

PART A: OVERVIEW OF MINISTRY/DEPARTMENT

Strategic Note	414
List of Programmes, Sub-Programmes and Priority Objectives	414
Summary of Financial Resources	415
Summary of Funded Positions	415

PART B: SERVICES TO BE PROVIDED (OUTPUTS) AND PERFORMANCE INFORMATION

Programme 561: Policy and Management for Legal and Drafting Services	416
Programme 562: Legal Advisory and Representation	417
Programme 563: Law Reform and Development	417

PART C: INPUTS - FINANCIAL RESOURCES

Summary by Economic Categories	418
Summary for Year 2010 by Programmes and Sub-Programmes	418
Programme 561: Policy and Management for Legal Services	418
Programme 562: Legal Advisory and Representation	419
Programme 563: Law Reform and Development	420

PART D: INPUTS - HUMAN RESOURCES

Staffing (Funded Positions) by Programmes / Sub-Programmes	421
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PART A: OVERVIEW OF MINISTRY/DEPARTMENT

I. STRATEGIC NOTE

1. Major Achievements for 2008/09 and 2009 (July-December)

As at 15 September 2009

- 60 Bills were published. Among the main enactment were:
 - Employment Rights Act
 - Equal Opportunity Act
 - Competition Act
 - Truth and Justice Commission Act.
- 425 Government Notices (subsidiary legislations) were published.
- 6,073 requests for legal advice/legal opinions were dealt with. Most requests for advice were tendered within six weeks.
- Eight papers and reports were produced by the Law Reform Commission. These included:
 - Report on Legislative Proposals for a New Legal and Regulatory Framework for NGO's
 - Report on Disclosure in Criminal Proceedings
 - Report about Law on Divorce
 - Issue Paper on the Office of Director of Public Prosecutions and the Constitutional requirement for its operational Autonomy
 - Discussion Paper on Forensic use of DNA

2. Major Services to be provided (Outputs) for 2010-2012

- Quality legal advice to Ministries and Departments on domestic, regional, international and constitutional issues, on draft legislation and interpretation of legal documents.
- Clear and simple legal texts.
- Laws reviewed and reform proposals formulated.

3. Major Constraints and Challenges and how they are being addressed

- Retention of staff and lack of professional staff.
Additional professional staff will be recruited.
- Specific skills
Training and capacity building adapted to our needs.

II. LIST OF PROGRAMMES, SUB-PROGRAMMES AND PRIORITY OBJECTIVES

Programme 561: Policy and Management for Legal and Drafting Services

- Formulate policies and ensure implementation thereof.

Programme 562: Legal Advisory and Representation

Sub-Programme 56201: Civil Advisory and Litigation

- Strengthen the capacity of the unit in the delivery of legal advice and service for the good governance of the Republic.

Sub-Programme 56202: Legislative Drafting and Law Revision.

- Ensure policy set out by Government is effectively translated in legal text.

Programme 563: Law Reform and Development

- Ensure laws of Mauritius are in conformity with constitutional and human rights standards.
- Ensure laws of Mauritius reflect best international practices and meet the exigencies of globalisation.

III. SUMMARY OF FINANCIAL RESOURCES BY PROGRAMMES AND SUB-PROGRAMMES

Code	Programmes and Sub-Programmes	Rs	Rs	Rs	Rs
		Jul-Dec 2009 Estimates	2010 Estimates	2011 Planned	2012 Planned
561	Policy and Management for Legal and Drafting Services	14,700,000	29,381,000	28,152,000	28,524,000
562	Legal Advisory and Representation	45,200,000	91,375,000	90,607,000	92,311,000
56201	Civil Advisory and Litigation	40,200,000	78,292,000	78,101,000	79,685,000
56202	Legislative Drafting and Law Revision	5,000,000	13,083,000	12,506,000	12,626,000
563	Law Reform and Development	4,700,000	8,900,000	8,900,000	8,900,000
	Total	64,600,000	129,656,000	127,659,000	129,735,000

IV. SUMMARY OF FUNDED POSITIONS BY PROGRAMMES AND SUB-PROGRAMMES

Code	Programmes	Total		% Distribution	
		2009 (Jul-Dec)	2010	2009 (Jul-Dec)	2010
561	Policy and Management for Legal and Drafting Services	20	24	13.1%	14.5%
562	Legal Advisory and Representation	133	142	86.9%	85.5%
56201	Civil Advisory and Litigation	122	130	79.7%	78.3%
56202	Legislative Drafting and Law Revision	11	12	7.2%	7.2%
563	Law Reform and Development	-	-	0%	0%
Total Funded Positions		153	166	100%	100%

**PART B: SERVICES TO BE PROVIDED(OUTPUTS) AND
PERFORMANCE INFORMATION**

PROGRAMME 561: Policy and Management for Legal and Drafting Services						
Outcome: Provide essential expert support services to the Government in the maintenance and improvement of Mauritius's system of law, justice and human rights within the rule of law.						
DELIVERY UNITS	SERVICES TO BE PROVIDED (Outputs)	PERFORMANCE				
		Service Standards (Indicators)	2009 Baseline	2010 Targets	2011 Targets	2012 Targets
Office of the Solicitor General and administration	O1: Management of correspondence, requests and minor petitions.	P1: Date limit set or 5 working day rule met, subject to complexity, availability of information and expertise. Requests as verified by Registry records or an alternative system (2010 to become a baseline).	–	90%	90%	95%
	O2: Assistance in preparation of policy papers and replies to Parliamentary Questions.	P1: Time frame set by the Solicitor General and subject to complexity, availability of information and expertise as verified in surveys by internal surveys/records or surveys by the Secretary to Cabinet. Percentage mark out of total possible.	-	90%	95%	95%
	O3: Assistance in preparation of Cabinet papers.	P1: Quality of the documents as assessed by the Secretary to Cabinet and the Solicitor General based on agreed criteria.	–	75%	90%	95%
	O4 : Continuous reform of the Attorney General's Office.	P1: Preparation of Action Plan to implement the PBB submitted to the Secretary to Cabinet within months of budget.	–	4	4	4
	O5: Delivery on PBB programmes / sub-programmes requirements that are funded through the 2010 PBB.	P1: % of PBB indicators that are met.	–	75%	80%	85%

PROGRAMME 562: Legal Advisory and Representation						
Outcome: Fair and independent legal advisory work and representation within a reasonable period of time.						
SUB-PROGRAMME 56201: Civil Advisory and Litigation						
DELIVERY UNITS	SERVICES TO BE PROVIDED (Outputs)	PERFORMANCE				
		Service Standards (Indicators)	2009 Baseline	2010 Targets	2011 Targets	2012 Targets
Administrative and Advisory Unit	O1: Legal advice to Ministries and Departments on domestic, regional, international and constitutional issues, on draft legislation and interpretation of legal documents.	P1: % of advice tendered within 10 days of receipt of request, subject to complexity, availability of information and expertise.	80%	90%	90%	90%
SUB-PROGRAMME 56202: Legislative Drafting and Law Revision						
DELIVERY UNITS	SERVICES TO BE PROVIDED (Outputs)	PERFORMANCE				
		Service Standards (Indicators)	2009 Baseline	2010 Targets	2011 Targets	2012 Targets
Parliamentary Counsel's Unit	O1: Clear and simple legal texts	P1: % of legislations drafted within 6 weeks, subject to complexity, availability of information and expertise.	90%	90%	90%	90%
PROGRAMME 563 : Law Reform and Development						
Outcome: Laws of Mauritius made responsive to the need of the society.						
DELIVERY UNITS	SERVICES TO BE PROVIDED (Outputs)	PERFORMANCE				
		Service Standards (Indicators)	2009 Baseline	2010 Targets	2011 Targets	2012 Targets
Law Reform Commission	O1: Laws reviewed and reform proposals formulated	P1: Minimum number of papers and reports.	3	6	6	6
		P2: Average time (month) for preliminary assessment paper for review of any aspect of law	1	1	1	1

PART C: INPUTS - FINANCIAL RESOURCES

1. SUMMARY BY ECONOMIC CATEGORIES

Code	Economic Categories	Rs	Rs	Rs	Rs
		Jul-Dec 2009 Estimates	2010 Estimates	2011 Planned	2012 Planned
21	Compensation of Employees	42,338,000	80,223,000	81,351,000	82,502,000
22	Goods and Services	17,212,000	40,183,000	37,058,000	37,983,000
24	Interest	-	-	-	-
25	Subsidies	-	-	-	-
26	Grants	5,050,000	9,250,000	9,250,000	9,250,000
27	Social Benefits	-	-	-	-
28	Other Expense	-	-	-	-
31	Acquisition of Non-Financial Assets	-	-	-	-
32	Acquisition of Financial Assets	-	-	-	-
	Total	64,600,000	129,656,000	127,659,000	129,735,000

2. SUMMARY FOR YEAR 2010

Code	Programmes	Rs	Rs	Rs	Rs
		Compensation of Employees [code 21]	Goods and Services [code 22]	Subsidies/ Grants [codes 25-28]	Acquisition of Assets [codes 31- 32]
561	Policy and Management for Legal and Drafting Services	23,284,000	6,097,000	-	-
562	Legal Advisory and Representation	56,939,000	34,086,000	350,000	-
563	Law Reform and Development	-	-	8,900,000	-
	Total	80,223,000	40,183,000	9,250,000	-

Programme 561: Policy and Management for Legal and Drafting Services

Item No	Details	Rs	Rs	Rs	Rs
		Jul-Dec 2009 Estimates	2010 Estimates	2011 Planned	2012 Planned
21	Compensation of Employees	11,233,000	23,284,000	23,585,000	23,892,000
21110	Personal Emoluments	10,183,000	21,184,000	21,485,000	21,792,000
21111	Other Staff Costs	1,050,000	2,100,000	2,100,000	2,100,000
22	Goods and Services	3,467,000	6,097,000	4,567,000	4,632,000
22010	Cost of Utilities	315,000	625,000	625,000	625,000
22030	Rent	813,000	1,625,000	1,645,000	1,728,000
22040	Office Equipment and Furniture	100,000	200,000	200,000	200,000
22050	Office Expenses	100,000	200,000	200,000	200,000
22060	Maintenance	504,000	780,000	780,000	780,000
22100	Publications and Stationery	325,000	567,000	567,000	549,000
22120	Fees	50,000	750,000	100,000	100,000
22160	Overseas Training	50,000	100,000	100,000	100,000
22900	Other Goods and Services	1,210,000	1,250,000	350,000	350,000
	<i>of which</i>				
22900099	<i>Miscellaneous Expenses (Seminar/ training)</i>	<i>1,060,000</i>	<i>1,000,000</i>	<i>100,000</i>	<i>100,000</i>
	Total	14,700,000	29,381,000	28,152,000	28,524,000

Programme 562: Legal Advisory and Representation

Sub- Programme 56201: Civil Advisory and Litigation

Item No	Details	Rs	Rs	Rs	Rs
		Jul-Dec 2009 Estimates	2010 Estimates	2011 Planned	2012 Planned
21	Compensation of Employees	27,750,000	49,446,000	50,165,000	50,899,000
21110	Personal Emoluments	24,265,000	42,201,000	42,920,000	43,654,000
21111	Other Staff Costs	3,485,000	7,245,000	7,245,000	7,245,000
22	Goods and Services	12,100,000	28,496,000	27,586,000	28,436,000
22010	Cost of Utilities	610,000	1,255,000	1,255,000	1,255,000
22020	Fuel and Oil	60,000	120,000	120,000	120,000
22030	Rent	4,257,000	12,110,000	12,635,000	13,485,000
22040	Office Equipment and Furniture	200,000	400,000	400,000	400,000
22050	Office Expenses	165,000	335,000	335,000	335,000
22060	Maintenance	728,000	2,300,000	900,000	900,000
22070	Cleaning Services	50,000	100,000	100,000	100,000
22100	Publications and Stationery	810,000	1,625,000	1,590,000	1,590,000
22120	Fees	4,760,000	9,525,000	9,525,000	9,525,000
	<i>of which</i>				
22120011	<i>Fees icw Privy Council Cases</i>	<i>4,625,000</i>	<i>9,250,000</i>	<i>9,250,000</i>	<i>9,250,000</i>
22160	Overseas Training	100,000	200,000	200,000	200,000
22900	Other Goods and Services	360,000	526,000	526,000	526,000
26	Grants	350,000	350,000	350,000	350,000
26210	Current Grant to International Organisations	350,000	350,000	350,000	350,000
	<i>of which</i>				
26210101	<i>Contribution to Asian-African Legal Consultative Organisation</i>	<i>182,000</i>	<i>182,000</i>	<i>182,000</i>	<i>182,000</i>
26210102	<i>Contribution to International Tribunal for the Law of the Sea</i>	<i>60,000</i>	<i>60,000</i>	<i>60,000</i>	<i>60,000</i>
26210103	<i>Contribution to Commonwealth Legal Advisory Service</i>	<i>60,000</i>	<i>60,000</i>	<i>60,000</i>	<i>60,000</i>
26210105	<i>Contribution to Permanent Court of Arbitration</i>	<i>48,000</i>	<i>48,000</i>	<i>48,000</i>	<i>48,000</i>
31	Acquisition of Non-Financial Assets	-	-	-	-
31121	Transport Equipment	-	-	-	-
	Total	40,200,000	78,292,000	78,101,000	79,685,000

Sub-Programme 56202: Legislative Drafting and Law Revision

Item No	Details	Rs	Rs	Rs	Rs
		Jul-Dec 2009 Estimates	2010 Estimates	2011 Planned	2012 Planned
21	Compensation of Employees	3,355,000	7,493,000	7,601,000	7,711,000
21110	Personal Emoluments	2,900,000	6,588,000	6,696,000	6,806,000
21111	Other Staff Costs	455,000	905,000	905,000	905,000
22	Goods and Services	1,645,000	5,590,000	4,905,000	4,915,000
22010	Cost of Utilities	90,000	220,000	220,000	220,000
22030	Rent	490,000	975,000	990,000	1,000,000
22040	Office Equipment and Furniture	80,000	150,000	150,000	150,000
22050	Office Expenses	30,000	50,000	50,000	50,000
22060	Maintenance	110,000	215,000	215,000	215,000
22100	Publications and Stationery	225,000	450,000	450,000	450,000
22120	Fees	580,000	3,455,000	2,755,000	2,755,000
22160	Overseas Training	40,000	75,000	75,000	75,000
	Total	5,000,000	13,083,000	12,506,000	12,626,000

Programme 563: Law Reform and Development

Item No	Details	Rs	Rs	Rs	Rs
		Jul-Dec 2009 Estimates	2010 Estimates	2011 Planned	2012 Planned
26	Grant	4,700,000	8,900,000	8,900,000	8,900,000
26313	Extra- Budgetary Units	4,700,000	8,900,000	8,900,000	8,900,000
26313029	<i>Current Grant - Law Reform Commission</i>	<i>4,700,000</i>	<i>8,900,000</i>	<i>8,900,000</i>	<i>8,900,000</i>
	Total	4,700,000	8,900,000	8,900,000	8,900,000

PART D: HUMAN RESOURCES

STAFFING (FUNDED POSITIONS) BY PROGRAMMES AND SUB-PROGRAMMES

Salary Code	Position Titles	Funded Positions			
		2009 (Jul-Dec)	2010	2011	2012
PROGRAMME 561: Policy and Management for Legal and Drafting Services		20	24	24	24
	Attorney General	1	1	1	1
12 00 97	Solicitor General	1	1	1	1
12 00 95	Parliamentary Counsel	1	1	1	1
12 00 95	Deputy Solicitor General	1	1	1	1
12 00 93	Assistant Solicitor General	4	4	4	4
12 00 93	Chief Legal Secretary	1	1	1	1
12 72 82	Legal Secretary	1	1	1	1
12 65 77	Assistant Legal Secretary	1	1	1	1
01 48 59	Senior Financial Operations Officer	-	1	1	1
01 29 49	Assistant Financial Operations Officer	-	1	1	1
21 29 49	Assistant Procurement and Supply Officer	-	2	2	2
08 34 55	Confidential Secretary	9	9	9	9
PROGRAMME 562: Legal Advisory and Representation		133	142	141	141
Sub-Programme 56201: Civil Advisory and Litigation		122	130	129	129
12 00 90	Assistant Parliamentary Counsel	1	1	1	1
12 72 82	Principal State Counsel	6	6	6	6
12 65 77	Senior State Counsel	9	9	9	9
12 55 71	State Counsel	23	23	23	23
12 00 93	Chief State Attorney	1	1	1	1
	Deputy Chief State Attorney (New)	-	1	1	1
12 72 82	Principal State Attorney	2	2	2	2
12 65 77	Senior State Attorney	4	4	4	4
12 56 71	State Attorney	9	9	9	9
12 56 71	Curator of Vacant Estates	1	1	1	1
12 48 60	Principal Legal Assistant	1	1	1	1
12 41 56	Senior Legal Assistant	3	3	3	3
12 26 52	Legal Assistant	6	6	6	6
12 18 20	Trainee Legal Assistant	1	1	-	-
05 35 58	Law Library Officer	1	1	1	1
12 55 71	Legal Research Officer	3	3	3	3
08 41 55	Higher Executive Officer	2	2	2	2
08 31 51	Senior Officer	-	-	-	-
08 29 49	Executive Officer	2	2	2	2
08 37 51	Office Supervisor	1	1	1	1
08 18 45	Officer	-	-	-	-
08 29 48	Special Clerical Officer	1	1	1	1
08 18 45	Clerical Officer/Higher Clerical Officer	12	15	15	15
08 34 55	Confidential Secretary	3	3	3	3
08 27 48	Senior Word Processing Operator	1	1	1	1

STAFFING (FUNDED POSITIONS) BY PROGRAMMES AND SUB-PROGRAMMES

Salary Code	Position Titles	Funded Positions			
		2009 (Jul-Dec)	2010	2011	2012
08 17 44	Word Processing Operator	7	7	7	7
22 12 39	Receptionist/Telephone Operator	4	4	4	4
24 27 37	Head Office Care Attendant	3	3	3	3
24 10 30	Office Care Attendant	11	14	14	14
24 13 36	Driver	3	3	3	3
24 06 25	Handy Worker	1	2	2	2
Sub-Programme 56202: Legislative Drafting and Law Revision		11	12	12	12
12 00 90	Assistant Parliamentary Counsel	1	1	1	1
12 72 82	Principal State Counsel	1	1	1	1
12 55 71	State Counsel	4	4	4	4
12 59 71	Registrar (Legal Assistant Cadre)	1	1	1	1
12 53 65	Chief Legal Assistant	1	1	1	1
12 26 52	Legal Assistant	1	1	1	1
08 34 55	Confidential Secretary	1	1	1	1
08 17 44	Word Processing Operator	1	1	1	1
24 13 36	Driver	-	1	1	1
Total Funded Positions		153	166	165	165