



INTERNATIONAL SENIOR LAWYERS PROJECT

*Serving the world community
Au service de la communauté mondiale
Al servicio de la comunidad mundial*



Cambodian Villagers in Koh Kong province board trucks to go give witness statements in court on the forced taking of their land for commercial sugar production. The villagers have endured beatings, shootings and the destruction of their homes, possessions, crops and livestock. ISLP is helping 200 of them bring a lawsuit in the U.K.'s High Court of Justice. See story page 9.

2012 Annual Report

Executive Director's Message



Impact—everyone is talking about it. Globally, the need is more urgent than ever, and ISLP is making a real difference. We see impact in helping Liberia to negotiate fairer concession agreements, in bringing an unprecedented anti-land-grabbing claim in U.K. courts on behalf of Cambodian villagers and in securing the dismissal of a malicious libel suit against an Angolan human rights advocate. Far and wide, experienced ISLP volunteers are helping to defend human rights and advance economic development.

With so much happening across so many fronts, it is always a challenge to record and report ISLP's impact. This annual report draws on our expanding efforts to capture the impact of ISLP's achievements and convey those to our partners, volunteers and funders.

Starting with the 2012 Snapshot, you can see the results of ISLP's focus to identify and develop projects where the legal tools and knowledge of ISLP volunteers are most needed. Whether these efforts do in fact make rule of law processes more effective or help clients use these processes to advance their economic development and human rights goals is, of course, the key question. To answer this, the most appropriate tool, given ISLP's client-centered approach and emphasis on legal empowerment, is one that draws on the

feedback of our clients and volunteers. Starting this year, we have improved the way that information is collected and presented. Over the next year or two, these changes will become more and more apparent.

While indicators help us understand and learn lessons, strategic thinking should never be made a slave to the pursuit of statistics. Making a difference often requires concentrating efforts on issues or in places where there appears to be good potential for change. To see some of the established and developing areas of focus where ISLP sees opportunities to make a real difference, see the "Program Highlights" noted below.

Impact is not, however, only a function of good planning and smart choices. It is also a function of capacity. And for that, we are very grateful to the law firms, individuals and foundations that provide the pro bono services, in-kind contributions, donations and grants on which we rely. We simply could not do a thing without their (your) valuable support. And on that score, our financial statement provides a good measure of our capacity to make a difference.

Garth Meintjes
Executive Director

Program Highlights

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ISLP 2012

Snapshot

160 Projects

96 Volunteers overseas

62 Law firms

26,555 Pro bono hours

\$12.9 MILLION Donated services

10 Languages

42 Countries

23 Countries with onsite missions

“ECCHR is working closely with ISLP, and people here are raving about the excellent work you do.”

—Claire Tixeire,
European Center for
Constitutional and Human Rights

“This has been and continues to be one of the most fascinating and rewarding experiences of my professional life.”

—Volunteer Robert Herbst
on investigating and prosecuting cases
at the Special Court for Sierra Leone

ISLP Mission

To provide the pro bono services of highly skilled and experienced lawyers to promote human rights, equitable and sustainable economic development and the rule of law worldwide. ISLP assists governments, non-governmental organizations and other institutions working to build legal capacity and to advance the rights and well-being of their citizens.

2012 Highlights

Impact

Project by project, ISLP helped its global partners achieve greater scale, attain sustainability, gain skills, protect rights, or simply take that next critical step forward in realizing their mission.

UN

Legal Network for Arms Trade Treaty

Eugene Sullivan dedicated a year to coordinating the Arms Trade Treaty Legal Network—70 lawyers providing pro-bono assistance to NGOs and small countries negotiating a UN treaty to regulate the global trade of conventional weapons.



Haiti

Advocating Disability Rights

Paul-Claude Bérubé collaborated closely with the government, public sector and international organizations to draft a law on disability rights that passed the Haitian Senate in March 2012. He continues to provide onsite trainings and is contributing to the creation of new accessibility regulations.



Bolivia

Jump-Starting a Legal Clinic

Profs. Angela Cornell and **Beth Lyon** worked in La Paz with two Bolivian law schools and a human rights organization to create the first legal clinic in the country. They spoke in-depth on how their own clinics function and thoroughly reviewed the new clinic's plans and pedagogy with professors.

Sierra Leone

Independent Prosecutor for the Special Court

William Gardner successfully prosecuted a witness tampering case in the Special Court for Sierra Leone against Eric Senessie, a member of a rebel group during Sierra Leone's civil war that was armed and supported by Charles Taylor in exchange for raw diamonds.



Europe

Challenging Human Rights Abuses

ISLP continued its support for NGOs bringing human rights cases before regional and international courts through partnerships with the Aire Centre, European Center for Constitutional and Human Rights, International Protection Centre, INTERIGHTS and others.



- Onsite volunteer assignments 2012
- Additional projects 2012

Liberia

Arbitration Support

When the Government of Liberia faced a complex arbitration claim, international arbitration experts from Chaffetz Lindsey provided pro bono assistance to Ministry of Justice officials, preparing an analysis of the claims and guiding them towards resolution of the issue.

Guinea

Drafting Anti-Corruption Regulations

ISLP, through partner NGO Revenue Watch Institute, supported the efforts of Guinea's first democratically-elected government to increase the development benefits of its mineral resources. Volunteers—including **Salli Swartz** of Artus Wise and partners **Paul Huey-Burns**, **Stanley Marcuss** and **Joseph Smallhoover** of Bryan Cave with members of the firm's Global Anti-Corruption team—helped Guinea with the revision of its Mining Code and provided assistance in drafting the regulations implementing anti-corruption provisions of the Mining Code.



Mongolia

Safeguarding Press Freedoms

Media law experts **Sig Sorenson** and **Dan Byron** made four trips in 2012 to support Globe International's efforts to protect the rights of Mongolian journalists facing civil and criminal defamation charges. They worked with lawyers, judges and officials; contributed to a draft media freedom bill; and mentored junior lawyers preparing media defense cases.

Cambodia

Land-Grab Litigation

An ISLP team helped a local NGO bring an international challenge to land-grabbing on behalf of 200 villagers. (See page 9.)

Palestinian Authority

Launching the Jerusalem Arbitration Center

Michael Blechman of Kaye Scholer aided the creation of the JAC, which aims to provide a neutral forum for Israelis and Palestinians to arbitrate commercial disputes. He assisted with the negotiation and drafting of agreements needed to launch the JAC, as well as with capacity-building activities for Palestinian attorneys, including officials involved in drafting Palestine's new Arbitration Law.



Uganda

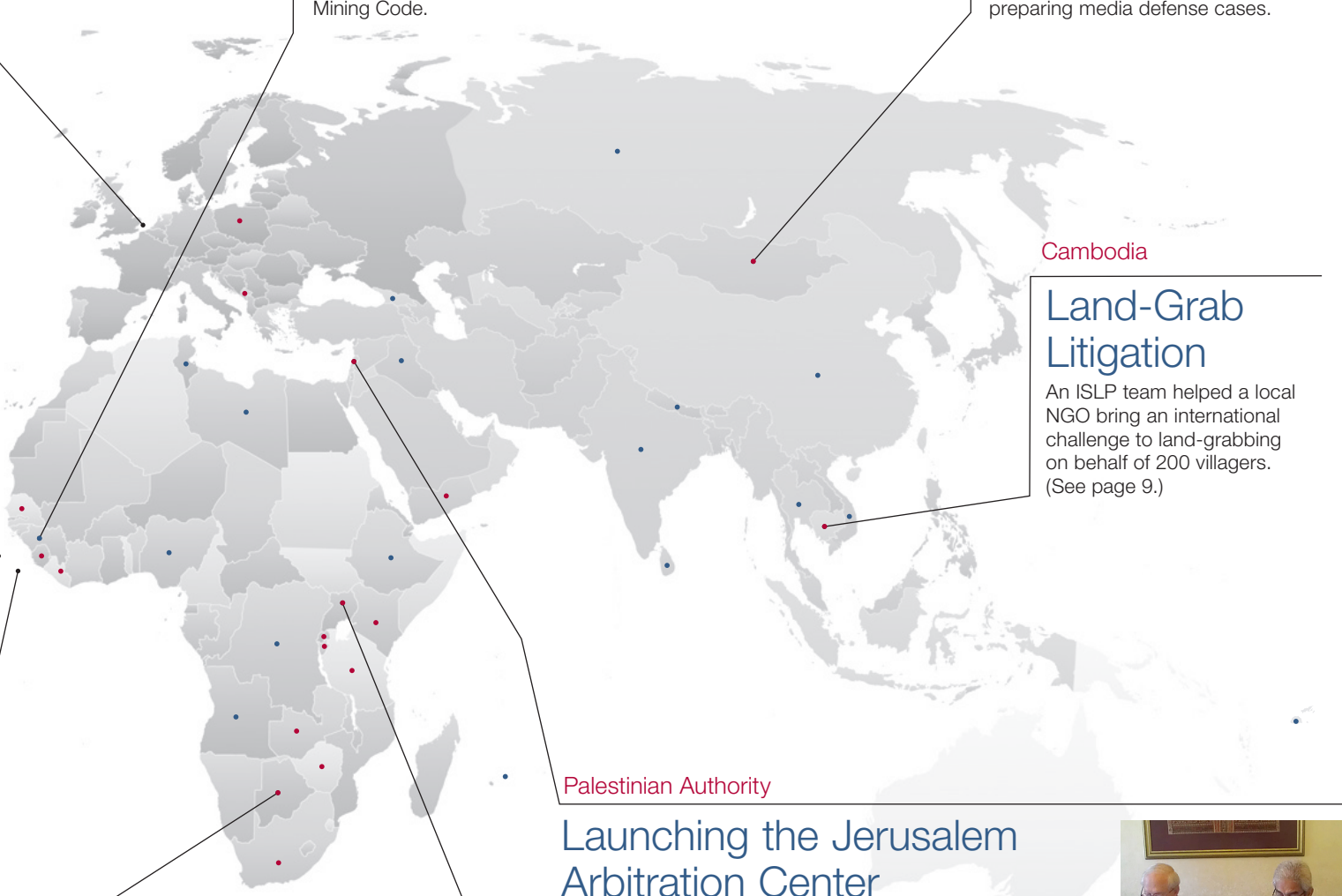
Petroleum Legislation Review for Civil Society

Skadden Arps' **Doug Nordlinger** and **Corinne Noel** responded to an urgent call from a coalition of Ugandan civil society organizations seeking expert help to analyze and comment on new draft oil laws that would dictate how Uganda's emerging oil sector would be managed for decades to come.

Botswana, Zambia, Zimbabwe

Commercial Law Training in Southern Africa

Osler's **Linda Robinson** returned for her 4th year with ISLP's Commercial Law Program, leading trainings with local co-instructors in Zimbabwe and then Botswana, where she was joined by **Titus Edjua** of Clifford Chance. Hahn Loeser & Parks partner **Craig White** and **Ben Strauss** of DLA Cliffe Dekker Hofmeyr led the Zambia program. Over 9 years, ISLP has trained more than 1,500 lawyers.



Economic Development

Rebuilding for Growth

For many African states better natural resource management is key to economic revitalization and stability. ISLP has worked for years in the region to help maximize the benefits to citizens of their countries' resource wealth, build stronger institutional capacity and combat corruption through improved legal frameworks.

Many countries with great natural resource wealth suffer from inadequate legal frameworks and weak oversight and enforcement. ISLP has worked with several African governments on a range of efforts aimed at more transparent, accountable and sustainable use of their natural resource revenues. The cumulative impact over two years:

- *Targeted short-term trainings in Tanzania, Rwanda and Liberia:* 11 ISLP workshops strengthened domestic capacity to bid, negotiate and manage natural resource and related investment contract matters. In total, 325 government officials received substantive training.
- *Major mining investment contracts re-negotiated for Sierra Leone:* Volunteers took over 10 trips to Sierra Leone to discuss contract issues, make recommendations and assist government officials in developing negotiating positions, and then helped them re-negotiate terms for three major contracts. The final contracts were more in line with international best practices, promoted compliance with domestic law and ensured consistency among the country's mining agreements.
- *Negotiated concession agreements in Liberia:* ISLP advised the government in the negotiation of seven major natural resource concession agreements. Six were executed that together will increase foreign investment in Liberia by nearly US\$8 billion.



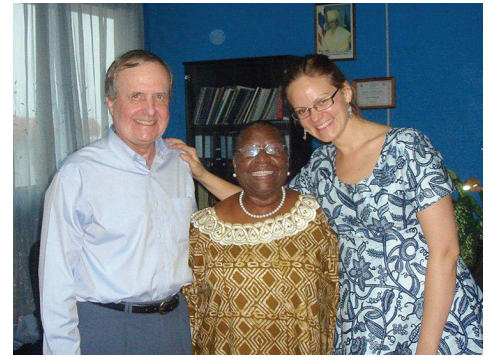
- *Substantial Community Benefits for citizens:* Incorporated into the above agreements were multi-million dollar commitments for social benefits for local communities including housing, employment, training, scholarships, and rebuilding of bridges, roads, schools, clinics, wells and street lights.
- *An improved legal framework in Liberia:* ISLP contributed significantly to the redrafting of the Public Procurement and Concession Act and the National Bureau of Concessions Act—both passed by the National Legislature and signed into law by the President.
- *Anti-corruption efforts initiated in Liberia:* The Ministry of Finance received extensive assistance on matters ranging from the review and revision of the Revenue and Tax Codes to the Anti-Money Laundering law.
- *Contribution to Tanzania's achievement of EITI Compliant status:* Although ISLP

was not directly involved in its application to the Extractive Industry Transparency Initiative, each of the workshops that ISLP conducted in Tanzania focused on contract transparency, disclosures and reconciliation of revenues from the extractive sector, all necessary for achieving compliance.

- *Increased likelihood of improved outcomes:* While the support of ISLP's experienced lawyers does not guarantee a perfect outcome for any activity, such assistance has been shown to significantly increase the likelihood of improved outcomes. A 2012 report by the Columbia University School of International and Public Affairs on the community impacts of four Liberian concession agreements found that the three contracts negotiated with ISLP assistance were significantly better overall than the one negotiated without ISLP assistance.



Above: White & Case lawyers led an advanced arbitration training for the new Chamber of Conciliation and Arbitration of Haiti. Top right: Tory's partner **Bill Estey** spent a month with the Ministry of Commerce and Industry (MOCI) to aid Liberia's accession to the World Trade Organization. He is shown with MOCI Minister Miata Beysolow (center). Right: Hogan Lovells' **Bruce Gilchrist** consulted with Allison George, a Mining Governance Adviser for the Rwandan Ministry of Natural Resources, on the review and revision of the country's mining law and regulations.



Journey to a Contract



Jeff Wood is a striking example of the outstanding caliber of lawyers ISLP brings to its pro bono partnerships.

Liberia is one of the world's least developed countries, its infrastructure in ruins after 14 years of civil war. The government of President Ellen Sirleaf sought foreign investment to help rebuild the economy, leaning heavily on the extractive sector to

attract partners for long-term development. She turned to ISLP to both help Liberia negotiate with international corporations and build the country's internal capacity to negotiate and manage agreements that are fair, transparent and socially responsible.

In mid-2011, the Liberian Ministry of Justice asked for ISLP's assistance with threatened litigation concerning the proposed transfer of an existing contract for exploration and development of an offshore oil block held by a small, under-resourced company to another company that Liberia felt also lacked relevant experience and resources. From the outset it was clear that this matter would require a range of specialized assistance.

An ISLP volunteer team was led by Jeff, a retired partner of Debevoise & Plimpton, who had worked with Liberia through

ISLP for several years. The team included international arbitrator **David Lindsey** of Chaffetz Lindsey and later, when it became clear that the contract would be renegotiated, petroleum law experts **Scott Anderson**, now with Hogan Lovells, and retired Baker & McKenzie partner **David Fraser**.

Over more than 20 months, Jeff worked closely with the National Oil Company of Liberia (NOCAL) and an inter-ministerial committee to replace the original holder of the contract rights with an experienced international oil company responsible for contract operations and finance. The work included improving the rather barebones terms of the original contract.

Jeff was there revision after contract revision—from the first draft in April 2012 to the final agreement in February 2013—at nine meetings in five cities across three continents. Once the final papers were signed and approved by the Legislature, Liberia had a new agreement with significantly improved technical terms including an upfront cash payment of \$50 million, a government share in profit oil, royalties, an improved income tax structure with the oil companies, a carried state interest of 10%, and funds for training, social welfare and education. With the aid of Jeff Wood and his team, NOCAL had negotiated terms more beneficial to the state than previous contracts in Liberia's oil sector.

Human Rights

Enforcing Rights Globally

The goal of strengthening and protecting human rights and the rule of law lies at the core of the Human Rights Program. In 2012 this commitment was realized through more than 100 projects that helped build the capacity of organizations and governments to advance vital law reforms and to use law to address social injustice.

Sustained Assistance

ISLP often builds on prior work to achieve more deeply rooted and lasting change. The effects of this long-term approach can be seen in projects such as the substantial program of law reform and institutional development provided to the Liberian Ministry of Health and Social Welfare since 2007 by Hogan Lovells. This collaboration has produced draft mental health legislation, a first in Liberia; draft regulations governing medicines; and specialized training on procurement and related contracts.

Similarly, years of support to Liberia's Ministry of Justice by retired Blakes partner **Jim Dube** led to a 2012 request for training of their legal staff to investigate and prosecute cases of fraud and corruption. In Haiti, ISLP has been part of the development of a national legal aid system since 2010, while volunteer **Paul-Claude Bérubé** has spent three years helping to advance the country's disability rights law.

Long-term commitments extend to ISLP's NGO partners. ISLP has worked with the Centre for Human Rights and Development in Mongolia for six years and in 2012 helped them assess models for an independent panel of environmental experts that would provide advisory opinions to the judiciary. Other volunteers made multiple trips to Mongolia to work alongside Globe International on media freedom issues. Recently, an ongoing partnership with the Network of African National Human Rights Institutions was launched that will provide tools and training to their members.

Urgent Interventions

ISLP's flexibility and broad global network of legal experts also give it a unique ability to respond swiftly to urgent requests for assistance with, often, crucial legal contributions.

- The Malawi Human Rights Commission appealed to ISLP for a review of investigations into the death of Malawian student activist Robert Chasowa. The Commission cited volunteer **Robert Kinney's** report when it publicly called for an immediate inquiry into the case, declaring that Chasowa was murdered and did not kill himself as police first claimed.
- For Angolan journalist and activist Rafael Marques de Morais, a rapid response by ISLP was critical as he faced a criminal libel suit in Portugal brought by nine Angolan generals. Marques had claimed in a book that their private security firms routinely killed and terrorized villagers for interfering in diamond mining operations. Volunteer **Manuel Magalhães e Silva** won a complete dismissal.
- Volunteers quickly analyzed Media and Public Order Decrees for Fiji's Constitutional Commission, identifying issues of serious concern regarding limitations to Fijian's rights and freedoms.

Public Interest Litigation

ISLP's support of public interest and strategic litigation—bringing key cases to protect rights and advance the position of marginalized and disadvantaged people—led to fruitful collaborations in 2012 with several NGOs, including the Community Legal Education Centre, Global Rights, Movimiento de Mujeres Dominicana-Haitiana and Sexual Minorities-Uganda.

ISLP helped these groups and others develop strategies to address a wide range of human rights issues, from racial discrimination against Dominicans of Haitian descent to systemic impunity for grave human rights violations in Burundi, Nigeria and Uganda.

Stephen Cragg provided strategic advice to a Ugandan LGBT rights organization after a leadership meeting was raided by the Ministry of Ethics and Integrity. **Andrew Scherer** and **Stephen Knafler QC** lent their expertise in litigating for social and economic rights to two workshops for Kenyan advocates and high-level justices organized by the African Center for International Legal and Policy Research. **Santiago Medina** mentored lawyers in the Dominican Republic on bringing cases before the Inter-American Human Rights System.

“Our sincere appreciation for your excellent support and contribution to the work of SERAP in 2012. Your support has certainly improved our ability to make key impacts in the areas of transparency and accountability in Nigeria.”

—Adetokunbo Mumuni, Executive Director,
Socio-Economic Rights and Accountability Project



Top: **Andy Scherer** leads a workshop for Kenya's judicial leadership on adjudicating cases involving social and economic rights. Above: Volunteer **Santiago Medina** meets with Dominicans of Haitian descent in San Joaquin, D.R. regarding their citizenship rights. Top right: Cambodian villagers ISLP is supporting in a case against land-grabbing. Bottom right: Hogan Lovells lawyers **Robert Leibenluft** (center) and **Brooke Bumpers** (far left) with officials of Liberia's Ministry of Health and Social Welfare.

Strategic Defense of Human Rights

Public interest litigation (PIL) can raise awareness of issues, hold governments to account and challenge laws that violate equality or human rights standards. A vivid example of PIL in practice is a current ISLP collaboration in Cambodia.

The country is in the grip of a land-grabbing crisis where the government and private developers often operate together to displace entire communities from their land, forcibly and without compensation or color of law. Recognizing their limited recourse to justice within Cambodia, local NGOs came to ISLP for help in developing a litigation strategy to hold foreign companies accountable for their role in illegal land takings. The resulting plan utilizes a non-traditional forum to seek justice for plaintiffs adversely affected by global commerce—an action was filed in U.K. courts on behalf of 200 dispossessed villagers against U.K. companies that acquired produce from confiscated lands.

As the case moves through the courts, it should raise awareness among local activists of their rights under foreign and international law. Ideally, any media attention will also alert multinational companies conducting business in Cambodia—as well as other places where land-grabbing is prevalent—to the human rights violations underlying their transactions and the potential repercussions for engaging with companies complicit in those violations.



ISLP-UK

UK Lawyers Making a Lasting Difference

Several ISLP-UK partnerships illustrate the impact of deploying high-level legal expertise for broad-based institution-building support.

Tanzania's First Law School

ISLP-UK has seen results from its multi-year program to design and deliver post-graduate legal education courses at the recently established Law School of Tanzania. These courses are an integral part of students' one-year practical training required to be admitted as advocates of the Tanzanian Courts.

Clifford Chance's **Tim Soutar**, the Project Coordinator, collaborated from the school's earliest days with Acting Principal Dr. Gerald Ndika to identify training modules for the curriculum. Critical to the program's success was the support of the Ministry of Justice in Tanzania, the Clifford Chance Foundation and the pro bono commitment of the many law firms and individuals who helped produce course materials and travelled to Dar es Salaam to teach.

Early in 2012, two teams of volunteers once again led students through Civil Procedure and Advocacy Skills, while BPP Law School's **John Irving** headed a "Train the Trainers" development program for faculty, a key to ensuring sustainability of the program. In May, lawyers from DLA Piper, their client GE, and two senior partners from Tanzanian firm IMMMA Advocates engaged

240 students in an interactive training on Legal Drafting. In June, barristers from the Bar Human Rights Committee gave students a real-world look at Criminal Procedure. By late summer the school had moved into new premises funded by the World Bank and plans for a law clinic had begun to take shape.

Since its inception in 2009, over 2,000 Tanzanian law students have benefited from the ISLP-UK program.

Advancing Strategic Litigation

A partnership with the European Center for Constitutional and Human Rights (ECCHR) in Berlin quickly turned into a capacity-building project after ISLP-UK recruited **Robert Goldspink**, former London head of Morgan, Lewis & Bockius. Mr. Goldspink accepted the dual roles of ECCHR senior strategic advisor and mentor-trainer for their junior litigation staff. His onsite and remote work is part of a broader ISLP initiative to support NGOs engaged in strategic litigation.

Making Justice Work

ISLP has worked since 2011 with the South African Human Rights Commission (SAHRC) on building the advocacy skills

of their legal staff and increasing their capacity to better manage their overwhelming caseloads.

Substantial progress was made in 2012 with the help of four senior lawyers. **Femi Omere** and **Icah Peart QC**, barristers with Garden Court Chambers, each spent three weeks on case management training with SAHRC legal staff in Johannesburg and one-on-one mentoring with office staff in the provinces. UK senior criminal barrister **Nick Paul** and Mayer Brown Senior Counsel **Matt Rooney** conducted two one-week courses on advocacy and mediation for the full SAHRC legal team; they also delivered weeks of intensive legal writing training and staff mentoring in several provincial offices.

ISLP will soon also be working with SAHRC to promote public awareness of the Equality Courts, informal courts established in post-apartheid South Africa as accessible and affordable fora for South Africans to challenge illegal discrimination. Maine attorney **Joseph Hahn** has drafted a handbook for non-lawyers on filing a complaint and ISLP will support a SAHRC workshop aimed at empowering people and communities to bring their cases to the courts.



Left: UK volunteer **Richard Mathias** (center) leads a "Train the Trainers" exercise with faculty of the Tanzania Law School (TLS). Center: A TLS instructor assists students with a new training module. Right: Barrister **Nick Paul** (standing) and Mayer Brown partner **Matt Rooney** conduct a training for legal staff at the Durban office of the South African Human Rights Committee.

ISLP-Europe

Mediacja

Mediation as a strategy to reduce Europe's human rights case backlog, improve the implementation of remedies and promote pro bono.

ISLP-Europe is partnering with the Polish Section of the International Commission of Jurists (ICJ) to develop the Pilot Mediation Program for Polish Cases in the European Court of Human Rights.

Building on a history of pro bono support to justice institutions and advocates for victims seeking redress at the Court, ISLP-Europe conceived the Program primarily as a means to help the Court succeed as a guardian of human rights. The Program will provide mediation services to promote the resolution of pending cases and facilitate the implementation of remedies in cases where violations have been found by the Court. It is further hoped that the program will provide proof to the Court of the potential role of mediation in reducing the backlog of cases before it—more than 150,000 in 2012. The Program also aims to

promote pro bono service by local lawyers and mediators and to contribute to a stronger understanding of, and commitment to, human rights and the rule of law.

Throughout 2012, **Prof. Zbigniew Lasocik** and **Natasha Lisman**, ISLP Board members and Co-Chairs of the Program's Steering Committee, developed the concept in close consultation with leading jurists, including former Polish judges of the Court and leaders from various European institutions.

The Program will have six major components:

- Establishment of a panel of qualified Polish-speaking mediators who will serve on a pro bono basis;
- Recruitment and training of prospective mediators and ongoing training of members of the panel;

- Development of relevant documents and the terms of the mediation services;
- Selection of cases as candidates for mediation;
- Offering the program to identified parties and, where both sides accept, arranging for pro bono mediation with members of the panel; and
- Facilitating the mediation proceedings.

If the pilot program is successful in Poland, ISLP hopes it will serve as a model in other States that are parties to the European Convention on Human Rights, including Russia and Turkey. The success of European human rights institutions is especially vital now for citizens and migrants in these countries.



Above: (left to right) **Natasha Lisman**, ISLP Board Member; **Sir Nicolas Bratza**, former President of the European Court of Human Rights; **Jerzy Makarczyk**, former Polish justice to the European Court of Human Rights; **Zbigniew Lasocik**, ISLP-Europe Conseil Member discuss the Pilot Mediation Program in Warsaw. Top right: ISLP-Europe Director **Michele O'Brien** (far right) participated in the conference "Libya, Rule of Law Priorities" in Tunisia with Libyan legal professionals and civil society actors. Bottom right: ISLP-Europe developed the Paris Extractive Industries Working Group to bring legal experts in this area together, track issues and provide related pro bono support in Francophone Africa. Members include (left to right): **Thomas Lassourd**, **Salli Swartz**, **Marc Frilet**, **Jean Moissenet**, **Clement Fondufe** and **Michele O'Brien**.

Law Firm Pro Bono Docket

Essential research and analysis provided by firms around the world.

Africa

- Research to support development of a legal aid framework in Kenya
- Briefing paper canvassing comparative national security and freedom of information laws
- Memorandum on laws relating to transgender peoples in Africa and Middle East
- Advice regarding court case on government raid of workshop in Uganda
- Preparation of regulations for Liberia's Public Procurement and Concessions Act
- Draft amendments to the Liberian Tax Code and regulations
- Review and analysis of Liberia's draft Special Economic Zone Law
- Comparative research on land reform in Africa
- Review and analysis of Tanzania's Model Gas Agreement
- Review of the Guinean Mining Code
- Draft anti-corruption regulations for the Government of Guinea

Asia

- Memorandum analyzing the Sri Lankan Terrorism Act's infringement on women's rights
- Jurisdictional advice regarding a Pakistani garment factory fire case
- Comparative research in support of stronger anti-corruption enforcement mechanisms for Vietnam

- Review of draft papers relating to sexual exploitation of children in Albania and South Korea
- Research into public interest litigation mechanisms in Mongolia

Europe

- Application to the ECHR related to the case of a prisoner who died in a Russian prison
- Research regarding free movement of persons among EU Member States
- Research regarding determination of the applicable burden of proof in strategic litigation
- Research on the discretion requirement for LGBT asylum seekers

Latin America

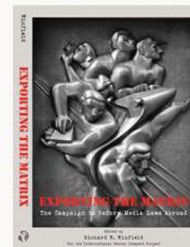
- Comparative study of migration laws in several countries of the Caribbean
- Research on the factual and legal situation of trafficking victims in Latin America
- Research on government accountability in cases of police violence in Peru
- Review and revision of the procedural rules of the Arbitration and Conciliation Chamber of Haiti
- Comments on proposed draft law on Credit Institutions and National Policy on Microfinance

Media Law Working Group

Under the leadership of Dick Winfield, ISLP has sustained a strong media law practice, battling legal obstacles to a free and independent media sector, including censorship, corrupt courts, and repressive laws on libel, sedition, and insult.

Working Group projects include a major media and broadcasting law reform program in Georgia, efforts to help establish a media-focused legal aid center in Uganda and enactment of a pioneering access to information law in Yemen.

In 2012 ISLP introduced its first book-length publication, *Exporting the Matrix: The Campaign to Reform Media Laws Abroad*, edited by Dick Winfield. *Exporting the Matrix* presents the personal accounts of 15 international media law specialists who have worked pro bono helping transitional democracies draft and revise legislation involving freedom of information and provide on-site assistance to local stakeholders around the world. Their experiences illustrate the importance of legal reform to the success of independent media development around the world.



"Full of inspiring dispatches from a new breed of secular missionaries-lawyers who, free of charge, take First Amendment freedoms to foreign lands."

—Geoffrey Robertson QC

Law Firm Volunteers

Akin Gump Strauss Hauer & Feld LLP
 Arnold & Porter LLP
 Artus Wise
 Baker & McKenzie
 Bell Dewar
 Blackstone Chambers
 Blake, Cassels & Graydon LLP
 Brick Court Chambers
 Bryan Cave LLP
 Cadwalader, Wickersham & Taft LLP
 Chadbourne & Park LLP
 Chaffetz Lindsey LLP
 Clifford Chance
 Covington & Burling LLP
 Crowell & Moring LLP
 Davis Graham & Stubbs LLP
 Davis Wright Tremaine LLP

DLA Cliffe Dekker Hofmeyrer
 DLA Piper
 Doughty Street Chambers
 Fasken Martineau DuMoulin LLP
 Fenwick & West LLP
 Foley Hoag LLP
 Freehill Hogan & Mahar LLP
 Garden Court Chambers
 Hahn Loeser & Parks LLP
 Herbert Smith LLP
 Hogan Lovells
 Holland & Hart LLP
 Iuris Valls Abogados
 Jones Day
 K&L Gates LLP
 Kaye Scholer LLP
 Kirkland & Ellis LLP

Latham & Watkins LLP
 Levine Sullivan Koch & Schulz, LLP
 Linklaters LLP
 Mattos Filho, Veiga Filho, Marrey Jr. e Quiroga Advogados
 Mayer Brown
 Miranda Correia Amendoeira & Associados
 Morgan, Lewis & Bockius LLP
 Norton Rose LLP
 Olswang LLP
 Osler, Hoskin & Harcourt LLP
 Pintsent Masons LLP
 Proskauer Rose LLP
 Raue LLP
 Rees Broome, PC
 Schulte Roth & Zabel LLP

Segal McCambridge Singer & Mahoney, Ltd.
 Shearman & Sterling LLP
 Simmons & Simmons LLP
 Skadden, Arps, Slate, Meagher & Flom LLP
 SNR Denton
 Sullivan & Cromwell LLP
 Thirty Nine Essex Street LLP
 UGCG Avocats
 Vinson & Elkins LLP
 Weil, Gotshal & Manges LLP
 White & Case LLP
 Wilmer Cutler Pickering Hale and Dorr LLP
 Winston & Strawn LLP
 Wragge & Co LLP

ISLP 2012 Financial Statements

Consolidated Statement of Activities

INCOME:

Individual and Board Member Contributions	\$ 161,216
Law Firm Contributions	222,544
Foundation & Corporate Grants	923,583
Government	77,225
Fees for Service	61,394
Interest and Miscellaneous	20,551
Total Revenue	1,466,513

EXPENSES:

Program Services	1,042,781
Management and General	104,993
Fundraising	135,926
Total Expenses	1,283,700
Change in Net Assets	186,386

DONATED INCOME

Donated Legal Services	\$12,902,755
Donated Other Services & Out-of-Pocket Costs	216,149
Donated Occupancy Costs	135,513
Total Donated Services Income	13,254,417

Statement of Financial Position

ASSETS:

Cash, Investments, and Equivalents	\$ 1,080,620
Contributions and Accounts Receivable	296,898
Other Assets	37,342
Total Assets	1,414,860

TOTAL LIABILITIES: 95,737

NET ASSETS:

Unrestricted Net Assets	495,660
Board Designated Net Assets	340,000
Restricted Net Assets	483,463
Total Net Assets	1,319,123
Total Liabilities and Net Assets	1,414,860

DRAFT AUDIT

Letter from the Co-Presidents



Robert Kapp



Anthony Essaye

Dear Friends,

In last year's letter, we pointed out that ISLP had the building blocks in place to address from a legal perspective various economic challenges in the developing world and the attendant enormous problems of poverty and persistent human rights abuses. We also pointed out that our recent strategic plan places renewed emphasis on the impact of our work.

We now want to underscore the many new projects involving central human rights matters that have the potential to be high impact and transformative:

- Two ISLP volunteers appointed by the Special Court for Sierra Leone, an international criminal tribunal established jointly by the United Nations and the Government of Sierra Leone, investigated and then successfully prosecuted individuals who intimidated or otherwise knowingly interfered with witnesses in the globally visible trial of Charles Taylor, the former President of Liberia.
- A prominent Portuguese criminal lawyer successfully defended, as an ISLP volunteer, Rafael Marques, a well-known Angolan human rights and anticorruption activist, who had been sued for libel in Portugal by powerful Angolan generals whose corrupt practices were exposed by Mr. Marques' reporting.
- "Land grabbing"—the practice of government and private developers conspiring to forcibly and without compensation or color of law displace indigenous communities from their land—is a problem throughout much of the developing world. Recently, ISLP volunteers, working with a local NGO in Cambodia, have filed suit on behalf of 200 Cambodian farm families against a British sugar firm that they accuse of reaping the benefits of Cambodian

government action that violently forced them off their land. If successful, this lawsuit would be an important precedent in the battle against land grabbing.

- After two decades of authoritarian rule and repression, Burma held an election in 2010 and its new President, Thein Sein, has instituted a series of significant reforms. With the support of the Open Society and GE Foundations, and after consultation with civil society organizations and government officials, ISLP is in 2013 initiating an ambitious law reform program that we expect will focus on foreign investment laws, strengthening of civil society and legal empowerment of the poor. Coupled with the efforts of other international actors, as well as local Burmese organizations, and seizing the current opening that has been provided, ISLP has the potential to make a significant contribution to the transformation of Burmese society.

These developments demonstrate that we are moving ever closer to achieving our goal of making a substantial law reform impact in the developing world. As we have noted over the years, such progress as we have made would not have been possible without the work of our dedicated staff, the energy and commitment of our volunteers, the support of many law firms and the generosity of our funders. We continue to be grateful to all of them and to the many friends who have provided encouragement over the years.

Robert H. Kapp

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ISLP extends its sincere gratitude to its supporters for their generous contributions, grants and valued encouragement.

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We have tried our best to include all who have helped ISLP succeed. If we missed you, we apologize and hope you will let us know.

Rapid Response Fund



2012 brought with it new clients and partners, new countries and new issues. Donations to ISLP's Rapid Response Fund, combined with the broad resources of volunteer lawyers whose expertise cross all areas of practice, made it possible to respond with speed and flexibility to global calls for pro bono assistance.



Left: Media Law Working Group head **Dick Winfield**. Center: **Akshai Fofaria** of Pintsent Masons delivers a workshop in Kigali, Rwanda on negotiating and drafting investment contracts in the mining industry. He was joined by Jones Day partner **Boris Dolgonos** (not pictured). Right: Tax legal expert **Joseph Guttentag** with Alpa Shah, Consultant Economist, and Drayton Hinneah, Acting Director of Liberia's Bureau of Concessions during an ISLP mission to provide advice on fiscal policy issues related to concessions.

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