



# NEWSLETTER

September 2018

## **Due to MUSAWA's interventions: Adv. Huda Adwan a magistrate judge, and Ramallah Municipality's council complies with the high court of justice's ruling in favor of Mr. Issam Al-Barghouthi**

When MUSAWA received Adv. Huda Adwan's complaint, in which she complained about eliminating her name from the validated list of judges names to be appointed as magistrate judges in Gaza, MUSAWA has not hesitated to use any of the available tools to help all citizens to achieve justice before the law in accordance with the Palestinian Basic Law, so the center sent a legal memo to the first deputy of the Legislative Council's president, Dr. Ahmad Bahar, and issued a position paper written in cooperation with some civil society organizations, and provided the complainant with a legal advocacy that encouraged her to head to the judiciary to challenge the decision of eliminating her name from the list, and to claim her right to be assigned as a magistrate judge as she passed the recruitment requirements. Because of these efforts, Adv. Huda Adwan obtained a judgment in her favor to be appointed as a magistrate judge. [Find more here.](#)



In another context, Mr. Issam Al-Barghouthi submitted a complaint regarding Ramallah Municipality's failure to implement the ruling issued by the High Court of Justice, which includes cancelling the decision of referring him to the general pension system that is mentioned in the general pension law No.7 of 2005, and instead, referring him to the general pension system applied in Ramallah Municipality. MUSAWA sent a legal memo to the Anti-corruption Committee asking it to consider the complaint and to take the needed and the urgent legal action, the center has also followed up on the updates, until Mr. Al-Barghouthi received a written notice from the Ramallah Municipality's Council informing him that the Municipality's council will commit to the implementation of the High Court of justice's ruling. [Find more here.](#)

## **MUSAWA Concludes a Moot Court Training on Sharia Court Verdicts**

MUSAWA organized a training workshop on Sharia judiciary, and it was held at the Sharia Bar Association's hall in Gaza, in order to develop the capacities of trainee lawyers and newly licensed lawyers. The training was divided on three meetings, and it included several cases, like alimony, discord, and resurgent conflict. The training had three parts a theoretical one and a practical one, and finally a moot court presentation part. 27 lawyers participated in the training workshop, including 13 women, and the material was lectured by the Sharia lawyers and the Chartered Arbitrators, Sharid Abu-Sa'ad and Ahmad Bdeir, the president of the Sharia Bar Association. [Find more here.](#)



MUSAWA has also conducted, in cooperation with the Law College at Gaza University, a second representation of the moot court, in the college's moot court's hall, in order to share knowledge with the largest number of beneficiaries.

## MUSAWA concludes a training workshop on in The High Criminal Court and the Cyber-crime decree-laws at its headquarters in Ramallah

Stressing on MUSAWA's rejectionist position on the High Criminal Court and The Cyber-crime decree-laws, and with a view to provide lawyers with a deeper understanding of what is provided for in the recently issued legislation, and to build their capacities in following up on such cases, MUSAWA conducted a training program on these two decree-laws. Thirty-three lawyers, 20 among them were women, participated in the training program that took place at MUSAWA's headquarters in Ramallah, for four consecutive days, 3 hours per day, during July and August.

The training material was lectured by two prosecutors, Adv. Ahed Towqan, and Adv. Imad Hammad, who provided an explanation and an interpretation of the articles of the mentioned decree-laws, by using theoretical presentations, discussions, exercises and practical applications as a training methodology. [Find more here.](#)



## MUSAWA an observer member on the Palestinian bar association and the prosecution assistants written exams

As a response for the invitation of the Palestinian Bar Association, a team nominated by MUSAWA has participated as an observer member on the written exam of the law colleges' fresh graduates, which was held on 16/9/2018 at Birzeit university's halls. MUSAWA's team recorded several remarks that were included in a [memo](#) sent to the Bar association.

MUSAWA has also received an invitation from the general prosecution office to participate in the monitoring process on the written exam of the recruitment competition to assign prosecution assistants, which was held on 22/9/2018 in the halls of two public school in Ramallah. MUSAWA's team recorded several remarks that were included in a [memo](#) sent to the Bar association.

## MUSAWA conducts its periodic board meeting



On September 15, 2018, MUSAWA conducted its periodic board meeting, where two financial and managerial reports, and other internal matters regarding the workflow, were discussed. A number of the executive team also attended the meeting.

## MUSAWA continues its training program on the Monitoring and Documentation of Violations



MUSAWA- organized a training program on the Monitoring and Documentation of Violations for law and media student at Al-Israa University in the Gaza strip. The Legal Awareness and the Legal Monitoring at MUSAWA conducted the training over two days, for four consecutive hours per day, with the participation of 32 students, 17 of which are women. The training included providing worksheets and practical applications of real complaints, and connecting them to the surrounding reality of the students, as well as forming Monitoring and Documentation of Violations' work groups. [Find more here](#). It is worth mentioning that this program is a compliment for a training program initiated by MUSAWA, in cooperation with the core institutions and the universities of the Gaza Strip, as a related training workshop was held during August at Gaza University.

### MUSAWA's Interventions

During September, MUSAWA received nine complaints on: 1) Detention in contravention of the law; 2) Illegal investigation procedures; 3) Exploitation of the public office and prejudice against a lawyer's dignity; 4) Refusal to implement a judicial ruling for the second time in a row; 5) Refusal to equate a master degree certificate; 6) objection over the formation of the Sharia Bar Association; 7) Illegal Investigation procedures; 8) Affecting the right to treatment and assaulting patients.

MUSAWA sent a legal memo regarding the first complaint; and the center is in the process of writing legal memos on the next four complaints, as for the sixth complaint; it was withdrawn by the complainant, and a meeting with the director of the office of the attorney general was conducted to discuss the seventh complaint, while the eighth one is in progress.

### Legal Memos and Position Papers

3/9/2018 – [Position Paper](#) "Perpetrators of Torturing Children in Gaza must not Escape Punishment" issued by the Coalition for the Protection of Child Dignity.

8/9/2018 – [Position Paper](#) "MUSAWA Refutes the Recommendations of the Official Committee for Developing the Justice System".

10/9/2018 – [Memo](#) to the attorney general Dr. Ahmad Barak "Refraining from Executing Judicial Rulings Continues".

23/9/2018 – [Position Paper](#) on the explanatory decision of the high Constitutional Court No 02/2018 for the interpretation request No (4) - judicial year 3.

25/9/2018 - [Press release](#) on the Constitutional Court's Explanatory Decision Regarding the Legal Nature of the Police Service and the Military Concern, issued by the national coalition to monitor the legislation process.



## MUSAWA's Mobile Legal Clinic

Strengthening its monitoring role of the performance of the justice sector and raising the awareness of marginalized groups about their rights, as well as building the capacities of young lawyers and law students, MUSAWA along with its volunteers' network, conducted raising awareness workshops and trainings in (Qabalan, Aqabet Jaber, Aqabet Jaber camp, Dheishe camp, Kofor Ne'meh) in the West Bank and in Jabalya- Gaza Strip. The educational workshops discussed Sexual Harassment and Electronic Blackmailing, the Procedures of Land Registration, children's rights, and conceptions of justice, democracy, and human rights. The workshops were attended by 182 participants, 129 among them are females. On the margin of the workshops, 16 legal advice was offered in the Gaza Strip.

In the same context, MUSAWA organized a training day on the martial judiciary for a group of newly licensed lawyers in the Gaza Strip, to raise their legal capacities as a part of the legal clinic program conducted by MUSAWA on a year-round basis. Fifteen lawyers, five of which are females, have participated in this event.

## Field Visits to the Pillars of Justice

In cooperation with the Lawyers for the Rule of Law Groups (Friends of MUSAWA), MUSAWA, represent by Adv. Rula Musa, carried-out several field visits to the pillars of justice. The visits included the Gaza Court Compound, Deir el-Balah Magistrate Court, and the Juvenile Court in Gaza. These visits come as part of MUSAWA's role in monitoring law-violations and promoting the rule of law in Palestine.



## Radio & TV Interviews

3/9/2018 – [Radio Interview](#) about the role of the tribal judiciary in light of the degradation of the formal judiciary. (Adv. Ibrahim al- Barghouthi, MUSAWA's Director General, Ahla FM).

6/9/2018 - TV Interview about the resignation of a number of the High Court' judges. (Adv. Ibrahim al- Barghouthi, MUSAWA's Director General, Palestine Today).



10/9/2018 – [Radio Interview](#) about MUSAWA’s position on the Recommendations of the Official Committee for Developing the Justice System. (Adv. Ibrahim al- Barghouthy, MUSAWA’s Director General, Ahla FM). In addition to several interviews on the same topic on “Alam Al-Khalil” Radio - Hebron, “Mawwal” Radio- Bethlehem, “Nesaa FM” Radio and “24 FM” – Ramallah, “Hawa Nablus” Radio –Nablus, and “Saba” Radio – Jenin.

13/9/2018 - [TV Interview](#) about MUSAWA’s position paper on the Recommendations of the Official Committee for Developing the Justice System. (Adv. Ibrahim al- Barghouthy, MUSAWA’s Director General, Maan TV), in addition to two other interviews on the same topic on “AlNajah” TV and “AlFajr” TV.

23/9/2018 - [TV Interview](#) about Women Rights. (Adv. Mohammad Dahdouh, a member of Lawyers for the Rule of Law’s groups – Friends of MUSAWA, and a member of the Coalition for Palestinian Human Rights Defenders).

24/9/2018 - TV Interview about the Youth Rights between reality and expectations. (Adv Kawthar Seder, a member of Lawyers for the Rule of Law’s groups – Friends of MUSAWA, and a member of the Coalition for Palestinian Human Rights Defenders).

24/9/2018 - [Radio Interview](#) on the explanatory decision of the high Constitutional Court No 02/2018 for the interpretation request No (4) - judicial year 3. Adv. Ibrahim al- Barghouthy, MUSAWA’s Director General, Ahla FM Radio), in addition to two other interviews on the same topic on “Hawa Nablus” Radio, and “Alam Al-Khalil” Radio.

24/9/2018 - [Radio Interview](#) about keeping the Recommendations of the Official Committee for Developing the Justice System confidential and not sharing them with the public. (Adv. Ibrahim al- Barghouthy, MUSAWA’s Director General, Alam Al-Khalil Radio).

### **Miscellaneous Activities**

**Participating in the summer school on Law and armed conflicts**, Lebanon, Beirut, by “Amel” International institution. MUSAWA was represented by the Legal Monitoring Officer, Adv. Angham Mansour.

**Participating in the Civil Team for supporting the State General Budget eighth conference**, at the invitation of Aman institution. The conference took place on 12/9/2018; MUSAWA was represented by the Finance Manager, Marina Qaqish.

**Participating in a workshop on the civil society’s efforts in coordinating and monitoring and advocacy in the judicial sector**, at the invitation of the Sawasya program. The workshop was held on 13/9/2018, and MUSAWA was represented by the Director General, Adv. Ibrahim al- Barghouthy.



**Participating in a meeting on the Recommendations of the Official Committee for Developing the Justice System and amending the law of the judicial authority.** The meeting was held on 15/9/2018, and MUSAWA was represented by the Director General, Adv. Ibrahim al- Barghouthy.

**Participating in the launch reception of Sawasya 2: the program of Promoting the rule of the law in Palestine.** The launch event was held on 20/9/2018; MUSAWA was represented by the Executive Director, Ahlam Tarayra, and the Finance manager, Marina Qaqish.

**Participating in the meeting of the Civic Coalition for Monitoring the Legislative Process, to discuss the decree-law on charitable associations and non-governmental organizations,** and to issue a position paper in its regard. The meeting was held on 25/9/2018, and MUSAWA was represented by the Director General, Adv. Ibrahim al- Barghouthy.

**Participating in the civil society organizations' meeting on the explanatory decision of the High Constitutional Court on the legal nature of the police and the military concern.** The meeting was held on 24/9/2018, and it led to issuing a [press release](#) in its regard, MUSAWA was represented by the Director General, Adv. Ibrahim al- Barghouthy.

**Participating in a seminar held by Heinrich-Böll-Stiftung to celebrate the publication of the two issues of Jerusalem's seasonal publications.** The seminar took place on 26/9/2018, and included a discussion session, with the researcher, Dr. Khader Salameh, on the writing of curriculum vitae and translations, and a discussion on this style of writing in the Palestinian context, MUSAWA was represented by the Fund Raising and Public Relations officer, Diab Zayed.

**Participating in a meeting to discuss the civil society organization's vision of the Human Rights' reality and the justice system, at the invitation of the European Police.** The meeting was held on 27/9/2018, and MUSAWA was represented by the Director General, Adv. Ibrahim al- Barghouthy.

**Participating in the Annual KAS Day organized at Konrad-Adenauer-Stiftung in Ramallah, on 27/9/2018, and MUSAWA was represented by the Director General, Adv. Ibrahim al- Barghouthy and the Fund Raising and Public Relations officer, Diab Zayed.**

**Participating in a discussion session on the right to access to information in Palestine, and the updates of Palestine's report on the civil and political rights' international compact,** at the invitation of the Palestinian Center for development and media freedoms "MADA". The discussion session was held on 27/9/2018, and MUSAWA was represented by the Fund Raising and Public Relations officer, Diab Zayed.

MUSAWA's  
Partners  
2018



The Netherlands  
Representative Office to  
the Palestinian Authority