



# Reinforcing the rule of law: Developing the capacities of the judiciary in Yemen

2 Workshop with Yemen Judiciary and Ministry of Justice  
6 and 7<sup>th</sup> October 2020 – via Zoom

*2:00 pm to 6:30 pm Yemen,  
13h00 -17h30 Paris  
7:00 am – 11h30 - East cost*



## The Project

The objective of this project is to support judicial capacity, institutional coordination and effectiveness of the Yemeni judicial system. The project will provide support to the Government of Yemen (GoY) in identifying key challenges and opportunities in this field, reflecting the conflict context and aiming to anticipate on the post-conflict situation. This will be carried out through workshops and training courses along with the elaboration of a Strategic Guidance document, in coordination with the Ministry of Justice.

## Workshops Objectives

As part of the project component Enhancing judicial capacities and integrity 2 workshops would be organized in October 2020

Workshop 1: As part of component 2.2.

*Workshop to create a dialogue to bring different stakeholders together and facilitate the preparation of a framework on the future structure of the judiciary*

*The workshop will discuss the different potential format of the structure of the judiciary based on an inclusive approach of all judicial stakeholders i.e. Judges, Prosecutors, Lawyers and academic.*

One of the tools identified for a better judiciary in OECD countries is the Code of Conduct for judges and prosecutors, furthermore it should include guidelines on the relationship between the up-mentioned stakeholders.

Workshop 2: As part of component 2.3

*The workshop will build on discussions from the workshop and advisory session organised in 2015 with the support of a number of international peers from Ireland, France and the Netherlands and which addressed matters such as the need for judges to uphold and promote the independence, integrity, and impartiality of the judiciary, and provided advice on how to avoid conflicts of interest and the appearance of impropriety.*

As the two subjects supplement each other these 2 workshop will be held on 2 days (one day per subject) with the same participants as both subjects require high level representation from the Yemen Judiciary.

List of proposed participants from Yemen:

- 1- H.E. Hamoud Al-Hitar, President of the Supreme Court (or a representative of the Supreme court)
- 2- Judge Fahim Alhadramy, President of Aden Court of Appeal
- 3- Judge Sabah Elwani, President of the judges Club
- 4- First Attorney General Ali Atboush Awad Mohamed
- 5- Judge Ekram Aidarous, Member of the supreme court
- 6- Judge Halah Sultan Al-Qershy
- 7- Dr Mohamed Saleh Mohsen Moqbel, Dean of Aden Law School.

Expert:

- 1- Colette Rausch, international expert on judicial Ethics and conduct in time of conflict
- 2- Manal Omar, international expert on conflict zone and institutional dialogue

# AGENDA

Day 1 – 6<sup>th</sup> of October

12:45 -13:00 **Connection and testing**

13:00 -13:30

**Opening remarks**

- H.E. Hamoud Al-Hitar, President of the Supreme Court
- Mr Amr Soliman, Policy Analyst – Projects Manager for Yemen - OECD

13:30 – 14:30

**Existing dialogue on the structure of the Judiciary:** This session will focus on clarifying how the participants envision the structure of a post-conflict justice system in Yemen

- presentation by the represented institutions:
  - President Of the court
  - Minister of Justice
  - General Prosecution
  - Woman in the Judiciary
  - Lawyers
  - Academia

14:30 -15:00

**Open Discussion and short break**

**Presentation of good practices on judicial stakeholders dialogue mechanisms and policy tools :**

15:00 -15:45

- Good practices and lessons learned from other countries
- Judicial coordination to re-build dialogue
- Inclusion of local justice entities and new *de facto* justice stakeholders (e.g. tribal leaders, religious leaders) in post-conflict countries and the related challenges
- How to develop dialogue policies and tools?
- Case studies: Iraq, Libya and Afghanistan

15:45 -16:30 **Open discussion**

16:30 -17:30

**Identification of challenges and priorities for Yemen's justice stakeholders to develop mechanisms and policy tools on dialogue between stakeholders and tentatively identify a potential structure of the judiciary.**

17h30

**Wrap up closing:**

# AGENDA

Day 2 – 7<sup>th</sup> of October

12:45 -13:00 **Connection and testing**

13:00 -13:30 **Opening remarks**

13:30 – 14:30 **Presentation of the current Yemeni code of conduct for judges and prosecutors**  
– President Of the court

14:30 -15:00 **Open Discussion and short break**

15:00 -15:45 **Presentation of international standards related to judicial accountability:**  
– Good practices and lessons learned from other countries  
– Independence of the judiciary  
– Relationship between the judiciary and the executive  
– Case studies and country example from Iraq, Libya and Afghanistan

15:45 -16:30 **Open discussion**

16:30 -17:30 **Identification of challenges and priorities and recommendations for amendments if needed**

17:30 **Wrap up and closing**  
H.E. Hamoud Al-Hitar, President of the Supreme Court  
Miriam Allam, Head of the MENA-OECD Governance Programme

## The OECD

The Organisation for Economic Co-operation and Development (OECD) is an international body that promotes policies to improve the economic and social well-being of people around the world. It is made up of 36 member countries, a secretariat in Paris, and a committee, drawn from experts from government and other fields, for each work area covered by the Organisation. The OECD provides a forum in which governments can work together to share experiences and seek solutions to common problems. We collaborate with governments to understand what drives economic, social and environmental change. We measure productivity and global flows of trade and investment.

## The MENA-OECD Governance Programme

The MENA-OECD Governance Programme is a strategic partnership between MENA and OECD countries to share knowledge and expertise, with a view of disseminating standards and principles of good governance that support the ongoing process of reform in the MENA region. The Programme strengthens collaboration with the most relevant multilateral initiatives currently underway in the region. In particular, the Programme supports the implementation of the G7 Deauville Partnership and assists governments in meeting the eligibility criteria to become a member of the Open Government Partnership. Through these initiatives, the Programme acts as a leading advocate of managing ongoing public governance reforms in the MENA region. The Programme provides a sustainable structure for regional policy dialogue as well as for country specific projects. These projects correspond to the commitment of MENA governments to implement public sector reforms in view of unlocking social and economic development and of meeting citizens' growing expectations in terms of quality services, inclusive policy making and transparency.

# CONTACT

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