

## Annex 1 to the Programme Agreement

Programme Operator and Partners	
Programme Operator:	Ministry of Justice
Donor Programme Partner:	Norwegian Courts Administration
IPO:	Council of Europe
Other Programme Partners(s):	Not applicable

Programme Objective	Strengthened rule of law
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PA	Number	Expected programme results	Indicator	Unit of measurement	Source of verification	Frequency of reporting	Baseline value	Baseline year	Target value
PA21	Outcome 1	Increased effectiveness and efficiency of the judiciary	Annual number of court users and citizens using e-services	Annual number	Ministry of Justice statistics	Annually	1484370	2018	1622011
			Share of court-annexed mediation cases in the total number of civil litigation cases	Percentage	Court records	Semi-annually	0.35%	2018	0.95%
			Share of judges and judicial personnel at the Split Court satisfied with working conditions	Percentage	Survey results	2022	TBD	TBD	80.0%
			Share of recommendations on improving the methodology of the evaluation of judges' performance officially adopted by the State Judicial Council	Percentage	Amended Methodology of the evaluation of judges	Annually	N/A	N/A	20.0%

PA	Number	Expected programme results	Indicator	Unit of measurement	Source of verification	Frequency of reporting	Baseline value	Baseline year	Target value
	Output 1.1	System of (civil and commercial) court-annexed mediation reinforced	Analysis of the existing mediation system in comparison with other European states carried out	Binary	Copy of the analysis	Semi-annually	No	N/A	Yes
			Manual on court mediation developed	Binary	Copy of the manual on court mediation	Semi-annually	No	N/A	Yes
			Number of awareness raising campaigns carried out	Number	Project Promoters' records, Audio/video/print material produced as part of the campaign	Semi-annually	0	N/A	1
			Number of people reached by awareness raising campaign	Number	Project Promoters' records, Survey results	Semi-annually	0	N/A	1500000
			Number of professional staff trained (disaggregated by gender)	Number	Project Promoters' records, Attendance sheets	Semi-annually	0	N/A	500
			Socio-legal examination of the reasons behind the underutilisation of mediation carried out	Binary	Copy of study	Semi-annually	No	N/A	Yes
			Output 1.2	Judicial infrastructure upgraded	Municipal Court building in Split reconstructed and operational	Binary	Construction acceptance document, on-the-spot verifications	Semi-annually	No
	Output 1.3	Capacity of judges reinforced	Number of judges seconded to European Court of Human Rights (disaggregated by gender)	Number	ECHR's records	Semi-annually	0	N/A	3

PA	Number	Expected programme results	Indicator	Unit of measurement	Source of verification	Frequency of reporting	Baseline value	Baseline year	Target value
	Output 1.4	Use of e-services within the judicial system reinforced	Analysis of e-services within the judicial system used by the citizens completed	Binary	Copy of the analysis of e-services	Semi-annually	No	N/A	Yes
			Number of awareness raising campaigns promoting the use of e-services carried out	Number	Project Promoters' records, Audio/video/print material produced as part of the campaign	Semi-annually	0	N/A	1
			Number of people reached by the awareness raising campaign promoting the use of e-services	Number	Marketing agency's reports	Semi-annually	0	N/A	1000000
	Output 1.5	System of the evaluation of the performance of judges revised	Comparative analysis study of evaluation of the performance of judges in two EU member states completed	Binary	Copy of the comparative analysis study	Semi-annually	No	N/A	Yes
			Recommendations for improving the methodology of the evaluation of judges' performance elaborated	Binary	Copy of the recommendations	Semi-annually	No	N/A	Yes
PA19	Outcome 2	Improved correctional services	Level of perceived quality of cooperation between prison and probation staff	Scale 1-5	Survey results	Annually	TBD	2018	≥4
			Number of persons under the electronic monitoring system	Number	Ministry of Justice statistics	Annually	0	N/A	150
			Share of custodial sentences in the total number of criminal convictions	Percentage	Ministry of Justice statistics	Annually	19.5%	2018	19.0%

PA	Number	Expected programme results	Indicator	Unit of measurement	Source of verification	Frequency of reporting	Baseline value	Baseline year	Target value
	Output 2.1	Electronic monitoring system implemented	Electronic monitoring centre set up	Binary	Project Promoter's records	Semi-annually	No	N/A	Yes
			Number of electronic monitoring bracelets/anklets procured	Number	Ministry of Justice statistics	Semi-annually	0	N/A	150
			Number of probation and prison staff and judges, prosecutors, police and other relevant stakeholders trained in electronic surveillance of offenders (disaggregated by gender)	Number	Project Promoters' records, Attendance sheets	Semi-annually	0	N/A	200
	Output 2.2	Probation service's material and technical working conditions upgraded	Number of existing probation offices with upgraded infrastructure	Number	On-the-spot verifications, photos	Semi-annually	0	N/A	14
			Number of new mobile units in use by probation offices, Central office and Electronic monitoring centre	Number	On-the-spot verifications, photos	Semi-annually	0	N/A	4
	Output 2.3	Tools for the enforcement of correctional measures and sentences improved	Scientific validation of the Risk Assessment System and its adjustment completed	Binary	Copy of the validation document	Semi-annually	No	N/A	Yes
	Output 2.4	Cooperation between prison and probation	Analysis of the needs and possibilities for improving cooperation between prison and probation system carried out	Binary	Copy of the analysis	Semi-annually	No	N/A	Yes

PA	Number	Expected programme results	Indicator	Unit of measurement	Source of verification	Frequency of reporting	Baseline value	Baseline year	Target value
		system strengthened	Annual number of regular periodic meetings between prison and probation staff on national and regional level	Annual number	Project Promoter's records, Attendance-sheets	Semi-annually	0	N/A	6
			Number of prison staff trained <sup>1</sup> (disaggregated by gender)	Number	Project Promoters' records, Attendance sheets	Semi-annually	0	N/A	30
			Number of probation staff trained <sup>2</sup> (disaggregated by gender)	Number	Project Promoters' records, Attendance sheets	Semi-annually	0	N/A	30
			Pilot project of strengthening cooperation between prison and probation system implemented	Binary	Project Promoter's records	Semi-annually	No	N/A	Yes
Bilateral	Bilateral outcome	Enhanced collaboration between beneficiary and donor state entities involved in the programme	Level of satisfaction with the partnership (disaggregated by State type)	Scale 1-7	Survey results	Annually (APR)	TBD	TBD	≥4.5, And an increase on the baseline
			Level of trust between cooperating entities in Beneficiary States and Donor States (disaggregated by State type)	Scale 1-7	Survey results	Annually (APR)	TBD	TBD	≥4.5, And an increase on the baseline
			Share of cooperating organisations that apply knowledge acquired from bilateral partnerships (disaggregated by State type)	Percentage	Survey results	Annually (APR)	N/A	N/A	≥50%

<sup>1</sup> In cross-sectoral and inter-departmental cooperation on monitoring and assisting parolees; cooperation on preparation and implementation of post-penal protection (can be adjusted later).

<sup>2</sup> In cross-sectoral and inter-departmental cooperation on monitoring and assisting parolees; cooperation on preparation and implementation of post-penal protection (can be adjusted later).

PA	Number	Expected programme results	Indicator	Unit of measurement	Source of verification	Frequency of reporting	Baseline value	Baseline year	Target value
		Cooperation between donor and beneficiary State entities supported	Number of joint articles published	Number	Relevant publications	Semi-annually	0	N/A	2
	Bilateral output 1		Number of participants from beneficiary states in bilateral exchanges (disaggregated by gender, Donor State)	Number	Project Promoter's records	Semi-annually	0	N/A	15
			Number of participants from donor states in bilateral exchanges (disaggregated by gender, Donor State)	Number	Project Promoter's records	Semi-annually	0	N/A	10
			Number of projects involving cooperation with a donor project partner (disaggregated by Donor State)	Number	Copies of contracts concluded with Project Promoters, Partnership agreements between Project Promoters and project partners	Semi-annually	0	N/A	3
			Number of training courses co-organised by donor state and beneficiary state entities	Number	Project Promoter's records	Semi-annually	0	N/A	5

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**Conditions**

General

1. The National Focal Point shall ensure that the Programme Operator ensures that project promoter's:
  - Keep any buildings purchased, constructed, renovated or reconstructed under the project in their ownership for a period of at least 5 years following the completion of the project and continue to use such buildings for the benefit of the overall objectives of the project for the same period;
  - Keep any buildings purchased, constructed, renovated or reconstructed under the project properly insured against losses such as fire, theft and other normally insurable incidents both during project implementation and for at least 5 years following the completion of the project; and
  - Set aside appropriate resources for the maintenance of any buildings purchased, constructed, renovated or reconstructed under the project for at least 5 years following the completion of the project. The specific means for implementation of this obligation shall be specified in the project contract.
2. The maximum level of funding available from the total eligible expenditure of the programme for infrastructure (hard measures) shall be 60%.
3. For Outcome 1 indicator “Share of judges and judicial personnel at the Split Court satisfied with working conditions”, where the baseline value is “to be determined” (TBD), the Programme Operator shall submit to the FMO for approval the baseline value, together with a description of the data collection method used, no later than 6 months after signing the project contract for the relevant pre-defined project.
4. For Outcome 2 indicator “Level of perceived quality of cooperation between prison and probation staff”, where the baseline value is “to be determined” (TBD), the Programme Operator shall submit to the FMO for approval the baseline value, together with a description of the data collection method used, no later than 6 months after signing the project contract for the relevant pre-defined project.
5. For the pre-defined projects under Section 5.1 of Annex II to the Programme Agreement, the National Focal Point shall ensure that the Programme Operator ensures that the appraisal foreseen in Article 6.5.3 of the Regulation is externalised and carried out by a legal entity independent of and unrelated to the Programme Operator.
6. For pre-defined project no. 1 (numbering under Section 5.1 of Annex II to the Programme Agreement), the Programme Operator's responsibilities regarding the verification of payment claims described in Article 5.6.1 e) of the Regulation, and the Programme Operator's monitoring and control functions described in Article 5.6.1 g) of the Regulation, shall be externalised and carried out by a legal entity independent of and unrelated to the Programme Operator. The NMFA shall approve the entity to be charged with these tasks prior to the first disbursement to the pre-defined project.

Pre-eligibility

Not applicable

Pre-payment

Not applicable

Pre-completion

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Not applicable

Post-completion

Not applicable

<b>Eligibility of costs - period</b>	First date	End date
Eligibility of costs	04/07/2018	31/12/2024

<b>Grant rate and co-financing</b>	
Programme eligible expenditure (€)	€ 15,294,118
Programme grant rate (%)	85%
Maximum amount of Programme grant - EEA Financial Mechanism (€)	-
Maximum amount of Programme grant - Norwegian Financial Mechanism (€)	€ 13,000,000
Maximum amount of Programme grant - Total (€)	€ 13,000,000



Maximum eligible costs (€) and Advance payment amount (€)								
PA	Budget heading	EEA Grants	Norway Grants	Total grant	Programme grant rate	Programme co-financing	Programme eligible expenditure	Advance payment
PM	Programme management	€ 0	€ 1,142,500	€ 1,142,500	85%	€ 201,618	€ 1,344,118	-
PA21	Outcome 1	€ 0	€ 10,072,500	€ 10,072,500	85%	€ 1,777,500	€ 11,850,000	-
PA19	Outcome 2	€ 0	€ 1,785,000	€ 1,785,000	85%	€ 315,000	€ 2,100,000	-
Total		€ 0	€ 13,000,000	€ 13,000,000	85%	€ 2,294,118	€ 15,294,118	-

Retention of management costs	
Retention of management costs - percentage of the management costs	10%
Retention of management costs - planned Euro value	€ 134,412