



REPORT



KHYBER PAKHTUNKHWA JUDICIAL ACADEMY 02 Day Capacity Building Training of Trial Court Judges on Anti-Rape (Investigation & Trial) Act, 2021 30th-31st Jan, 2023.



Sitting L to R Mr. Ijaz Ahmad, Ms. Hussan Bano, Ms. Nusrat Naz, Ms. Wadeya Mushtaq Malik(DI-II), Mr. Zafar Ullah Khan(Dir-Admin), Syed Yasir Shabbir(DI-I), Ms. Farah Attallah(SDR&P), Mr. Muhammad Shoaib(Dean Faculty), Ms. Farah Jamshed(Director General), Ms. Nida Aly, Mr. Hammad Saeed, Mr. Aiyaz Bhutta, Mr. Fahad Malik, Ms. Tamara Saleem, Ms. Maryam Najam ud Din, Ms. Hina Mehwish, Ms. Nadia Syed.

Standing L to R-1 Mr. Sultan Hussain, Syed Muhammad Mudassir Shah Termizi, Syed Hamid Qasim, Mr. Arbab Sohail Hamid, Raja Muhammad Shoaib Khan, Syed Ali Raza, Mr. Majid Ali Khan, Mr. - Abdul Wahab Qureshi, Mr. Ifkhar Elahi, Mr. Faisal Anjum, Mr. Arbab Muhammad Kashif, Mr. Kashif Dilawar, Mr. Zia Ul Haq, Mr. Mian Mahmood, Mr. Muhammad Tahir Aurangzeb, Mr. Liaqat Ali, Mr. Abid Zaman, Mr. Zahid Karim, Mr. Muhammad Farooq(RO).

Prepared by:

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PURPOSE OF THE REPORT

This is a report of “02-day Capacity Building Training of Trial Court Judges on Anti-Rape (Investigation & Trial) Act, 2021” conducted by the Khyber Pakhtunkhwa Judicial Academy (KPJA) and Asma Jehangir Legal Aid Cell (AGHS) from 30th to 31st January, 2023. The report is divided into five parts: Introduction & background, learning objectives and outcome, a comprehensive summary of the proceedings and schedule of activities, participant’s evaluation, overall quality and impact of the training, participants’ recommendations, and information about the participants with pictorial coverage of the training.

INTRODUCTION & BACK GROUND

‘Inexpensive and expeditious’ justice to all, particularly to the vulnerable segments of society including women, children, religious and ethnic minorities is the prime responsibility of a state. The lack of support mechanism and social attitude of blaming victims results in not reporting cases involving Sexual and Gender –Based Violence (SGBV). Even in cases reported, conviction rates are abysmally low. This state of affairs, amongst others, warranted SGBV focused legislation. The Anti-Rape (Investigation & Trial) Act, 2021 and the Criminal Law (Amendment) Act, 2021 are two significant milestones in establishing legal frameworks for investigation and trial of SGBV cases against women and children. The new legal framework caters for victim centric and supportive investigation and trial procedures. A progressive change, however, is only possible if legislation for SGBV cases is supplemented with capacity building of all the justice sector actors more specifically judges of the special courts.

With this background in view, the Khyber Pakhtunkhwa Judicial Academy in collaboration with AGHS rolled out training on Anti-Rape legislation.

LEARNING OBJECTIVES

The learning objectives of the training were to:

- create awareness of new legislations and procedures for strengthening support mechanism;
- build capacity of judges for effective adjudication;
- equip them with tools to handle vicarious trauma being suffered by them at workplace.

LEARNING OUTCOMES:

At conclusion of the training, it was expected that the participants would be able to:

- grasp the spirit of special legislation;
- adjudicate trials of cases involving sexual violence according to mandate of law;
- overcome burn-out effect as a result of exposure to long term vicarious trauma at workplace.

PROCEEDINGS

Registration: Registration of the participants and their pre-training evaluation was conducted. The AGHS also shared a questionnaire for collecting baseline data from the trainees on the subject.

Inaugural Session: The inaugural session was presided over by Mr. Muhammad Shoaib, Dean Faculty and was attended by all faculty members. Ms. Nida Aly, Executive Director AGHS along with her team members also attended inaugural session.

In his keynote address, the Dean Faculty expressed hope that the interactive capacity building sessions would enable special court judges to conduct trial of SGBV cases effectively and manage the work related stress. Ms. Nida Aly, Executive Director AGHS, in her opening note gave introduction of training session and highlighted the objectives of the training.

Lecture Synopses: Overview of the daily proceedings and lecture synopses are reflected in the schedule of activities as below:

Session Timings & Outline			
Time(minimum)	Topics	Methodology	Resources
8:45 am	Registration		
9:00am–9:30am 30minutes	Inaugural Session & Keynote Speech by Dean Faculty, KP Judicial Academy		
Group Photo			
9:30 am – 09:45 am 15 minutes	Opening Note by Ms. Nida Aly, Executive Director AGHS Legal Aid Cell Trainer Introduction and Purpose of Training		
9:45am–10:00am 15minutes	Pre-Training Assessment		
10:00am–11:00am 60 minutes	Gender Sensitization SGBV cases and Road blocks to Justice Mr. Fahad Malik	Lecture and Discussion	Presentation Question and Answer Session
11:30am–12:00pm	Anti-RapeAct,2021 –	Lecture and Discussion	Presentation

30 minutes	Purpose, Scope and Intent Mr. Fahad Malik		Question and Answer Session
12:00pm–12:45pm 45 minutes	Key provisions of the Anti-Rape Act,2021 Mr. Fahad Malik	Lecture and Discussion	Presentation Question and Answer Session
12:45pm–1:45pm 60minutes	Ingredients of Rape under the new definition and understanding consent Mr. Hammad Saeed	Lecture and Discussion Video	Presentation Questions and Answers
DAY 2			
9:00am–10:30am 90minutes	Evidentiary Matters: <ul style="list-style-type: none"> • Delay in reporting • Corroboratory Evidence • Sexual History/ Character Mr. Aiyan Bhutta	Lecture and Discussion	Presentation Discussion
10:30 am – 11:15am 45minutes	Key provisions - KPK Witness Protection Act, 2021 - How to interact with and safeguard victims and witnesses in SGBV offences Mr. Hammad Saeed	Lecture and Discussion	Presentation Discussion
11:00am – 11:15am 15 minutes	Key provisions - KPK Witness Protection Act, 2021 Mr. Hammad Saeed	Lecture and Discussion	Presentation Discussion
11:45am - 12:30 pm 45 minutes	Case and Court Room Management Mr. Hammad Saeed	Lecture and Discussion	Presentation Discussion
12:30 pm – 1:30 pm 60 minutes	Managing Vicarious Trauma experience for Judges dealing with SGBV cases Dr. Summaiya Syed Tariq	Lecture and Discussion	
1:30pm – 2:00pm 30 minutes	Post-training Assessment Concluding remarks		

Post- Training Evaluation: At the end of the training, post-training evaluation and trainee's assessment were conducted.

Concluding Ceremony: The concluding ceremony was held on January 31, 2023. The Director General Khyber Pakhtunkhwa Judicial Academy Ms. Farah Jamshed presided over the concluding session. Dean Faculty and all Directors of the Academy attended the session. Syed

Ali Raza, Additional District & Sessions Judge as Class Representative, lauded the activity as highly beneficial and requested for arranging trainings on skills to deal with vicarious trauma exposure at workplace, sessions on mental wellbeing and stress management for judges.

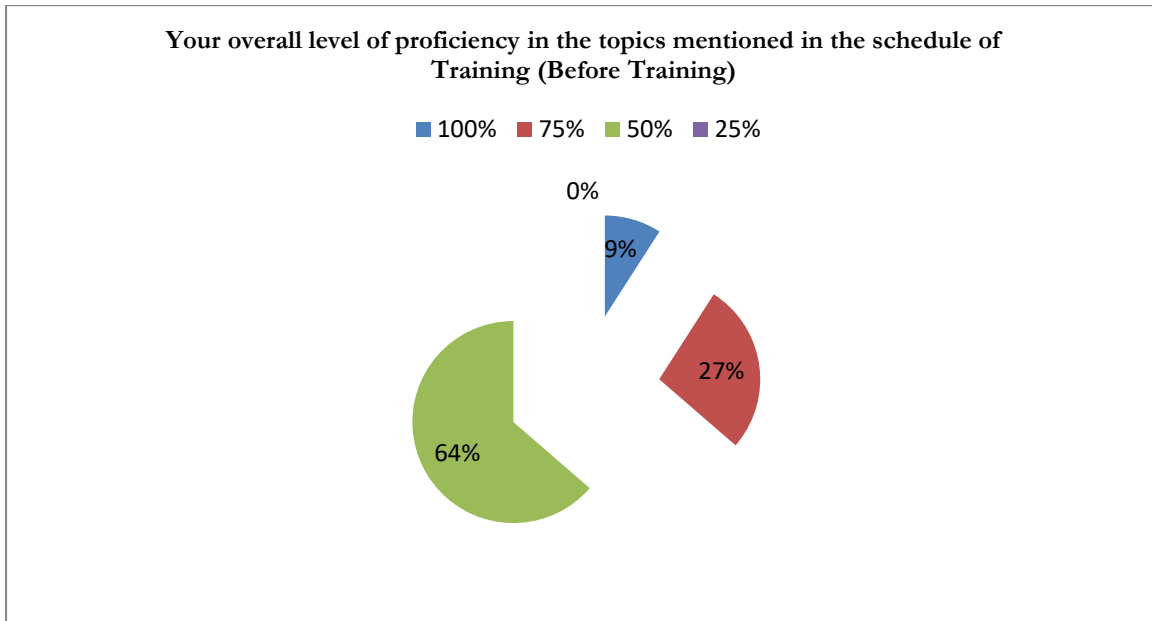
The Director General of the Khyber Pakhtunkhwa Judicial Academy, Ms. Farah Jamshed appreciated participation of the trainees and entire team of AGHS in making the training a success. Concluding session was followed by distribution of certificates among the participants.

IMPACT OF TRAINING

Significant indicator of the training impact is:





Whether the training contributed to increase in the knowledge and skills of the participants?

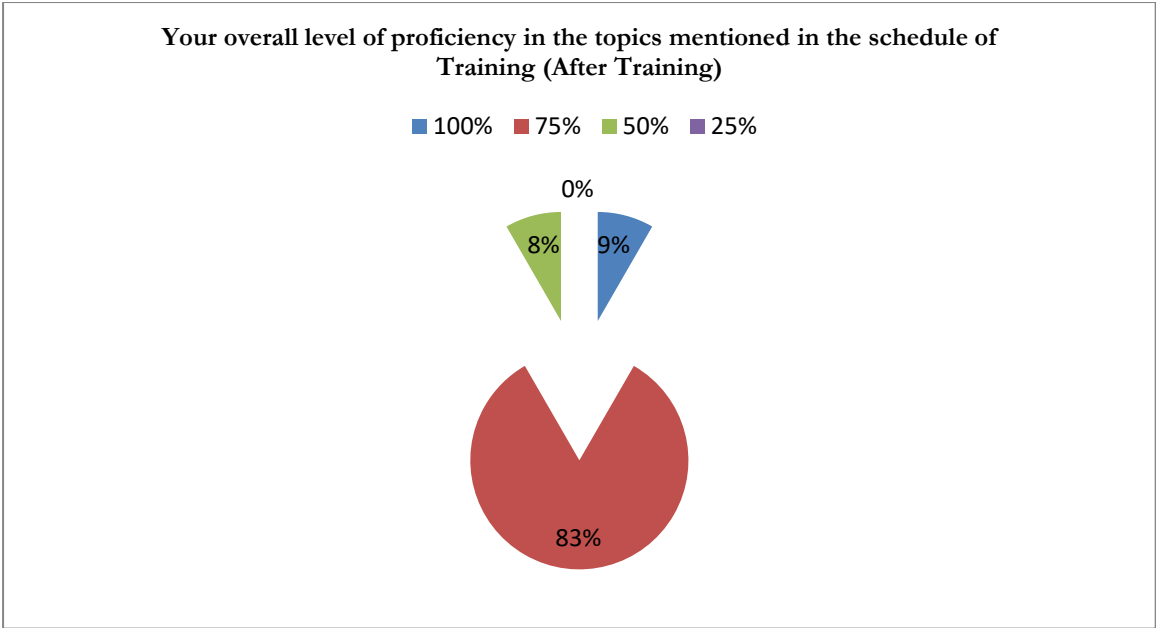
The pre-& post-evaluation questionnaire was designed to deal with this aspect. The relevant feedback obtained from the participants is reflected below:



Interpretation:





The above pie-chart represents the level of trainee's proficiency in the topics of the training schedule before the commencement of the subject training:

	Represents 25% level of proficiency- indicated by 0% of the trainees.
	Represents 50% level of proficiency- indicated by 64% of the trainees.
	Represents 75% level of proficiency- indicated by 27% of the trainees.
	Represents 100% level of proficiency- indicated by 09% of the trainees.



Interpretation:

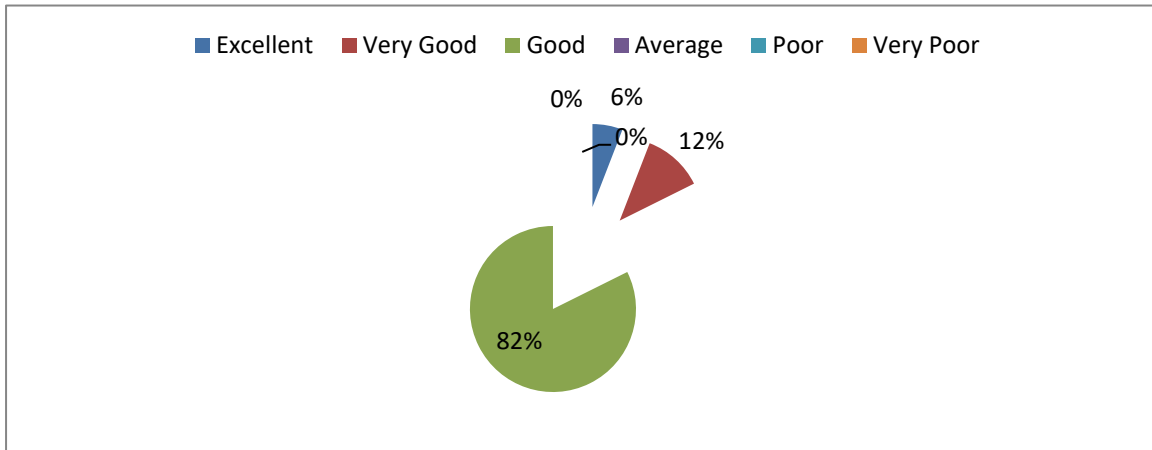
The above pie chart represents the level of trainee’s proficiency in the topics of the training schedule after the conclusion of the subject training:

-  Represents 25% level of proficiency- indicated by 0% of the trainees.
-  Represents 50% level of proficiency- indicated by 08% of the trainees.
-  Represents 75% level of proficiency- indicated by 83% of the trainees.
-  Represents 100% level of proficiency- indicated by 09% of the trainees.

QUALITY OF THE TRAINING

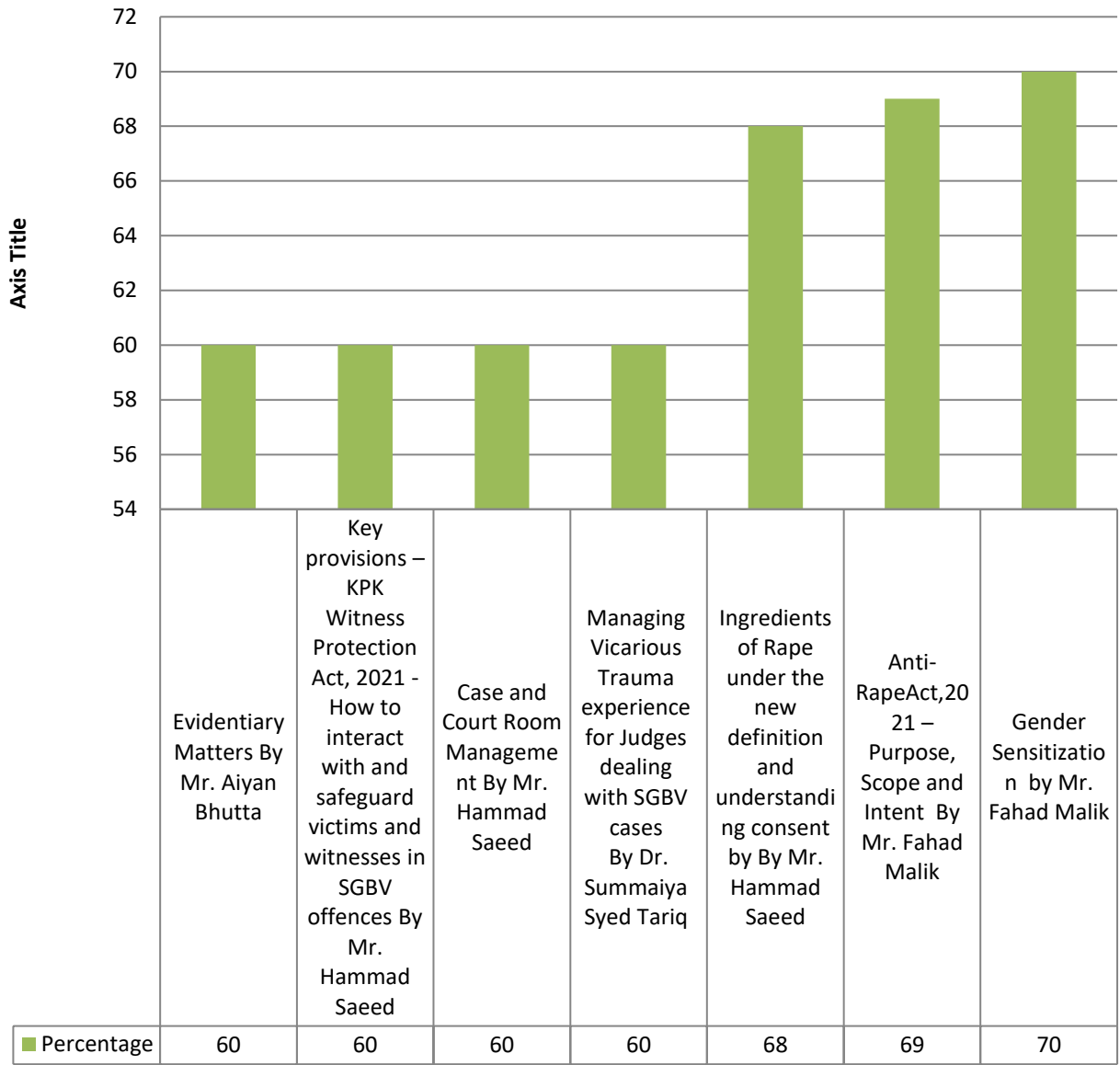
The quality of the training can be assessed by the participants' evaluation of the resource persons. Moreover, the participants were asked to comment on the overall quality of the training program. Their response and the feedback are shown in tabulated and graphic form below:

OVERALL QUALITY OF TRAINING PROGRAM



- 00% of the trainees rated the overall quality of the training program to be average.
- 02% of the trainees rated the overall quality of the training program to be good.
- 12% of the trainees rated the overall quality of the training program to be very good
- 6% of the trainees rated the overall quality of the training program to be excellent

RESOURCE PERSON EVALUATION



POST TRAINING TRAINEES' ASSESSMENT

FEED-BACK

The participants gave some useful feedback which is summarized as below:

1. Lecture on *Shariah* should be included.
2. One lecture of Islamic scholar should be included.
3. Training Sessions on self & stress management and well-being may be included in each training.

CONCLUSION

Specialized trainings on new legislations for judges are likely to enhance their efficacy and effectiveness in adjudication. These build capacities of trainees to understand international best practices, sensitize them on survivor support and victim friendly trial procedures.

Vision and objectives set out in the Concept Note were successfully translated into action by the Academy with support of AGHS. The resource persons, delivered informative and interactive lectures and conducted outcome-based practical exercises. Graphical feedback of participants indicates that the trainees' performance and effect of training have been rated well. All the activities were carried out as per the schedule and the training was concluded successfully.

ANNEX-A: PARTICIPANTS

ANNEX-B: TRAINING IN PICTURE

ANNEXURE-A: PARTICIPANTS

S. NO	NAME	DESIGNATION	STATION
1.	Mr. Zia-ul-Haq	Additional District & Sessions Judge	Swat
2.	Mr. Wajid Ali Khan	Additional District & Sessions Judge	Mansehra
3.	Mr. Mohammad Tahir Aurangzeb	Additional District & Sessions Judge	Peshawar
4.	Mr. Iftikhar Elahi	Additional District & Sessions Judge	Mardan
5.	Mr. Liaqat Ali	Additional District & Sessions Judge	Bannu
6.	Mr. Kashif Dilawar	Additional District & Sessions Judge	Batagram
7.	Mr. Mian Mahmood	Additional District & Sessions Judge	D.I. khan
8.	Mr. Ijaz Ahmad	Additional District & Sessions Judge	Peshawar
9.	Ms. Nusrat Naz	Additional District & Sessions Judge	Dir lower
10.	Mr. Arbab Sohail Hamid	Additional District & Sessions Judge	Mansehra
11.	Ms. Nadia Syed	Additional District & Sessions Judge	lakkimarwat
12.	Mr. Zahid Karim	Additional District & Sessions Judge	Takhti Nasrati (Karak)
13.	Mr. Arbab Muhammad Kashif	Additional District & Sessions Judge	Takht bhai (Mardan)
14.	Syed Ali Raza	Additional District & Sessions Judge	Mohmand

15.	Ms. HussanBano	Additional District & Sessions Judge	Kohat
16.	Syed Hamid Qasim	Additional District & Sessions Judge	Lahor (Swabi)
17.	Mr. Abid Zaman	Additional District & Sessions Judge	Swabi
18.	Mr. Sultan Hussain	Additional District & Sessions Judge	Takht bhai (Mardan)
19.	Mr. Faisal Anjum	Additional District & Sessions Judge	Chakdara (Dir lower)
20.	Ms. HinaMehwish	Additional District & Sessions Judge	Peshawar
21.	Raja Muhammad Shoaib Khan	Additional District & Sessions Judge	Havelian (Abbottabad)
22.	Syed Mudassir Shah Termizi	Additional District & Sessions Judge	D.I. Khan
23.	Mr. Abdul Wahab Qureshi	Additional District & Sessions Judge	Haripur

ANNEXURE-B: TRAINING IN PICTURES



Glimpses of inaugural ceremony of
knowledge sharing session with Judges dealing with
cases under Anti Rape (Investigation & Trial) Act, 2021



Day 1 of Training Session



Day 2 of session with AGHS



Glimpses of Conculding Ceremony



KHYBER PAKHTUNKHWA JUDICIAL ACADEMY

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Sitting L to R

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Mr. Muhammad Shoab(Dean Faculty), Ms. Farah Jamshed(Director General), Ms. Nida Aly, Mr. Hammad Saeed, Mr. Ahyan Bhutta, Mr. Fahad Malik, Ms. Tamara Saleem, Ms. Maryam
Nejiam ud Din, Ms. Hina Mehwish, Ms. Nadia Syed.

Standing L to R-I

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Abdul Wahab Qureshi, Mr. Ifkhar Elahi, Mr. Faisal Anjum, Mr. Arbab Muhammad Kashif, Mr. Kashif Diliwar, Mr. Zia Ul Haq, Mr. Mian Mahmood, Mr. Muhammad Tahir
Aurangzeb, Mr. Liaqat Ali, Mr. Abid Zaman, Mr. Zahid Karim, Mr. Muhammad Farooq(RO).