



# NATIONAL STRATEGY ON ACCESS TO JUSTICE

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# OUTLINES OF THE NATIONAL STRATEGY

## Approach and Process

- Draws on research into access to justice for poor people in five provinces
- Coordinated, strategic approach to building access to justice for poverty reduction
- Full participation of civil society: draws on community level experiences and perspectives
- Nationally driven process facilitated by BAPPENAS and UNDP

## Outputs

- Included into the Medium Term Development Plan 2010-2014
- Implementation via an Action Plan, harmonised with other GOI programmes
- A framework for coordinating donor support in the legal and justice sector

## DEFINITION OF ACCESS TO JUSTICE IN INDOONESIAN CONTEXT

Access to Justice refers to the process and circumstances whereby the state can guarantee the fulfillment of people's basic rights based on the 1945 Constitution and International Human Rights Principles, as well as guarantee access for claim holders to enable them to have the capacity to know, understand, be aware of, and utilize the said basic rights through formal and informal institutions, supported by responsive public complaint mechanisms, to optimize the fullest benefit in the betterment of the quality of life.

# A HUMAN RIGHTS BASED APPROACH



Access to justice  
is essential for  
poverty  
eradication and  
human  
development

# HOW THE NATIONAL STRATEGY WAS DEVELOPED



# IMPLEMENTING THE STRATEGY

Integrated into Medium Term Development Plan 2010-2014

Central Level:  
Integration into Ministries/Departments' strategic planning and programmes/annual plans

Regional Level:  
Integration into Regional Medium-Term/annual Development Plan

Legal empowerment initiatives by CSOs both in National and Local Level

Donor Coordination

Monitoring and Evaluation

Thank you  
and  
Open for Questions

## SAMPLE – IMPLEMENTING/ACTION PLAN

| ISSUE  | STRATEGY   | ACTION PLAN   | OUTPUT  | OUTCOME   |
|--|--|---|---|---|
| The absence of sufficient legislation and effective legislation to materialise the rights on legal aid | The formulation of legal instrument for the poor to obtain access to legal aid | The formulation of a Bill on Legal Aid to be inserted in the National Legislation Program | Bill on Legal Aid is inserted in the National Legislation Program | A solid Bill on Legal Aid which is in line with human rights principles to be consulted to and approved by the parliament |



## SAMPLE – CONTINUE..

| ISSUE   | STRATEGY  | ACTION PLAN  | OUTPUT   | OUTCOME   |
|---|---|--|--|---|
| Disharmony and the low quality of Provincial and District Regulations | Increasing the quality of policy and supports on its implementation | Application of RIA ( <i>Regulatory Impact Assesment</i> ) in the formulation of provincial and district policies, encompassing principles of transparency, participation, accountability and analytical consideration of the benefits and burdens of such policies | Government Regulation to implement Law No. 10 of 2004 regarding “Formulation of Laws and Regulations” , especially to govern the obligations of Provincial and District Governments to implement RIA in the formulation of Provincial/District Regulations along with their procedures | An increased quality and acceptability of a public policy |