



## PILON COUNTRY REPORT TEMPLATE

Please return this completed report to the PILON Secretariat ([coordinator@pilonsec.org](mailto:coordinator@pilonsec.org)) by no later than **15 September 2017**, to facilitate timely circulation to all PILON members. Please advise if you do not wish your Country Report to be made available on the PILON website.

During the PILON Annual Meeting, each delegation will be invited to present one or two case studies or key law and justice achievements during the Country Reports session. **Please note this will be strictly limited to ten minutes per delegation.**

During the group discussions on the three PILON strategic priorities (cybercrime, environmental crime and corruption, and sexual and gender-based violence), delegations will have additional opportunity to present on any relevant developments in their jurisdictions.

### **1. Major law and justice sector achievements**

[Countries are encouraged to report on recent developments and achievements in the law and justice sector (e.g. establishment of a new court).]

#### **New Laws:**

1. Penal Code Amendment
2. Island Courts Amendment
3. Tobacco Control Amendment
4. Alcoholic Drinks Amendment

#### **Justice Sector Achievements:**

1. Commitment by the government to establish a new court house
2. Absorption of Lands Courts by the Judiciary from the Lands Department
3. Constitutional Review Consultation
4. Establishment of a National Human Rights Institution

## 2. Significant court decisions

[Countries are encouraged to report on recent court decisions which may be of interest to members.]

1. *R v Fatonuga (2017)* First case to be prosecuted involving persons with disabilities being the victim of a sexual offence.
2. *R v Ielemia (2017)* First corruption case to be prosecuted involving corruption by leaders.

## 3. Significant legal reform

[Countries are encouraged to report on recent legal reform, for example, the review or introduction of important legislation or the accession to a new international treaty.]

1. Establishment of a new standalone legislative framework namely the Child Protection and Welfare Bill 2017 to align Tuvalu's obligations under the Convention on the Rights of the Child (UNCRC).
2. Development of a Child Protection Policy regulated by the Child Protection Bill to provide for better protection of children in educational institutions. This is the only Policy which has an enforcement and liability provision governed by the principal law.
3. Establishment of a National Human Rights Institution Bill by the government to establish an independent body to address grievances of persons whose rights have been infringed, promote and protect human rights and advocate human rights in Tuvalu.

## 4. PILON strategic priorities

[Countries are encouraged to provide an update in relation to the three PILON strategic priorities, on relevant domestic developments (introduction or amendment of legislation, significant court decisions, policies or practices introduced, institutions established), challenges faced, or other observations.]

### (a) Cybercrime -

**1 case involving indecent publication under investigation and prosecution will follow once investigation is concluded.**

### (b) Environmental Crime and Corruption

**Amendment to the Leadership Code underway to provide more concrete powers to the Chief Ombudsman and prosecutorial powers under the Code.**

**Amendment to the Marine Pollution Act to address pollution especially marine pollution.**

**(c) Sexual and Gender-Based Violence**

**Continuous investigation and prosecution of sexual and gender based violence by police and Office of the Attorney-General.**

**5. Significant issues affecting the law and justice sector, and options to address these issues**

[For example, this summary may cover issues including lack of skilled legal practitioners, lack of funding, lack of technical expertise, limited information sharing within the law and justice sector or political instability.]

Nil

**6. Significant initiatives/projects involving the member country and its law and justice sector**

[For example, hosting a workshop, conference, or program.]

Child Protection Project being undertaken by the Office of the Attorney-General.

**7. Technical legal assistance**

[Countries are encouraged to identify main law and justice training priorities or technical assistance needs, as well as any law and justice training or technical assistance that has been provided to the country in the last 12 months.]

Technical assistance in terms of legislative drafting provided by UNICEF to assist drafting of the Child Protection and Welfare Bill 2017 and the Child Welfare Policy.

Technical assistance was also received for the review and drafting of the Marine Resources Act, Marine Pollutions Act etc

Technical assistance received by the People's Lawyers Office from the Office of the Attorney-General Australia.

Internship program between People's Lawyers Office and the Fiji Legal Aid in capacity building and enhancing knowledge and skills in legal practice and case management.

**8. Contact information for key law and justice agencies**

[Including but not limited to: Ministry of Justice, Crown Law Office, Courts, Law Reform Commission, People's Lawyer, Office of Parliamentary Counsel, etc.]

Agency	Key responsibilities	Contact person and position	Phone number and email
Office of the Judiciary	Administration of Justice	Simon Kofe (Senior Magistrate)	<a href="mailto:simonkofe@gmail.com">simonkofe@gmail.com</a> Ph: +688 20837
Office of the People's Lawyer	Providing quality legal representation to the public	Sosefiligaiousmanatu Taukiei (People's Lawyer)	<a href="mailto:filigataukiei@gmail.com">filigataukiei@gmail.com</a> Ph: +688 20730 + 688 20727
Parliament	Ensuring good governance within Parliament and the legislature	Andrew Puga Semeli (Speaker to Parliament)	<a href="mailto:puga.andrew@gmail.com">puga.andrew@gmail.com</a> Ph: +688 20252 +688 20250
Office of the Chief Ombudsman		Saaga Talu (Chief Ombudsman)	<a href="mailto:saagatalu@gmail.com">saagatalu@gmail.com</a> Ph: +688 20738
Office of the Attorney-General		Efren Jogia (Senior Crown Counsel)	<a href="mailto:efrenjogia@gmail.com">efrenjogia@gmail.com</a> Ph: +688 20123 + 688 20823