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BIENNIAL MEETING

NOVEMBER 15 - 18, 2018

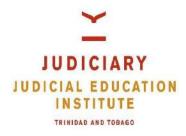
"Teaching Effective Behavioural

Change Programming"

HYATT REGENCY

PORT OF SPAIN, TRINIDAD AND TOBAGO

Presented Jointly



by CJEI and JEITT

PROGRAMME AGENDA

"Reform is change. Judicial and legal reform to a great extent involve changing the habits and behaviour of humans, - often contrary to their personal and vested interests. This is not as easy as building roads and bridges, - most people by nature tend both to resist change and to revert to former ways when a short-term pressure for change goes away. Experience shows us that to successfully achieve long-term behavioural change requires a combination of incentives to change, participatory identification and articulation of changes required by those to be most affected by the reforms and sanctions for failure to change. To achieve this we need to create an environment open to change, an important part of which is to inculcate in the judges, support staff and bar an ethos of service and openness to reform ..."

The overall theme "Teaching Effective Behavioural Change Programming" has the following subcategories:

- 1. "Delay Reduction" chaired by the Right Honourable Sir Dennis Byron;
- 2. "Human Rights and the Environment" chaired by The Honourable Mr. Justice Madan B. Lokur; and
- 3. "Achieving Just Results through judges' increased understanding of equality issues in the context of the lives of women, children, visible minorities and sexual orientation (Social Context)" chaired by The Honourable Mr. Justice Peter Jamadar.

All sessions will illustrate teaching techniques to achieve effective behavioural change.

Programme Objectives:

- 1. To inculcate receptivity to change.
- 2. To provide judges with techniques to identify personal bias, arrogance and a path towards intellectual humility.
- 3. To develop programme modules on "Delay Reduction"; "Human Rights and the Environment" and "Achieving Just Results through judges increased understanding of equality issues in the context of the lives of women, children, visible minorities and sexual orientation" ready to be taken away for presentation by national judicial education organizations.
- 4. To exchange information on common problems and solutions in Commonwealth judicial education.
- 5. To gather research in preparation of a report on the status of judicial education in the Commonwealth. When completed, this report will be used as a baseline to chart the progress of Commonwealth national and regional judicial education.
- 6. A meeting of our Board of Directors and heads of Commonwealth judicial education bodies to evaluate work completed over the last two years and chart a work plan for the coming two years.







| Thursday, November 15, 2018 | | |
|-----------------------------|---|--|
| 3:00 – 6:00 pm | 3:00 – 6:00 pm Registration Desk Open | |
| 4:30 – 5:00 pm | Meeting of All Session Chairs and Resource Persons | |
| 5:00 – 5:30 pm | Meeting of Session Chairs and Resource Persons for Friday Sessions | |
| 6:00 – 8:00 pm | Welcome Drop in Reception hosted by the President and Judges of the Caribbean Court of Justice, Hyatt Regency | |
| Friday, November 16, 2018 | | |
| 6:45 - 7:30 | Qigong Session – All Welcome – Hyatt Terrace | |
| 8:00 - 9:00 | Registration Desk Open | |
| 8:30 - 9:00 | Opening Ceremony | |
| | Opening Remarks – The Honourable Mr. Justice Madan B. Lokur, CJEI President | |
| | Welcome Remarks – The Honourable Chief Justice Ivor Archie, Trinidad and Tobago | |
| | Introduction by The Right Honourable Sir Dennis Byron, CJEI Chair, of the following: | |
| | Greetings – Her Excellency Carla Hogan Rufelds, High Commissioner of Canada | |
| | Greetings – Mrs. Gloria Richards-Johnson, Project Director, JURIST Project | |
| | Overview "Changing the Judicial Culture to Achieve Just Results" – Judge (R) Sandra E. Oxner, CJEI Founding President | |
| | Introduction to the Day's Programme – The Honourable Mr. Justice Peter Jamadar, Chair, Judicial Education Institute of Trinidad and Tobago | |
| 9:00 - 9:15 | Cultural Item / Group Photo | |
| 10:00 - 11:20 | Keynote Address I: Creating a Personal Culture for Change | |
| | Chair: The Honourable Mr. Justice Adrian Saunders | |
| | Speaker: Dr. Joseph Sadek, MD, B.Sc.Pharm, MBA, FRCPC, Diplomat American Board of Psychiatry and Neurology | |







| | Objectives: At the end of this session identified: 1. levels of personal bias and arroga 2. their level of receptivity to chang | ince and | |
|---------------|--|---|--|
| 11:20 - 11:40 | BREAK | | |
| 11:40 - 12:30 | Keynote Address II: Human Rights and the Environment | | |
| | Chair: The Honourable Mr. Justice Madan B. Lokur | | |
| | Speaker: Professor David R. Boyd, UN Special Rapporteur on Human Rights and Environment (electronically) | | |
| | Moderator: Dr. Tony George Puthucherril | | |
| | Commentator: Ms. Rueanna Haynes, Legal Advisor, Climate Diplomacy Team, Climate Analytics | | |
| | Objective: At the end of this session participants will leave having identified contemporary legal issues and jurisprudence relating to human rights and the environment. | | |
| | Plenary Discussion | | |
| 12:30-12:40 | Quizzical Interlude | | |
| 12:40 - 1:30 | LUNCH | | |
| | Parallel Sessions | | |
| 1:30 - 3:00 | Stream I – Judgment Writing Chair: The Honourable Mr. Justice Asif Saeed Khan Khosa | Stream III –Protecting the Human Rights of Persons with Mental Disabilities in Society and the Courtroom | |
| | Facilitator: The Honourable Mr. Justice Dennis Morrison | Chair: The Right Honourable Sir Dennis Byron | |
| | Objectives: At the end of this session participants will leave having identified: | Facilitator: Professor Archibald Kaiser, Schulich School of Law, Dalhousie University (electronically) | |







| 3:00 - 3:15 | organizational techniques in writing judgments; and techniques of organized note taking to facilitate the delivery of immediate oral judgments. | Objectives: At the end of this session participants will leave having identified: 1. techniques to protect the human rights of persons with mental disabilities and 2. the changing legal definition of "capacity". |
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| Parallel Sessions | | |
| 3:15 – 4:30 | Stream I – Judgment Writing Continued Chair: The Honourable Mr. Justice Asif Saeed Khan Khosa Facilitators: The Honourable Mr. Justice Dennis Morrison The Honourable Mr. Justice Peter Jamadar | Stream II – Human Right to Water Chair: The Honourable Chief Judge Esohe Frances Ikponmwen Facilitator: Dr. Tony George Puthucherril Objective: At the end of this session participants will leave having identified contemporary issues and jurisprudence in the area. |
| 4:30 - 4:45 | Meeting of Session Chairs and Res | source Persons to Evaluate Sessions |
| 7:00 | Dinner hosted by The Honourable | Chief Justice and Judiciary of T&T |
| | Saturday, November | 17, 2018 |
| 6:45 - 7:30 | Qigong Session – All Welcome – Hyatt Terrace | |
| 8:30 - 8:40 | Group Photo | |
| 8:40 - 9:00 | Success Story #1 – JEITT | |
| 9:00 - 9:50 | Increasing your Effectiveness by N | Aanaging Your Time |
| | Chair: The Honourable Chief Justic | ce Sophia A.B. Akuffo |
| | 1 | B.Sc.Pharm, MBA, FRCPC, Diplomat ychiatry and Neurology |







| | Objectives: At the end of this session p identified: 1. causes of delay in rendering judgm 2. skills to optimize use of time. | | |
|---------------|--|---|--|
| 9:50 - 10:20 | Plenary Discussion | Plenary Discussion | |
| 10:20 - 10:30 | Quizzical Interlude | | |
| 10:30 10:40 | BREAK | | |
| 10:40 - 11:00 | Success Story #2 – National Judicial Institute, Canada | | |
| 11:00 - 12:30 | Teaching Behavioural Change: Workshop on Equality Issues - Hypothetical Fact Situations | | |
| | Chair: The Honourable Madam Justice Charmaine Pemberton | | |
| | Facilitators: Master Carl Quamina | | |
| | Objective: At the end of this session paidentified effective teaching techniques equality issues. | | |
| 12:30 - 1:30 | LUNCH | | |
| | Parallel Sessions | | |
| 1:30 - 3:00 | Stream III- Understanding Vulnerable Groups: Consciously Uncoupling Sex and Gender | Stream III – Equality and Discrimination: Self and Unrepresented Litigants | |
| | Chair: The Honourable Madam Justice Vinette Graham-Allen | Chair: Her Worship Sherdel Isaacs-Marcus, Principal Magistrate | |
| | Facilitators: Ms. Kamla Jo Braithwaite, Judicial Research Counsel II, JEITT | Facilitators: The Honourable Mr. Justice Brian Lennox | |
| | Mr. Elron Elahie, Legal Research Associate, JEITT | Mr. Norman Sabourin | |
| | Objectives: At the end of this session participants will: 1. understand the difference between 'sex' and gender'; | Objectives: At the end of this session participants will leave having identified: 1. the critical nature of unrepresented litigants; | |







| | understand sexual orientation and its relationship to sex and gender; appreciate the importance of 'identity' and 'expression'; understand the needs of vulnerable groups as related to sex, gender, orientation, identity and expression; understand the importance of these issues in the administration of justice. | the particular need of representation for the poor and marginalized; and remedial solutions. |
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| 3:00 - 3:15 | BREAK | |
| | Parallel Sessions | |
| 3:15 - 4:30 | Stream II – Climate Change, Sea Level Rise and Small Island Developing States (SIDS): Role of the Judiciary | Stream III – Does the judicial discipline process change attitudes and behaviour on the Bench? |
| | Chair: The Honourable Madam Justice Margaret Reifer | Chair: Sheriff Susan A. Craig |
| | Facilitators: Dr. Tony George Puthucherril | Facilitators: Mr. Norman Sabourin Dr. Aditi Choudhary |
| | Ms. Rueanne Haynes | Objectives: At the end of this |
| | Objective: At the end of this session participants will leave having identified contemporary issues and jurisprudence in the area. | session participants will leave having identified the value of the judicial discipline process in changing inappropriate judicial behaviour. |
| 4:30 - 4:45 | Meeting of Session Chairs and Resource Persons to Evaluate Sessions | |
| 7:00 | Reception hosted by Her Excellency Paula-Mae Weekes, President of the Republic of Trinidad and Tobago | |
| | Sunday, November 18, 2 | 2018 |
| 6:45 - 7:30 | Qigong Session – All Welcome – Hya | tt Terrace |







| 8:30 - 8:45 | Meeting of Session Chairs and Resource Persons for Sunday Sessions | |
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| 9:00 - 9:20 | Success Story #3 – Judicial College of England and Wales | |
| 9:20 - 9:40 | Success Story #4 – Judicial Training Institute Ghana | |
| 9:40 – 10:10 | Keynote Address III – Changing the Judicial Culture to Achieve Just Results – a New Perception of Civil Justice; Redesigning the civil justic system not for lawyers and judges but for the public and court users | |
| | Chair: The Honourable Chief Justice Ivor Archie | |
| | Speaker: The Honourable Madam Justice Andromache Karakatsanis, Supreme Court of Canada | |
| | This address will encompass the need for engendering changes in the judicial culture through Appellate Court decisions. | |
| | Objectives: At the end of this session participants will leave having identified: 1. the need for a civil justice system designed for the court users and the public rather than for judges and lawyers; 2. contemporary techniques for making changes in the judicial culture through appellate court decisions and 3. the efforts of the Supreme Court of Canada to change the Canadian judicial culture in the area of delay reduction in civil matters. | |
| 10:10 - 10:50 | Commentator Lead Plenary Discussion | |
| | The Right Honourable Sir Dennis Byron The Honourable Sidney Lederman, Q.C. | |
| 10:50 - 11:00 | BREAK | |
| 11:00 - 11:50 | Workshops on Civil Justice Reform – Hypothetical Fact Situations | |
| 11:50 - 12:30 | 2:30 Introduction – The Use of Music as a Pedagogical Aid to Adult Education | |
| | Chair: The Honourable Sir Marston Gibson | |
| | Leader: Dr. Charleston Alex Thomas, Musician/Performance Artist/ Educator, Xxaalahh, Trinidad and Tobago | |







| | Objective: At the end of this session participants will leave having | |
|--------------|--|--|
| | identified the theory and practice of using music to support training | |
| | programmes. | |
| 12:30 - 1:00 | Workshop on Developing Teaching Modules on the Three Streams | |
| | (Participants asked to use music to develop their teaching module) | |
| | Participants will have been divided into one of three working groups on the following topics: Delay Reduction | |
| | Human Rights and the Environment | |
| | Achieving Just Results through judges increased understanding of equality issues in the context of the lives of women, children, visible minorities and sexual orientation (Social Context). | |
| | Objective: At the end of this session participants will leave having created a delivery ready programme complete with supporting music. | |
| 1:00 - 2:00 | LUNCH | |
| 2:00 - 2:20 | Success Story #5 | |
| 2:20 - 3:30 | Presentation of the Three Teaching Modules Developed (Talent Show) | |
| 3:30 - 3:45 | BREAK | |
| 3:45 - 4:15 | Mindfulness Session / Quiz | |
| 4:15 - 4:30 | Programme Evaluation and Closing | |
| | The Honourable Mr. Justice Madan Lokur | |
| 4:30 - 5:30 | Annual General Meeting of the Commonwealth Judicial Education Institute for Directors and Heads of Judicial Education Bodies. Chief Justice Patrons also welcomed. | |







Conference Co-Chairs

The Honourable Mr. Justice Peter Jamadar, JEITT Judge (R) Sandra E. Oxner, CJEI

Conference Administrator

Ms. Sandra J. Hutchings, CJEI

Local Organizing Committee

Chair: The Honourable Mr. Justice Peter Jamadar

The Board of the Judicial Education Institute

The Hon. Chief Justice, Mr. Justice Ivor Archie, O.R.T.T. (President) The Hon. Mr. Justice Peter Jamadar, J.A. (Chairman) The Hon. Madame Justice Alice Yorke-Soo Hon, J.A. The Hon. Madame Justice Charmaine Pemberton, J.A. The Hon. Madame Justice Carla Brown-Antoine The Hon. Madame Justice Andrea Smart The Hon. Madame Justice Avason Quinlan-Williams Master Jade Rodriguez Mrs. Nirala Bansee-Sookhai – Registrar and Marshal Chief Magistrate Her Worship Maria Busby Earle-Caddle Magistrate Her Worship Cherril-Anne Antoine Master Christie-Anne Morris-Alleyne – Court Executive Administrator Ms. Carol Ford-Nunes – Director, Court Library Services Dr. Charisa-Marie Alexis-François – Judicial Educator, JEITT Mrs. Samantha Forde – Coordinator, JEITT

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Mrs. Sheia Leslie, Business Operations Assistant I
Mr. Adini Bernard, Business Operations Assistant I
Ms. Cherissa Barran, Business Operations Assistant I
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