

## Terms of Reference for the Task Force on Justice

### Context

1. The Pathfinders for Peaceful, Just and Inclusive Societies is a group of member states, international organizations, global partnerships, civil society networks, and the private sector. In September 2017, the Pathfinders launched the *Roadmap for Peaceful, Just and Inclusive Societies*, as a ‘first guide’ for those working on the SDG targets for peace, justice and inclusion (SDG16+).
2. The roadmap identifies ‘increase access to justice and legal empowerment’ as a priority for implementation. It identifies the need to further explore the challenge of providing justice to the four billion people who live outside the protection of the rule of law. Without increased justice, it will be impossible to deliver the 2030 Agenda commitments for people, planet, prosperity, and peace.
3. SDG16.3 aims to ensure equal access to justice for all, while other SDG targets cover legal identity, birth registration, corruption and bribery, and non-discrimination and gender equality.
4. These targets provide a unique opportunity to accelerate the provision of access to justice, but a lack of data, evidence, and strategies is hindering implementation. Governments do not invest enough in justice, due to the lack of a business case that sets out costs and benefits in terms of social and economic development.
5. Recent years have seen a wave of innovation in justice and the emergence of new models and approaches, but these are yet to cohere in an agenda for action tailored to SDG16.3 and related targets.
6. There is a limited window to strengthen and empower the movement for justice, and to demonstrate momentum for SDG16.3 and related targets. This will support increasing ambition and results in the 2020s.

### Scope of the Task Force

7. The Task Force on Justice is an initiative of the Pathfinders for Peaceful, Just and Inclusive Societies who aim to encourage an acceleration in the provision of justice to people and communities outside the protection of the law, in line with SDG16.3 and related targets on justice.
8. Its work will contribute to the following outcomes:
  - Governments (national or subnational) make ambitious commitments to implement SDG16.3, backed up by credible, realistic, and funded strategies and plans.
  - Increasingly coherent and comprehensive support for the implementation of SDG16.3 from international and regional organizations, and from multi-stakeholder partnerships.
  - A more effective and empowered movement for justice at global, regional, national and local levels.

9. It will address the following questions:
  - **The justice gap.** What do people need and want when they seek justice? What kind of justice do they receive?
  - **Making the case.** What is the case for action and investment in equal access to justice for all? What strategy is needed for financing equal access to justice for all?
  - **What works.** What strategies, tools and approaches will increase access to justice? How should those defending justice be supported and protected?
  - **Call to action.** What commitments should national and local actors make to closing the justice gap? How can international and regional cooperation support access to justice at national levels?
10. The Task Force will be led by member states that are pathfinders for justice and will actively work to increase the ambition of national commitments to implement SDG16.3 and related targets.
11. It will bring together international, regional, national, and local justice organizations, strengthening the partnership for effective implementation. It will build links with those working on other SDGs, demonstrating the cross-cutting importance of justice to the 2030 Agenda.

### **Composition**

12. The Task Force on Justice will be chaired by:
  - H.E. Germán Carlos Garavano, Minister of Justice and Human Rights, Argentina
  - H.E. Sigrid Kaag, Minister for Foreign Trade and Development Cooperation, the Netherlands
  - H.E. Joseph Kamara, Attorney-General and Minister of Justice, Sierra Leone
  - Hina Jilani, the Elders
13. Each chair will appoint an alternate to act as their representative when they are unable to attend meetings in person.
14. Task Force members will be eminent justice experts with a mix of expertise and backgrounds. Members will be chosen to ensure gender and geographic diversity.
15. The Task Force will be supported by the secretariat for the Pathfinders for Peaceful, Just and Inclusive Societies, housed at the New York University Center on International Cooperation. Justice partners may second additional capacity to this secretariat function.

### **Working arrangements**

16. The Task Force will meet three times: in Buenos Aires, Freetown, and The Hague. There will be additional virtual meetings as necessary.
17. The Task Force will be supported by a series of workstreams that will collectively generate a new synthesis of research and evidence to inform the delivery of SDG16.3 and related targets. Workstreams will be configured according to need and will provide an opportunity for justice partners to contribute to the work of the Task Force.
18. A consultation will enable those working in justice and legal empowerment to play an active role in the Task Force, while the Task Force will benefit from dialogue and debate at major international

and regional justice events, including those planned for the tenth anniversary of the Commission on the Legal Empowerment of the Poor.

19. The Task Force will publish a flagship report, aimed at policymakers and decision makers, including those such as ministers of finance and planning who must play a critical role in scaling up access to justice. The report will be concise (maximum 60 pages).
20. Following publication of the report, the Task Force will ensure that ambitious commitments on access to justice are at the heart of the High-level Political Forum on Sustainable Development in 2019, as heads of state and government, and ministers mobilize action to accelerate during the second four-year cycle of the 2030 Agenda (2020-2023).

### **Timeline**

21. The following timeline is proposed:

- **November-December 2017:** Confirmation of Task Force members.
- **February 2018:** First meeting of the Task Force (major questions and themes, design and direction for the research).
- **October 2018:** Second meeting of the Task Force (emerging findings and report outline).
- **January 2019:** Third meeting of the Task Force (review draft report, finalize recommendations).
- **Mid 2019:** Flagship report
- **July-September 2019:** Announcement of commitments at the HLPF
- **December 2019:** Close of the Task Force, ongoing dissemination and commitments through the Pathfinders for Peaceful, Just and Inclusive Societies, and through the work of other justice partners.

# TASK FORCE CO-CHAIRS AND MEMBERS

## Co-Chairs

<b>Germán Carlos Garavano</b>	Minister of Justice and Human Rights, Argentina
<b>Sigrid Kaag</b>	Minister for Foreign Trade and Development Cooperation, the Netherlands
<b>Joseph Kamara</b>	Attorney-General and Minister of Justice, Sierra Leone
<b>Hina Jilani</b>	The Elders

## Members

<b>Alejandro Alvarez</b>	Director, Rule of Law Unit, Executive Office of the UN Secretary-General
<b>Donny Ardyanto</b>	Program Advisor of Legal Empowerment and Access to Justice, TIFA Foundation, Former Co-chair of the National Working Group on Achieving the Sustainable Development Goal 16, Indonesia
<b>Jim Goldston</b>	Executive Director, Open Society Justice Initiative
<b>Pablo de Greiff</b>	Special Rapporteur on the promotion of truth, justice, reparation and guarantees of non-recurrence, United Nations Office of the High Commissioner for Human Rights
<b>Sara Hossain</b>	Hon. Executive Director, Bangladesh Legal Aid and Services Trust
<b>Kalthoum Kennou</b>	Judge at the Court of Cassation, Tunisia
<b>Vivek Maru</b>	Chief Executive Officer, Namati
<b>Allyson Maynard-Gibson QC</b>	Barrister, Former Attorney General and Minister for Legal Affairs of The Bahamas
<b>Athaliah Molokomme</b>	Ambassador and Permanent Representative of Botswana to the UN Office in Geneva, Former Attorney General, Botswana
<b>Owen Pell</b>	Partner, White & Case

