1. Basic Information
   1.1 CRIS Number: 2004/016-764.03.01
   1.2 Title: Strengthening of the Judicial system
   1.3 Sector: Justice and Home Affairs
   1.4 Location: Bratislava, Slovak Republic (Ministry of Justice)

2. Objectives
   2.1 Overall Objective(s): To improve the efficiency of the Slovak Judiciary
   2.2 Project purposes:
      • To provide comprehensive training for judges and Court personnel aiming at a correct and efficient implementation of the EU acquis
      • To reduce the excessive length of proceedings, in particular in civil and commercial cases.

3. Description
   3.1 Background and justification:

The European Commission’s Country Monitoring Report for Slovakia from 5 November 2003 recognizes the progress made in the field of the judiciary and refers, inter alia, to the establishment and work of the Judicial Council.

As positive contributions in the field of the judiciary the report also mentions the provision for transparent and open recruitment procedures and the start of the implementation of a Court management system, which allows the random allocation of civil and commercial cases, demonstrating that the system improves the efficiency of the court’s administrative proceedings and reduces the delays in first-instance proceedings.

However, the CMR emphasizes also the urgent need to launch further training of Judges and Court personnel at the Judicial (training) academy, including elements of training curricula aimed both at improving management skills within the judiciary and at preparing the judiciary for post-accession requirements as regards the implementation of EC law. Furthermore, the CMR underlines the need for the full implementation and expansion of the above mentioned Court management system.

Finally the CMR states that the full implementation of the Court Management System at the Supreme Court would be a welcome step forward, as would the expansion of the system to cover all ordinary courts, including their criminal law departments.
The length of proceedings, in particular in civil and commercial cases, continues to be deemed problematic.

The judicial sector in Slovakia has tackled the issue of harmonisation of basic legal norms – e.g. the new Civil Code and the Penal Code and also other related laws such as Commercial Law and Bankruptcy Law for several years. Nevertheless further efforts must be undertaken especially in the area of Civil Code and Commercial Law but also Bankruptcy and Competition Law. Taking into account the dynamic development of the EC legislation in this area, an appropriate training for judges provided by experts from the European Union will be required. The key role in this procedure will be given to the newly established Judicial Academy which will need an intervention both for the organisation of specialised training activities for chosen groups of judges and for training aimed at the development of skills required for the trainer’s profession exercise. Both activities should run in parallel taking into account the fact that to create a group of well trained trainers takes several years.

The Case management system implemented in some Slovak courts in an effort to substantially reform current operations at courts showed a necessity to set up a new system of evaluation both of the workload of judges and courts aimed at putting in practice a system offering more realistic outputs in comparison with the present one. Inspired by systems used in neighbouring countries the Ministry of Justice has decided to create its own system of evaluation of courts and judges respecting the specificity of the country. An assistance leading to accelerated results from more experienced foreign partners would be useful.

The length of proceedings, in particular in civil and commercial cases, remains problematic according to the findings during the JHA-expert mission in 2003. These problems have also been set out in the Comprehensive Monitoring Report. In order to decrease the administrative burden presently laying on judges the workload of the courts will be reduced through the development of an alternative solution of settlement of disputes and complaints. This includes a revised procedure for arbitrage, as well as the establishment of mediation procedures, as part of the introduction of the “out-of-court settlement” of disputes. One component of the Phare 2001 project “Strengthening of the independence of the judiciary” was dealing with basic issues of mediation and its main outputs lead to the drafting of a new bill on arbitration, which should be adopted by the Slovak Parliament by 3rd quarter 2004. After the passage of the Bill on mediation the creation of an advisory body to the Minister of Justice – Committee for mediation of Slovakia - is expected. The Committee will consist of some mediators, members of NGO’s, advocates, notaries, judges, higher court officials etc. The Committee will supervise the level and quality of mediation in the Slovak republic. The project submitted under Transition facility programme will be focused on pilot operation of this new institute in Slovakia. Its roll-out will be the subject of further efforts by the Slovak authorities.

Law No. 244/2002 Coll., approved by the National Council of the Slovak Republic, on the Arbitration Proceedings solves property disputes. This is an alternative solution of property disputes out of the court. In compliance with the conditions of integration of the Slovak Republic into the EU, arbitration proceedings and the court of arbitration represent a new way for Slovakia to resolve property disputes arising from domestic and international commercial and civil legal relations, if the place of arbitration is in the Slovak Republic. The countries in which there are arbitration courts or in which the resolution of disputes can be applied by institutions similar to the Arbitration Court in Slovakia can be found in about 40 countries.
throughout the world. In arbitration proceedings it is possible to solve almost all disputes in commercial-legal and civil-legal contractual relationships.

The project is expected to create an active and permanent impact on the legal consciousness/awareness of the civil and business community through its activities – conferences, seminars, international partnerships of arbitration courts.

3.2 Linked activities:

The Phare 1998 Twinning Project SR9809.01, “Training of Judges” and the Phare 1999 Twinning Project SR9908.01.01, “Strengthening of the judiciary” substantially contributed to establishing the Judicial Academy of Slovakia (JAS) and to reform the system of the training of judges.

The 2001 Phare Programme SR001.08 (ending in July 2004) contains additional activities focused on the training of judges in order to guarantee an efficient implementation of EU-law in the Slovak legislation. It also includes a subproject dealing with a new system of “out of court settlement of disputes” via mediation in civil cases. The project was implemented through mixed working groups and offered help at the finalisation of the draft bill on mediation and the exchange of experts. Some internships of Slovak experts in Great Britain allowed first direct contacts and exchanges with the practice in the UK.

The 1998 Phare National Programme SR9808.01, “Modernisation of courts”, has provided support to the technical modernisation of the judiciary by IT supply for courts in order to create local networks (LAN). Further support in this area was delivered through the Phare 1999 Twinning Project SR9908.01, “Modernisation of Courts” which continued to modernise the Courts through the supply of the equipment leading to establishment of a network connecting all Slovak judges and courts. This programme created also a basis for the development of the Case management system over all Slovakia.

3.3 Results:

The project is expected to deliver the following results:

3.3.1 Judges trained on new legislation

- A core group of Judges from the courts of the Slovak Republic with jurisdiction on specific areas of the law such as Civil law, Penal Codes, Commercial law, Bankruptcy Law and Competition Law - in average 10 judges will be chosen for each of mentioned field of law and will get updated and comprehensive information and training on the relevant EU-legislation in the respective fields.
- The technical capacity of this group of judges to ensure adequate and uniform implementation of EU acquis will be considerably strengthened.
- Training programmes and required material for training of Slovak judges in the identified areas will be developed and tested and will be made available for further training.
• The capacity and training skills of trainers at the Judicial Academy will be substantially improved.

3.3.2 A new system of evaluation of the workload of judges and courts is created.
The new system will be aiming at more realistic evaluation criteria of the workload of judges at courts. Additionally, an assessment of courts operation will be set up and tested.

3.3.3 Mediation to be introduced in routine practice regarding disputes in civil cases.
Mediation in civil cases will be applied at selected district courts of Slovakia with chosen parties of disputes.

3.3.4 Legal conscience within the commercial and civil community is improved.
• Improvement of the quality of arbitration proceedings
• Improvement of legal conscience (awareness) and knowledge about alternative solution of property disputes
• Improvement of knowledge linked with making agreements resulting in increased quality of business
• Speeding up of enforcement of legitimate claims coming up from property disputes by the entitled parties.

3.4 Activities:
The project will be implemented through either Twinning light or technical assistance form.

The results mentioned in 3.3.1 will be achieved through following Twinning-light-activities:

3.4.1 The first activity will comprise the design, development and delivery of a training programme on the practical application of EU acquis in the areas of Civil and Commercial law, Bankruptcy and Competition law as well as in the management of acquis-related court cases, with special emphasis on the jurisprudence (case-law) of the European Court of Justice.

This activity will be carried out within specialised training activities using seminars and workshops organised at the Judicial Academy. In mentioned law areas several activities will be organised separately and their frequency and number will be specified through Terms of reference for supply of services.

The training will be organised for judges, prosecutors, for other personnel of courts, mainly for higher court officials, judges-candidates, court secretaries, etc. It will focus on applying the practice of EU law at civil courts and on studies of jurisdiction of the European Court of Justice. Special emphasis will be put on possibilities to exploit experiences from the EU Member States on the introduction of summary proceedings.

3.4.2 Special activities will focus on specific needs of the Academy in the area of training of trainers (the number and frequency of activities will be decided upon consultations with the twinning partner) including design, development and delivery of training programmes.
3.4.3 In order to make easier application of harmonised legislation (Competition Law and Bankruptcy Law) by Slovak judges limited internships for judges in areas of competition and bankruptcy law will be organised. These internships will be organised for one group of Slovak experts composed of 5 persons. Interpretation will be provided. The length of the internship is expected to be 5 working days. Note: travel costs for SK participants will be covered by Slovak funds.

Means:
Assistance via the Transition Facility will be provided through Twinning light with the chosen Member State institution.

The expected number of people to be trained: several groups of à 40 persons (judges and other court personnel included). In total some hundreds of persons will participate in the planned activities.

A pool of EU short time experts will provide seminars for judges, higher court officials and other court personnel. For the design, development and delivery of relevant training programmes 2 - 3 EU experts will be required as short-term experts (operating at both training programmes for judges and those for trainers).

Expected profile:
- university degree in law
- at least 10 years of relevant experience including organisation of training activities for judges and other court employees
- very good knowledge of EU law area (the main area of interest to be involved in training programmes and curricula)

More details will be defined in the relevant Terms of reference.

Estimated total amount for TWL: 0,100 MEUR

Results mentioned in 3.3.2 will be achieved through following Twinning-light-activities:

3.4.4 Analysis of the current state of play at the Slovak courts concerning the evaluation of courts workload and that of judges. It will be realised through a working group visiting chosen courts, recording information about structure and frequency of different types of cases dealt with at courts in order to obtain detailed picture of workload of concerned court and its judges.

3.4.5 Elaboration of evaluation criteria by a working group and draft of a handbook for evaluation of judges and courts workload

3.4.6 Pilot testing of the system in some sample courts. Based on previous paragraph some chosen courts (from 3 to 5) will be submitted to new evaluation procedure and the results describing the workload of the court as well as a charge of judges will be analysed. These results will be submitted for comments to both EU experts and local experts and possible modifications will be implemented.
3.4.7 Internships at a chosen partner institution in another EU Member State will be important for appropriate implementation of new system yet unknown in the Slovak judiciary. The number of participants: 5; duration: 5 working days.

3.4.8 Roll out of approved system for evaluation of judges and courts in Slovakia

Involvement of local and EU experts as well as of some officials of the Ministry in numerous working group meetings is foreseen. Meetings will raise travel, translation and interpretation costs to be covered from the project. Detailed plan and schedule of meetings will be defined at the moment of acceptance of twinning partner during initial meeting.

Means:
Transition Facility assistance will be provided through Twinning light.

Expected number of EU/local experts: 3/5 (local experts will be judges and officials of the Ministry not included in the Transition Facility budget of the project)

EU experts: 3 x 120 man/days
Profile of experts:
- university degree in law
- deeper knowledge and experience as regards the creation of similar systems
- at least 5 years of experience in applying evaluation systems for judges and courts workload

More details will be defined in relevant Terms of reference.

Estimated total amount for TWL: 0.150 MEUR

**Results mentioned in 3.3.3 will be achieved through following activities (technical assistance):**

3.4.9 Elaboration - for example leaflets or video tapes as mentioned later - of information for chosen district courts and selection of the personnel of courts and working group members from other participating institutions involved in the mediation project. Information will consist of the explanation what mediation is, its objective, its advantages and disadvantages, its asset (advantage) in comparison to the courts proceedings, accessibility to mediation, which disputes are solvable through mediation, etc. Currently, there are 55 district courts in Slovakia. From 3 to 5 of them will be chosen to carry out mediation as a pilot operation. A first criterion is territorial, according which at least one court in western Slovakia, one in the central Slovakia and one in east Slovakia will be selected. A second criterion will apply when one or more courts in each region will be chosen. This will be done on the basis of types of disputes, which are characteristic for the chosen court and are solvable by mediation. Institutions, which will participate in mediation, will be mainly Mediation centres, Universities and other state authorities.

- Leaflets preparation for parties in the dispute and their legal representatives made available at chosen courts. Preparation of the information about mediators operating at relevant courts.
- Organisation of different working group meetings dealing with the presentation of the project - Implementation of mediation into Slovak judicial system (pilot scheme) - to the large concerned public e.g. judicial officers, employees of the Ministry of Justice, advocates, notaries, other relevant legal professions, mediators, students of law – Universities or other educational institutions, but mainly to judges at courts, whose participation in the procedure will be very important. The international experts are mainly expected to present their experience with mediation, offering obtained results and describing the application aspects of this instrument new in Slovakia.
- The outputs of mentioned working group work will be used for possible modifications of the project into its final version.

3.4.10 Preparation, elaboration and evaluation of training programmes effectuated for judges and other judicial staff during project implementation and also for future mediators. Organisation of presentations for jurists linked with some companies operating in the area of related district courts. Elaboration of a manual for parties in the dispute. (Leaflets are information bulletins and manuals will be used for practice of the mediation). Manuals will be available at each district court in the Slovak Republic. Video-tape production about mediation possibilities to be shown in scope of the training for judges, mediators and students, and also in other mass media in order to introduce the idea of mediation to public.

3.4.11 Realisation phase as a final stage of pilot operation will consist of effective mediation procedures at three to five chosen district courts, at least at one in each region. The mediation simultaneously effectuated at courts (by judges) and out of courts (by mediators) should show increased efficiency of solving disputes by out-of-court settlement and thus gain progressively wished credibility of the public. Continuous evaluation of realised mediation procedure will be carried out during the implementation of the project.

Based on the experiences from the Phare 2001 project, the activities will be realised by mixed working groups composed of local (approx 5) and EU experts (approx 3).

EU experts should be short term experts experienced in the field of mediation.

Key expert 1: Team leader - 60 m/days  
Qualification and skills – very experienced lawyer in the field of mediation  
Specific professional experience – at least 10 years in the field

Key expert 2: 60 m/days  
Qualification and skills – judge or retired judge, experienced in the field of mediation  
Specific professional experience – at least 5 years in the field

Key expert 3: 60 m/days  
Qualification and skills – Administrator of a court or higher court official who worked at a court dealing with mediation  
Specific professional experience – at least 5 years in the field

Long-term local experts:

2 judges (not included in the Transition Facility budget of the project)  
3 mediators - 120 m/days (in total)
Required qualification of local expert (mediators):
- member of the Association of mediators
- relevant experience of mediation under previous statute (existing since 1995)

**Means:**

*Transition Facility assistance will be provided through Technical assistance (T.A.)*

Estimated total amount for T.A.: 0,100 MEUR

**Results mentioned in 3.3.4 will be achieved through following activities:**

3.4.12
- Methodical help - invited experts from EU countries are expected to ensure a transfer of experience and know-how of their Arbitration Courts, ways of solution of specific occurrences in arbitration proceeding in form of expert consultations, participation on seminars, workshops and practical special exercises, building contacts for long-term cooperation with Arbitration Courts in other EU countries
- Personal working meetings of experts with arbitrators of the Arbitration Courts in the Slovak republic and in international cooperation
- Internships for Slovak arbitrators in selected EU country in order to get a realistic view of other functioning systems (maximum number of participants: 5; maximum duration: 5 days)
- Practical exercises of solutions of disputes in arbitration proceedings in Slovak republic and in praxis of other EU countries in the framework of workshops and seminars to be organised for arbitrators
- Special professional seminars and conferences on arbitration proceedings for arbitrators of Arbitration Courts, commercial and civil community
- Special professional training of support personnel of court of arbitrage for arbitration proceedings
- Special lectures for commercial and civil community and public about contractual relationship in accordance to different types of agreements
- Elaboration of expert publications about arbitration proceedings and arbitration courts aimed at experts, the commercial and civil community and the public in accordance with the lecture and seminar themes
- Medial activities and presentations of arbitration proceedings, Arbitration Courts, issued publications on Internet, permanent www page, radio and TV media.

**Specific working themes of consultations with foreign experts** are targeted on their experiences from solutions of property disputes in individual countries of EU

- Roots of code of law for solutions of property disputes and experiences with application in praxis
- Rules of a procedure, range of evidence situation and praxis in execution of evidences in disputing of property disputes.
- Know-how of Arbitration Courts, arbitrators of Arbitration Courts and experiences with cooperation with General Courts and other institutions
- Realisation of enforcement of final judgements of Arbitration Courts
General themes of lectures, workshops and expert seminars for arbitrators of Arbitration Courts, civil and commercial community and public:

- Permanent Arbitration Court, its role and importance for commercial and civil community and public
- Arbitration proceedings as a fast and effective solution of property disputes risen from international an domestic civil-law relations
- Cooperation of Arbitration Courts and their contribution to increasing if legal conscience of commercial and civil community and public
- Character of contractual relationship, draft of contract, acceptance of draft, form of contract and consequences of the act of not fulfilment of the contract
- Arbitration contract and procedural community of participants of arbitration proceedings
- Preparation of proceedings, evidence situation and evidence obligation
- Judgements in matter, arbitration judgement, its legal effects and perform ability
- Individuality of solution of property dispute through form of compromise proceedings
- Resolutions about competent authority of Arbitration Court and protests of proceedings participants
- European Union Law and its application in contractual relationships
- Harmonization of Slovak republic Law with European Union Law

Means:

5 key experts (3 local and 2 EU experts):

a) 5 key experts are composed as follows:
   - 3 local: including one team leader; all three of them will be involved in the project implementation (no one of them will be a civil servant)
   - 2 EU experts – in charge of transmission of professional experiences and know-how and contact points with arbitration courts abroad.

- 2 key experts (foreign) are short-term experts for all duration of the project and they are in category senior lawyer, with at least 15 years of special law practice mainly in arbitration proceedings class 3 - senior lawyer. Foreign experts are responsible for international contacts, cooperation and coordination within selected Arbitration Courts in abroad.
- 3 other key-experts (local) should have at least 15 years of special law practice including participation on international cooperation in arbitration proceedings. They are responsible for realisation of the project content and the quality of project realisation in Slovakia, specific project activities, for content quality of published materials, for dissemination of the project and final report.

b) 5 non-key experts
   - they are lawyers with at least 10 years law practice or they have auditor practice and they are arbitrators of Arbitration Courts. Their role is to support work of key experts, actively work on selected individual project activities, they are preparing written published materials of the project, they are contributing to lectures, workshops, seminars, they are disseminating project activities and results, and they are participating on contacts with Arbitration Courts in
abroad in area of project activities. They are short-term experts, with emphasis on selected themes of project activities

Mentioned forms and method of the work will be realised on different places of Slovakia: Pezinok, Bratislava, Trnava, Banská Bystrica, Liptovský Mikuláš, Spišská Nová Ves, Košice, etc.

Required profiles of experts:

**Key expert 1 - Team Leader**
*Qualifications and skills*
Lawyer  
*General professional experience*
15 years of experience in the field  
*Specific professional experience*
Member of Arbitration Court (in SK), Experience in arbitration according to the administration law, the Civil and Commercial Codes

**Key expert 2: Senior legal expert**
*Qualifications and skills*
Lawyer  
*General professional experience*
Judge or advocate, 15 years of experience  
*Specific professional experience*
Member of Arbitration Court (in SK), Experience in arbitration according to the administration law, the Civil and Commercial Codes.

**Key expert 3**
*Qualifications and skills*
Commercial lawyer  
*General professional experience*
15 years of experience  
*Specific professional experience*
Member of Arbitration Court (in SK), Commercial law

**Key expert 4:**
*Qualifications and skills*
Auditor, Lawyer – commercial law;  
*General professional experience*
15 years of experience  
*Specific professional experience*
Member of Arbitration Court (foreigner). Auditor, lawyer expert in the field of enterprising and accounting

**Key expert 5:**
*Qualifications and skills*
Arbitrator of a Court of Arbitration  
*General professional experience*
15 years of experience  
*Specific professional experience*
Arbitrator of a Court of Arbitration, civil and commercial law
Number of person/days of experts:
Key - expert 1 - 50 m/days (local)
Key - expert 2 - 50 m/days (local)
Key - expert 3 - 70 m/days (local)
Key - expert 4 - 70 m/days (foreign)
Key - expert 5 - 50 m/days (foreign)
Non key experts - in total 100 m/days (they will be available to assist the 5 key experts in its numerous activities along the life of the project.)

Means:
Transition Facility assistance will be provided through T.A.
Estimated total amount for T.A.: 0,130 MEUR

3.5 Lessons learned:

Previous experiences with training activities supported by Phare aimed at the same target group (Judges, Court officials, Prosecutors, judges and prosecutor candidates, Higher court officials) and had a similar purpose (strengthening of knowledge and understanding of the acquis and the standards and requirements to be met by a national Judiciary vis a vis ensuring an efficient and uniform implementation of the acquis) give the reasoning of the effort to continue close co-operation of the newly established Judicial Academy with experts from relevant institutions in EU Member States. If in previous projects the aim was in particular the preparation of the establishment of the Academy supported by direct interventions of foreign lectors, this project focuses on the development of training programmes. The issue of mediation entered into the project Phare 2001 as mentioned already. The present project should help the pilot operation of this new institute in Slovakia.

4 Institutional Framework

With regards to the core issues, which will be tackled under this project the role and responsibilities of some key stakeholders will be shared as follows:

The Ministry of Justice as recipient will be responsible for the overall co-ordination of the project’s implementation and for achieving the envisaged results. The project will be co-ordinated by the PIU Phare operating at the Ministry of Justice.

The sub-project Training for judges, prosecutors and Court officials will be ensured by the Board of the Judicial Academy assisted concerned Department of the Ministry of Justice responsible for creation of suitable conditions for the training activities in the sector of the judiciary.

The sub-project dealing with Court management systems will be ensured by the working group composed of experts from the Ministry of justice and representatives of courts (via councils of judges).

The sub-project on mediation services will involve experts from the Ministry of justice (International law and European integration Department and its Section for international
cooperation and human rights where competent officials are in charge of the issue of mediation) and members of the Association of mediators of Slovakia.

The sub-project dealing with issues of arbitration, of awareness-raising and training of legal professionals will be ensured by experts from the Civil law Department of the Ministry of justice and Civil association for spiritual, cultural, social development and cooperation (headquarter at Pezinok) – initiator of the sub-project on arbitration.

5 Detailed Budget

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<th>National Co-fin.*</th>
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6 Implementation Arrangements

6.1 Implementing Agency

The implementing agency is the Central Financing and Contracting Unit at the Ministry of Finance of SR (Contracting Authority for the TF).

The PAO is the Director of CFCU
Mrs Silvia Czuczorová
Address: Štefánovikova 5                     Tel: +421-2- 5958 2545
817 82 Bratislava Fax: +421-2-5958 2559
Slovak Republic e-mail: cfcus@mfsr.sk

Implementing Authority:

The technical implementation and co-ordination of the entire project will be ensured by a task force that includes representatives of the Ministry of Justice, of the Association of mediators of Slovakia (where appropriate), of the Civil Association for Spiritual, Cultural, Social Development and Cooperation (where appropriate - arbitrage).

Contact person:
Mr. Július Králik
Head of PIU Phare
International law and European integration Department
Ministry of Justice of the Slovak republic
Župné nám. 13
813 11 Bratislava
Tel.: ++421 2 593 53 287
6.2 Twinning Light

The institutional twinning partner will be the Ministry of Justice of the Slovak Republic which will assume overall responsibility for the project.

Contact person:
Mr. Július Králik
Ministry of Justice of the Slovak republic
Župné nám. 13
813 11 Bratislava
Tel.: 0042 2 593 53 287
Fax: 0042 2 593 53 605
E-mail: julius.kralik@justice.sk

6.3 Non-standard aspects
N/A

6.4 Contracts

The project will be implemented with the following contracts:

1 Twining Light Contract refers to Activities 3.4.1 – 3.4.3: 0,100 MEUR
1 Twining Light Contract refers to Activity 3.4.4 – 3.4.8: 0,150 MEUR
1 Service Framework contract refers to Activity 3.4.9.-3.4.11: 0,100 MEUR
1 Service Framework contract refers to Activity 3.4.12.-3.4.13: 0,130 MEUR

7 Implementation Schedule

Start of tendering/call for proposals: 4th quarter 2004
Start of project activity: 1st quarter 2005
Project completion: 1st quarter 2006

8 Sustainability

Beneficiaries have foreseen adequate staff to maintain administrative function of the project via related offices (PIU Phare at the Ministry of Justice, relevant Sections of the Ministry, partners from concerned associations and NGO)

9 Conditionality and sequencing

The project sequencing should take into account the urgent need of results 3.3.1 and 3.3.2 in co-ordination with dates of new legislation approval (Civil Code by the end 2004).
ANNEXES TO PROJECT FICHE

1. Logical framework matrix in standard format - Enclosed
2. Detailed implementation chart - Enclosed
3. Contracting and disbursement schedule by quarter for full duration of programme (including disbursement period) - Enclosed
4. List of relevant Laws and Regulations - Enclosed
**LOGFRAME PLANNING MATRIX FOR**

<table>
<thead>
<tr>
<th>Project</th>
<th>Programme name and n 2004/016-764.03.01</th>
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<td>Strengthening of the Judicial system</td>
<td>Contracting period expi 15.12.2006</td>
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<tr>
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<td>Total budget (€ 0,480 ME)</td>
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**Overall objective**

- To improve the efficiency of the Slovak Judiciary

**Objectively Verifiable Indicators**

- More positive evaluation of the EC
- Regularly reports Slovakia

**Project purpose**

- To provide comprehensive training for judges and Court personnel aiming at a correct and efficient implementation of the EU acquis
- To reduce the excessive length of proceedings, in particular in civil and commercial cases.

**Objectively Verifiable Indicators**

- Majority of concerned judges at specialised panels of courts participating at the training (80% by the end of the project implementation)
- Decreased number of pending cases at courts by 10% by 2007
- Official Statistics: Reports on activity of the Ministry of Justice
- Official Statistics: Reports of the M...
### Results

<table>
<thead>
<tr>
<th>I.</th>
<th>Judges trained on new legislation</th>
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<tbody>
<tr>
<td>II.</td>
<td>New system of evaluation of the workload of judges and courts is created</td>
</tr>
<tr>
<td>III.</td>
<td>Mediation introduced in routine practice at disputes in civil cases</td>
</tr>
<tr>
<td>IV.</td>
<td>Legal conscience within the commercial and civil community is improved</td>
</tr>
</tbody>
</table>

### Objectively Verifiable Indicators

| I. | 50 judges from courts in Slovakia trained on specific topics |
| II. | Operation of the new system of evaluation of courts and judges is reflected at appointment of judges to courts (by 2006) |
| III. | Number of cases settled out of court by means of mediation is increased (20% by 2006) |
| IV. | Increased settlement of commercial disputes effectuated by Courts of Arbitrage (15% by 2006) |

### Sources of Verification

- Reports on training activities of the S
- Official statistics Ministry of Justice
- Official statistics Association of (c)mediation
- Official statistics Court of Arbitration PRAVOSPOL

### Activities

| I.1 | Specialised training activities using seminar and workshop forms |
| I.2 | Special activities dedicated for training of trainers |
| I.3 | Limited internships for judges in areas of competition and bankruptcy law will be organised |
| II.1 | Analysis of current state of play at Slovak courts |

### Means

| I.1 | Twinning light (several short term experts) |
| I.2 | Twinning light (several short term experts) |
| I.3 | Twinning light (several short term experts) |

### Specification of costs

| I.1 | Twinning covenant 100 EUR |
| I.2 | Twinning covenant 150 EUR |
| I.3 | Twinning covenant 150 EUR |
| II.2 | Elaboration of evaluation criteria by working group and draft of rules book for the evaluation of judges and courts workload |
| II.3 | Test of pilot operation of the system |
| II.4 | Internships in chosen partner institution in one EU Member State |
| II.5 | Roll out of approved system of evaluation of judges and courts in Slovakia |

| III.1 | Elaboration of information, identification of the personnel and working group members from other participating institutions, Organisation of different working group meetings dealing with presentation of the project.. |
| III.2 | Preparation, elaboration and evaluation of training programmes for judges and other jurist profession and possibly also for future mediators. Elaboration of the manual for parties about successful mediation procedures in Slovakia. Video-tape production about mediation possibilities. |

- Technical assistance contract

T.A. contract 100.000 €
<table>
<thead>
<tr>
<th>III.3</th>
<th>Realisation of mediation procedures at three chosen locations and selected cases from out of tested regions. Continuous evaluation of realised mediation meetings. Works on statute and co-operation with Committee for mediation of Slovakia.</th>
<th>• Technical assistance contract T.A. contract 130,000 €</th>
</tr>
</thead>
<tbody>
<tr>
<td>IV.1</td>
<td>Methodical help in arbitration proceedings, consultations, workshops, lectures and contributions to conference.</td>
<td></td>
</tr>
<tr>
<td>IV.2</td>
<td>Exchange of experiences and co-operation of a platform for adjustment of legal systems and improvement of the quality of legal consciousness within the commercial and civil community in the Slovak Republic.</td>
<td></td>
</tr>
</tbody>
</table>

Preconditions

• Adoption of new legislation:
  Commercial, Competition an
# Time Implementation Chart

Project number: 2004/016-764.03.01

Project title: Strengthening of the Judicial system

<table>
<thead>
<tr>
<th>Institution Building</th>
<th>2005</th>
<th>2006</th>
</tr>
</thead>
<tbody>
<tr>
<td>Activities connected with result 3.3.1</td>
<td>X X X X X X X X</td>
<td>X X</td>
</tr>
<tr>
<td>Activities connected with result 3.3.2</td>
<td>X X X X X X X X</td>
<td>X X</td>
</tr>
<tr>
<td>Activities connected with result 3.3.3</td>
<td>X X X X X X X X</td>
<td>X X</td>
</tr>
<tr>
<td>Activities connected with result 3.3.4</td>
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<td>X X</td>
</tr>
<tr>
<td></td>
<td>2004</td>
<td>2005</td>
</tr>
<tr>
<td>-----------------</td>
<td>-------</td>
<td>-------</td>
</tr>
<tr>
<td>Contracted *</td>
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<td>0,48</td>
</tr>
<tr>
<td>Disbursed</td>
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<td>0,25</td>
</tr>
</tbody>
</table>

NB: 1. All contracting should normally be completed within 6-12 months and must be completed by 15 December 2007
2. All disbursements must be completed by 15 December 2007
List of relevant Laws and Regulations:

1. Act of the National Council of the Slovak Republic No.385/2000 Coll. on judges and lay-judges
2. Act of the National Council of the Slovak Republic No.80/1992 Coll. on administration of courts
3. Act of the National Council of the Slovak Republic No. 335/1991 Coll. on courts and judges
4. Action plan for reinforcing Slovakia’s administrative and judicial capacity
5. The relevant Articles of the Rules of Civil Procedures of the Slovak Republic on mediation
6. Act of the National Council of the Slovak Republic No.385/2000 Coll. on judicial academy establishment