

PACIFIC JUDICIAL STRENGTHENING INITIATIVE

LEADERSHIP INCENTIVE FUND

COMPLETION REPORT

Project Name: Community Awareness Program

Country: Papua New Guinea

Report by: Mr John Lelegi & Ms Susie Vaieke

Edited by: Mr Gideon Kindiwa

Date: 2 September, 2021





PJSI is funded by the New Zealand Government and implemented by the Federal Court of Australia



Overview

The overall goal of the Community Awareness Program was to inform communities and members of the public about the laws, their rights under the constitution, Gender Equity and Social Inclusion (GESI), and how to access justice if/when their rights are infringed.

The awareness was conducted based on a report on a research survey on Access to Justice conducted in the Hanuabada Community in the National Capital District (NCD) this year. Results obtained from a population sample of 400 people indicates common/shared views on the following:

- 1. Most people in the Hanuabada community do not fully understand the Laws of the country and the Basic Legal Rights and Freedoms of citizens provided by the *National Constitution* of Papua New Guinea.
- 2. There is a greater need for community awareness programs on Laws and the Basic Legal Rights and Freedoms of citizens, as well as non-citizens.

The Community Awareness Program was conducted in six (6) communities within and around the outskirts of Port Moresby between July 22 and August 28, 2021. The communities that were visited included; Wanigela (July 22), Araira (July 30), Bisiatabu (August 5), Vabukori (August 11), Tubusereia (August 18) and the Pacific Adventist University (August 28).

The program was initiated by Papua New Guinea Centre for Judicial Excellence (PNGCJE) and jointly funded by PNGCJE and the Pacific Judicial Strengthening Initiative (PJSI) under the New Zealand Ministry of Foreign Affairs and Trade (NZ – MFAT).

Results

All communities in PNG have their own law-and-order issues that they are dealing with daily. This was what we found out when reaching out to the six (6) communities in the National Capital District and Central Province. Based on questions raised from the participants, every community has its own social problems. The answers are quite simple, yet due to ignorance and lack of information, their seems to be no solution to their problems.

The overall delivery of the Community Awareness Program in the six (6) communities in the last was a success. Positive remarks were received from some communities as the program was informative and timely. The PNGCJE did well in planning and executing the program as seen in the feedback given by participants orally. Most participants commended the effort put into reaching out to them as this was a first-time event for most of them.





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This shows that those who were there to listen to the awareness are now more informed than they were before, and they can be able to make wise and informed decisions concerning their rights.

Inputs & Outputs

The program covered five (5) topics – The Laws, Constitutional Rights and Freedoms of Citizens, Fundamentals of Justice, Access to Justice, and Gender Equality and Social Inclusion.

The method of delivery was mostly oral presentations by the facilitators followed by panel discussions with sessions for questions and answers. The presentation sessions were very interactive in general and the participants were fully engaged in discussions and raised a lot of questions on issues about the topics presented as well as other related topics. The presentations were kept short and precise for participants to understand and follow through without getting distracted. The language used was simple – most legal terminology was avoided – so that the messages presented fully reaches the audience.

Brochures were distributed to the six (6) communities after the conclusion of each program and light refreshments were also provided.

The final program at PAU involved the Chief Justice Sir Gibuma Gibbs Salika who attended and participated. The Chief Justice was interviewed live on stage by PNGCJE Research and Editorial Assistant Mr Gideon Kindiwa.

Presentations on the awareness topics came from a team of facilitators from PNGCJE including the Executive Director Dr John Carey, Deputy Executive Director Mr Sam Kaipu, Program Officer Ms Stacey Levakia-Wali and Research & Publication Manager Ms Debbie Laudiwana.

Dr Carey, Mr Kaipu and Ms Levakia-Wali are senior lawyers by profession and experts in their respective fields with a wealth of experience in different areas of law. Ms. Laudiwana has a professional background in humanities (linguistics) and education (language and literature) and a researcher in gender and social studies.

The moderators in all these awareness programs were PNGCJE Finance Manager Mr Gitu Lago and his Finance Officer Ms Stella Tadies.

Most participants who attended and participated in all these programs were church leaders, community leaders, members of the community and students.







Cross-Cutting Issues

Human rights is a universal concept that applies to all human beings. Every human person is born with rights as a human being and these rights must be protected at all times. As such, the awareness program helped in informing and further developing mindsets to proper understand their rights under the law and how to lawfully enforce those rights.

Discussions on gender, equity, equality and social inclusion was very interesting as most people do not understand the difference between sex and gender, which the former means the biological and physical characteristics of being male or female and the latter means the socially constructed characteristics of males and females. Also, most people do not know the difference between equality and equity, which the former means "sameness" and the latter "fairness". These concepts were fully broken down during the awareness and the participants appreciated learning something new.

Presentations and discussions on gender was mainly led by PNGCJE Research and Publications Manager Ms. Debbie Laudiwana. Members of the audience took part in asking questions and commenting on new things they had learnt in relation to gender.

This program has benefitted members of the six (6) communities that we have visited. Those who attended and participated have a fair understanding of the topics covered and this knowledge will live on with them if they put it into practice and get to continue reeducate themselves. However, other communities out there still need this kind of programs as there is still a wider population still uninformed about these very important concepts.

Lessons learned

Concerns were raised by participants in some communities that church leaders and community leaders are not working in partnership in terms of consultation for such awareness programs due to their own issues and interests. This had an effect on the attendance of people in some communities as we directly consulted churches, but communication between them and the community leaders had issues. As a result, information from the church leaders about the program did not reach more people as expected.

To resolve this issue, it would be more appropriate to involve both the community leaders and church leaders for purposes of consultation for future awareness programs.

Finances

The program was jointly funded by PJSI and PNGCJE. The activity budget estimate was K30,000.00 for payment of main activities of the program such as hire of venue, transport,







refreshments, stationery items, face masks & sanitizers. Total spent on main activities of the program was K29,743.78 which was well within the approved budget.

PNGCJE met other activities separately including costs of clean-up work at Koki, fuel, refreshment for PAU Program, additional cost of transport and incidental allowances for the facilitators and support staff involved in the programs for six (6) weeks totalling over K6,000.00.

Conclusion

The overall delivery of the Community Awareness Program in the six (6) communities in the last six (6) weeks was a success. There is still a greater need for more Community Awareness Program on the Laws and Constitutional Rights and Freedoms of Citizens. The common objective of the program had been achieved.







Annexures:

Annex B: Agendas/materials produced/media articles

1. Media Articles

Article on Post Courier, link: <u>https://postcourier.com.pg/centre-conducts-rights-awareness/</u>

Article on The National, link: <u>https://www.thenational.com.pg/centre-conducts-awareness-on-judicial-process/</u>







2. Reports on PNGCJE Website

Log onto our website: <u>https://pngcje.gov.pg/</u> to view all these reports.

(i) AWARENESS AT KOKI VILLAGE – PORT MORESBY

The Papua New Guinea Centre for Judicial Excellence (PNGCJE) has conducted an awareness program on "Constitutional Rights and Freedoms" and "Access to Justice" at the Koki community in Port Moresby on 22 July 2021.

The purpose of the awareness was to help the ordinary people in the community have an understanding of their constitutional rights and freedoms, and how to access justice through the Courts if their rights are violated or breached.

PNGCJE Executive Director Dr. John Carey, Deputy Executive Director Mr. Sam Kaipu and Program Officer Ms. Stacey Levakia-Wali were the speakers during the awareness, explaining the different types of rights that people have and the process to go about seeking justice if and when their rights are infringed.

Over 200 people attended the program. The large audience did not hinder an interactive session as questions were continuously raised and discussions were held on several different topics, mainly family, marriage and land issues.

Dr. Carey said the PNGCJE's mandate was to design and deliver judicial education training programs for the judges, magistrates, court staff and members of the law and justice sector agencies. However, the public has a greater need in knowing and understanding their basic rights and how to properly access justice through the various systems and processes that are already in place. That is why the PNGCJE took the initiative to seek support from the Pacific Judicial Strengthening Initiative (PJSI) to run the awareness programs.

The awareness was part of a program funded by PJSI which will see awareness programs carried out within six weeks with one awareness each week in six different communities within the National Capital District and the Central Province.



PNGCJE Executive Director Dr. John Carey speaking to the audience at the Koki SDA Church.





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PNGCJE Deputy Executive Director Mr. Sam Kaipu speaking to the audience at the Koki SDA Church.



PNGCJE Program Officer Ms. Stacey Levakia-Wali doing her presentation at the Koki SDA Church.





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The audience inside the Koki SDA Church during the awareness.







(ii) AWARENESS AT TATANA VILLAGE – PORT MORESBY

The Papua New Guinea Centre for Judicial Excellence (PNGCJE) has conducted a second awareness program on "Basic Rights and Fundamentals of Justice" at the Tatana village in Port Moresby on 29 July 2021.

The purpose of the awareness was to help the ordinary people in the community have an understanding of their constitutional rights and freedoms and how to access justice through the courts if their rights are violated or breached.

PNGCJE Executive Director Dr. John Carey and Deputy Executive Director Mr. Sam Kaipu were the main speakers during the awareness, explaining the different types of rights that people have and the process to go about seeking justice if and when their rights are breached.

PNGCJE Deputy Executive Director Mr. Kaipu later said in an interview that, keeping information to oneself does not do any good, but sharing it helps people make the right choices in life. He said the PNGCJE took the initiative to raise community awareness on these issues as people need to know about their basic rights and access to justice, and no one is directly reaching out to the public to give such information freely.

"Information shared gives power and freedom to the people," says Mr. Sam Kaipu.

Over 50 people attended the interactive program where they took part in asking questions and shared experiences on the topics presented.

The awareness was part of a project funded by the Pacific Judicial Strengthening Initiative (PJSI) which will see awareness programs carried out in six different communities within the National Capital District and the Central Province.



PNGCJE Executive Director Dr. John Carey speaking to the audience in the Ariara United Church in Tatana Village.









Members of the Tatana community paying attention to the awareness program.







(iii) AWARENESS AT BISIATABU VILLAGE IN SOGERI – CENTRAL PROVINCE

A third awareness program on "Basic Rights and Fundamentals of Justice" was conducted by the Papua New Guinea Centre for Judicial Excellence at the Bisiatabu village up in the Sogeri mountains in Central Province on 5 August 2021.

The program was presented as a discussion with PNGCJE Finance Officer Ms. Stella Tadies moderating the session and asking questions to PNGCJE Executive Director Dr. John Carey and Deputy Executive Director Mr. Sam Kaipu who were the main speakers.

They explained the different types of Constitutional Rights that people have and the process to go about seeking justice if and when their rights are breached.

Over 50 people attended the program with most being school children from the Bisiatabu Primary School who rushed in to attend the program. The students were so eager to learn about their rights and the basics of accessing justice through the courts.

The awareness was part of a project funded by the Pacific Judicial Strengthening Initiative (PJSI) which will see awareness programs carried out in six different communities within NCD and the Central Province.



PNGCJE Executive Director Dr. John Carey speaking to an audience of mostly school children, at Bisiatabu village in Sogeri, Central Province.









PNGCJE Deputy Executive Director Mr. Sam Kaipu speaking to the audience during the awareness at Bisiatabu village in Sogeri, Central Province.







(iv) AWARENESS AT VABUKORI VILLAGE – PORT MORESBY

The Papua New Guinea Centre for Judicial Excellence (PNGCJE) has conducted another awareness on "Basic Rights and Fundamentals of Justice" which adds to a total of four awareness programs in four weeks.

The awareness was held at the Mahuru Gaudi Memorial United Church in Vabukori village, Port Moresby on 11 August 2021 which saw over 50 people attending and participating in interactive discussions on constitutional rights and freedoms, and how to access justice through the courts.

The program was presented as panel discussion with PNGCJE Finance Officer Ms. Stella Tadies moderating the session and asking questions to the panelists which include PNGCJE Executive Director Dr. John Carey, Deputy Executive Director Mr. Sam Kaipu and Program Officer Ms. Stacey Levakia-Wali.

They explained the different types of Constitutional Rights that people have and the process to go about seeking justice if and when their rights are breached.

"There are different types of rights that we are entitled to, but when exercising these rights, we must ensure that the rights of other people are not infringed," said Dr. Carey.

"There are systems and processes to ensure justice is served and we must always follow these processes to do it the right way," he said.

Many questions have been raised by the community members on law-and-order issues in their community. Some of the major issues mentioned include land rights, social order and the most being the village courts' inefficiency.

Many of the villagers said their Village Court has not been operating and has been inefficient in dealing with day-to-day law and order issues in the community. They said they have nowhere to go to seek justice for issues that can be solved at the village level.

The PNGCJE explained that the Department of Justice and Attorney General (DJAG) has been working on redeveloping the Village Courts and it is the right office to provide a clear answer to that.

The PNGCJE also highlighted the different categories of offences and how to go to the District and National Courts to seek justice if the Village Court is not working, such as summary offences such can be brought to the District Court and human rights cases can be directly registered with the National Court.

Vabukori Village Chairman Mr. Reatau Rau thanked PNGCJE for the initiative.

"Most of our people just live their lives without worrying about the law and how to seek justice though the courts," said Mr. Rau.

"We think that we're not affected, but if we're faced with an issue and need justice, we need to know where to go to get it."

"I am grateful for this awareness and I think we need more of this in our community and other communities as well," he said.

The awareness was part of a project funded by the Pacific Judicial Strengthening Initiative (PJSI) which will see awareness programs carried out in six different communities within NCD and the Central Province. PJSI is funded by the New Zealand Ministry of Foreign Affairs and Trade (NZ MFAT).









PNGCJE Executive Director Dr. John Carey during the awareness at Vabukori Village.



Members of the Vabukori community paying attention to the information given during the awareness.









Members of the community asking questions and participating in the discussions.



Chairman of the Vabukori community Mr. Reatau Rau thanking the PNGCJE for reaching out to his community.







(v) AWARENESS AT TUBUSEREA VILLAGE – CENTRAL PROVINCE

The Papua New Guinea Centre for Judicial Excellence (PNGCJE) has conducted its fifth awareness on "Basic Rights and Fundamentals of Justice" at the Tubuserea Village in Central Province.

The program was held at the Tubuserea United Reform Church on August 18, where villagers attended and participated in interactive discussions on constitutional rights and freedoms and how to access justice through the courts.

PNGCJE Finance Officer Ms. Stella Tadies moderated the session, asking questions to the panelists who were PNGCJE Executive Director Dr. John Carey, Deputy Executive Director Mr. Sam Kaipu and Program Officer Ms. Stacey Levakia-Wali.

The panelists explained the different types of Constitutional Rights that people have and the process to go about seeking justice if and when their rights are infringed.

"There are different types of rights that we are entitled to, but when exercising these rights, we must ensure that the rights of other people are not infringed," said Dr. Carey.

"There are systems and processes to ensure justice is served and we must always follow these processes to do it the right way so that we don't hurt another person when exercising these rights," he said.

The villagers raised so many questions on the systems and processes of the administration of justice. Dr. Carey and the team explained the different categories of offences and how to go to the District and National Courts to seek justice if they are not satisfied with the Village Courts. For instance, summary offences can be brought to the District Court and human rights cases can be directly registered with the National Court.

Tubuserea Village Councilor Mr. Daniel Lohia thanked PNGCJE for the initiative saying the information presented was very important for the community and he would like to see more of such awareness in his village.

"This kind of program is a great need in our community and I would like all of us to attend this, however, most of our people are not aware of this program and haven't attended. But we need more of such awareness to be caried out here so that we know and understand our rights and where to seek help when we're faced with a law-and-order issue."

The awareness was part of a project by the Pacific Judicial Strengthening Initiative (PJSI) which has seen awareness programs carried out in five different communities within NCD and the Central Province. The program will end next week with the last awareness to be conducted at the Pacific Adventist University (PAU) where the Chief Justice Sir Gibuma Gibs Salika will attend. PJSI is funded by the New Zealand Ministry of Foreign Affairs and Trade (NZ MFAT).





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PNGCJE Program Officer Ms. Stacey Levakia-Wali speaking during the awareness in Tubuserea Village.



PNGCJE Executive Director Dr. John Carey speaking during the awareness in Tubuserea Village.



PJSI is funded by the New Zealand Government and implemented by the Federal Court of Australia





(vi) AWARENESS AT PAU – PORT MORESBY

The Papua New Guinea Centre for Judicial Excellence (PNGCJE) has conducted its sixth and final awareness on "Basic Rights and Fundamentals of Justice" at the Pacific Adventist University in Port Moresby.

The program was held at the Koiari Park English Church in PAU on August 28, 2021, which saw nearly 200 people including church members, primary and high school students, and the PAU students and staff.

The highlight of the program was a special interview with the Chief Justice Sir Gibuma Gibbs Salika, who was interviewed by PNGCJE Research and Editorial Assistant Mr. Gideon Kindiwa. The Chief Justice answered questions on basic rights and fundamentals of justice, function of the courts, challenges the courts face, and also talked about his personal life journey and experiences.

"Rights are something you're born with. As a human being, you have rights. Some rights such as qualified rights may only apply to citizens of a nation, but basic human rights and fundamental rights apply to everyone," says the Chief Justice.

Other presentations included introduction from PNGCJE Executive Director Dr. John Carey, Gender Equity and Social Inclusion (GESI) presentation from PNGCJE Research and Publications Manager Ms. Debbie Laudiwana, panel discussion with PNGCJE Deputy Executive Director Mr. Sam Kaipu, Ms. Stacey Levakia-Wali, and Ms. Laudiwana, and a question-and-answer session with all the panelists.

The audience was fully engaged in the interactive discussions as many questions and comments were raised.

The PAU Church and the Academic community were all grateful for the initiative taken by the PNGCJE and PJSI to run the program.



The Chief Justice Sir Gibuma Gibbs Salika being interviewed on stage by PNGCJE Research and Editorial Assistant Mr. Gideon Kindiwa







Annex C: Budget Acquittal

1. Budget Estimate Approved by PJSI.

				Sub total	4 Stationery	3 Venue Hire	2 Catering	1 Vehicle Hire	No. Particulars	1	
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2. Payment Advice for Clean-Up Work - Koki.



Papua New Guines

NATIONAL JUDICIAL STAFF SERVICE

Finance Division

P O Box 7018 BOROKO National Capital District

Telephone: 311 2710 Facsimile: 323 1081 Email: Hanguali@pngjudiciary.gov.pg

REMITTANCE ADVICE

30th July, 2021

Janet Roah SDA Womens Group C/- Koki SDA Church KOKI NCD

Date	Reference	Description	Amount
30.07.21	210721001	Payment for area cleaning for Community Awareness on Law and Legal rights and Fundamental of Justice. Bank Reference (EFT) # 00481236 NJSS Creditor: 30/07/2021	250.00
		Payment Amount PGK:	250.00

The Total Amount has been transferred direct to your bank Account

Bank Name: Westpac BSB No: 038006 Account No: 6003571149 Amount: K 250.00 Date: 30/07/2021

National Judicial Staff Services, P.O Box 7018, BOROKO, NCD. Email: accounts@pngjudiciary.gov.pg





Batch Payment Summary Report

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3. Payment Advice for all the Hired Venues

Koki SDA Church - Koki

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Value Date 26/07/2021

Beneficiary Name Koki SDA Church

PGK

Amount

FX Amount 550.00

AUD Amount 216.29

Payment ID Inv 21001

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Authorised Signing Officer's Signature

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Vabukori United Church - Vabukori

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Tubuserea United Church - Tubuserea

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Annex D: List of participants (name, gender, position)

Special attendance:

Chief Justice Sir Gibuma Gibbs Salika, GCL, KBE, CSM, OBE

Facilitators:

- 1. Dr. John Carey, JP, PhD Executive Director, PNGCJE
- 2. Mr. Sam Kaipu, OBE Deputy Executive Director, PNGCJE
- 3. Ms. Debbie Laudiwana, Research and Publications Manager, PNGCJE
- 4. Ms. Stacey Levakia-Wali Program Officer PCJE, PNGCJE

Moderators:

- 1. Mr. Gitu Lago Finance Manager, PNGCJE
- 2. Ms. Stella Tadies Finance Officer, PNGCJE
- 3. Mr. Gideon Kindiwa Research and Editorial Assistant, PNGCJE

Support staff – Drivers, Admin Assistants, etc.

The Attendees:

The people who attended the programs come from various walks of life and age groups. These include: Church leaders, community leaders, church members, community members, primary and high school students, college and university students, public servants, private business owners, subsistence farmers, fishermen, etc.







Annex E: Monitoring & Evaluation Framework

This framework sets guidelines for reporting programs which are to be used as reference for improvement and in monitoring and evaluation. The framework is listed below:

- 1. Program Objective
- 2. Background Information
- 3. Venues and Dates
- 4. Facilitators and Participants
- 5. Methodology
- 6. Budget/Expenditure
- 7. Highlights
- 8. Lessons Learnt
- 9. Recommendation
- 10. Conclusion



