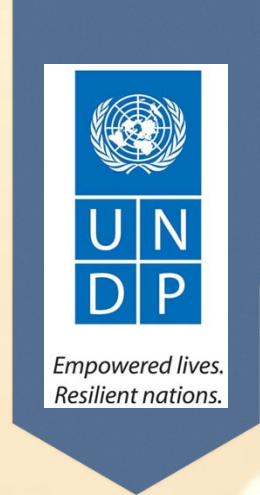


# UNDP KYRGYZ REPUBLIC



## Programme duration:

2014-2017 (4 years)

## Programme Budget:

USD 5.7 million

## Donors:

UNDP (BPPC), European Union, Ministry for Foreign Affairs of Finland, UK Ministry of Foreign Affairs, United Nations Peace Building Support Office/PBF

## Projects:

- Support to operationalisation of the Constitutional Chamber of the Supreme Court of the Kyrgyz Republic (**European Union**);
- Widening Access to Justice for Legal Empowerment in the Kyrgyz Republic (**Ministry for Foreign Affairs of Finland**);
- Enhancing the democratic rule of law to promote peace and stability in the Kyrgyz Republic (**British Embassy Bishkek**);
- Improving the rule of law and access to justice for sustainable peace (**United Nations Peace Building Support Office/PBF**).



## RULE OF LAW & HUMAN RIGHTS PROGRAMME

“WE ARE SLAVES OF THE LAWS IN ORDER TO BE FREE” (CICERO)



*"Enhancing Democratic Rule of Law and Preventing Conflict in the Kyrgyz Republic" Programme (UNDP Kyrgyzstan Rule of Law Programme) is a comprehensive rule of law programme designed to build capacity of justice and security actors to better implement laws, conduct oversight of government and security services, combat corruption, provide service delivery and security and provide citizens and most vulnerable groups access to justice, community security and legal empowerment.*

*Conflict prevention, recovery and early warning are key components of the rule of law programme, especially in communities within the Kyrgyz Republic that suffered violence in 2010 and those prone to continuing inter-ethnic disputes.*

*The overarching result of the programme is determined in the UNDAF/CPD outcome #3: "By 2016, national and local authorities apply rule of law and civic engagement principles in provision of services with active participation of civil society".*



## MAJOR RESULTS OF THE PROGRAMME IN 2015:

- Supported legislative drafting process under judicial reform led by the Office of the President;
- Assisted Constitutional chamber to strengthen its capacity to accomplish its mission and improve institutional performance ;
- Ensured greater civic engagement in state budget planning;
- Assisted in setting up of the legal database of Ministry of Justice, available free of charge to the population of the Kyrgyz Republic;
- Helped Public Advisory Councils in creation of their web-site, peer to peer capacity development program;
- Developed institutional capacity of Chamber of Accounts and Ombudsman Institute to strengthen their watchdog and accountability monitoring functions;
- Prepared health and education sector corruption risk assessment reports;
- Facilitated setting up of the anti-corruption coordination platform among state agencies under aegis of General Prosecutor;
- Facilitated monitoring of the implementation of the Gender Strategy;
- Supported legislation revision in the area of combating domestic violence and state-guaranteed legal and its Action Plan;
- Coordination Council and working groups established for development of implementation plans for draft laws within judicial reform.

# WE AND OUR PARTNERS



Mr. Alexander Avanesov,  
UN Resident  
Coordinator  
UNDP Resident  
Representative  
in the Kyrgyz  
Republic



Mr. Cesare de Montis,  
Head of the EU Delegation to the  
Kyrgyz Republic, Ambassador



Ms. Laura Reinilä,  
Ministry for Foreign  
Affairs of Finland

Current RoL programme includes 4 projects with the annual budget of \$ 3.5 million (in 2015), with additional projects in pipeline. These projects cover various aspects of rule of law in the Kyrgyz Republic and to date have made a considerable impact in the areas of anti-corruption, budget transparency, human rights, judicial reform, constitutional justice and good governance.

Mr. Robin Ord-Smith,  
Her Majesty's  
Ambassador to the  
Kyrgyz Republic



**Support to  
operationalisation  
of the Constitutional  
Chamber of the Supreme  
Court of the Kyrgyz  
Republic**

**Total project budget:** 1.2 mln Euro

**Duration:** November 2013-November 2015

**Donor:** European Union

**Objective:** The Project intends to help the Constitutional Chamber of the Kyrgyz Republic (*hereinafter referred to as the CC*) in the difficult period of its history to smoothly operationalise (*without failures, violations and time breaks*); to develop high quality performance procedures thereby creating a trusted organisation that accomplishes its mission as the final authority and guarantor of the Constitution and compliance with the Law.



## PROJECT ACTIVITIES/ACHIEVEMENTS TO DATE:

- The EU and UNDP initiative has become instrumental in creation of enabling environment for the smooth operationalisation of the Constitutional Chamber (CC) of Kyrgyzstan and establishment of new tradition of constitutional justice;
- It contributed to the establishment of better legal framework for the CC through addressing vagueness in the law and legal proceedings; improvement of organisational arrangements of the institution; increased its budgetary independence; raised awareness among key political actors, state institutions and media on the role and functions of the CC, facilitated the support from representatives of the legal community, NGOs, universities, and launched amicus curiae movement;
- Significant progress was made in building the capacity of the CC and improvement of in-house expertise: during one year and a half 20 court-tailored trainings were conducted, some of them were conducted with the support of the Venice Commission. In total, 43 international experts and practitioners from the European constitutional courts shared their knowledge and practice with the judges and staff of the Kyrgyz CC. Four study visits were organised to explore the best international practice of constitutional justice of Germany, Austria, European Court on Human Rights, Spain, Latvia, Moldova and Turkey. By provision of accelerated training and re-training the project increased capacity of judges and staff of the CC, contributed to the implementation of international standards and covenants in the national practice;
- The transparency of the activities of the CC was improved, from a fully “buttoned up” organization the Chamber has gradually transformed into more an open and transparent institution, it has own fully operational web-site ([www.constpalata.kg](http://www.constpalata.kg)), decisions of the CC are published in Bulletin and made publicly available for the society, in 2015 it presented its first Annual Report to the public. The first baseline / perception survey on CC’s roles and functions and level of people’s awareness was conducted with the purpose to serve as a baseline for further comparative analysis, and as a feedback mechanism between CC and society.
- The EU and UNDP assisted the CC to draft its Mid-Term Development Strategy until 2020. The Strategy was adopted in 2015 and set clear goals, objectives and vectors of further development of the organisation.



*The project is financed by the European Union and implemented by the UNDP*



*Empowered lives.  
Resilient nations.*

## Widening Access to Justice for Legal Empowerment in the Kyrgyz Republic

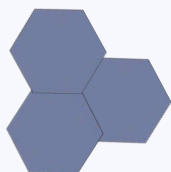
**Total project budget:** 2 mln Euro

**Duration:** January 2014 – June 2018

**Donor:** Ministry for Foreign Affairs of Finland

**Objective:** Promote legal empowerment of the disadvantaged groups and vulnerable population in the Kyrgyz Republic with a focus on rural women, children and youth at risk, persons with disabilities and improvement of their access to justice and legal aid in compliance with international human rights standards and recommendations.

5



### PROJECT ACTIVITIES/ACHIEVEMENTS TO DATE:

- Assessment for vulnerable groups revealed the main obstacles to access to justice are poor legal knowledge, lack of access to a qualified lawyer, allegations of lack of fair procedures in court and by justice institutions as well as lack of enforcement of court decisions. 4 regional resource centres in Nookat and Kenesh AAs of Osh province and Burana and Kyzyl-Octyabr' AAs of Chui province were established to provide citizens of the pilot regions with free legal aid;
- The project supported Ministry of Justice (MoJ) in development of the new draft law on free legal aid and Ministry of Social Development (MoSD) in revision of the law on domestic violence. An innovative interactive quest "Equal rights-general success" was developed to promote new draft law on protection from domestic violence. Round tables to promote ratification process of the UN Convention on the Rights of PwDs were organised in all 7 provinces. 100 organisations, civil society activists and local authorities signed an appeal to the Zhogorku Kenesh with request to ratify the Convention;
- To improve accessibility of courts, there have been constructed ramps in 3 court buildings in Osh and 1 district court building in Bishkek. Free legal aid was provided by the legal clinic Adilet in 2014: verbal consultations - 1326, assistance in preparing legal documents – 527, legal representation – 74. 2 public awareness campaigns «I exist. I know my rights. From heart to heart» were held in Chui and Osh provinces with participation of over 1000 PwDs. Also the project supported MoJ in developing Strategy on raising legal culture for 2015-2018. Research to assess the level of legal culture of the society was conducted. Draft strategy with the action plan were developed;
- Employees of all 15 residential institutions of KR were trained on minimal standards for provision of socio-legal services. MoSD together with Ombudsman Institution monitored implementation of minimal standards in all residential institutions and measures were taken to address the issues revealed;
- A campaign to raise awareness on importance of identity documents as a prerequisite for realisation of human rights was held. Business processes for 7 services of ZAGS on identity registration were aligned with the State Registration Service's newly created standards of delivery. MoJ central database on legal and policy framework was modernised and information on the database disseminated (videos and 16000 posters).



*The project "Widening access to justice for legal empowerment in the KR" supported by Ministry for Foreign Affairs of Finland*





**Enhancing The  
Democratic Rule Of  
Law To Promote  
Peace And Stability  
In The Kyrgyz  
Republic**

**Total project budget:** 1.090.000 \$

**Duration:** April 2015 – March 2016

**Donor:** British Embassy Bishkek

**Objective:** Increase the capacity of state authorities to guarantee the effective implementation of rule of law reforms by providing strategic advice and planning; training and empowering professional staff to take leadership in promoting and sustaining reforms; enhancing relationships and building consensus among key stakeholders, including Members of Parliament, judges, court personnel, lawyers, the general public and civil society representatives on the need for an empowered, independent and accountable judiciary. The improved delivery of Rule of Law services, though laws not having a declaratory but a practical effect is essential in building peace and stability in the Kyrgyz Republic.

**PROJECT ACTIVITIES/ACHIEVEMENTS TO DATE:**

- June 29th, 2015 Decree of the Prime Minister establishing Coordination council and its secretariat on the development of implementation plans for a package of the draft laws within the judiciary reform process, assigning the UNDP to play the key role in coordinating the overall process on behalf of the international donor community;
- Within the work of the Coordination council, for the first time in the legislative history of Kyrgyzstan, expert working groups have developed preliminary draft implementation plans for the following set of progressive and innovative laws: new editions of the Criminal, Criminal procedure, Criminal executive, Civil procedural code, Code on administrative offences, laws on "Enforcement procedures and status of court bailiffs," "Guaranteed state legal aid, as well as laws on improving accountability of the judges.
- To ensure sustainability of the reform process, the project has developed and presented special financial assessment methodology. The methodology was successfully tested in the assessment of the aforementioned laws and has revealed that their implementation will cost the government approximately 40 \$ million.
- The project is currently working on the process of making the financial assessment methodology as one of the obligatory forms of expertise in developing new legal initiatives by the country's law makers;
- Provision of number of mandatory expertise (anticorruption, legal, human rights and linguistic) to 13 draft laws, including but not limited to the new editions of the Criminal, Criminal procedure, Criminal executive, Civil procedural code, Code on administrative offences, laws on "Enforcement procedures and status of court bailiffs," "Guaranteed state legal aid," as well as laws on increasing the accountability of the judges."
- To promote public awareness on the ongoing judiciary reform, the project has launched large-scale information campaign with following achievements to date; special column "Judiciary Reform" on the basis of AkiPress news agency, pages in social media channels, series of discussions and talk shows on national and regional radio as well as TV channels.
- Series of public events organised by the project:
  - Public hearings on the package of draft laws were conducted in both Bishkek and Osh cities;
  - Presentation of the key novelties within the laws to civil society institutions based in the regions;
  - First meeting of the Coordination council and of the working groups held in Issyk-Kul, July 1-4, 2015.



*UNDP project on "Enhancing democratic rule of law to promote peace and stability in the Kyrgyz Republic", supported by the British Embassy Bishkek*



Empowered lives.  
Resilient nations.

## Improving the Rule of Law and Access to Justice for Sustainable Peace

**Total project budget:** 1.027.000 \$

**Duration:** January 2014 – June 2016

**Donor:** UNPBSO/PBF

**Objective:** The major purpose of this project is to build a foundation for sustainable peace in the Kyrgyz Republic through strengthening the rule of law and equitable access to justice. To achieve this a range of activities will be held under annual work plan 2015 focusing on capacity building of key national institutions in the area of rule of law, including Parliament, President's Office, Supreme Court, Ombudsman Institute, Public Advisory Councils, Ministry of Justice, State Personal Service, Bar Association and free legal aid lawyers to better address issues of conflict prevention, peace building and justice administration.

7



### PROJECT ACTIVITIES/ACHIEVEMENTS TO DATE:

- Support to the successful implementation of the judicial reform through the drafting, public discussions and adoption of key laws in this field, including laws and policies in the field of criminal justice, non - discrimination and human rights that are updated and amended in accordance with the Constitution of the Kyrgyz Republic, international standards on human rights and UN mechanisms' recommendations on human rights;
- The set of laws, reforming judiciary/justice system, to enforce peaceful and fair resolution of citizen's disputes and improve their access to justice, was passed in the 1st reading in the Parliament committees. These laws were finalised with support of UNDP experts, taking into account international human rights standards, principles of civic engagement and UPR recommendations. UNDP also rendered assistance to the drafting process of 2-year National Action Plan for the implementation of UNSC Resolution 1325, enhancing the role of women in promoting peace and security. To ensure checks and balances system, the oversight function of the Legislative (Parliament) over Executive was enhanced through development of reporting guidelines of several Government agencies to the Parliament;
- To enhance CSO's capacity in monitoring the accountability and transparency of state agencies, UNDP trained 230 members of 15 newly elected Public Councils under relevant ministries/agencies and will continue this work for the rest;
- The project also focused on building sustainable base for the delivery of free legal aid on criminal and civil cases, through supporting development of the Ministry of Justice's strategy on legal education and raising the legal culture of citizens; drafting of regulations of the Bar Council, its Ethics Commission, formation of territorial Bar Associations in provinces; and launching of pilot pro bono initiative in Bishkek. The actual delivery of free legal aid and advocacy of the rights of citizens in pilot localities is being prepared with Bar Association.



*Joints project of UNDP and United Nations Peace Building Support Office/Peace Building Fund*

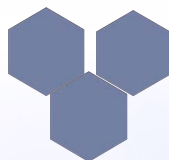


*Empowered lives.  
Resilient nations.*

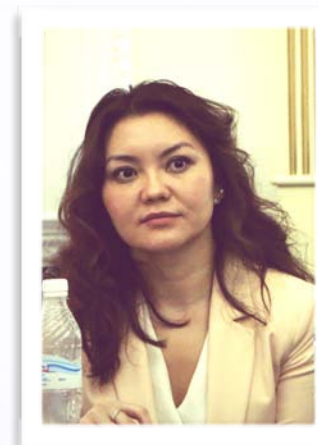




## CONTACTS



Mr. Lucio Sarandrea,  
UNDP Rule of Law Chief  
Technical Adviser  
[lucio.sarandrea@undp.org](mailto:lucio.sarandrea@undp.org)  
+996 312 61-12-13



Ms. Ainura Bekkoenova  
Dimension Chief UNDP Democratic  
Governance  
[ainura.bekkoenova@undp.org](mailto:ainura.bekkoenova@undp.org)  
+996 312 69-43-73

160 Chui Avenue  
Bishkek, Kyrgyz  
Republic 720040

101/1 Manas Avenue  
Bishkek, Kyrgyz  
Republic

- Support to operationalisation of the Constitutional Chamber of the Supreme Court of the Kyrgyz Republic  
Ms. Gulmira Mamatkerimova [gulmira.mamatkerimova@undp.org](mailto:gulmira.mamatkerimova@undp.org)
- Widening Access to Justice for Legal Empowerment in the Kyrgyz Republic  
Ms. Ainura Alymbekova [ainura.alymbekova@undp.org](mailto:ainura.alymbekova@undp.org)
- Enhancing the Democratic Rule of Law to Promote Peace and Stability in the Kyrgyz Republic  
Ms. Aigul Baiburaeva [aigul.baiburaeva@undp.org](mailto:aigul.baiburaeva@undp.org)
- Improving the Rule of Law and Access to Justice for Sustainable Peace  
Ms. Ainura Bekkoenova [ainura.bekkoenova@undp.org](mailto:ainura.bekkoenova@undp.org)

## THE PROJECTS UNDER CONSTRUCTION

Anti  
Corruption

Freedom of  
Information