



AVOCATS SANS FRONTIERES
France

*" Giving a voice
to the defence"*

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Action Plan

Thanks to the work led by François Cantier, President of the organization, since its creation up to October 2011, and to the dynamism of its members, Lawyers without Borders France has acquired from these long years now the confidence of its most vulnerable people of which it defends, but also the esteem of all categories of partners in the reinforcement domain of the rule of law and in the promotion of an equal justice.

Accepting charge as President in October 2011, I measured up to the responsibility that will be mine to continue to encourage our engagement of service to our values. Thanks to the involvement of all and the confidence gained, ASF France continues to develop its action wherever the defense no longer has a voice.

Our major areas of intervention reside in those of our charter : access to law and to justice for vulnerable people, the protection and free exercise of the legal profession to benefit the most vulnerable, the urgent defense for its defenders of human rights and of its victims of the most serious injustices, the reinforcement of the capacity and empowerment of the local actors of justice.

The year opens with a new project in Tunisia, the technical assistance for the strengthening of the institutional capacities of the Higher Institute of Legal Profession (ISPA). This project translates to an outcome of support brought to our fellow Tunisian victims of the repression under the old regime. It can now contribute to, through the strengthening of the legal profession of this country, the revival of the rule of law.

*Philippe Moriceau, President of Avocats Sans Frontières France
(Lawyers Without Borders France)*

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CONTENTS

AFRICA

NIGERIA

The Fight against Torture	p.4
The Fight against Death Penalty	p.5

CAMEROON

Dignity in detention	p.6
----------------------	-----

ASIA

LAOS

Training of lawyer students	p.7
-----------------------------	-----

CAMBODIA

Training of lawyer students	p.8
Legal Aid	p.9
Defense of Khmers Rouges victims	p.10

WORLD

INTERNATIONAL OBSERVATORY FOR LAWYERS	p.11
---------------------------------------	------

LAWYERS WITHOUT BORDERS NETWORK	p.12
---------------------------------	------

NEW PROJECTS

MALI

Rights of detainees	p.13
---------------------	------

TUNISIA

Stenghtening the institutional capacities of the ISPA	p.14
---	------

TRAINING OF ASF FRANCE

Training modules	p.15
------------------	------

Training calendar 2012	p.16
------------------------	------

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NIGERIA: The Fight against Torture

ASF France takes action for 10 years in Nigeria, following its intervention to support the defense of Amina Lawal, a young woman sentenced to stoning by a Sharia court for having a child out of wedlock.

Today:

- Despite the signature in 2011 of the United Nations Convention against Torture, torture is commonly used during police custody to obtain confessions.
- The access to the law and to justice is very difficult for vulnerable persons.



PROMOTION OF THE PRINCIPLES OF THE UNITED NATIONS CONVENTION AGAINST TORTURE (ProCAT): MARCH 2009 – JUNE 2012

➔ To contribute, thanks to the mobilization of Nigerian juridical actors and to the information of the population, the reduction of acts of torture and ill-treatment during the legal proceedings.

Result in 2011:

- 274 cases of detainees, victims of torture, followed
 - 16 cases of recognition of the violation of human rights by the courts
 - 8 cases leading to a right to a compensation
 - 47 cases of release on bail
 - 25 cases of final release
- 188 judiciary actors formed in 4 states (Kaduna, Kano, Lagos, Plateau)
- 60 community leaders and members of civil society were trained
- Awareness in the fight against torture and to legal aid

In 2012...

◊ **Continued monitoring of identified cases**, and identification of new cases ; implementation of legal proceedings against perpetrators of torture to obtain a conviction.

◊ **Formation of an additional one hundred juridical players** in the states targeted in the project, and implementation of new roundtables to bring together key players of the court of each state to exchange good practices.

◊ **Development of awareness:** posters, radio spots and awareness workshops.



Participants in a training session - Kano, march 2011

This project is financed by the European Union



Partners: Legal Aid Council of Nigeria,
Nigerian Bar Association



NIGERIA: The Fight against Death Penalty

Today:

- Between 550 and 700 people are in death row awaiting their execution.
- Despite a de facto moratorium, many people are still condemned to death, and executions have taken place underground.

STRENGTHENING OF THE ROLE OF LAWYERS IN THE FIGHT AGAINST THE DEATH PENALTY (SAVING LIVES: SALI): JANUARY 2011–DECEMBER 2013

➔ *To reduce the number of those facing the death penalty, through the commitment of civil society, political and juridical actors and especially lawyers, to improve the defense of prisoners and prison conditions.*

Activities of the project:

- ⇒ **Awareness activities** and workshops on the theme of the death penalty, the trial and fair conditions of detention for civil society organizations, to political and juridical actors, as well as police and prison staff.
- ⇒ **Training activities** to improve the capacity of the eight intermediary lawyers on the theme of the death penalty, and thus enable them to provide legal assistance to prisoners sentenced to death.
- ⇒ **Free legal aid** to prisoners incurring the death penalty.
- ⇒ **Communication campaigns** and advocacy of the death penalty.

Results in 2011:

- **Installation mission in March:** recruitment of the local project team, including 8 intermediary lawyers (1 by each target state).
- **Training mission of intermediary lawyers in July:** it brought together lawyers of the Nigerian Bar Association, a partner in the project, lawyers relay operating in the states for the project account and the staff of ASF France to Abuja office - themes : the methodology of the project and arguments against the death penalty.

In 2012...

- ◇ **Launch conference**
- ◇ **Awareness raising**
- ◇ **Practical workshops** for juridical actors
- ◇ **Legal aid** for people sentenced to death or incurring the death penalty
- ◇ **Setting up a website dedicated to the project**



Participants in a training session - Abuja, July 2011

This project is financed by the European Union



Partners: National Human Rights Commission,
Nigerian Bar Association, Access to Justice



CAMEROON: Dignity in detention

At the heart of a judiciary system already in difficulties, lack of resources, human resources, culture of compliance of rights, or because of trivialized corruption, the Cameroonian prison environment is in a worrying situation.

According to the figures provided by the State in Cameroon Committee against Torture of the United Nations in March 2010, there would be in Cameroonian prisons, a total of 23,196 inmates, 14,265 defendants waiting judgement to 8931 convicts.

Beyond the prisons, the problem of respect for the dignity and rights of persons deprived of liberty is revealed daily by the worrying situation in police stations where the detained complain about the treatment they receive.

The urgent need for action therefore concerns all venues of deprivation of liberty, to inform detainees of their rights, and sensitize professionals to respect fundamental rights of the detainees to ensure a better compliance.



Cities targeted by the project: Bamenda, Douala, N'Gaoundéré and Yaoundé

DIGNITY IN DETENTION: PROMOTION OF COMPLIANCE WITH THE MINIMUM CHARGE FOR PERSONS DETAINED IN CAMEROONIAN PRISONS – DEC.2010-DEC.2013

➔ Enhance knowledge and respect for rules and minimum guarantees due to the person deprived of liberty

Résultats in 2011:

- 195 inmates from the prison of New-Bell in Douala have been legally counseled for free
- 15 cases were selected to receive a juridical follow-up by lawyers in Cameroon
- Awareness of the rights of detainees were held by the distribution of posters and flyers

In 2012...

- ⇒ Organise training sessions from different actors of the world prison: prison staff, officers of the juridical police, magistrates, lawyers, grafts
- ⇒ Organise and share information and awareness among people detained on their rights and guarantees.
- ⇒ To provide detainees a free legal aid for their defense and monitor the defense of their case.



Cérémonie de lancement à Douala, le 14 mars 2011

This project is financed by the European Union



Partners: ASF Cameroon and the Cameroonian Bar Association



LAOS: Training of lawyer students

Despite an action plan for reforming the judiciary system for the period of 2006-2020, the Lao Government lack the financial and human resources to carry this reform.

The Lao Bar Association is the national Institution in charge of training for lawyers.

In order to strengthen its capacity, it sought to develop additional training (on the use of international legal instruments of human rights protection, the right of defense and the right of a fair trial).

It also considers the establishment of Quality legal services to benefit the Population.



Signature of the partnership agreement between the Lao Bar Association and ASF France, April 8, 2010

Below: Training on "the role of the lawyer" on September 2011 in Vientiane



PARTICIPATION IN STRENGTHENING THE PROFESSION OF LAWYERS IN THE LAOS PEOPLE'S DEMOCRATIC REPUBLIC - JANUARY 2010-DECEMBRE 2012

→ ASF France and the Lao Bar Association have established a collaboration relating to various fields such as:

- * the initial and continuing training of lawyers
- * sharing of experience with foreign legal actors
- * exchange with other judicial actors
- * free access to justice for vulnerable people

Résultats in 2011:

- 6 co-trainers and 30 lawyer students trained on "The role of lawyers" as lawyers and international legal instruments
- Contribution to the initial training of lawyer students

In 2012 ...

- ⇒ Training of trainers
- ⇒ Training on "The role of the lawyer"
- ⇒ Training on "The use of international legal instruments of human rights protection ratified by Laos"

This project is financed by: European Commission, French Development Agency and Organisation Internationale de la Francophonie

Partner: Lao Bar Association with the support of the Ministry of Justice



CAMBODIA: The training of lawyer students

In 1998 the Bar Association of Kingdom of Cambodia sought the support of ASF France in the context of the reconstruction of the rule of law.

In fact, four years of Khmer Rouge Regime have decimated the country and bled dry the judicial system.

The Bar of Cambodia, newly created in 1995 faced to the immense requirements of access to justice, to training of its members and to the challenge of the judgement of the former leaders of the Khmer Rouge Regime in the Extraordinary Chambers in the Courts of Cambodian .



Training of student lawyers of the CFPA- Phnom Penh
june 2011

SUPPORTING THE CAPACITY OF LOCAL ACTORS: TRAINING OF CAMBODIAN LAWYERS AND MAGISTRATES ON HUMAN RIGHTS, RIGHTS OF DEFENSE AND FAIR TRIAL JANUARY 2009-JUNE 2012

- * *Strengthen the capacity of lawyers and judges to contribute to a fair trial.*
- * *Participate in the development of the Center for Lawyers Training and Professional Improvement and of the Royal School for Judges and Prosecutors by allowing them to reinforce their initial training and to benefit of high quality local trainers.*

Results in 2011:

- 55 judge students trained in the "Practice of criminal procedures"
- 60 lawyer students trained to the "Role of the Lawyer" and to the "International Legal Instruments of human right protection"
- 8 co trainers prepared to set up training

In 2012 ...

- ⇒ Training of trainers
- ⇒ Training on "The role of the lawyer"
- ⇒ Training on "The use of international legal instruments ratified by Cambodia"

This project is financed by: french Ministry of European and Foreign Affairs, french Embassy in Cambodia, Région Midi-Pyrénées, Nantes Bar Association and Région Pays de la Loire

Partners: Bar Association of Kingdom of Cambodia and Royal Academy for Judicial Professions



CAMBODIA: Legal Aid

To promote better access to justice, ASF France and the Bar Association of Cambodia conducted from 2006 to 2009, a legal aid program which allowed the installation of lawyers in 20 regions of the country, whereas they were previously concentrated in the capital Phnom Penh.

This program was relaunched in January 2010 for a period of 2 years: 22 lawyers deliver free legal assistance to the most vulnerable people in the provinces of Cambodia, providing to population of Cambodia the possibility to see its rights defended in court.



Visit from a volunteer of ASF France to a lawyer of the Legal Aid Program, in his office- oct 2011

PROGRAM ACCESS TO JUSTICE: LEGAL AID FOR VULNERABLE POPULATIONS JANUARY 2010-JUNE 2012

- * Participate to the promotion of a fair justice and restoration of the Rule of Law
- * Strengthen the legal profession of lawyer and disseminate the rules and principles for the protection of human rights to vulnerable populations in Cambodia
- * Provide access to rights for vulnerable populations in all provinces of Cambodia by providing free legal assistance

Results in 2011:

- 22 Cambodian lawyers present throughout the country deliver quality, free legal assistance to the most vulnerable persons
- 1200 new cases followed (including 972 criminal cases)

In 2012 ...

- ⇒ Lawyers for the program will receive training on "difficulties in implementation of the New Penal Code and the New Code of Criminal Procedure and professional Civil and Criminal liability".
- ⇒ A seminar on the same theme as the one mentioned in the training will bring together different judicial actors (court presidents, judges, prosecutors, clerks, lawyers...)
- ⇒ Continued legal assistance to persons most vulnerable in all provinces of Cambodia

For 2012, the program has a new support, the office of human rights of the United Nations High Commission.

This project is financed by: french Ministry of European and Foreign Affairs, french Development Agency, Organisation Internationale de la Francophonie, Office of the United Nations High Commissioner for Human Rights, Région Midi-Pyrénées, Corrèze Bar Association and Région Limousin

Partner: Bar Association of Kingdom of Cambodia



CAMBODIA: The defense of Khmers Rouges victims

To respond to the necessity of legal representation of Khmer Rouge victims, ASF France, in partnership with the Bar Association of Kingdom of Cambodia, created an office to support victims' defense.

A team of Cambodian and international lawyers has been created **to ensure the defense of civil parties in front of the Extraordinary Chambers in the Courts of Cambodia.**

28 civil parties represented by ASF France on 90 to the first trial, trial of Duch, a former director of the center of detention and torture S 21, who perpetrated the death of more than 12,000 people.

1146 civil parties represented by ASF France on 3867 as part of the trial#2, judging the four former leaders still alive (Khieu Samphan, Nuon Chea, Leng Sary, and Leng Thirith).

The team, acting as volunteers, working alongside other groups of Cambodian and international lawyers order to give the voices of victims, whom, for the first time in front of an international criminal tribunal, have the opportunity to be represented in the trial as civil parties.



Meeting with victims



Swearing-in ceremony of ASF France lawyers

DEFENSE OF CIVIL PARTIES IN FRONT OF THE EXTRAORDINARY CHAMBERS IN THE COURTS OF CAMBODIA (ECCC) - MAY 2008-APRIL 2013

Results in 2011:

- 28 civil parties assisted by Cambodian and international lawyers of ASF France in front of the ECCC
- First decision of the conviction and sentencing of Duch (trial #1)
- Preparation of records of victims in trial #2

In 2012 ...

- ⇒ Defense of the civil parties in the appeal trial of Duch
- ⇒ Defense of 1146 civil parties in the trial #2:
 - ◇ Follow up records of the civil parties.
 - ◇ Information for victims on the conduct of trials: the team of ASF France encounter victims to inform them of the trial and to discuss the stakes of the trial.
 - ◇ Preparation for hearings of victims and witnesses.
 - ◇ Participation of counsel at hearings, pleadings.

This project is financed by: french Ministry of European and Foreign Affairs, french Development Agency, french Embassy in Cambodia, Office of the french Prime Minister and National Bar Council

Partner: Bar Association of Kingdom of Cambodia



INTERNATIONAL OBSERVATORY FOR LAWYERS



INTERNATIONAL
OBSERVATORY
FOR LAWYERS

The International Observatory for Lawyers was created on the initiative of Avocats Sans Frontières France and began its activities in 2008, in partnership with the Council of National Bar Associations (France), the Paris Bar association, the Spanish Bar Association and the Italian Bar Association.

SINCE 2008:

- * 42 cases of threatened lawyers were followed worldwide
- * 16 emergency defence missions were organised to protect and support lawyers at risk
- * 45.000 euros of financial assistance were distributed

www.observatoire-avocats.org

IN 2011:

21 appeals

Tunisian lawyers, Alba Cruz (Mexique), Chinese lawyers, Belarusian lawyers, Georgian lawyers, Cu Huy Ha Vu (Vietnam), Mohammed Al-Tajer (Bahrain), President of the Bar Isidore Ruyfikiri (Burundi), Burundian lawyers, Shahanur Islam (Bangladesh), Huynh Van Dong (Vietnam), Ramin Papidze (Georgia), President of the bar Symphorien Balemby (Central African Republic), Syrian lawyers, Elchin Namazov (Azerbaijan), Abdolfattah Soltani (Iran), Gao Zhisheng (China), Zeynep Ceren Boztoprak and Filiz Kalayci (Turkey)



Filiz Kalayci
Turkey



Abdolfattah Soltani
Iran



Elchin Namazov
Azerbaijan



Ramin Papidze
Georgia



Bâtonnier Ruyfikiri
Burundi



Huynh Van Dong
Vietnam

7 Missions

In Tunisia, Colombia, 2 in Georgia, Turkey, Congo Democratic Republic and Azerbaijan

Direct financial support

Several lawyers benefited from the Observatory's financial assistance

In 2012: continuation of the monitoring activities and organisation of missions to support lawyers at risk

Financial support from the European Union ended in December 2011. Avocats Sans Frontières France will ensure the running of the Observatory. New financial means are being sought in order to efficiently pursue the Observatory's work.

From 2008 to 2011, this project benefited from financial support from the European Union



This project was conducted in partnership with the National Bar Associations, the Paris Bar association, the Spanish Bar Association and the Italian Bar Association



LAWYERS WITHOUT BORDERS NETWORK



ASF
NETWORK

www.asf-network.org

Created in 2009 with the support of the Clifford Chance Foundation, Lawyers Without Borders (ASF) Network sees to the development and strengthening of the associations ASF by sharing tools and experiences, a coordination of interventions, and a better visibility of ASF actions to benefit the most vulnerable.

TODAY:

- * **16 national associations**
- * **Building tools created (training, project management, sharing practices, shared communication tools : website)**
- * **Several emergency defense missions for the benefit of the defense of human rights and the most vulnerable (Cameroon, Iran, Mauritania, Malawi, Republic of the Congo, Togo and Libya)**



Sakineh M. Ashtiani
- Iran -

Request to use in favor with the Iranian authorities against the decision of unjust conviction to death



Floribert Chebeya and Fidèle Bazana
- RDC -

*Murdered
The Network assures the defense of families to the side of the collective established in the Democratic Republic of Congo*



Max Savi Carmel
- Togo -

Editor in chief of the "African Tribune", is concerned because of the release of an article - The Network ensures its defense and that of the newspaper with the support of Reporters Without Borders



Victims of the regime of colonel Kadhafi
- Libya -

At the request of the families of victims, the Network ensures the collection of their testimony for the preparation of representation in justice

IN 2012, the ASF Network strengthens and multiplies its actions...

- **Monitoring of pending cases** (Floribert Chebeya, *African Tribune*, victims in Libya).
- **New missions of emergency defense** of lawyers, defenders of human rights, and citizens
- **Strengthening of internal cooperation:** sharing management tools of the association, of the assembly, and of the project management and training of its members.
- **Support of small projects** as part of the first activities by the new ASF.
- **3rd national conference in London** on the theme of "the internalization of the protection of human rights and their defenders : the action of Lawyers Without Borders Network at the service of the most vulnerable"

ASF Network members: Brazil, Cameroon, Colombia, Congo, France, Guinea, Italy, Mali, Mauritania, Netherlands, Peru, Democratic Republic of Congo, Senegal, Sweden, Switzerland and Togo

With the support of Clifford Chance

**CLIFFORD
CHANCE**

MALI: Respect of the rights of people deprived of liberties



**Cities targeted by the project
lead by ASF France in Mali:
Bamako, Kati and Kayes**

Despite a law in August 24, 2001 establishing the creation of legal aid, no effective system of legal aid exists in the country.

The Malian judiciary system encounters major problems that contribute to the violation of the rights of detained persons.

- * *Overcrowded centers of detention*
- * *Great majority of inmates awaiting trial*
- * *Lack of access by detainees to lawyers and Court records*
- * *Judicial staff are inadequately trained to different rules on criminal procedures and to the minimum guarantees for persons deprived of liberty*

PROMOTION OF THE RIGHTS OF INMATES - BAMAKO, KATI AND KAYES 2012-2014

This action is a continuation of a first project of the same nature in the cities of Segou, Sikasso, and Koulikoro.

It seeks to increase knowledge and respect for rules and minimum guarantees for the Detained person in the Malian prison world

Expected results:

- The prison inmates in Bamako, Kati, and Kayes receive free legal advice.
- Around 500 legal actors involved in prisons are trained to the minimum standards guaranteeing the rights of detainees.
- A dialogue is developed between the leaders of the judiciary and resolutions are taken to improve prison conditions and the norms of due process while throughout the criminal proceedings.

Activities:

- ⇒ To provide detainees an assistance through legal consultations
- ⇒ Initiate administrative measures for the most urgent cases
- ⇒ Organize training for the staff who work in the prison
- ⇒ Organize round tables for players who work in the prison world



Partner of the project: ASF Mali



TUNISIA: Strengthening of the institutional capacities of the Superior Institute of Lawyers (ISPA)

Avocats Sans Frontières France, in consortium with ERAGE (Regional School of Lawyers of the Great Eastern), HEDAC (High School Council of Lawyers) and SOGES SpA (an Italian Company in technical assistance to public and private actors), won a contract from the European Commission to provide technical assistance for the strengthening of institutional capacities of the Higher Institute of the Paris Bar (ISPA) in Tunisia.

This action is situated in the context of improving the judiciary system, strengthening the rule of law and respect for human rights, aiming to propose a new organization of the ISPA in response to the current context of democratic transition and transition to a state of law, and to consolidate its training.



The main expected results are:

1. Propose an administrative and financial organization of the ISPA (better management, and independent learning)
2. Establish a mechanism for selecting trainers and for the training of trainers (new teaching tools and materials, actions of training)
3. Conduct a comprehensive review of the initial training (in orienting more towards training practice)
4. Develop an action plan for the development of continuing education for lawyers (needs analysis, formulation of proposals, an action plan)
5. Promote the axes of international cooperation of the ISPA with other lawyer training institutes (exchange of best practices, internships abroad)

Contract fully funded by the European Union, Delegation in Tunis, through the Unity Management Project - UGP



Consortium:

ASF France, ERAGE, HEDAC, SOGES



TRAININGS OF ASF FRANCE: *a tool for building an empowerment practitioners of law and justice*

In addition to its charitable status of international solidarity, ASF France is recognized as a training organization. It trains and prepares its members for intervention under its projects abroad.

These courses are open to practitioners of law and justice around the world.



AVOCATS SANS FRONTIERES
France

Training is a privileged tool for the strengthening and empowerment of local law and practice.

The courses are open to all professionals of the legal and judicial world who want to immerse themselves of the realities of law and justice internationally.

These courses are taught by seasoned professionals, specialized in teaching engineering, and legal practitioners before the International courts.

They use teaching methods adapted to adult education by making them agents of their learning (mixing, simulation exercises, role plays, case practices, ...)

The training of Lawyers Without Borders France is approved by the Bar Council (in France) and can be financed for lawyers practicing in France by FIFPL and is recognized for the continued training of lawyers.



*Photos taken during training sessions
held in France in 2011*

Training modules in 2012

- ◆ Training of Trainers:
 - Level 1: Fundamentals
 - Level 2: Strengthening
- ◆ Emergency intervention
- ◆ The international criminal defense
- ◆ The regional systems of protection of human rights
- ◆ Violation of human rights: What international legal tools are there for lawyers?

Additional information: formations@avocatssansfrontieres-france.org

----- See training calendar on the next page ----->



AVOCATS SANS FRONTIÈRES
France

Training calendar 2012

• Training of Trainers

⇒ **Level 2: Strengthening**

1-2-3 march in Toulouse

⇒ **Level 1: Fundamentals**

session 1: 15-16-17-18 may in Muret
session 2: 26-27-28-29 sept. in Paris

• Emergency intervention

22-23 June in Paris

• The international criminal defense

3-4-5-6 october in Paris

• The regional systems of protection of human rights

8-9-10 november in Paris

• Violation of human rights:

What international legal tools are there for lawyers?

15-16-17 november in Paris

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