



## BASELINE ASSESSMENT ON IMPLEMENTATION OF ACJA/ACJL

Name of state

Organization

### INTRODUCTION

The purpose of this study is to collect data which will enable us to assess the state of your justice sector infrastructure and to make recommendations to the authorities for necessary improvements.

Please be as factual as possible. Our organization will verify the accuracy of the information provided.

It is expected that the person completing this questionnaire will liaise with the agencies concerned to obtain the accurate information needed to answer the questions correctly.

### BASELINE ASSESSMENT QUESTIONNAIRE

#### PART 1: PASSAGE OF ADMINISTRATION OF CRIMINAL JUSTICE LAW (ACJL)

1) A. Has your state passed the ACJL? YES  NO

If yes, when?

B. If no, how far has your state gone with its passage?

Have a draft bill?  Bill passed but awaiting assent?

No draft bill yet?

2) Efforts made to create public awareness about the law/bill.

Has your state conducted:

A. Stakeholders' sensitization meeting/workshop? YES  NO

B. Sensitization of the general public? YES  NO

- C. Training of the stakeholders on the new law? YES  NO
- D. Assessments of the needs of the implementation agencies for effective use of the law? YES  NO

## PART 2: PRE-TRIAL

- 3) A. Does your state ACJL provide for the establishment of a criminal records registry to receive criminal justice data from various police stations and other arresting agencies in the state? YES  NO

B. If yes, what form does data collation by the registry take?

- i. Manual
- ii. Electronic

C. Does the registry remit records of arrests made in the state to the Attorney-General or any other oversight body? YES  NO

- 4) A. Do the police stations in your state make use of e-recording in taking confessional statement? YES  NO

B. If yes, tick the available facilities:

- i. Dedicated statement taking room
- ii. Video recorder
- iii. CCTV camera
- iv. Mobile phone
- v. Specify any other

C. How many police stations have and use these facilities?

- 5) A. Do the other law enforcement agencies in your state make use of e-recording in taking confessional statements?
- YES  NO

B. If yes, tick the available facilities:

- i. Dedicated statement taking room
- ii. Video recorder
- iii. CCTV camera
- iv. Mobile phone
- v. Specify any other

C. How many law enforcement agencies in your state have and use these facilities?

6) A. Do police officers who are not lawyers prosecute cases in your state?

YES  NO

B. If yes, what safeguards/measures are in place to avoid abuse?

7) On the average, how long does it usually take the police to send a case file to the DPP in your state?

8) On the average, how long does it take the DPP in your state to issue legal advice to the police on receipt of the police case file?

9) Is there in existence a forum for meeting or coordination between the police and the ministry of justice in your state?

YES  NO

10) Do the police in your state involve the ministry of justice early (beyond seeking legal advice) in the investigation of cases?

YES  NO

11) On the average, how long does it take for a criminal case to be assigned to a court after filing?

12) A. How many legal aid officers are available to render legal services in your state?

B. How often are indigent suspects provided legal aid in your state before the matter gets to court?

VERY OFTEN       OFTEN       RARELY       NEVER

13) Does the Nigerian correctional service in your state remit quarterly reports of persons awaiting trial for more than 180 days to the Attorney-General and other oversight offices?

YES       NO

### **PART 3: TRIAL**

14) A. Do the courts in your state make use of electronic facilities?

YES       NO

B. If yes, specify

- i. Electronic recording machines: YES       NO
- ii. Video recording machines: YES       NO
- iii. Projectors: YES       NO
- iv. Copiers: YES       NO
- v. Public address systems: YES       NO
- vi. E-library: YES       NO

15) A. Do the courts in your state record court proceedings electronically?

YES       NO

B. If yes, specify devices that are used by the courts for this purpose

I.

II.

III.

IV.

16) What facilities are in place in your state for witness protection in criminal cases?

Tick the facility available:

- i. Video link
- ii. Screen/ Mask to hide witness' identity
- iii. Written deposition of witness
- iv. Specify any other

17) A. Do magistrates conduct periodic visits to police stations and other places of detention (other than correctional centers) in your state?

YES  NO

B. If yes, how often do they carry out their inspection visits?

VERY OFTEN  OFTEN  RARELY  NEVER

18) On the average, how long does the trial of a criminal case take from arraignment to judgment in your state?

- i. In the Magistrate court
- ii. In the High court

19) Do courts in your state conduct individual cases on a day-to-day basis?

(\*day-to-day means effective management or scheduling of cases. It does not mean trial of individual cases on consecutive days.)

YES  NO

20) How often are criminal proceedings stayed on account of interlocutory applications?

VERY OFTEN  OFTEN  RARELY  NEVER

21) Do courts in your state rule on objections immediately when they are moved?

YES  NO

or

Defer their rulings to the time of their judgments?

YES  NO

#### **PART 4: POST TRIAL**

22) Are there formal structures or designated personnel in your state for:

- i. Community service? YES  NO
- ii. Rehabilitation? YES  NO
- iii. Suspended sentence? YES  NO
- iv. Parole? YES  NO

#### **PART 5: GENERAL QUESTIONS**

23) Does your state have complimentary policy or regulation to support the Administration of Criminal Justice, such as?

- i. Practice Directions for the effective application of the ACJL
- ii. Sentencing Guidelines
- iii. Plea Bargaining Guidelines
- iv. Bondsperson Regulation

24) A. Does your state have a committee called Administration of Criminal Justice Monitoring Committee (ACJMC) or its equivalent?

YES  NO

B. If yes, what is the committee called?

C. Are there standing rules and operational guidelines that govern the operation of the Committee? YES  NO

D. Is there a specific budget provision for the Committee in your state?

YES  NO

E. Does the Committee have a secretariat as provided for under the ACJL?

YES  NO

F. Does this Committee submit quarterly report to the Chief Judge in your state?

YES  NO

G. If your state has not established the ACJMC or its equivalent, what measures are being put in place to establish it?

25) What statistics are available in your state:

A. Number of arrests made in the last 3 years?

2020

2019

2018

B. The number of criminal cases filed in court in the last 3 year?

2020

2019

2018

C. The number of final judgments delivered in criminal cases in the last 3 years?

2020

2019

2018

D. Number of judicial support staff available in your state

E. Number of lower court judges conducting criminal cases

F. Number of high court judges conducting criminal cases

G. Number of court rooms available to the Lower Courts conducting criminal cases

H. Number of court rooms available to the High Courts conducting criminal cases

- I. Number of functional toilet facilities
- J. Number of functional air conditioners and fans
- K. Record of the funding of judicial officers and support staff by the government in your state:

Judiciary budget and percentage of the budget released in the last 3 years

2020

A. Budget approved

B. Percentage released

2019

A. Budget approved

B. Percentage released

2018

A. Budget approved

B. Percentage released

Thank you. You can submit the form by uploading it on our website  
<https://www.nms.ng/assessment.php>