

Judiciary

Vote Number: 070

Controlling Officer: Registrar of High Court and Supreme Court of Appeal

1. Overview

1.1 Mission

To Provide Independent and Impartial Justice Services that are efficient and earn the Respect, Trust and Confidence of Society.

1.2 Objectives and Strategies

<i>Objectives</i>	<i>Strategies</i>
To ensure that its Services are Accessible, User-friendly and Affordable.	Provide Sufficient Court Centres.
To enhance Economic Development, achieving Peace and Security in collaboration with other related Institutions.	Establish a Functional Data-base and use Technology Efficiently.
To respect the Equality and Dignity of all.	Exercise Good Leadership Supported by Qualified and Competent Staff.
To Promote, Protect and Uphold the Rule of Law , Democracy , Human Rights and Dignity of all.	Improve Case Flow Management and Monitoring Systems.

1.3 Summary of Achievements in 2010/ 2011

- The Malawi Supreme Court of Appeal registered 93 appeal cases out of which 83 were heard and 10 were not heard. 44 appeal judgments were delivered representing 75.9%

- The High Court , together with its all registries registered 24,924 criminal cases. 14,812 were disposed off and 8,966 are pending. It also registered 25,343 civil cases 14,141 were disposed off leaving 9,292 cases pending.

- The Commercial Division of the High Court registered 106 cases out of which 30 were disposed off leaving 76 cases pending representing 28.3% disposal rate.

- The Industrial Relations Court registered 4,014 cases out of which 924 cases were disposed off leaving 3,091 cases pending.

- Magistrate Courts registered 24,924 criminal cases out of which 14,812 were disposed off and 8,966 cases are pending. The same magistrate courts registered 25,343 civil cases out of which 14,141 were disposed off leaving a balance of 9,292 pending cases.

- The Judiciary has rehabilitated 16 courts with funding from the European Union and has rehabilitated 10 courts with funding from the Malawi Government.

1.4 Priority Outputs and Measures

Output	What Objective Is Output Contributing To?	2010-11 Planned	2010-11 Preliminary	2011-12	2012-13	2013-14
Cases disposed of at Industrial Relations Court	Improvement of Rule of Law in the country & Increase number of registered cases in all functioning cases	2,000	1,125	2,000	2,079	2,166
Cases disposed of at Community Services Courts	Improvement of Rule of Law in the country & Increase number of registered cases in all functioning cases	900	506	900	936	975
Cases disposed of at Magistrates Courts	Improvement of Rule of Law in the country & Increase number of registered cases in all functioning cases	61,000 cases to be disposed off	34,505 cases disposed	65,000 cases to be disposed of	67,567 cases	70,382 cases
Cases disposed of at High Court	Improvement of Rule of Law in the country & Increase number of registered cases in all functioning cases	40,494 cases to be disposed off	22,773 cases disposed	47,192 cases to be disposed of	49,055 cases	51,099 cases
Cases disposed of at Commercial Courts	Improvement of Rule of Law in the country & Increase number of registered cases in all functioning cases	350	197	350	364	379

2. Summary of Budget

2.1 Medium-Term Expenditure Allocations

Table 2a: Budget by Type

	MK 000'000s				
	2010-11 Approved	2010-11 Revised	2011-12 Estimate	2012/13 Projection	2013/14 Projection
PE	803.68	824.68	985.39	1,056.78	1,175.56
ORT	491.52	732.42	446.87	484.86	526.07
Recurrent - Total:	1,295.20	1,557.10	1,432.27	1,541.64	1,701.63
Dev Part II	325.00	355.00	495.00	900.00	
Development - Total:	325.00	355.00	495.00	900.00	
070 - Judiciary - Total:	1,620.20	1,912.10	1,927.27	2,441.64	1,701.63

Table 2b: Budget by Program

	MK 000'000s				
	2010-11 Approved	2010-11 Revised	2011-12 Estimate	2012/13 Projection	2013/14 Projection
01. Judicial services	1,460.35	1,652.45	1,797.99	2,301.37	1,549.44
16. Governance and Rule of Law - Total:	1,460.35	1,652.45	1,797.99	2,301.37	1,549.44
03. Management and Support Services	135.83	235.83	113.83	123.50	134.00
04. HR Development and Management	10.40	10.40	15.45	16.77	18.19
17. Public Administration - Total:	146.24	246.24	129.28	140.27	152.19
Other	13.61	13.41	0.00	0.00	0.00
Other - Total:	13.61	13.41	0.00	0.00	0.00
070 - Judiciary - Total:	1,620.20	1,912.10	1,927.27	2,441.64	1,701.63

Table 2c: Development Budget Projects

	MK 000'000s					
	Total Estimated Cost	2010-11 Approved	2010-11 Revised	2011-12 Estimate	2012/13 Projection	2013/14 Projection
060 - New Blantyre Magistrate Courts	1,200.00	50.00	50.00	0.00	0.00	0.00
061 - Maintenance of Buildings	700.00	80.00	80.00	140.00	100.00	0.00
062 - Commercial Court	500.00	100.00	100.00	175.00	490.00	0.00
063 - Extension of Lilongwe Court	200.00	15.00	45.00	65.00	10.00	0.00
064 - Judiciary Headquarters Lilongwe	6,000.00	80.00	80.00	115.00	300.00	0.00
Dev Part II - Total:	8,600.00	325.00	355.00	495.00	900.00	0.00
070 - Judiciary - Total:	8,600.00	325.00	355.00	495.00	900.00	0.00

2.2 Medium-Term Revenue Projections

The revenues are raised through fines which are imposed by the courts. The Judiciary also collects court fees and Sheriff fees when court orders are being enforced.

The Judiciary in consultation with the Law Commission and Ministry of Justice is in the process of reviewing its court fees, sheriff fees and court fines as a way to increase revenue.

Table 2d: Medium Term Revenue Projections

	MK 000'000s				
	2010/11 Approved	2010/11 Revised	2011/12 Estimate	2012/13 Projection	2013/14 Projection
070 - Judiciary - Total Revenue	195.84	111.49	132.18	145.40	152.67

3. Past Performance and Planned Outputs

Table 3a - Recurrent Budget Outputs

<i>Sub - Program/ Program</i>	2010/11 Approved Budget		2010/11 Revised Budget		2011/12 Estimates	
	Planned Outputs	Allocation: MK 000'000s	Actual Outputs	Allocation: MK 000'000s	Planned Outputs	Allocation: MK 000'000s
<i>01. Judicial services</i>						
	104,744 cases to be disposed off	1,135.35	58,904 disposed off	1,297.45	115,422 cases to be disposed off	1,302.99
16. Governance and Rule of Law - Total		1,135.35		1,297.45		1,302.99
<i>03. Management and Support Services</i>						
	support services	135.83	support services	235.83	support services	113.83
<i>04. HR Development and Management</i>						
	support services	10.40	support services	10.40	support services	15.45
17. Public Administration - Total		146.24		246.24		129.28
<i>Other</i>						
		13.61		13.41		0.00
Other - Total		13.61		13.41		0.00
070 - Judiciary - Recurrent Budget Total		1,295.20		1,557.10		1,432.27

Table 3b - Development Budget Outputs

Project	2010/11 Approved Budget		2010/11 Revised Budget		2011/12 Estimates	
	Planned Outputs	Allocation: MK 000'000s	Actual Outputs	Allocation: MK 000'000s	Planned Outputs	Allocation: MK 000'000s
060 - New Blantyre Magistrate Courts						
	Construction of New Blantyre Magistrate courts	50.00	Completed	50.00		0.00
061 - Maintenance of Buildings						
	12 Courts to be rehabilitated	80.00	12 Courts rehabilitated	80.00	15 Courts to be rehabilitated	140.00
062 - Commercial Court						
	Construction of Commercial Courts	100.00	Construction at foundation stage and erection of pillars	100.00	Construction works to be completed	175.00
063 - Extension of Lilongwe Court						
	Extension of Lilongwe Court	15.00	Tendering in progress	45.00	Extension works to be completed	65.00
064 - Judiciary Headquarters Lilongwe						
	Construction of Judiciary Headquarters Lilongwe	80.00	Design developed and approved	80.00	Contractor mobilised and construction works to be started	115.00
070 - Judiciary - Development Total						
		325.00		355.00		495.00

4. Itemized Budget Summary

Table 4a - Recurrent Budget by Item

	MK 000'000s			
	2010-11 Approved	2010-11 Revised	2011-12 Estimate	% Change 2011/12
10 - Salaries	759.79	780.79	966.79	27.24%
11 - Other allowances	43.89	43.89	18.60	-57.62%
21 - Internal travel	104.61	105.26	82.56	-21.07%
22 - External travel	6.13	6.13	14.71	139.89%
23 - Public Utilities	59.52	59.56	57.98	-2.60%

	MK 000'000s			
	2010-11 Approved	2010-11 Revised	2011-12 Estimate	% Change 2011/12
24 - Office supplies and expenses	92.26	92.32	94.49	2.42%
25 - Medical supplies and expense	2.81	2.81	0.50	-82.33%
27 - Education supplies and services	0.60	0.60	0.51	-15.41%
28 - Training expenses	6.33	6.33	6.86	8.38%
29 - Acquisition of technical services	1.49	1.49	0.00	-100.00%
34 - Motor vehicle running expenses	112.51	252.91	97.07	-13.72%
35 - Routine Maintenance of Assets	43.59	43.34	23.38	-46.36%
39 - Grants to International Organisations	0.25	0.25	0.00	-100.00%
41 - Acquisition of Fixed Assets	61.41	161.41	68.81	12.05%
070 - Judiciary - Total:	1,295.20	1,557.10	1,432.27	10.58%

Table 4b - Development Budget by Item

	MK 000'000s			
	2010-11 Approved	2010-11 Revised	2011-12 Estimate	% Change 2011/12
29 - Acquisition of technical services	80.00	80.00	115.00	43.75%
35 - Routine Maintenance of Assets	80.00	80.00	140.00	75.00%
41 - Acquisition of Fixed Assets	165.00	195.00	240.00	45.45%
070 - Judiciary - Total:	325.00	355.00	495.00	52.31%