

Director of Public Prosecution & State Advocate

Vote Number: 351

Controlling Officer: Solicitor General and Secretary for Justice

1. Overview

1.1 Mission

The mission of the Department is to timely and expeditiously investigate and prosecute criminal cases and to provide advisory legal services to Government.

1.2 Objectives and Strategies

<i>Objectives</i>	<i>Strategies</i>
To provide legal and technical advice to the Malawi Police service, Malawi Revenue Authority and Anti-Corruption Bureau on all criminal matters.	Strengthen collaboration and partnership between the Department and its stakeholders, such as Malawi Police service, Malawi Revenue Authority and Anti-Corruption Bureau.
To facilitate crime prevention	Improve the prosecution of organised crimes, serious frauds, corruption and related Offences.
To provide legal advice to Government	Modernise the performance of the core functions of the Department through the use information technology.
To prosecute persons accused of crime generally and those accused of homicide	Improve the prosecution of ordinary criminal cases, homicides cases and all other related criminal cases to reduce criminal cases and homicide cases backlog.

1.3 Summary of Achievements in 2010/ 2011

- The Department has prosecuted and tried 500 homicide cases, 650 criminal cases and appeals, criminal reviews and criminal confirmations;
- The Department has also prosecuted high profile cases;
- 124 'consents to prosecute' on corruption cases given to Anti Corruption Bureau;
- 127 'consents to prosecute' given to private Lawyers for private prosecution; and
- Provision of legal advice to police, Malawi Revenue Authority and Anti Corruption Bureau.

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
Increased number of homicide cases prosecuted	To prosecute persons accused of homicide. To provide legal advice to Government.	500 cases	500 cases prosecuted	To prosecute 700 homicide cases	To prosecute 800 homicide cases	To prosecute 1000 homicide cases
Complaint centre established	To facilitate crime prevention.	1 centre	1 centre			
Increased number of criminal cases prosecuted	To prosecute persons accused of crime generally	800 cases	650 cases prosecuted	To prosecute 1000 criminal cases	To prosecute 1500 criminal cases	To prosecute 1600 criminal cases

Output	What Objective Is Output Contributing To?	2010-11 Planned	2010-11 Preliminary	2011-12	2012-13	2013-14
A review on criminal law and procedures undertaken and a reform proposed.	To facilitate crime prevention.	50	50			
Copies of guidelines produced	To facilitate crime prevention.	33 copies	25 copies			

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	55.38	62.29	64.23	74.39	82.76
ORT	172.79	172.79	327.93	178.80	190.60
Recurrent - Total:	228.17	235.07	392.16	253.19	273.35
351 - Public Prosecution & State Advocate - Total:	228.17	235.07	392.16	253.19	273.35

Table 2b: Budget by Program

	MK 000'000s				
	2010-11 Approved	2010-11 Revised	2011-12 Estimate	2012/13 Projection	2013/14 Projection
02. Legal Services	210.49	220.90	378.12	240.00	256.58
16. Governance and Rule of Law - Total:	210.49	220.90	378.12	240.00	256.58
03. Management and Support Services	3.88	3.56	1.47	1.84	2.61
04. HR Development and Management	10.33	7.16	11.27	10.07	12.57
10. Planning and Policy Development	0.00	0.00	1.30	1.30	1.60
17. Public Administration - Total:	14.22	10.72	14.04	13.20	16.78
Other	3.46	3.46	0.00	0.00	0.00
Other - Total:	3.46	3.46	0.00	0.00	0.00
351 - Public Prosecution & State Advocate - Total:	228.17	235.07	392.16	253.19	273.35

3. Past Performance and Planned Outputs

<i>Table 3a - Recurrent Budget Outputs</i>						
<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>02. Legal Services</i>						
	To adequately provide all the mandated legal services	210.49	All the mandated legal services provided.	220.90	All the mandated legal services provided.	378.12
16. Governance and Rule of Law - Total		210.49		220.90		378.12
<i>03. Management and Support Services</i>						
	To adequately provide for Management and support services.	3.88	Management and support services adequately provided for	3.56	To adequately provide for Management and support services.	1.47
<i>04. HR Development and Management</i>						
	To adequately provide for HR Development and Management services	10.33	HR Development and Management services adequately provided for.	7.16	To adequately provide for HR Development and Management services.	11.27
<i>10. Planning and Policy Development</i>						
	To provide proper planning and policy development.	0.00	Proper planning and policy development provided.	0.00	To provide proper planning and policy development.	1.30
17. Public Administration - Total		14.22		10.72		14.04
<i>Other</i>						
		3.46		3.46		0.00
Other - Total		3.46		3.46		0.00
351 - Public Prosecution & State Advocate - Recurrent Budget Total		228.17		235.07		392.16

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	54.04	60.95	60.52	11.99%
11 - Other allowances	1.33	1.33	3.71	177.88%
21 - Internal travel	68.02	88.29	92.15	35.48%
22 - External travel	8.00	10.80	73.01	812.64%
23 - Public Utilities	8.58	8.58	10.34	20.43%
24 - Office supplies and expenses	17.05	17.05	16.05	-5.86%
25 - Medical supplies and expense	0.40	0.40	0.29	-28.28%
28 - Training expenses	7.10	9.80	9.54	34.22%
33 - Other goods and services	10.50	6.50	71.94	585.12%
34 - Motor vehicle running expenses	28.53	27.53	40.99	43.68%
35 - Routine Maintenance of Assets	11.56	0.00	10.20	-11.69%
39 - Grants to International Organisations	2.31	2.01	0.59	-74.49%
40 - Grants and Subventions	0.00	0.00	0.07	
41 - Acquisition of Fixed Assets	10.74	1.83	2.76	-74.32%
351 - Public Prosecution & State Advocate - Total:	228.17	235.07	392.16	71.87%