit to the Hague Tribunal (ICTY); ▪ One-day roundtable discussion on the topic Law on Property and Other Real Rights – Gain and loss of the property; ▪ Seminar Prosecution of Hate Crime; ▪ Annual Judicial Conference conducted in cooperation with the Kosovo Judicial Council, Supreme Court of Kosovo and Kosovo Judicial Institute. ▪ Special Advisor (with permanent residence at KJI) which besides providing daily advises to the

		<p>managerial staff of KJI, provided expertise for three training of KJI trainers tri, two KJI staff trainings. This advisor in cooperation with the staff drafted the handbook on the protection of domestic violence victims, handbook for KJI trainers and assisted in the development of new modules of KJI based on issues identified in the reports of the OSCE (LSMS)</p>
7	European Commission Twinning Program (Twinning EU LER)	<ul style="list-style-type: none"> ▪ Training of judges, prosecutors and other professionals on the field of justice regarding EU Law; ▪ KJI Training of Trainers on EU Law; ▪ Drafting of different handbooks from the criminal, civil field and EU Law, ▪ Study visit for KJI staff to the Judicial Academy of Germany and European Academy (ERA) in Trier. ▪ Study visit for the Managing Board of KJI to the Magistrates School in Bordeaux (France). ▪ Establishment and operationalization of the portal e-learning/distance learning program; ▪ Training of staff and of the permanent trainers of KJI on e-learning program; ▪ Support in translation in all activities conducted with KJI; ▪ Publication of the Faculty Handbook in the field of EU Law as well as ▪ Training Module on EU Law.
8	GIZ	<ul style="list-style-type: none"> ▪ Two-day workshop for the KJI staff regarding the development of the training curricula; ▪ Two-day workshop for KJI staff on the drafting of reports and official documents; ▪ Evaluation of the ILEP third phase; ▪ Drafting of the Handbook for mentors of ILEP candidates; ▪ Support with 20 laptops for ILEP candidates during the practical phase in courts and prosecution offices.
9	UN Women	<ul style="list-style-type: none"> ▪ Three-day Training of Trainers on the topic: “Gender Equality and Human Rights”; ▪ Five roundtable discussions in which the certified trainers from KJI and UNWOMEN for the first time conducted regional character trainings from the field of Human Rights on the topics: Domestic Violence, International Standards and Law on Gender Equality, Children’s Rights and Trafficking in Human Beings; ▪ Workshop of KJI staff training on the topic: “Project Proposal Writing, Team Work and Creativity at Work”; ▪ Publication of the Guidebook for the Protection of

		Victims of Domestic Violence, which is dedicated to victims of domestic violence, judges, prosecutors, police officers, civil society as well as other institutions from this field.
10	Justice Academy of Turkey and TIKA	The implementation of training program and the study visit to the Justice Academy of Turkey and other institutions of the judicial and prosecutorial system for ILEP candidates and KJI staff.
11	Deutsche Stiftung für International Rechtliche Zusammenarbeit (IRZ)	Participation in the regional Conference on the topic: “The future of the initial and continuous training for new judges and prosecutors – Current situation, future perspective and objectives”.
13	(KCPSED) Vushtrri	Support with the halls, personnel and supporting facilities for the implementation of the Preparatory/Entry Exam for candidates for judges and prosecutors.
15	Kosovo Judicial Council	Payment of a portion of the fee for some of the ILEP candidates
16	Kosovo Prosecutorial Council	Payment of a portion of the fee for some of the ILEP candidates
17	Ministry of Justice of the Republic of Kosovo	Allocation of 105.100,00 Euros from the budget of the Ministry to the budget of KJI
18	Assembly of EULEX Judges	A roundtable discussion on the criminal law on the topic: “Sentencing practices”. This roundtable discussed issues concerning sentencing practices in Kosovo for its unification by local and international judges.
19	UNICEF	<ul style="list-style-type: none"> ▪ Workshop on the topic “Training of Trainers Program in the field of Juvenile Justice”; ▪ Workshop with trainers of juvenile field in order to develop the draft module from the Juvenile Justice Code”; ▪ Five regional roundtables on the topic “Juvenile Justice Code”, and ▪ “Juvenile Justice Annual Conference”, in which were addressed the main challenges and main problems that

		appear during the implementation of the legality in the field of Juvenile Justice in Kosovo.
20	European Center for Minority Issues (ECMI) and Center for Legal Aid and Regional Development (CLARD)	Roundtable Discussion on the topic “International Standards against Domestic Violence, Anti-Discrimination Law and Property Issues”.
21	Kosovo Bank Association	Roundtable Discussion on the topic “Fight against Cyber Crime” where practical problems were addressed regarding the processing of financial transactions, and security features of bank cards, frauds/misuse in sale points, abuses in the Internet, etc.

15. KJI Publications

In the first six months of 2011, KJI developed several publications as following:

- ◆ **Magazine “Justicia”** – Candidates for judges and prosecutors within ILEP, in cooperation with KJI have prepared the scientific magazine “Justicia” which contains scientific research from the field of justice. The third number of this magazine was published in October of 2011 at the graduation day of these candidates.
- ◆ **TOT Handbook on EU Law** – during 2011 international experts of the Twinning program provided support with legal expertise on EU Law and at the same time they prepared a handbook for KJI trainers on EU Law.
- ◆ **Brochures** – KJI published a new format of the brochure for 2011 in which are presented the data on the KJI activities.
- ◆ **Newsletter** – During 2011 it was continued with the publication of the monthly newsletter in which are presented the activities conducted during during a month, including all the events at KJI. 9 newsletters are published and that in Albanian, Serbian and English language.
- ◆ **Training Modules** – Are a summary of the training courses prepared by KJI trainers for CLEP and TPP. During 2011, 54 modules with content approved by the training program are published.
- ◆ **Report-“Juvenile Justice in Kosovo”** – KJI in cooperation with UNICEF, supported by the Liaison Office of the European Commission office in Kosovo, has published

report within the project “Support on Juvenile Justice Reform in Kosovo”. This report includes conclusions and recommendations for relevant institutions in this field.

- ◆ **Guidebook on the Protection of Victims of Domestic Violence** – In December of 2011, KJI in support to the Project of Justice for Gender Equality (UNWOMEN) in Kosovo, promoted the guidebook for the protection of victims of Domestic Violence. The purpose of this guidebook is to provide to victims of domestic violence information on how to ask for help when they experience domestic violence. This guidebook shows the role of the government, police, judges, prosecutors, civil society and other actors which work in assisting the victims of domestic violence. The guidebook also provides essential information regarding the law dealing with cases of domestic violence as well as the legal procedures for the protection of victims.
- ◆ **Website** – Also during this period KJI continued with the publication of various materials and information in the website.



Photo.20. Website of KJI



Photo.21. Guidebook on Domestic Violence

16. Learning on distance / e - learning

KJI with the support from the Twinning Program (Legal Education System Reform) which is financed by EU funds and managed by the Liaison Office of the European Commission, has provided and made functional the portal on distance learning (e-learning portal). Through this program KJI provides also opportunities for legal education with a very advanced methodology and system. This program enables judges, prosecutors and other beneficiaries identified by KJI, attendance to special training courses depending on their agenda and without having the necessity to be in person where the training is being held.

Të gjitha materialet janë pronë e Institutit Gjyqësor të Kosovës (IGJK) dhe nuk mund të kopjohen, shpërndahen apo përdoren për asnjë qëllim pa lejen e shkruar nga Drejtori i IGJK-së

Identifikohu për IGJK e-learning

Emri Identifikues

Parulla

[Regjistrim për llogari të re](#) [Keni harruar parullën?](#) [Forgot username?](#)

Ndërro Gjuhën që përdor

[Marrëveshja me Shfrytëzuesin](#)

Photo.22. e-learning platform

17. International Cooperation and Study Visits

17.1. National School of Magistrates in Bordeaux France

KJI, in cooperation with the Twinning Program, in May of 2011 organized a five day visit to the National School of Magistrates in Bordeaux France as well as to the District and Appeal Court. The delegation was composed of Members of the Managing Board, Members of the Program Council and KJI staff, State Chief Prosecutor and the OSCE Special Advisor to KJI.



Photo 23. Study Visit to the National School of Magistrates in Bordeaux France

The purpose of this visit was the introduction with the organization and functioning of the school, conducted programs, preparation of curricula and programs, the procedure for recruiting candidates to be part of the initial training program, the method of evaluation and monitoring of new candidates for judges and prosecutors.

During this visit, the Managing Board and Program Council KJI held a regular meeting at which they proposed concrete steps that KJI should taken to advance its work, including the need to transform KJI into a Judicial Academy or School of Magistrates. At the conclusion of this meeting was adopted the "Strategic Platform for Development and Transformation of KJI".

17.2. Justice Academy of Germany and European Academy of Justice in Trier

KJI, in cooperation with the Twinning Program, in March of 2011 organized a visit to the Justice Academy of Germany and European Justice Academy of Germany in (Trier). The delegation was composed by the managerial and professional staff of KJI.



The purpose of this visit was to be familiar with the German judicial system and the organization and functioning of the training programs of the German Judicial Academy and the European Academy of Justice.

Photo 24. Study visit to the Justice Academy in Germany (Trier)

17.3. International Conference – “National and European Judge/Prosecutor – The role of Vocational Training Centers”

On April 7 and 8, In Zagreb, Republic of Croatia a two day international conference was conducted on the topic “National and European Judge/Prosecutors - Role of Vocational Training Centers.” The conference program addressed topics such as: teaching on the EU Law, distance learning (e-learning) and the Training of Trainers on EU Law.

As a result of this conference the Agreement for Multilateral Cooperation in regional aspect was signed in the field of training of judges and prosecutors. This agreement was signed by representatives of training institutions from: Poland, Hungary, Slovenia, Bosnia Herzegovina, Montenegro, Kosovo, Macedonia, Croatia and Slovakia.

17.4. Regional workshop on Judicial Training *“Regional Cooperation in Criminal Law – Capacity building of Fight against Cyber Crime”*

On May 11 and 12 with the support from IPA Regional Program, the project for Regional Cooperation on Criminal Law, funded by the European Commission and implemented by the Council of Europe, in Ohrid, Republic of Macedonia, was organized a two-day regional workshop, with the purpose of "capacity building in combating Cyber Crime. The workshop was attended by delegations from: Albania, Turkey, Croatia, Montenegro, Kosovo, Bosnia and Herzegovina, Serbia and Macedonia.

The purpose of the workshop was the incorporation of trainings on "Cyber Crime and electronic evidence" in the curricula of the training institutions for judges and prosecutors, the development and drafting of training modules, development of pilot-trainings in this field and the establishment of at least one pilot center in the region, which was decided to be established in the Republic of Croatia.

17.5. Visit to the School of Magistrates of the Republic of Albania

With the invitation from the School of Magistrates of the Republic of Albania from 12 to 14 September a delegation from the KJI conducted a working visit.

The purpose of the visit was to increase the level of coordination and cooperation for implementation of training activities, mainly in the realization of examination for admission of new candidates for judges and prosecutors in the Initial Legal Education Program. On this occasion KJI delegation, besides the meetings was also involved in monitoring in the entry exam of the magistrates in the School of Magistrates. KJI concluded some recommendations from this process regarding the advancement of the Preparatory/Entry Exam for ILEP candidates at KJI.

17.6. 5-th International Conference for Judicial Training Topic: *“Judicial Training in the globalized world – the return of the trust and stability”*

Starting from October 31 until November 3, 2011, the French National School of the Judiciary (ENM) held the 5th International Conference on Judicial Training in Bordeaux, France.

There were 300 participants and speakers from one hundred countries in twenty seminars, roundtables and plenary sessions. Participants debated for four days on the effectiveness, legitimacy and solidarity of the international judicial training. At this conference KJI was represented by the Director of KJI.

17.7. Regional Conference “The future of the Initial and Continuous Training for new Judges and Prosecutors – Current situation, the perspective in the future and the objectives”

Under the organization of the Academy for Judges and Prosecutors of Macedonia and the German Foundation for International Cooperation (IRZ), from November 21 until November 23, 2011, was conducted in Skopje the Regional Conference on "The Future of the Initial and Continuous trainings for judges and prosecutors - current situation, future perspective and objectives".

Participants at this conference were representatives from training institutions from the region and abroad, which presented the current situation, difficulties, challenges and objectives of these institutions in building training programs for legal education of judges and prosecutors. The main focus of this conference was the training program to prepare candidates for future judges and prosecutors as well as special training programs for these candidates after their appointment.

Kosovo Judicial Institute at this conference was represented by the Director of KJI and the Head of the Initial Legal Education Program.

17.8. Study visit to the International Hague Tribunal (ICTY)

On October 5 and 6, 2011 a study visit to the International Tribunal for War Crimes (ICTY) was conducted in The Hague, Netherlands. This visit was conducted within the Project for Justice for War Crimes of the EU, implemented by the OSCE Office for Institutions and Human Rights (ODIHR), in cooperation with KJI, the ICTY and the Research Institute of Inter-regional Crime and Justice UN (UNICRI).

The purpose of the visit was to strengthen cooperation with the Tribunal and to exchange views and expertise of judges and prosecutors in relation with the adjudication of cases concerning war crimes. In the framework of the visit a roundtable discussion was conducted with judges and prosecutors of the ICTY, as well as presentations by the staff of the Tribunal.

Topics of discussion on this occasion were: the protection of witnesses, drafting of judgments and indictment, the challenges associated with the war crimes trial, procedural means to accelerate the proceedings related to war crimes and access to databases and legal documents of the Tribunal.

Beneficiaries of this study visit were presidents and judges of the district courts and prosecution offices, State Prosecution and Special Prosecution as well as the KJI head staff.

18. Internship program for interns- students of the Law Faculty of the University of Prishtina

During 2011 KJI in cooperation with the Center for Career Services of the Law Faculty of the University of Prishtina supported by ABA/ROOLI, has provided opportunities for practical work for 9 students from the Law Faculty of the University of Prishtina.

The purpose of the project is to enable students to provide practical knowledge within KJI programs. Beneficiaries of this program are students of third year bachelor level or fourth four-year system. Benefits from this project are mutual because besides the capacity building of students, KJI has managed to gain support in organizing various activities.

19. Annex**19.1. Annex I – Training Activities - CLEP January – December or 2011**

Month	No	Subject	Duration	Field	Financing
January	1	Trial Advocacy Skills	3 days	Specialized trainings in Criminal Field	KJI/US DOJ
	2	Procedure on Adoption of Children	1 day	Civil Law	KJI
	3	Public Prosecutors Power	1 day	Criminal Law	KJI
February	4	Initiation and Duration of Investigations	1 day	Criminal Law	KJI
	5	Novelties of the Labor Law	1 day	Civil Law	KJI
	6	Court Jurisdiction Property Disputes	1 day	Civil Law	KJI
	7	Confirmation of the Indictment	1 day	Criminal Law	KJI
	8	Minor Offences against Public Order and Peace	1 day	Minor Offence	KJI
	9	Legal Writing and Reasoning of Judicial Decisions	1 day	Civil Law	KJI
	10	Indispensible Inheritors	1 day	Civil Law	KJI
	11	Organized Crime	1 day	Criminal Law	KJI
	12	International Standards on the Execution Procedure	1 day	Criminal Law	KJI
	13	General Principles of the Ethic Code for judges, prosecutors and lay judges	1 day	Other	KJI
March	14	Administrative Conflict	1 day	Administrative	KJI
	15	Mediation Law	1 day	Criminal Law	KJI
	16	Trafficking of Narcotics and Psychotropic Substances	1 day	Criminal Law	KJI
	17	Trial Advocacy Skills	3 days	Criminal Law	KJI /US DOJ
	18	Protection against Domestic			

		Violence	1 day	Civil Law	KJI
	19	Construction Contract	1 day	Civil Law	KJI/SEAD
	20	Alternative Measures against Juveniles-Novelties of the Juvenile Justice Code	1 day	Other	KJI/UNICEF
	21	Law on Contested Procedure	1 day	Civil Law	KJI
	22	Law on Freedom and Security	1 day	Criminal Law	KJI
	23	Juveniles as Perpetrators of Minor Offences	1 day	Other	KJI
April	24	European Union Law in Practice	5 days	Civil Law	KJI/Twining
	25	Corruption	1 day	Criminal Law	KJI
	26	Witnesses during the Criminal Procedure	1 day	Criminal Law	KJI
	27	Covert and Technical Measures of Surveillance and Investigation	1 day	Criminal Law	KJI
May	28	Judicial Decisions and Cadastral Acts	1 day	Civil Law	KJI/OSCE
	29	Mediation Law	1 day	Civil Law	I KJI/SEAD
	30	European Union Law in Practice	4 days	Criminal Law	KJI/Twining
	31	Execution Procedure	1 day	Civil Law	KJI/SEAD
June	32	Expropriation	1 day	Civil Law	KJI/OSBE
	33	Trial Advocacy Skills	3 days	Criminal Law	KJI/US DOJ
	34	Preparatory Procedure for Juveniles	1 day	Criminal Law	KJI/UNICEF
	35	European Union Law in Practice	5 days	Civil Law	KJI/Twining
	36	License Contract, Leasing, Storage and Control of Goods	1 day	Civil Law	KJI/SEAD
July	37	European Union Law in Practice	5 days	Criminal Law	KJI/Twining

September	38	Protected Witnesses	1 day	Criminal Law	KJI
	39	Confiscation of the property acquired by the Commission of the Criminal Offence	1 day	Criminal Offence	KJI
	40	International Standards and Gender Equality Law	1 day	Specialized Training	KJI /UN women
	41	Trafficking in Person	1 day	Specialized Training	KJI /UN women
	42	Domestic Violence	1 day	Specialized Training	KJI /UN women
	43	Trafficking in Person	1 day	Specialized Training	KJI /UN women
	44	Domestic Violence	1 day	Specialized Training	KJI /UN women
	45	Law on Contract	1 day	Civil Law	KJI/SEAD
	46	War Crimes	2 day	Criminal Law	IGJK/OSBE/OD HIR
	47	International Standards against Domestic Violence, Anti-Discrimination Law and Property issues	1 day	Civil Law	KJICLARD
	48	International Standards against Domestic Violence, Anti-Discrimination Law and Property issues	1 day	Civil Law	KJI/CLARD
	49	Sentencing practice	1 day	Criminal Law	KJI/EULEX
	50	Financial Crime and Informal Economy	1 day	Criminal Law	KJI
	October	51	Corruption	1 day	Criminal Law
52		Arbitration	1 day	Civil Law	KJI/SEAD
53		Law on Property and other Real Rights	1 day	Civil Law	KJI/OSCE
54		Right to a Fair Trial (Article 6 ECHR)	1 day	KEDNJ	KJI
55		Law on Environmental Protection	1 day	Specialized Training	KJI
56		International Standards on civil execution	1 day	Civil Law	IGJK/SEAD
57		Disciplinary Procedure of KJC	1 day	Criminal Law	KJI
58		Organization of the Court according to the Law on Courts	1 day	Specialized Training	KJI

	59	Law on State Prosecution	1 day	Specialized Training	KJI
	60	Arrest, Police Detention and Detention on remand of Juveniles	1 day	Criminal Law	KJI
	61	European Union Law in Practice	5 days	Civil Law	KJI/Twinning
	62	Trial Advocacy Skills	3 days	Specialized Training	KJI/NITA
	63	Compiling and Support of the informal Consultative Groups of juvenile justice	1 day	Roundtable Discussion	KJI/UNICEF
	64	Compiling and Support of the informal Consultative Groups of juvenile justice	1 day	Roundtable Discussion	KJI/UNICEF
	65	Compiling and Support of the informal Consultative Groups of juvenile justice	1 day	Roundtable Discussion	KJI/UNICEF
	66	Compiling and Support of the informal Consultative Groups of juvenile justice	1 day	Roundtable Discussion	KJI/UNICEF
	67	Compiling and Support of the Informal Consultative Groups of Juvenile Justice	1 day	Roundtable Discussion	KJI/UNICEF
	68	Diagram of the Juvenile justice Module	1 day	Workshop	KJI/UNICEF
November	69	European Union Law in Practice	5 days	Criminal Law	IKJI/Twinning
	70	Misconduct and Specific Cases of the Public Prosecutor Office	1 day	Criminal Law	KJI
	71	Fight against Cyber Crime	1 day	Criminal Law	KJI/ Bank Society of Kosovo
	72	Detention and Reasoning of the Decision	1 day	Criminal Law	KJI
	73	Execution of Measures and Punishments against Juveniles	1 day	Criminal Law	KJI
	74	The Right to Life	1 day	Criminal Law	KJI
December	75	Plea Bargaining Agreement	1 day	Criminal Law	KJI
	76	Contract on Selling Goods according to the UN Convention	1 day	Civil Law	KJI /SEAD
	77	Short Summary	1 day	Criminal Law	KJI
	78	Hate Crimes	1 day	Criminal Law	KJI/OSCE/ODIHR

19.2. Annex III – Activities Implemented in TPP - 2011

Month	No	Subject	Duration	Financing
January	1	European Convention on Human Rights and Fundamental Freedoms	1 day	KJI
	2	Case Management	1 day	IGJK& NCSC
February	3	Organized Crime	2 day	KJI
	4	EU Law	2 day	KJI
	5	Juvenile Justice Code	1 day	KJI
March	6	Criminal Code and Criminal Procedure Code	2 day	KJI
	7	Trial Advocacy Skills	3 day	US/DOJ&KJI
		Plea Bargaining Agreement	2 day	KJI
April	9	Constitutional Law	1 day	KJI
May	10	Civil Law (material and procedural)	1 day	KJI
	11	Judicial and Prosecutorial Ethics	1 day	KJI
June	12	Administrative Act and Administrative conflict	1 day	KJI
September	13	Civil Law (material and procedural)	1 day	KJI
October	14	Leal Writing and Reasoning	1 day	KJI
	15	Plea Bargaining Agreement	2 days	KJI
	16	Trial Advocacy Skills	3 days	KJI

19.3. Annex IV – Training Implemented with Lay Judges - 2011

Month	No	Subject	Duration	Region	Financing
June	1	Advanced Training for lay judges	1 day	Prishtina, Gjilan and Mitrovica region	KJI
September	2	Advanced Training for lay judges	1 day	Prizren and Peja Region	KJI

19.4. Annex V – Training Activities Implemented with other Legal Professionals - 2011

Month	No	Subject	Duration	Financing
January	1	Introduction of Execution	1 day	KJI & SEAD
	2	Written communication	1 day	KJI & SEAD
	3	Code of Ethic for Execution Officers	1 day	I KJI & SEAD
February	4	Execution Measures, part I	1 day	I KJI & SEAD
	5	Execution Measures, part II	1 day	I KJI & SEAD
	6	Initiative on Redacting the Backlog of Cases	1 day	KJI & SEAD
Month	7	War Crimes	1 day	KJI & OSBE/ICTY-ODIHR
December	8	Execution on immovable Property and mortgage on bank account, personal incomes	1 day	IGJK/SEAD
	9	Role of Professional Associates in Justice System	1 day	IGJK

19.5. Annex VI – Training modules implemented with the candidates for judges and prosecutors during 2011

No. of module	Name of the Module
Module 1	Criminal Code (general part)
Module 2	Criminal Procedure Code (part 1-2)
Module 3	ECHR- Human Rights Legislation
Module 4	Professional of Judges and Prosecutors
Module 5	Criminal Code (special part)
Module 6	Criminal Procedure Code (part 3 - 4)
Module 7	Trafficking in Person
Module 8	Drafting, reasoning and legal research
Module 9	Criminal Procedure Code (part 5–8)
Module 10	Juvenile Justice Code
Module 11	Financial Crime
Module 12	Constitutional Court and Administrative Law
Module 13	Civil Law
Module 14	Contested Procedure – part one
Module 15	Contested Procedure – part two
Module 16	Non Contested Procedure and Execution Procedure
Module 17	EU Law
Module 18	Obligation Law
Module 19	Family Law
Module 20	Commercial

Module 21	Property Law
Module 22	Inheritance Law
Module 23	Labor Law
Module 24	Case Management, Mediation and Communication Rules
Module 25	Initiation and Duration of Investigations
Module 26	Indictment
Module 27	The Role and Function of the Public Prosecutor according to CPCK
Module 28	Defendant during the Criminal Procedure
Module 29	Covert and Technical Measures of Surveillance and Investigation
Module 30	Measures to Ensure the Presence of the Defendant in the Criminal Procedure
Module 31	Witnesses during the Criminal Procedure
Module 32	Crime Scene and Forensic
Module 33	Confiscation Procedure
Module 34	Compiling of legal remedies by prosecutor
Module 35	Trial Advocacy Skills

20. List of Abbreviations

KJI	Kosovo Judicial Institute
ILEP	Initial Legal Education Program
CLEP	Continuous Legal Education Program
TPP	Training Program for Promotion
KJC	Kosovo Judicial Council
KPC	Kosovo Prosecutorial Council
CCPK	Code of Criminal Procedure of Kosovo
USAID	Aid from the American People
US-DOJ	American Embassy, US Department of Justice
OPDAT	Office of Overseas Prosecutorial Development, Assistance and Training
EU	European Union
UNDP	United Nations Development Program
OSCE	Organization for Security and Cooperation in Europe
NCSC	National Center for State Courts (USA)
UNICEF	United Nations Children’s Fund
UNWOMAN	United Nations Entity for Gender Equality and the Empowerment of Women
EULEX	European Union Mission for the Rule of Law
TIKA	Turkish International Cooperation and Development Agency
NITA	National Institute for Trial Advocacy
Twinning Project EU-LER	Twinning Project, funded by EU – Liaison office of the European Commission in Prishtina
UN	United Nations Organization
CHECCHI/EROL	Effective Rule of Law
SEAD	System for the Execution of Agreements and Decisions
IRZ	International Rechtliche Zusammenarbeit
ODIHR	Office for Democratic Institutions and Human Rights
CLARD	Center for Legal Aid and Regional Development
ECMI	European Center for Minority Issues
GIZ	German Society for International Cooperation
KCPSED	Center for Public Safety, Education and Development
ICTY	International Criminal Tribunal for former Yugoslavia
ECHR	European Convention on Human Rights
KIPA	Kosovo Institute for Public Administration
LPFMA	Law on Public Financial Management and Accountability
UNICRI	Interregional Crime and Justice Research Institute
ABA/ROOLI	American Bar Association Rule of Law Initiative



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