



Republika e Kosovës
Republika Kosova/Republic of Kosovo
Instituti Gjyqësor i Kosovës/Kosovski Institut za Pravosudje/Kosovo Judicial Institute

**ANNUAL REPORT OF THE KOSOVO
JUDICIAL INSTITUTE
(KJI)
2008**

January 2009, Pristina

Table of contents

1. Introduction	1
2. KJI Organizational Structure.....	1
2.1. Managing Board	1
2.2. Program Council	2
3. KJI Training Programs	2
3.1 Continuous Legal Education Program (CLEP).....	2
3.1.1 Program and the Training Calendar	2
3.1.2 Training within CLEP.....	3
3.1.3 Training on the Criminal Law.....	3
3.1.4 Training on the Civil Law.....	4
3.1.5 Training on the ECHR.....	5
3.1.6 Training on Minor Offence Law	6
3.1.7 Training for Lay-judges.....	7
3.1.8 Training on the Code of Ethics.....	7
3.2. New functions of the KJI.....	8
3.2.1 Preparatory/Entry Exam	8
3.2.2 Initial Legal Education Program (ILEP).....	9
3.2.2.a Modules, Training Calendar and the Experts.....	10
3.2.2.b Training of Trainers, Drafting of the modules for the first phase of ILEP.....	11
3.2.2.c Organization, drafting and implementation exams within the ILEP	11
3.3 Training of trainers.....	12
3.4 Other training activities	12
3.4.1 Round table discussions on the Criminal Code of Kosovo	12
3.4.2 Management skills training for Court Presidents and Administrators	13
3.4.3 Drafting of the KJI draft-Continuous Legal Education Program for 2009.....	13
3.4.4 Application of the Anti-discrimination Law.....	13
4. International integration.....	13
4.1 Study Visit of the Program Council at the Magistrate School of Albania.....	13
4.2. Study Visit at the Council of Europe and National Magistrate School France	13
4.3. Participation in the Lisbon Network and European Judicial Training Network.....	14
5. Transparency	14
6. Other activities implemented by the KJI.....	14
6.1. Training of KJI Staff	14
6.2. Donor Meetings	14
7. Activities implemented with Donors.....	14
7.1 Activities implemented with USAID/NCSC.....	14
7.2 Activities implemented with UNDP.....	15
7.3 Training activities co-organized with Council of Europe.....	15
7.4 Activities implemented with US-DOJ.....	15
7.5 Activities implemented with USAID/Bearing Point.....	16
7.6 Activities implemented with UNICEF.....	16
7.7 Activities implemented with AER- B&S.....	16
7.8 Activities implemented with European Roma Rights Centre (ERRC) supported by the British Embassy in Pristina.....	16
7.9 Support provided by the OSCE-Mission in Kosovo.....	16
8. Finances/Budget of the Kosovo Judicial Institute	17
9. Conclusion	17
10. Approval of the Report.....	18
11. Annex I – Calendar of the activities during 2008	19

1. Introduction

This Annual Report aims to provide an overview of the work and achievements of the Kosovo Judicial Institute (KJI) through the implementation of its functions in 2008, as set forth by law.

Law No. 02/ L-25 on “Establishing the Kosovo Judicial Institute” adopted by the Kosovo Assembly on 23 February of 2006, whereas in April 2006 as promulgated by the Special Representative of the Secretary General establishes the KJI as an independent public professional body to provide judicial training to all judges and prosecutors within the judicial system of Kosovo and professionally prepare the candidates for future judges and prosecutors.

Pursuant to this law, KJI during its work develops short, medium and long term plans for an efficient, effective and impartial judiciary, and performs other professional activities as a professional research institution for the development of judiciary in Kosovo in line with the International standards.

In response to the needs of the judicial system and with the purpose of fulfilling its legal mandate, the Kosovo Judicial Institute during 2008, in addition to the Continuous Legal Education Program, carried out implementation of other programs envisaged under its law, by-laws and strategic plan.

Beginning in July, the Preparatory/Entry Exam was written, assessed and administered by KJI to potential candidates for judges and prosecutors, whereas, in September of the same year the began the Initial Legal Education Program (ILEP) or program for the preparation of candidates for future judges and prosecutors.

2. KJI Organizational Structure

The managing bodies of KJI are:

- The Managing Board, and
- The Director.

The Managing Board is composed by 13 members, nominated by the Kosovo Assembly upon the appointment by the respective institutions as determined by law, whereas the Director was appointed by the Managing Board.

KJI during 2008 had only 17 employees, whereas for 2009, 4 additional positions were approved.

2.1. Managing Board

Managing Board of the KJI, during 2008 conducted several regular meetings, which resulted with the rendering and approval of the following documents:

- Adoption of the Statute,
- Adoption of the three year Strategic Plan,

- Adoption of the Activity Framework on the Organization of the Preparatory/Entry Exam and Initial Legal Education Program,
- Establishment of the Program Council as consulting body of the Managing Board,
- Establishment of the Drafting and Assessment Commission for the Preparatory/Entry Exam,
- Approval of the Continuous Legal Education Program for 2009,
- Approval of the KJI budget proposal for 2009,
- Selection of the deputy-chairman of the KJI Managing Board.

2.2. Program Council

The composition, functions and responsibilities of the KJI Program Council, in the capacity of a consultative body, are set forth in the KJI Statute. The discussion developed during the regular meetings held by the respective body, resulted with the approval of following documents for the implementation of the training programs:

- Timeline on the organization of the Preparatory/Entry Exam. This document is based on the Law on Establishing the KJI, pursuant to which, the candidates for positions as judges or prosecutors shall be selected on the basis of a public and open competition in which they shall take the preparatory examination for judges and prosecutors. Upon the completion of this exam, the top 30 of the candidates out of the general number shall undergo the Initial Legal Education Program,
- Structure and composition of the training modules for the first and second phase of ILEP, and
- Draft-Continuous Legal Education Program for 2009.

KJI Program Council, during 2008, held several meetings resulting in important decisions supporting the effective development of KJI functions.

3. KJI Training Programs

3.1 Continuous Legal Education Program (CLEP)

Continuous Legal Education Program (CLEP) is one of most important activities implemented by the KJI. The respective program aims to develop professional capacities and abilities of sitting judges and prosecutors. During this year, CLEP noted a large number of training sessions from all fields of the law with issues that relate to the court practice.

3.1.1 Program and the Training Calendar¹

Special drafting methodology was applied in the preparation of the Continuous Legal Education Program of 2008, based on the following elements:

- A comprehensive training needs assessment of judges and prosecutors obtained through a training needs assessment questionnaire, which was disseminated to all judges and prosecutors of Kosovo,
- Separate meetings with KJI trainers, from criminal and civil law,
- Analyzing of evaluation forms disseminated at the end of every training session,

¹ Attached to this report you can find training calendar

- Discussion with the engaged experts during and after the training session,
- Discussion with judges from each district, the Supreme Court of Kosovo and prosecutors from the Kosovo Public Prosecution Office,
- Recommendations by the Kosovo Judicial Council, and
- Recommendations by the OSCE (LSMS).

The subjects scheduled during this year were in response to the actual needs of judges and prosecutors as a result of issues encountered everyday in a judges or prosecutors judicial practice.

3.1.2 Training within CLEP

All training activities organized during 2008 were planned within the scope of the Continuous Legal Education Program for 2008, which in December 2007 was approved by the KJI Managing Board.

The total number of trainings implemented within the Continuous Legal Education Program during 2008 was (96), ninety-six. In addition to the CLEP, KJI also hosted (25) round table discussions. During these round tables the Criminal Code of Kosovo was discussed. The outcome of these events resulted with concrete recommendations for the amendment of the respective code. These recommendations were submitted to the Ministry of Justice for the further process.

KJI through its training sessions, in cooperation with local and international trainers and experts aimed to treat those provisions and legal matters which were unclear for judges and prosecutors during the practical application. KJI also discussed new domestic legislation, European Law, Conventions and different practices with the purpose of developing professional judiciary in line with international standards.

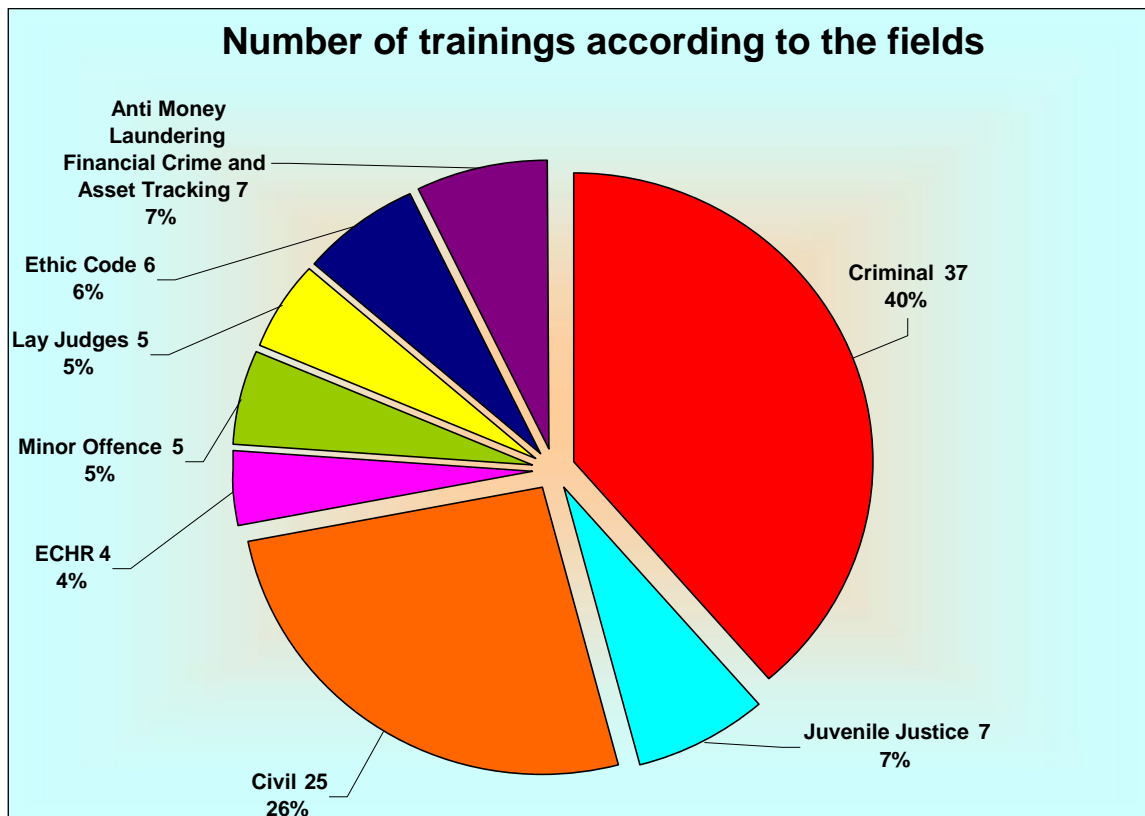
The beneficiaries of the training sessions within the Continuous Legal Education Program were: judges and prosecutors from all instances, lay-judges and professional associates from courts and prosecution offices, and other professionals that are closely related to the judiciary, such as: lawyers, police officers, custom officers, probation officers, social workers, etc.

3.1.3 Training on Criminal Law

KJI held (44) trainings on the criminal law during 2008.

The subjects that were treated during the training sessions were focused on the Provisional Criminal Code of Kosovo, Provisional Criminal Procedure Code of Kosovo, Juvenile Justice Code, Law on Execution of Penal Sanctions, issues relating financial crime, trafficking in persons and anti-discrimination.

The purpose of holding a training on the Provisional Criminal Code was to: shed light on the meaning and elements of the criminal offences, analytical review of criminal provisions, their interpretation as well as the professional capacity building of judges and prosecutors for the proper enforcement of the respective provisions during court practice.



Whereas the subjects treated from the Provisional Criminal Procedure Code varied, but the ones that dominated the topics related to the pre-trial proceedings.

The reason these topics were chosen was to provide the participants with the clarification about the role and powers of the competent bodies in the procedure, application of preventive measures, planning of investigative techniques in combating the crime and respect of human rights. This included special emphasis on the rights of minors who were victims of crime and the unification of the judicial practice.

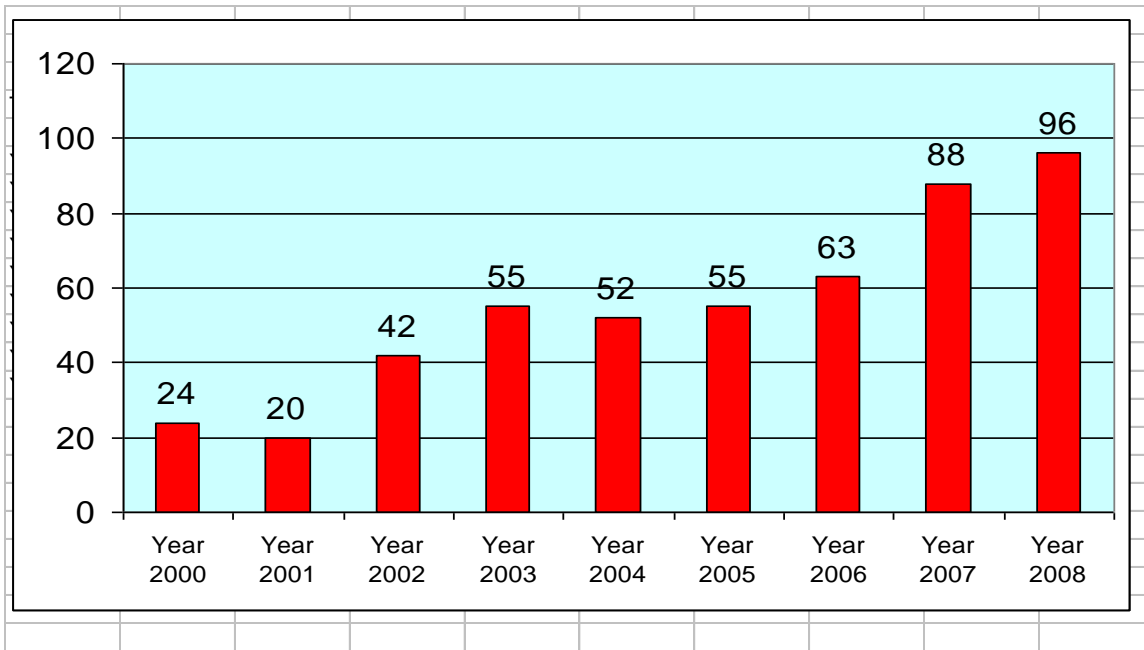
Within the scope of this curriculum, KJI also focused on the Juvenile Justice Code. The reason these topics were chosen was to help the juvenile judges and prosecutors to act in line with the applicable provisions and international juvenile justice standards.

A special attention was paid to the Law on Execution of Penal Sanctions, with the purpose of developing and strengthening the knowledge of those that are involved in the proceedings, in order to convert judgments into living instruments.

3.1.4 Training on Civil Law

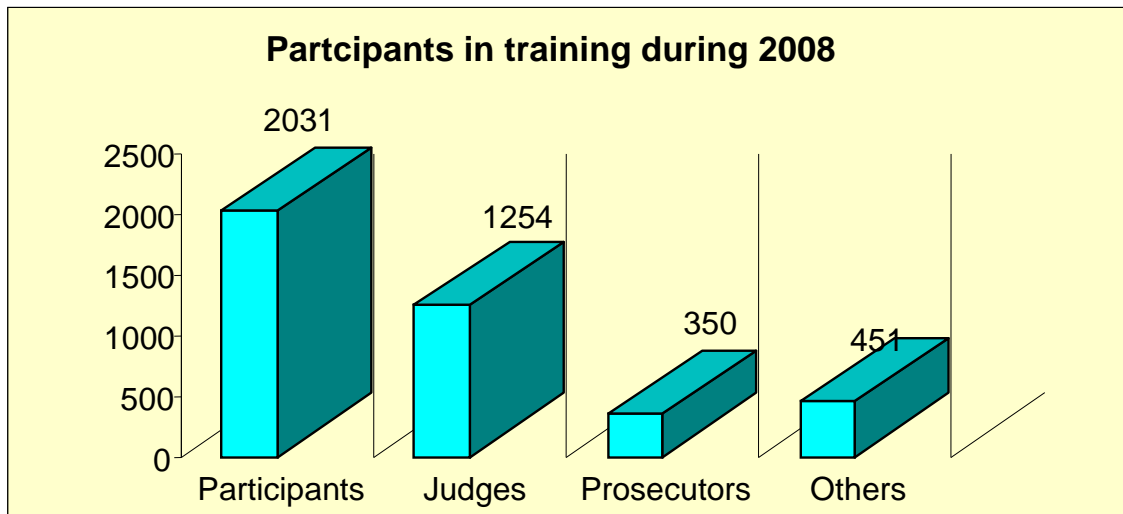
During 2008 KJI held (25) training sessions on Civil Law.

The topics that were treated in civil law focused on the property law, contested procedure, non-contested procedure and the executive procedure. Also treated was family law, inheritance law, commercial law and the administrative law.



The main purpose of these topics was to provide advanced knowledge on the existing legislation, clarification of dilemmas on the troublesome issues within the judicial practice, introduction of best practices. All this was done with the hope to eliminate gaps in the law and increase practical skills in applying the law during the resolution of concrete cases.

The fields of the law containing novelties, such as the commercial and administrative law was covered to provide the proper interpretation and clarification of new legal provisions, their impact in the practice as well as build the capacity of Judges.

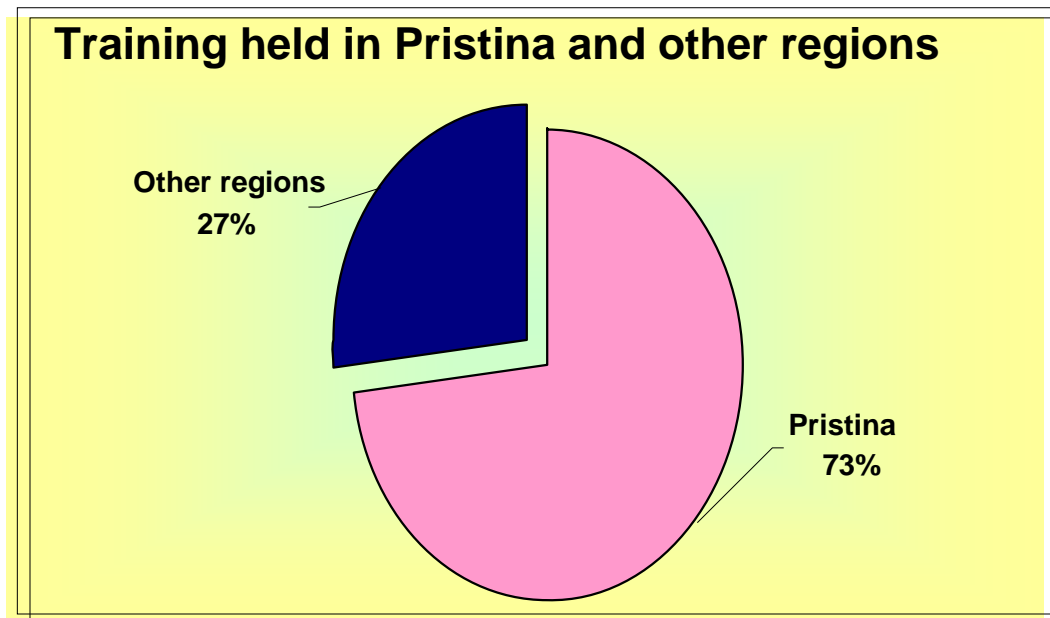


3.1.5 Training on European Convention for the Protection of Human Rights and Fundamental Freedoms (ECHR)

During 2008 KJI organized training sessions on the European Convention on Fundamental Human Rights and Freedoms (ECHR) in four regions: Pristina, Prizren and Peja and

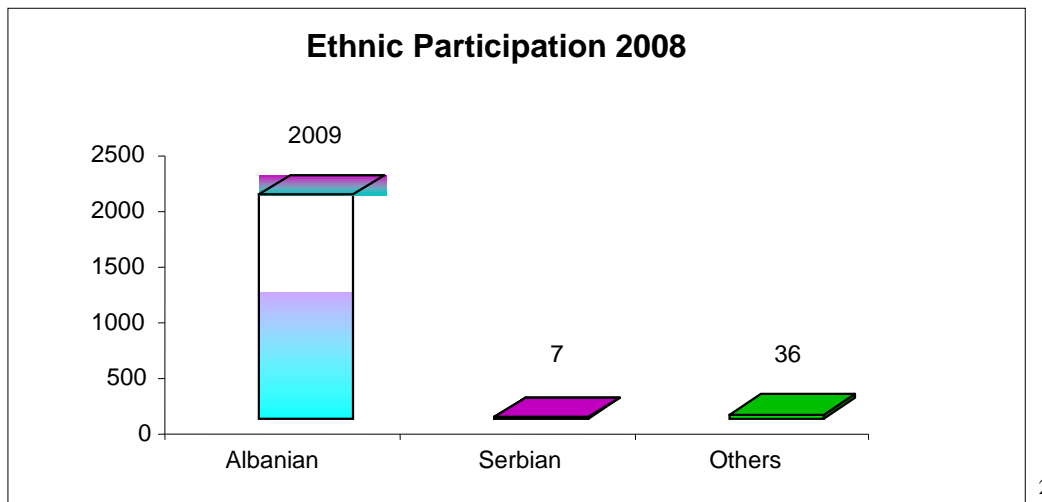
Mitrovica. Based on the requirements and the needs of judges and prosecutors Article 5 and 6 of ECHR were the focus of the training.

The main objective of the training courses was to develop advanced knowledge on the reasons of deprivation from liberty, time length, presumption of innocence, rights of the defendant, right to a fair trial and reasonable time guarantee principle. All these issues were treated in line with the interpretation of the Convention by the European Court of Human Rights and observation of these rights in the view of the domestic practice.



3.1.6 Training on Minor Offence Law

KJI within the scope of Continuous Legal Education Program provided training courses also to the minor offence court judges. In the course of the activities within 2008, five workshops were organized by the KJI. The topics that were treated during these workshops included: the new Law on Traffic Safety on Roads, minor offences liability and the minor offence procedure against juveniles.



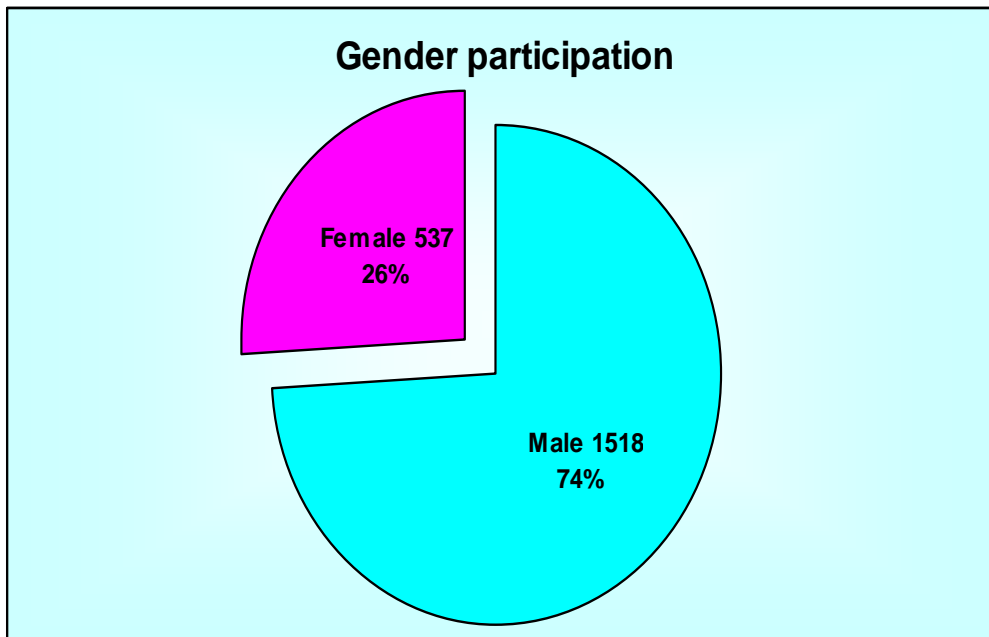
3.1.7 Training for Lay-judges

One of the activities that KJI is bound by law to implement is to provide basic training courses for lay-judges. These courses were organized in the all regions of Kosovo (Pristina, Gjilane, Mitrovica, Prizren and Peja). The subjects treated during these courses focused on the role of lay-judges during the criminal procedure, civil procedure and juvenile procedure as well as the enforcement of rules set forth in the Code of Ethics for lay-judges. The purpose of these courses was to build the professional capacity of lay-judges.

3.1.8 Training on the Code of Ethics

In 2008 KJI continued to pay attention to the field of Ethics and Professional Conduct. Courses within the scope of this field were organized in all regions. The main objective of the Ethics training was to increase the awareness of judges and prosecutors on the Code of Ethics. This was done to ensure judges and prosecutors professional conduct was in compliance with the highest judicial standards. With this in mind KJI organized six courses on the Code of Ethics for judges and prosecutors of all regions. These courses were at the

² Ethnic participation was reduced due to circumstances beyond KJI control.



3.2 New functions of the KJI

Upon many preliminary preparations, KJI, during 2008 commenced with the implementation of one of most promising programs in support to the Kosovo judicial system, Program for the Preparation of future Judges and Prosecutors.

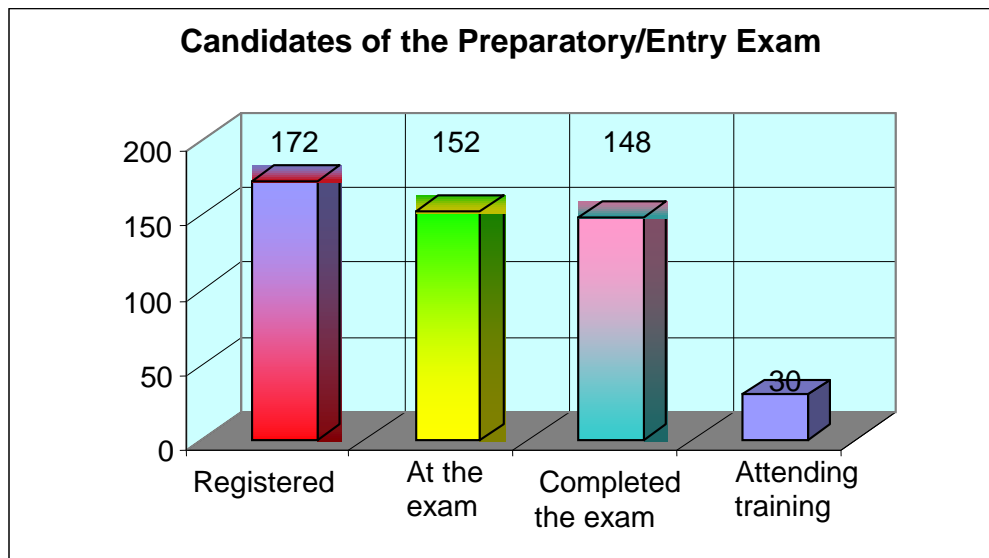
The Initial Legal Education Program (ILEP) developed as follows:

3.2.1 Preparatory/Entry Exam

Law No. 02-L/25 on Establishing the Kosovo Judicial Institute, adopted by the Kosovo Assembly, under the Article 2.1 (a) and (b) and 7, determined that KJI was the main responsible institution for training of potential office holders in judiciary (candidates for judges and prosecutors), and responsible for the assessment and organization of the preparatory/entry exam for judges and prosecutors.

On 02 June 2008, KJI Managing Board approved the composition of the drafting and assessment commission for the Preparatory/Entry Exam with purpose of commencing the preparations for the concrete implementation of the respective exam.

In the first week of June 2008, KJI in close cooperation with the Kosovo Judicial Council published the public announcement inviting the interested candidates to apply for the Preparatory/Entry Exam.



The registration of interested candidates to undergo the preparatory examination started on 12th through 30th of June 2008. During this period of time, 172 candidates were registered, 108 were male and 64 female, 170 of Albanian community, 1 from the Turkish community and 1 from the Gorani community. 113 of the candidates chose the profile of a judge, whereas, 59 have chose the profile of a prosecutor.

On 20-21 June 2008, supported by UNDP, KJI organized the Workshop on drafting the preparatory/entry exam³.

On 10 and 14 July 2008, KJI administered the preparatory/entry exam⁴.

On 28 June 2008, KJI published the final results and the “Report on the Organization, Drafting and Assessment of the Preparatory Exam”.

On 11 September 2008, the candidates were briefed with regard to the aforementioned results. The candidates were provided with detailed information as to the commencement date, time length and schedule of all classes. In addition candidates for judges and prosecutors signed and agreement detailing their obligations during the training program.

3.2.2 Initial Legal Education Program (ILEP)

On the basis of the Law Establishing the KJI, the KJI Bylaws, Framework on the Organization of the Preparatory/Entry Exam and Initial Legal Education Program and the best practices of the countries in the region, candidates for the position of judge and prosecutor can not exercise the respective functions without first undergoing special training courses foreseen within the Initial Legal Education Program. This training program, pursuant to the law, shall be organized and administered by the KJI.

³ Special report was drafted regarding the drafting and implementation of the Preparatory/Entry Exam.

⁴ Report on the Organisation, Drafting and Assessment of the Preparatory Exam for the potential candidates for judges and prosecutors, was published on 28 July 2008 by the Kosovo Judicial Institute.



The ILEP lasts 15 months. It is broken down into three phases. Each class modules covering theoretical and practical training. Phase 1, consisted of a review of all national laws, EU laws, European Convention on Human Rights and other International laws⁵. Phase 1 courses are attended by all candidates together. This phase lasts 6 months. Phase 2 is specialized separate trainings for candidates contain. In phase 3 the candidates will participate in a mentorship program in the court and prosecutors offices (Article 8 of the Law Nr. 02/L-25). This Phase lasts 6 months.

The objective of the aforementioned program is to prepare new generations of judges and prosecutors who are the most educated and highest trained professional in the judiciary.

On 18 September 2008, the solemn ceremony organized by the Kosovo Judicial Institute launched the commencement of the Initial Legal Education Program. This ceremony was attended by Mr. Fatmir Sejdiu, the President of the Kosovo Republic and other state authorities of the Kosovo Republic, leaders of judicial institutions, representatives from the international organizations and embassy's and representatives from other judicial training institutions in the region.

3.2.2.a Modules, Training Calendar and Experts

The Program Council determined the training modules and the training calendar for the Initial Legal Education Program. The training program consisted of 34 training modules, presented during Phase 1 and 2. A number of local and international trainers are engaged to teach the training modules. These modules are drafted using the most advanced techniques applied by other international judicial training institutions. After approval the modules were bound and published as books to all candidates at the commencement of the Initial Legal Education Program.

⁵ See attached the schedule for faze one of ILEP.

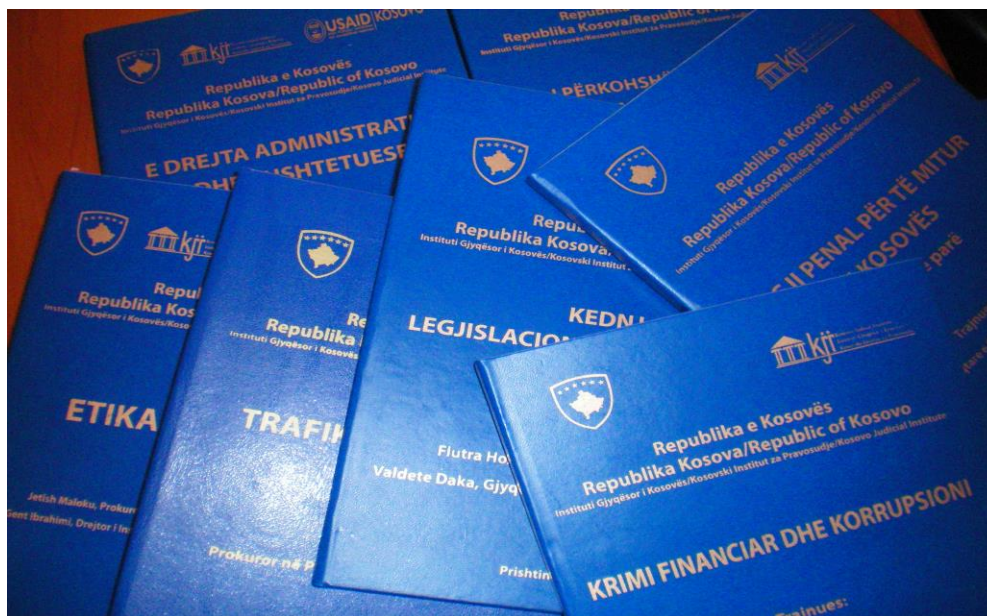
The training schedule for ILEP Phase 1 and 2 was determined to be every Monday, Wednesday and Friday of each week.

3.2.2.b Training of Trainers, Drafting of Modules for the first and second phase of ILEP

On 17 and 18 July 2008, KJI organized a training of trainers' (ToT) event aimed to draft the training modules for the first phase of ILEP. After this training, which was shown to be very productive, the trainers managed to complete the content of all classes and summarize them in special modules, the example of which was taken from the most advanced training institutions in Europe.

A similar training event was also organized on 05 December 2008, dedicated to the second group of trainers that will be engaged during the implementation of the second phase of ILEP, which is planned to commence in 2009.

The purpose of the ToT was to provide the ILEP trainers with the knowledge on how to apply the most advanced drafting and teaching methodologies.



3.2.2.c Organization, Drafting and Implementation of Mid-Term Exams within ILEP

In order to measure the abilities and skills acquired by the candidates during the ILEP, KJI administered a mid-term exam to all candidates.

The exam was drafted by the trainers on 24 November 2008 and administered by KJI on 15, 17 and 19 December 2008. The rules applied during the mid-term exam were the same as the ones applied during the Preparatory/Entry Exam⁶. The standards applied during the drafting, organization, administration and assessment of the mid-term exam were in line with the ones applied by the international training institutions. A mid-term and Final Exam will be drafted

⁶ See the Report on the Organisation and Assessment of the Preparatory Exam.

organized and assessed in every phase of ILEP. The results by the candidates will be submitted to the competent authorities for consideration during the appointment process.



3.3 Training of Trainers

The objective of ToT courses is the application of advanced teaching methodologies by respective trainers and experts. The ToT curriculum within the scope of KJI activities was and remains to be a challenge that requires continuous investment.

During 2008, Kosovo Judicial Institute paid special attention to the ToT activity. Therefore KJI in cooperation with NCSC contractor of USAID organized 1 basic and 1 advanced course training of trainer's course on the Code of Ethics. The beneficiaries of these courses were KJI permanent and part-time trainers.

The purpose of these training courses was to equip the trainers with most advanced teaching techniques, the manner of applying them during their teaching practice, knowledge on drafting modules for the specific training classes and knowledge of delivery methods for a successful presentation.

3.4 Other Training Activities

3.4.1 Roundtable on the Criminal Code of Kosovo

KJI, during 2008 paid special attention to the Criminal Code of Kosovo. 25 round tables were organized to address the troublesome provisions encountered during practical application. These round table discussions identified legal gaps, dilemmas and inconsistent provisions within the Criminal Code of Kosovo. Final conclusions were submitted in the form of recommendations to the Ministry of Justice to amend the Criminal Code of Kosovo.

3.4.2 Management skills of the Court Presidents and Administrators

On 21, 22, 23 and 27, 28, 29 October 2008, Kosovo Judicial Institute in cooperation with NCSC contractor of USAID organized two three-day training sessions under the topic "Management skills of the Court Presidents and Administrators". The objective of these trainings courses was to identify and discuss concrete duties and responsibilities of the court presidents and administrators, development of objectives and team work and the reviewing of objectives and exchange of best practices for the effective court management. Beneficiaries of these courses were presidents and administrators of all courts.

3.4.3 Drafting of Continuous Legal Education Program (CLEP) for 2009

On 8-9 November 2008, KJI supported by UNDP, organized the workshop under the topic "Drafting of Continuous Legal Education Program for 2009". The purpose of this workshop was to conduct the assessment of the 2008 training program, identification of training needs of judges and prosecutors for 2009, review of concrete proposals on the KJI continuous program for 2009 and determine the most advanced teaching techniques to be implemented during the 2009 CLEP. The participants of this workshop were KJI part-time trainers and program staff.

3.4.4 Application of the Anti-discrimination Law

On 18 November 2008, KJI in cooperation with European Roma Rights Centre (ERRC), organized one-day training seminar on the application of the Anti-discrimination Law. The subjects that were treated during this training focused on: EU Law and other International Treaties on Anti-discrimination and other international obligations and instruments relating anti-discrimination including (ECHR) and (ERRC), as well as the application of the Kosovo Anti-discrimination Law.

4. International integration

4.1 Study Visit of the Program Council to the Magistrate School of Albania

On 25-26 September 2008, KJI Program Council members, including the president of the Managing Board, paid an official visit to the Magistrate School of Albania.

The objective of this study visit was to acquire knowledge on the functioning of the Magistrate School of Albania and exchange experiences between two countries in the field of training for judges and prosecutors, with special focus on the Initial Legal Education Program.

4.2. Study Visit to the Council of Europe and National Magistrate School of France

On 12 through 14 November 2008, supported by the Council of Europe, KJI Managing Board and Director paid an official study visit at the Council of Europe and National Magistrate School of France. During the visit the delegation had the chance to closely see the development and functioning of the French Justice System.

4.3. Participation in the Lisbon Network and European Judicial Training Network

During 2008, KJI as an observer actively participated in all annual meetings that were organized by the Lisbon Network and the European Judicial Training Network.

5. Transparency

The KJI ensures regular public and transparent informing on its activities through its web site www.kjijudicial.org. The web site was launched on 22 of September 2008 and it is fully functional and updated in regular bases.

Also during 2008, KJI continued with the publication of its activities. One of the publications among others was the KJI Newsletter, through which provides an overview on all activities implemented by KJI within the respective period.

6. Other activities implemented by the KJI

6.1. Training of KJI Staff

On 21-23 November 2008, supported by the UNDP, the KJI staff attended a training called "The future development and challenges of the Institute". The purpose of this event was to develop professional the skills and team building exercises. Working groups and role playing was used to demonstrate the importance of each person's role at KJI.

6.2. Donor Meetings

In 2008 the KJI organized, every three months, a donor coordination meeting. These meetings were attended by the representatives from: USAID/NCSC, UNDP, Council of Europe, UNICEF, European Commission, OSCE, ABA/ROL, UNMIK, U.S Department of Justice, Kosovo Law Centre, Bearing-Point/USAID, Kosovo Chamber of Advocates, German Office and World Bank. The objective of these meetings was to coordinate and introduce activities in which KJI needed support.

7. Activities implemented with Donors

Implementation of a considerable number of activities within all KJI training programs would have been impossible without the financial and technical support of donors. During 2008 KJI had great support and cooperation with all donors.

7.1 Activities implemented with USAID/NCSC

USAID/NCSC provided constant support to the KJI in the implementation of the training courses within the scope of Continuous Legal Education Program and Initial Legal Education Program, concretely on the organization of:

- Basic and advanced training courses on the Code of Ethics for judges and prosecutors,
- Training of Trainers, of basic and advanced level,
- Training of a group of trainers on the Code of Ethics

- Training on Management Skills of Court Presidents and Administrators.

In addition to, USAID/NCSC provided its support in drafting and presentation of training modules for Initial Legal Education Program, on:

- "Legal opinion writing and reasoning",
- "Constitutional and Administrative Law".

7.2 Activities implemented with UNDP

During 2008, UNDP provided financial support to the KJI in the implementation of different training activities within the Continuous Legal Education Program, Initial Legal Education Program and in the field of publications. Among the implemented activities it is worthy to emphasize:

- Drafting and publication of the KJI Strategic Plan,
- Workshop on drafting of the Preparatory/Entry Exam,
- Drafting of "ECHR module, human rights legislation" (local expert),
- Publication of all modules and legal materials for the Initial Legal Education Program.

In addition to, UNDP provided support also in other areas of the Initial Legal Education Program, through paying a daily allowance for the food to the candidates.

Whereas, within the Continuous Legal Education Program, UNDP provided support for the implementation of the following activities:

- Drafting of the indictment, (several regional courses),
- Protection against domestic violence,
- Civil procedure according to the legal remedies,
- Workshop on drafting of the draft-Continuous Legal Education Program for 2009.

UNDP supported the training activity of the KJI staff.

7.3 Training events organized in cooperation with the Council of Europe

Similar to the years in the past also during 2008, Council of Europe provided its support in the implementation of the training curriculum on the European Convention for the protection of Human Rights and Fundamental Freedoms (4 two-day training courses), the subjects treated were mainly on the Article 5 and 6 of the ECHR and the case law of the European Court of Human Rights in Strasbourg.

7.4 Activities implemented with US-DOJ

Kosovo Judicial Institute in cooperation and supported by the U.S Department of Justice (US-DOJ), implemented the:

- Training courses on pronouncing of decisions relating trafficking in persons cases and similar criminal offences, and
- Training courses on detention on remand.

7.5 Activities implemented with USAID/Bearing Point

USAID/Bearing-Point supported KJI in the implementation of the training courses on the Commercial Law, especially on the subjects relating:

- Law on Trade Marks,
- Law on Arbitration, and
- Law on Business Organizations.

In addition to, USAID/Bearing-Point supported the implementation of the training of trainer's course on drafting of the modules for the Initial Legal Education Program.

7.6 Activities implemented with UNICEF

The UNICEF as well, continued to support KJI in the implementation of special training course on the Juvenile Justice Code. During 2008 were organized several regional training courses, the focus of which was application of measures and sanctions against juveniles, in particular the diversion measures.

7.7 Activities implemented with AER- B&S

European Agency for Reconstruction (European Commission) through the B&S Europe, during 2008, supported KJI in the implementation of the special training courses on the Direction of Financial Crime Investigation (12 day training course) and on Money Laundering and Asset Tracing (10 day training course).

7.8 Activities implemented in cooperation with European Roma Rights Centre (ERRC) supported by the British Embassy in Prishtina

This Centre supported KJI in the organization and implementation of one-day training course on Anti-discrimination Law, this event was delivered by international trainers.

7.9 Support provided by the Organization for Security and Cooperation in Europe (OSCE)-Mission in Kosovo

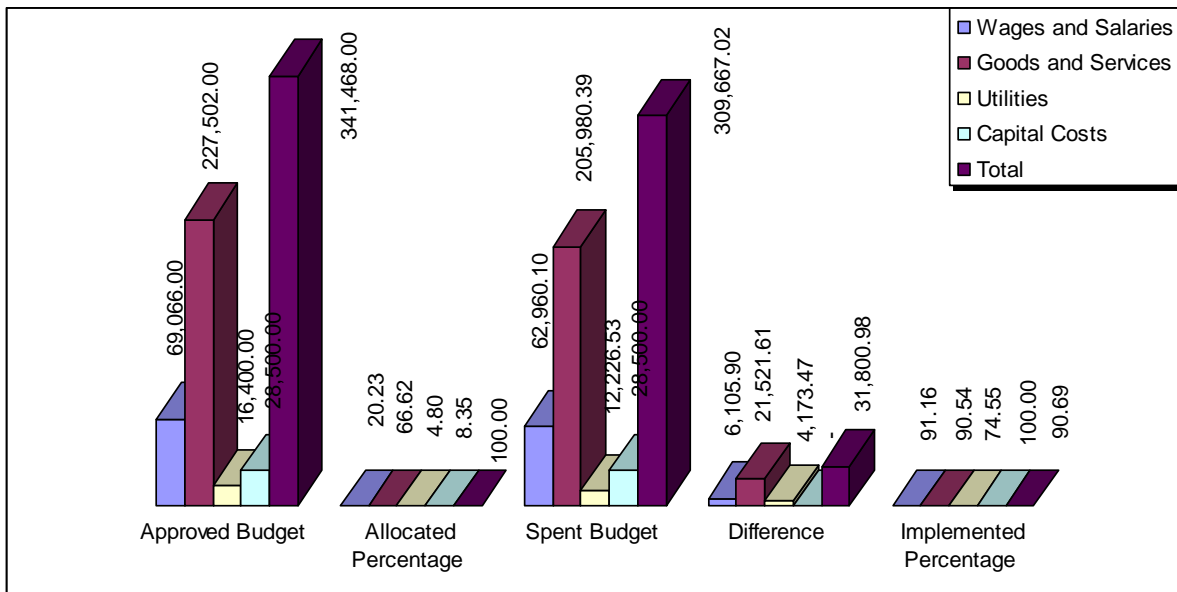
The implementation of KJI functions; in particular implementation of new training programs, during 2008 was supported by the OSCE Mission in Kosovo. The respective support was provided through the appointment of the OSCE Special Advisor to KJI. The OSCE special advisor provided day to day advice, coaching and assisted with the capacity building of the management and administration of the KJI. The OSCE special advisor also helped develop the training curricula and training delivery for continuous and initial training for Kosovo Judges and Prosecutors.

8. Finances/Budget of the Kosovo Judicial Institute

Kosovo Judicial Institute is funded solely through the Kosovo Consolidated Budget. KJI is also supported by donors that help KJI with the implementation of training programs within CLEP, ILEP and field of publications.

In 2008, KJI encountered many financial challenges. In Regulation 2008/13 (Law No. 03/L-013) the budget for all governmental institutions including Kosovo Judicial Institute was approved.

The following is a table which provides an overview report on the spending of the KJI budget divided in the economic categories:



Out of the approved budget by the KJI, the biggest portion falls within the economic category “Goods and Services”. Goods and Services reflect the funding for all KJI activities and programs.

9. Conclusion

The KJI has successfully concluded 2008 in compliance with the annual training program, Strategic Plan, decisions of the Managing Board and other applicable actions.

This year noted a large increase in the number of training activities implemented within KJI’s mandate. The following is a short summary of KJI accomplishments:

- Effective functioning of managing bodies, in particular KJI Managing Board,
- Effective functioning of Program Council,
- Approval of the KJI three year Strategic Plan,
- Increase of the number of various training activities within Continuous Legal Education Program (CLEP),
- Organization and assessment of the Preparatory/Entry Exam for the candidates for judges and prosecutors,

- Commencement of the implementation of the Program for the preparation of future judges and prosecutors of Kosovo (ILEP),
- Organization of special training courses for KJI trainers,
- Launch KJI web site,
- Drafting of the Continuous Legal Education Program for 2009, on the basis of real needs of judges and prosecutors,
- Organization of study visits and training courses for KJI managing bodies and staff,
- Establishment of a mutual relationship with many donors and ensuring of their support for the KJI needs.

2008 marked the beginning of a new chapter in Kosovo and KJI history. Most notably the start of the magistrate school/judicial academy. In 2008 with the assistance of the government of Kosovo and international donors, KJI was able to enter the world of higher education by meeting or exceeding all international standards related to the training of candidates for new judge and prosecutor. KJI also introduced new and modern methodologies to its trainers.

KJI anticipates that 2009 will be just as challenging as 2008. The selection of new judges and prosecutors will undoubtedly create obstacles and opportunity. But if history serves as a lesson and KJI continues to receive the support from the government of Kosovo and international donors, KJI can and will conquer those challenges.

10. Approval of the Report

Based on the article 8.3.d. of the KJI Statute, this Annual Report was approved unanimously from all members of the KJI Board present in the regular meeting on 13 March 2009.

Chief of the KJI Board:

Prof. Dr. Vesel Latifi

11. Annex I.

Training calendar of the activities implemented during the period January – December 2008.

Continuous Legal Education Program	Months											
	I	II	III	IV	V	VI	VII	VIII	IX	X	XI	XII
Law on Inheritance												
Public prosecutor												
Expropriation												
Measures to ensure the presence of the defendant during the Criminal Proceedings												
Family Law of Kosovo												
Investigation												
Contracts												
Evidence in the Criminal Procedure												
Code of Ethics for judges and prosecutors												
Rendering of decisions on the cases involving trafficking in persons and related criminal offences												
European Convention on Fundamental Human Rights and Freedoms, Prishtina Region (two day session)												
Contested procedure – Lawsuits												
Detention on remand												
Covered and technical measures of surveillance and investigation												
Executive Procedure												
Juvenile Justice Code (diversion and educational measures)												
Rendering of decisions on the cases involving trafficking in persons and related criminal offences												
Seminar for Lay-judges												
Simulation – Criminal Law												
The legal conditions for the Acquisition of the Ownership												
Law on Traffic Safety on Roads												
Simulation – Civil Law												
European Convention on Fundamental Human Rights and Freedoms, Prizren Region (two day session)												
Labour Law												
Detention on remand												
Detention on remand (Mitrovica Region)												

Minor Offence Court Judges (minor offence liability)										
Main hearing – Criminal Law										
Contested Procedure (interruption, suspension and termination of the procedure)										
Code of Ethics										
Law on Trade Marks KJI + BP (two day session)										
Heading of the Financial Crime Investigation KJI+ B&S (four day session)										
Seminar for Lay-judges (Peja Region)										
Simulation – Criminal Law										
Commercial Law – Arbitration (two day session)										
Simulation – Civil Law (Prizren Region)										
Juvenile Justice Code KJI+UNICEF (two day session)										
Seminar for Lay-judges										
Possession										
Appeal as ordinary legal remedy										
Witnesses in the Criminal Procedure – types										
Code of Ethics (advanced course)										
European Convention on Fundamental Human Rights and Freedoms, Peja Region (two day session)										
Minor Offence Court Judges (minor offence procedure)										
Juvenile Justice Code KJI+UNICEF										
Juvenile Justice Code KJI+UNICEF										
Juvenile Justice Code KJI+UNICEF										
Training of Trainers – basic course (two day session)										
Code of Ethics										
Drafting of the Indictment (Prishtina Region) KJI+UNDP										
Drafting of the Indictment (Gjilane Region) KJI+UNDP										
Law on Business Organizations (two day session)										
Anti-Money Laundering and Asset Tracing (two week course)										
Regulation on Protection Against Domestic Violence KJI+UNDP										
Civil Law Procedure according to the legal remedies KJI+UNDP										
Seminar for Lay-judges										
Civil Law – Servitudes										
Criminal Law – Statutory limitation										

Initial Legal Education Program													
Determination of Modules and the Training Calendar													
Meetings with KJI trainers concerning their engagement during the Preparatory/Entry Exam and ILEP													
Appointment of KJI experts/trainers													
Training of Trainers, drafting of Modules for the first phase of ILEP													
Public Announcement and registration of candidates for the Preparatory/Entry Exam													
Workshop on drafting of the Preparatory/Entry Exam KJI+UNDP													
Drafting of the Preparatory Exam													
Preparatory/Entry Exam													
Publication of final results and report													
Training of trainers for drafting of Modules for the first and second phase of ILEP													
Solemn ceremony on the commencement of the ILEP													
Training courses for ILEP candidates													
Mid-term exam for the ILEP candidates													
By-laws, Decisions and Directives													
Adoption of the Statute													
Adoption of the Strategic Plan													
Approval of the Activity Timeline for the Preparatory/Entry Exam and Initial Legal Education Program													
Approval of the “Activity Framework on the Organization of the Preparatory/Entry Exam and Initial Legal Education Program”.													
Establishment of the Commission for Drafting and Assessment of the Preparatory/Entry Exam													
Approval of the KJI budget for 2009 by the Managing Board													
Selection of the deputy-chairman of the KJI Managing													
Approval of the Continuous Legal Education Program for 2009													