

THE JUDICIARY

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PART A: PROGRAMME BASED BUDGET (PBB) STATEMENT

MISSION

Provide equal access to a fair and impartial system of justice for the resolution of disputes in a timely and efficient manner in order to preserve the rule of law and to protect the rights and liberties guaranteed by the Constitution while fostering public trust and confidence.

STRATEGY

The Supreme Court, composed of the Court of Civil Appeal, Court of Criminal Appeal, Bankruptcy Division, and Master and Registrar, has unlimited jurisdiction to hear and determine any civil or criminal proceedings under any law other than a disciplinary law and such jurisdiction and powers as may be conferred upon it by the Constitution or any other law. It is a superior court of record, the principal court of original civil and criminal jurisdictions and it exercises general powers of supervision over all Districts, Intermediate and Industrial Courts and other special courts. The Supreme Court is also a Court of Equity vested with powers, authority, and jurisdiction to administer justice and to do all acts for the due execution of such equitable jurisdiction, in all cases where no legal remedy is provided by any enactment.

With a view to reducing delay in disposal of cases, additional courts are being made operational and 7 additional posts of Judge and 15 additional posts of Magistrate will be filled. The matrimonial court and the criminal court at the Supreme Court are operational and hearing of cases is being done daily instead of once weekly in case of divorce cases and quarterly sessions in case of criminal cases. Appropriate measures are also being taken to satisfy court users and to require them to spend lesser time at all courts. Court staff are called upon to be more customer care conscious and to see to it that all queries are attended to in the least possible delay.

PRIORITY OBJECTIVES, OUTPUTS AND PERFORMANCE INDICATORS

Programme 021: Administration of Justice		
Outcome: An efficient judiciary that preserves the rule of law and protects the fundamental rights and liberties of the citizen enshrined and guaranteed by Constitution		
Priority Objectives	Outputs	Performance Indicators
PO1: Provide equal access to a fair and impartial system of justice and reduce delay in the delivery of judgement.	O1: Effective and independent administration of justice by the Supreme Court and Subordinate Courts that command public respect and confidence.	P1: Reduction of backlog of outstanding cases by at least 20% compared to June 2008.
		P2: The disposal of civil cases in the district courts to be reduced from 12 months in 2007-08 to 10 months in 2008-09 and that of criminal cases from 18 months to 15 months
		P3: Reduction in the delay for disposal of matrimonial cases to 9 months.
		P4: Criminal cases before Supreme Court heard and determined within 3 months in 2008-09.
		P5: Reduction of the delay to obtain a fixture in appeal cases by 20% in 2008-2009.

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Priority Objectives	Outputs	Performance Indicators
		P6: Reduction in waiting time for the outstanding cases to obtain fixture for hearing by 30%
PO2: Develop and enhance new concept of court services to the community.	O1: A quality judicial service that meets public expectations and ensures that everybody is treated with courtesy, dignity and respect.	P1: Reduced waiting time for witnesses and parties P2: Launching of tenders regarding electronic filing system and computerisation of courts.

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PART B: FINANCIAL RESOURCES

SUMMARY BY PROGRAMMES/SUB-PROGRAMMES

Code	Programmes and Sub-Programmes	Rs	Rs	Rs	Rs
		2007/08 Estimates	2008/09 Estimates	Jul-Dec 2009 Planned	2010 Planned
021	Administration of Justice	203,861,000	306,700,000	161,300,000	290,600,000
	Total	203,861,000	306,700,000	161,300,000	290,600,000

SUMMARY BY ECONOMIC CATEGORIES

Code	Economic Categories	Rs	Rs	Rs	Rs
		2007/08 Estimates	2008/09 Estimates	Jul-Dec 2009 Planned	2010 Planned
21	Compensation of Employees	148,456,000	172,004,840	98,335,000	191,359,000
22	Goods and Services	38,155,000	58,920,160	30,575,000	58,461,000
24	Interest	-	-	-	-
25	Subsidies	-	-	-	-
26	Grants	250,000	275,000	140,000	280,000
27	Social Benefits	2,500,000	2,500,000	1,250,000	2,500,000
28	Other Expense	2,000,000	2,000,000	1,000,000	2,000,000
31	Acquisition of Non-Financial Assets	12,500,000	71,000,000	30,000,000	36,000,000
32	Acquisition of Financial Assets	-	-	-	-
	Total	203,861,000	306,700,000	161,300,000	290,600,000

SUMMARY FOR FINANCIAL YEAR 2008/09

Code	Programmes	Rs	Rs	Rs	Rs
		Compensatio n of Employees	Goods and Services [code 22]	Subsidies/ grants [codes 25-28]	Acquisition of Assets [codes 31- 32]
021	Administration of Justice	172,004,840	58,920,160	4,775,000	71,000,000
	Total	172,004,840	58,920,160	4,775,000	71,000,000

Programme 021: Administration of Justice

Item No.	Details	Rs	Rs	Rs	Rs
		2007/08 Estimates	2008/09 Estimates	Jul-Dec 2009 Planned	2010 Planned
21	Compensation of Employees	148,456,000	172,004,840	98,335,000	191,359,000
21110	Personal Emoluments	120,021,000	135,611,710	79,847,000	154,174,000
21111	Other Staff Cost	28,435,000	36,393,130	18,488,000	37,185,000
	<i>of which</i>				
21111002	<i>Travelling and Transport</i>	26,450,000	34,088,130	17,200,000	34,650,000
22	Goods and Services	38,155,000	58,920,160	30,575,000	58,461,000
22010	Cost of Utilities	10,300,000	13,185,000	7,000,000	14,150,000
	<i>of which</i>				
22010001	<i>Electricity and Gas Charges</i>	6,400,000	8,000,000	4,250,000	8,550,000
22010002	<i>Telephone</i>	3,000,000	4,285,000	2,300,000	4,700,000
22020	Fuel and Oil	250,000	480,000	240,000	490,000
22030	Rent	2,084,000	5,340,960	2,670,000	5,341,000

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Item No.	Details	Rs	Rs	Rs	Rs
		2007/08 Estimates	2008/09 Estimates	Jul-Dec 2009 Planned	2010 Planned
22040	Office Equipment and Furniture	1,000,000	4,864,200	1,000,000	2,000,000
22050	Office Expenses	1,256,000	1,650,000	875,000	1,750,000
22060	Maintenance	7,700,000	8,800,000	4,715,000	9,580,000
	<i>of which</i>				
22060001	<i>Maintenance of Buildings</i>	<i>1,300,000</i>	<i>1,500,000</i>	<i>900,000</i>	<i>1,800,000</i>
22060003	<i>Maintenance of Plant & Equipment</i>	<i>1,000,000</i>	<i>1,300,000</i>	<i>750,000</i>	<i>1,650,000</i>
22060004	<i>Maintenance of Vehicles</i>	<i>800,000</i>	<i>1,400,000</i>	<i>700,000</i>	<i>1,400,000</i>
22060005	<i>Maintenance of IT Equipment</i>	<i>4,400,000</i>	<i>4,400,000</i>	<i>2,255,000</i>	<i>4,510,000</i>
22070	Cleaning Services	1,300,000	1,600,000	800,000	1,600,000
22090	Security	934,990	1,000,000	600,000	1,200,000
22100	Publications and Stationery	4,450,010	7,400,000	3,850,000	7,700,000
22120	Fees	7,200,000	8,700,000	4,600,000	9,200,000
	<i>of which</i>				
22120005	<i>Fees to Witness</i>	<i>5,000,000</i>	<i>5,500,000</i>	<i>3,000,000</i>	<i>6,000,000</i>
22120011	<i>Fees in connection with Civil & Criminal Cases</i>	<i>1,450,000</i>	<i>2,000,000</i>	<i>1,000,000</i>	<i>2,000,000</i>
22900	Other Goods and Services	1,680,000	5,900,000	4,225,000	5,450,000
22900906	<i>Expenses icw sittings of Privy Council in Mauritius</i>	-	<i>3,500,000</i>	<i>3,000,000</i>	<i>3,000,000</i>
26	Grants	250,000	275,000	140,000	280,000
26210	International Organisations	250,000	275,000	140,000	280,000
27	Social Benefits	2,500,000	2,500,000	1,250,000	2,500,000
27210010	<i>Legal Assistance in 'Informa Pauperis'</i>	<i>2,500,000</i>	<i>2,500,000</i>	<i>1,250,000</i>	<i>2,500,000</i>
28	Other Expense	2,000,000	2,000,000	1,000,000	2,000,000
28211006	<i>Council of Legal Education</i>	<i>2,000,000</i>	<i>2,000,000</i>	<i>1,000,000</i>	<i>2,000,000</i>
31	Acquisition of Non-Financial Assets	12,500,000	71,000,000	30,000,000	36,000,000
31112	Non-Residential Buildings	12,500,000	39,000,000	30,000,000	36,000,000
	<i>of which</i>				
31112015	<i>Construction of Bambous District Courts</i>	-	<i>4,000,000</i>	<i>15,000,000</i>	<i>21,000,000</i>
31112415	<i>Upgrading of District Courts</i>	<i>12,500,000</i>	<i>35,000,000</i>	<i>15,000,000</i>	<i>15,000,000</i>
	<i>a) Flacq District Court</i>	<i>12,500,000</i>	<i>25,000,000</i>	-	-
	<i>b) Moka District Court</i>	-	-	<i>10,000,000</i>	<i>15,000,000</i>
	<i>c) Other Courts</i>	-	<i>10,000,000</i>	<i>5,000,000</i>	-
31122	Other Machinery & Equipment	-	32,000,000	-	-
	<i>a) Replacement of Chillers</i>	-	<i>24,000,000</i>	-	-
	<i>b) Fire Alarm Installation System</i>	-	<i>5,500,000</i>	-	-
	<i>c) Fire Fighting System</i>	-	<i>2,500,000</i>	-	-
	Total	203,861,000	306,700,000	161,300,000	290,600,000

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PART C: HUMAN RESOURCES

SUMMARY OF FUNDED POSITIONS

Code	Programmes	Up to Rs 18,800		Rs 19,400-42,500		Above Rs 45,000		Funded Positions	
		2007/08	2008/09	2007/08	2008/09	2007/08	2008/09	2007/08	2008/09
021	Administration of Justice	424	443	110	123	21	27	555	593
	Total Funded Positions	424	443	110	123	21	27	555	593

DETAILS OF FUNDED POSITIONS BY PROGRAMMES AND SUB-PROGRAMMES

Salary Code	Position Titles	Funded Positions	
		2007/08	2008/09
Programme 021: Administration of Justice		555	593
12 00 97	Chief Justice	1	1
12 00 94	Senior Puisne Judge	1	1
12 00 92	Puisne Judge	11	18
12 00 89	Judge in Bankruptcy & Mater & Registrar	1	1
12 00 86	Deputy Master & Registrar & Judge in Bankruptcy	1	1
12 00 85	President Intermediate Court (Civil Division)	1	1
12 00 85	President Intermediate Court (Criminal Division)	1	1
12 00 82	President Industrial Court	1	1
12 00 82	Vice President Intermediate Court	2	2
12 00 78	Vice President Industrial Court	1	1
12 71 76	Director Court Services	1	1
12 63 72	Magistrate Intermediate Court	12	12
12 57 66	Senior District Magistrate	14	14
12 43 63	District Magistrate	23	38
12 68 73	Secretary to Chief Justice	1	1
12 65 67	Chief Registrar	1	1
12 57 66	Regional Court Administrator	2	2
12 57 66	Senior Registrar	3	3
12 55 67	Official Receiver	2	2
12 52 60	Chief Court Officer/Court Manager	20	20
12 47 56	Principal Court Officer	28	28
12 40 52	Senior Court Officer	60	60
12 23 44	Court Service Care Officer	3	3
12 24 47	Court Officer	80	95
08 28 45	Executive Officer	3	3
08 36 47	Office Supervisor	1	1
08 28 44	Special Class Clerical Officer	1	1
08 17 41	Clerical/Higher Clerical Officer	16	16
08 33 50	Confidential Secretary	19	21
08 16 40	Word Processing Operator	42	42
08 47 56	Senior Shorthand Writer/Senior Digital Recorder	1	1
08 41 51	Digital Recorder Shorthand Writer	4	4
08 19 44	Audio Typist	5	5
05 57 66	Law Librarian /Senior Librarian	1	1

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DETAILS OF FUNDED POSITIONS BY PROGRAMMES AND SUB-PROGRAMMES

Salary Code	Position Titles	Funded Positions	
		2007/08	2008/09
05 45 58	Senior Law Library Officer	1	1
05 34 53	Law Library Officer	6	6
05 17 41	Law Library Assistant	1	1
12 52 60	Chief Court Usher	2	2
12 47 56	Principal Court Usher	8	8
12 40 52	Senior Court Usher	14	14
12 26 47	Court Usher	49	49
24 11 32	Driver	10	10
24 26 33	Head Office Attendant	4	4
24 08 25	Office Attendant	45	45
22 10 35	Receptionist/Telephone Operator	4	4
25 31 41	Senior Maintenance Assistant	2	2
25 05 23	Tradesman Assistant	1	1
25 12 33	Maintenance Assistant	7	6
24 08 25	Gradener/Nurseryman	7	7
24 06 24	Watchman	2	2
16 14 39	Machine Minder/Bindery	4	4
24 01 17	General Worker	24	24
	Total Funded Positions	555	593