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JUSTICE SECTOR TRAINING, RESEARCH & COORDINATION PLUS PROGRAM

Rule of Law Systems: Country Analysis

January 11 – 13, 2022

Organized by:
University of South Carolina
Rule of Law Collaborative

Virtual Platform:
Blackboard Collaborate Ultra

Participants will receive instructions regarding access closer to the dates of the program.

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Rule of Law Collaborative
U.S. DEPARTMENT OF STATE (INL)
JUSTRAC+ Workshop-Rule of Law Systems: Country Analysis

Course Objectives

This workshop will focus on the analytical process preceding development of rule of law interventions. Program participants will learn and practice applying key skills necessary for development of strong, meaningful, and effective projects. Course content will focus on understanding country context and justice systems from an interdependent perspective to help participants develop better programming decisions. Participants will learn how to map, analyze, and understand key features of a country's justice system—including legal frameworks, institutions, and formal and informal actors—as a way to better identify context-specific interventions and opportunities. Participants will hone critical thinking skills and explore the breadth and depth of holistic justice systems. Participants will also learn key tools and problem-solving approaches to help them collect useful information. Participants will become familiar with varying perspectives on assessment, modalities for information collection, and linkages between problem analysis and project design. Finally, participants will have opportunities to practice the skills they learn in an interactive country analysis module.

The program will occur over three days; participants will learn through a mix of interactive lecture, practical hypothetical exercises, office hours, and small-group discussion of a sample context map developed by the participant. The course is limited to 25 participants to promote interaction. The course involves a moderate amount of work outside of instructor-led sessions and, in registering, participants are agreeing to attend all sessions and to complete assignments, including the preparation of a program design.

Prior to the first day, participants will choose a country/jurisdiction they wish to work on. Because participants will start mapping exercises in the first session, participants should do preliminary research before the workshop. Useful steps include consulting the JusTRAC Knowledge Portal (sign up instructions available on the workshop event page, https://justrac.org/justrac_offerings/rule-of-law-systems-country-analysis-workshop-4/) and reviewing available country information on NYU's Global Lex site (https://www.nyulawglobal.org/globalex/#) or other assessments participants have access to. If a participant's work is global or regional in nature, please choose just one country for purposes of this workshop.

DAY ONE   "THINKING"

Morning Session, January 11, 2022

9:15AM – 9:30AM   **TECHNOLOGY CHECK**

Participants will be able to sign on to the platform and, if necessary, receive help or a brief introduction to the platform to mitigate any technology issues.

9:30AM – 9:45AM   **INTRODUCTIONS AND WELCOME**

Instructors will provide a summary of ROLC and the JUSTRAC+ Program as well as the agenda, ground rules, and logistics for the seminar.

9:45AM – 11:15AM   **THINKING ABOUT JUSTICE, HOLISTICALLY**

This session will be conducted synchronously ("live" online). This session will introduce a holistic justice system model that will be referred to throughout the rest of the workshop. Particular attention will be paid to the interconnected nature of a justice system. Participants will also be introduced to context mapping as a tool of justice system assessment and program design and build on that review to clarify reform goals, entry points, and related concerns using context maps. Participants will learn how to map processes, institutions, and groups of people within a justice system and explore the relationships between them. Participants will create their own maps with particular focus on their reform "targets," and relevant interactions, incentives, inputs, outputs, etc.

Learning objectives
- Participants will learn how laws, institutions, processes, people, and civil society organizations are interrelated in a justice sector context.

Resources
- Asynchronous Learning Module "Key Steps to Conduct A Training Needs Assessment"

Afternoon Session, January 11, 2022

2:00PM – 3:30PM   **THINKING ABOUT LAW, COMPARATIVELY**

This session will focus on the question of law as it relates to assessing a justice system. Participants will discuss rule of law definitions; discussions and exercises will engage participants to distinguish between common and civil law. Participants will review and discuss comparative criminal and civil law and resulting system attributes that can be entry points or obstacles to reform. Instructors will introduce the political nature of rule of law and rule of law reform, including discussing justice system core values.

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Participants will learn to understand and contextualize justice system problems. Issues arising from the globalization of law, hybrid models, and technology "disruption" will also be discussed. Participants will learn how to collect information that can feed into design analysis, such as "root cause analysis." Participants will also be introduced to the concept of iterative programming and discuss how that process might be applied to programmatic problem solving.

Learning Objectives

- Participants will understand the basic differences between Civil and Common Law and "hybrid" legal systems.

Resources

- Country Context Map

HOMEWORK: **OVERNIGHT ASSIGNMENT**

Participants will develop a country context map, employing the tools and skills learned during Day One.

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DAY TWO "MAPPING"

Morning Session, January 12, 2022

9:30AM – 9:45AM **INTRODUCTIONS AND BRIEF ASSIGNMENT REVIEW**

Overview of agenda and brief review of Day One content and homework.

9:45AM - 11:15AM **MAPPING JUSTICE SYSTEMS, PART 1**

This session will cover the basics of justice sector mapping, including thinking about institutions, identifying institutional "chains," and inter-institutional accountability webs. Special attention will be paid to understanding and working in complex systems. Participants will learn how legal frameworks interact with the rest of the justice system in strengthening the rule of law and will identify the role of stakeholders in the legal drafting and promulgation process. A practical exercise during this session will allow students to explore how laws affect justice institutions and the people who work in them.

Learning objectives
- Participants will construct a refined system map for their country of focus.

Resources
- Country Context Map

Afternoon Session, January 12, 2022

2:00PM - 3:30PM **MAPPING JUSTICE SYSTEMS, PART 2**

Discussion of mapping justice system dynamics will expand into professional education and preparation. Participants will explore comprehensive education paths of justice officials and the role of continuing education. Participants will discuss common problems in rule of law programs use of training.

Participants will also discuss the role of citizens in the system, exploring how citizens conceive their obligations towards participation and oversight. This session will explore existing or possible tools for better understanding citizen perception and buy-in.

Learning objectives
- Participants will construct a "lifetime-of-learning" map for their country.

Resources
- Lifetime of Learning Map

HOMEWORK: **OVERNIGHT ASSIGNMENT**

Participants will Day Two content to construct a lifetime-of-learning map.

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Day Three   **"Organizing"**

Morning Session, January 13, 2022

9:30AM – 11:00 AM   PULLING IT ALL TOGETHER

Beginning with a review of concepts covered in Days One and Two, participants will discuss complicating issues, such as corruption and political "will." Specific techniques and approaches, such as political and social networking mapping, will be summarized and discussed. Participants will discuss the role culture plays in assessment and access to information. Instructor will issue directions for the workshopping process during the rest of the day.

Learning objectives
- Participants will understand approaches to address complicating factors, such as corruption and political "will."

Resources
- N/A

11:30PM – 1:45PM   OFFICE HOURS

Participants will have an opportunity to engage ROLC faculty instructors on an individual basis to pose questions, seek clarification, or grapple with a problem.

11:30-12:15   LAST NAMES A-H

12:15-1:00   LAST NAMES I-P

1:00-1:45   LAST NAMES Q-Z

Afternoon Session, January 13, 2022

2:00 PM – 3:30 PM   COUNTRY ANALYSIS WORKSHOP

In small groups, participants will present their country analysis to a ROLC subject matter expert and a group of their fellow participants. ROLC experts and course colleagues will offer feedback, suggestions, and ideas for refinement.

Learning objectives
- Participant will present their context and lifetime of learning maps.

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