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PROGRAMME QUARTERLY PROGRESS REPORT

Period (Quarter-Year): Q-1, 2016

Project Name	Project Initiation Plan: Constitutional Review and Implementation Support- UNDP SOM10 Project ID 00093036
Gateway ID	00096485 (Gateway ID)
Start date	17 June 2015
Planned end date (as per last approval)	16 April 2016
Focal Person	(Name): Oskar Lehner
	(Email): oskar.lehner@undp.org
	(Tel):
PSG	Inclusive politics: Achieve a stable and peaceful Somalia through inclusive political processes
Priority	Priority 2: Finalize and adopt a Federal Constitution by December 2015.
Milestone	2.1 Oversight Committee established with operational work plan and strategy and capacitated and functional 2.2. Substantial review on the key priority areas of the constitutions conducted and public consultations held in line with the work plan of the Parliament, Ministry of Constitutional Affairs, Oversight Committee (OC) and ICRIC and results analysed 2.3. Civic education programmes designed and conducted 2.4. The Inter-Regional Consultative Forum (IRCF), or its equivalent is regularly convened to deliberate on priority areas of the constitutional review process 2.5. The OC and ICRIC through OC engage in regular dialogue with Parliament, which informs the progress on the constitutional review process per parliamentary session 2.6. Draft constitution submitted to Parliament and vote held
Location	National and Regional
Gender Marker	2

Total Budget as per ProDoc	4,034,624
MPTF:	4,034,624
Non MPTF sources:	PBF: N/A
	Trac: N/A
	Other: N/A

Total MPTF Funds Received			Total non-MPTF Funds Received	
PUNO	Current quarter	Cumulative	Current quarter	Cumulative
PSG-1 (4SOU1)	2,643,722	4,034,624	N/A	N/A



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JP Expenditure of MPTF Funds ¹			JP Expenditure of non-MPTF Funds	
PUNO	Current quarter	Cumulative	Current quarter	Cumulative
PSG-1 (4SOU1)	611,776	1,834,558	N/A	N/A

SITUATION UPDATE

A momentum of the Constitutional Review Process was built in the beginning of 2016 with tangible results being achieved by the Constitutional Stakeholders such as the tabling in the Parliament of the comprehensive report of the Oversight Committee (OC) that revised ten chapters of the Constitution.

The Speakers Forum hosted by the National Federal Parliament Leadership with state assembly speakers of South West, Galmudug and Jubaland State assemblies was a milestone as it discussed the ongoing constitutional review process. As a result an MoU was signed between the Parliaments on cooperation among the legislative bodies for this process.

Option papers for a number of contentious issues, such as Police and Courts, stability measures of the Parliament, and others, have been prepared and will be presented during the regional consultations, thus providing a platform for discussion and possible agreement to be reached during these consultations at the state level and national level.

In March, the public outreach and general civic education on constitutional review process was launched in Baidoa, with a regional consultation hosted by the Southwest State Administration, organized by the Federal Ministry of Constitutional Affairs that brought together members of mandated institutions including the Independent Constitutional Review and Implementation Commission, and funded by the project.

These key achievements during this quarter lay out the foundations for the remaining State Level Consultations and Civic Education, as well as National Consultation that will take place in the next quarter. These will be the privileged platform for dialogue and consensus building on the 10 chapters already revised, and possibly on some of the contentious issues and preferred option.

QUARTERLY PROGRESS REPORT RESULTS MATRIX

OUTCOME STATEMENT

OUTCOME 1: INCLUSIVE CONSTITUTIONAL REVIEW PROCESS ACTIVELY IN PLACE AND ENGAGING KEY NATIONAL AND INTERNATIONAL STAKEHOLDERS.

Output 1 – National stakeholders, the UN, donors and implementers agree on the Somalia Constitutional Review Master Plan

INDICATOR	TARGET	PROGRESS ON OUTPUT INDICATOR ²	
		THIS QUARTER	CUMULATIVE
Framework of Constitutional Review	Master Plan Prepared	0	0

¹ **Uncertified expenditures.** Certified annual expenditures can be found in the Annual Financial Report of MPTF Office (<http://mptf.undp.org/factsheet/fund/4SO00>)

² Fill in only the numbers or yes/no; no explanations to be given here.



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Process agreed by end of May 2015	and agreed by April 2016		
Master plan of Constitutional Review Process drafted and circulated;		0	0
<p>UNDP ONLY: PIP for Constitutional Review Process, Back to Office Reports; Consultants' reports and deliverables, technical documents shared amongst stakeholders.</p>			
<p>OUTPUT 2: Political dialogue, negotiations and broad-based consensus building</p>			
Regional Conferences held	By April 2016;	1	1
Each regional conference presents recommendations for the National Conference;	By April 2016	0	0
National Conference outlines main consensus reached	By April 2016	0	0
<p>UNDP ONLY: Narrative Report to be finalized by Implementing Partner. Social media links for Regional Consultation Baidoa: Video links - https://www.youtube.com/watch?v=nkWLU7wvJrY https://www.youtube.com/watch?v=mQiT9gvbSdc https://www.youtube.com/watch?v=aKZQyBQ1w2M News websites for all the three days: http://www.jowhar.com/madaxweynaha-koofur-galbeed-oo-ka-baydhabo-furay-shirka-dib-u-eegista-dastuurka/ http://www.jowhar.com/shirkii-dib-u-eegista-arrimaha-dastuurka-ee-ka-furmay-baydhabo-oo-maalintii-labaad-galay/ http://www.jowhar.com/shirkii-dib-u-eegista-arrimaha-dastuurka-oo-maanta-lagu-soo-gaba-gabeeyay-baydhabo-sawirro/</p>			
<p>OUTPUT 3: Civic education and public consultation processes undertaken</p>			
Civic Education Plan drafted and agreed by national stakeholders	By April 2016	0	0
Website for the Constitutional review process functioning by end of July 2015	By April 2016	0	0
At least one media civic education activity launched, at National and Regional level;	By April 2016	1	1
At least 1 specific civic education activity for women undertaken, in more than one region;	By April 2016	1	1

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At least one specific civic education activity for youth undertaken until September 2015, in more than one region	By April 2016	0	0
<p>UNDP ONLY:</p> <p>Narrative Report to be finalized by Implementing Partner.</p> <p>Social media links for Regional Consultation Baidoa: Video links - https://www.youtube.com/watch?v=nkWLU7wvJrY https://www.youtube.com/watch?v=mQiT9gvbSdc https://www.youtube.com/watch?v=aKZQyBQ1w2M</p> <p>News websites for all the three days: http://www.jowhar.com/madaxweynaha-koofur-galbeed-oo-ka-baydhabo-furay-shirka-dib-u-eegista-dastuurka/ http://www.jowhar.com/shirkii-dib-u-eegista-arrimaha-dastuurka-ee-ka-furmay-baydhabo-oo-maalintii-labaad-galay/ http://www.jowhar.com/shirkii-dib-u-eegista-arrimaha-dastuurka-oo-maanta-lagu-soo-gaba-gabeeyay-baydhabo-sawirro/</p>			
<p>OUTCOME 2: KEY NATIONAL STAKEHOLDERS WITH CAPACITY STRENGTHENED AND ABLE TO ENGAGE AND COMPLETE THE REVISION</p>			
<p>OUTPUT 4: Capacities of relevant national constitutional institutions supported</p>			
Office space set up in first months of PIP initiation;	MoCA, ICRIC and OC staffed up and capacitated to perform their mandates	Complete	Complete
All support staff and constitutional experts hired until end of 2015;		Complete	Complete
At least one thematic session and/or one training session conducted each month, per institution;		1	1
<p>UNDP ONLY:</p> <p>PIP for Constitutional Review Process, Back to Office Reports; Consultants' reports and deliverables, narrative report of implementing partner.</p>			
<p>OUTPUT 5: Capacities of relevant sub-national institutions</p>			
All staff hired and office set-up in	Puntland institutions and IRA institutions staffed up and capacitated to perform their mandates and to engage in the national constitutional review process	Partial	Partial
<p>UNDP ONLY:</p> <p>PIP for Constitutional Review Process, Back to Office Reports; Consultants' reports and deliverables, project staff monitoring.</p>			
<p>NARRATIVE</p>			



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OUTCOME 1: INCLUSIVE CONSTITUTIONAL REVIEW PROCESS ACTIVELY IN PLACE AND ENGAGING KEY NATIONAL AND INTERNATIONAL STAKEHOLDERS.

The revision of 10 chapters of the constitution was completed in January by the Oversight Committee and ICRIC in Nairobi, also counting with the presence of UN experts, and the support of Max Plank. This revision culminated with the tabling of a comprehensive report of the OC with the revisions agreed between OC and ICRIC for the version to be tabled in the parliament.

A preliminary revision of the remaining contentious five chapters of the Constitution took place in Feb 2016 at Naivasha-Kenya. UNDP Constitutional Making Expert was amongst the panel of experts that participated and provided substantive advisory support in the revision exercise.

The reviewed and agreed ten chapters were tabled at the parliament on 15 February in the presence of the Speakers of the Regional Parliaments, Prime-Minister and Minister of Constitutional. This was a milestone in the process of revision of the provisional constitution as, with the participation of the Regional Assemblies, an amended text was presented and to be discussed in future consultations at the state and national level.

The cooperation between National Federal Parliament and the Regional Assemblies of South West, Galmudug and Jubaland State assemblies for the Constitutional Review Process was formalized in February with an MOU establishing the Forum of Somali Parliaments that was adopted and blessed by the President of the Federal Republic. This MoU, which established guiding principles of cooperation and collaboration between the legislative bodies, and continuous information sharing on legal drafting, was the result of a one-week retreat held in Mogadishu with NFP and regional Assemblies, funded by the project, whereby discussions on ongoing constitutional review process, modalities for regional consultations scheduled to take place on member state level, as well as information sharing and cooperation among the legislative bodies.

Option papers for a number of contentious issues, such as Police and Courts, stability measures of the Parliament, and others, have been prepared by UN Experts and submitted to executive and will be presented during the regional consultations, thus providing a platform for discussion and possible agreement to be reached during these consultations at the state level and national level.

In March, the public outreach and general civic education on constitutional review process was launched in Baidoa, with a regional consultation hosted by the Southwest State Administration, organized by the Federal Ministry of Constitutional Affairs that brought together also the Oversight Committee, the Independent Constitutional Review and Implementation Commission, Members of the Federal Parliament. This consultation was funded by the project.

The consultation took place in a 3-day event that included participation of over 200 people, which discussed the background of Somali Constitution review process including the forthcoming consultations at regional and national level on the contentious issues, as well as the amendments proposed to the Constitution. During this event, there were also meetings with selected Members of Parliament of Southwest led by their Speaker, Women, Youth, Religious Leaders, Vulnerable Groups and Business Community.

OUTCOME 2: KEY NATIONAL STAKEHOLDERS WITH CAPACITY STRENGTHENED AND ABLE TO ENGAGE AND COMPLETE THE REVISION



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The project provided technical and financial support to the completion of Office Set-up and Technical expertise for the Ministry of Constitutional Affairs, with a renewed and equipped office and 22 advisors working. These advisors support the MoCA and are working in areas such as civic education, amongst others. Similar support continues to be provided to ICRIC and OC.

In Puntland, the Ministry of Constitution, Federal Affairs and Democratization with the objective to disseminate timely information of the constitutional review process has developed a plan for public information plan, and has also developed guidelines for the participation of women and marginalized groups in this process, as well as a comparative analysis on participation of women in Muslim and African countries in similar processes. These important documents have been developed by the Legal Advisor, funded under the project.

Other Key Achievements

Other key achievements of the Joint Programme can be summarized as follows:

- Printing of over 2000 copies of the OC report with revised 10 chapters of the constitution. on what?.
- Formulation and delivery of 9 MoCFAD staff (5M, 4F) training on various topics related to procurement, such as market survey, maintaining supplier's database, tracking suppliers past, amongst others
- Completion of Office and Technical Expertise set-up for MoCA: recruitment of 22 advisors for MOCA completed and their salary funded by the project; renovation of office premises, payment of running costs such as internet, transport and communications; ICT equipment, Office Furniture;
- Hiring of OC 3 support staff: 1 Administrative advisor and 2 legal translators;
- Continued operational support to ICRIC: car rental, communications, office space, accommodation.

Challenges (incl: Delays or Deviations) and Lessons Learnt:

Coincidence with other political processes and events, such as the high level partnership forum and recess period of the National Federal Parliament have required the involvement of constitutional stakeholders and led to the postponement of Regional Consultations.

Peacebuilding impact

The Constitutional Review Process is part of the process for inclusive politics and it will have impact on the peacebuilding and on the political processes ongoing in Somalia, some with direct impact on the upcoming years of Somalia development, such as the electoral process that is taking place in 2016 and will bring a new composition of the parliament and term, as well as.

In the immediate future, this process will be extremely important for the discussions and agreement on a number of contentious issues with the presentation not only of the initial revision of 10 chapters of constitution, but also the option papers on contentious issues, such as police and courts, Revenues Powers and Sharing and other Fiscal Arrangements in a Federal Somalia, Upper House, Status of Mogadishu.

To this extent, the comprehensive national dialogue and agreement on the solution and way forward that these consultations will bring about are crucial for peacebuilding process.

Looking ahead

- **State level consultations and state level civic education** during the months of April and May, envisaged to be held in 4 regions simultaneously and with representatives of MoCA, OC and ICRIC;
- **National National Conference** to be held at the end of May, in Garowe. The objective will be to representatives from the States and the various stakeholders to discuss the conclusions of the Consultations



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and Civic Education events at the State Level. It is expected that a final agreement on the 10 first chapters will be reached and a discussion on the five remaining chapters and contentious issues chapters will take place.

- **Drama Shows** as part of the broader civic education plan, organized by the OC, with the aim of promoting dialogue-based, problem-solving forum of a peace meeting, through poetry, music and and oratorical, given that Somali oral culture is a very powerful tool to promote peace and conflict resolution.
- **Revision of the final text of the constitution**, based also on results and agreement from state level and national consultations.



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ANNEX 1. RISK MANAGEMENT

This section can be used to update or use the risk logs developed during the project development stage and provide any mitigation measures being undertaken by the project.

Type of Risk ³	Description of Risk	Mitigating Measures
Political Organizational	Constitutional Oversight Committee does not take sufficient leadership to progress constitutional review and implementation agenda	Project has been developed in close partnership with the Speaker and Committee Chair + specific TA resources are dedicated to upskilling the Committee
Political Organizational	Coincident timing with other political processes, such as the Electoral Consultative Process, impacting negatively on the momentum of the constitutional review.	Project continues to support the national stakeholders in the revision process providing options to maintain the vitality of the process.
Environmental Political	Constitutional National Stakeholders coordination and cooperation mechanism delayed and not progressing, thus undermining the revision.	UN to provide advice on coordination mechanisms and provide support for the development and implementation of these mechanism. Provision of technical advice of constitutional experts to provide options to the national stakeholders on possible solutions for the process and its particular issues.
Environmental Political	Delays in progressing constitutional dialogue due to breakdown in relations between Federal Government and IRAs/other stakeholders	UNSOM to take the lead in working closely with FGS and NFP to support political dialogue and negotiation with regions, including Puntland.
Environmental Security	Outbreak of violence or serious deterioration of the security environment in Somalia	Programme team will adjust programme activities to changes in the security situation. Increased use of civil society organizations, universities, legal aid centers and paralegals to implement activities.
Environmental Political	Serious deterioration in relations between UN and the NFP or Government	Maintenance of respectful, collaborative approach and transparency; vigilance in regards to developments relating to continued transition in Somalia. Donors need to be aware that slowness may be necessary to ensure counterparts are



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		on board and committed
Environmental Political	Key stakeholders unwilling to collaborate with other partners and engage in collaborative approach to project implementation	Open, consultative programme planning and development approaches will be pursued; careful relationship development and management are prioritized.
Organizational	Poor cooperation with UNSOM and UNCT agencies, competition between these organizations, weak coordination	Implementation of TOR of Integrated Constitutional Support Team to promote coordination and collaboration



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ANNEX 2. TRAINING DATA

#	Target Group		Dates	# of participants		Title of the training	Location of training	Training provider
	Ministry. District or UN staff	Others		M	F			
Output 1								
1.	Puntland MoCFAD			5	4	Training on Procurement	Puntland	Warsame Hassan - UNDP Organizational development Consultant
Total				5	4			