

NEWSLETTER

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Progress and Prospects for the year 2022

We begin 2022 by showing the projections and objectives of the Executing Unit 003 of the Improvement Program of the Justice Administration Services - EJE NO PENAL.

In this first institutional newsletter, the General Program Coordinator, Oscar Zapata Alcázar, makes a necessary balance, transparently showing figures and the develop-

ment prospects that respond to strategies in order to achieve higher and sustainable levels of digital transformation in non-criminal matters. Therefore, in this edition, we will also present the technological application that we are developing for the rapid resolution of Habeas Data claims in the Constitutional Court, always possible thanks to the support of our cooperating source.

Participant institutions:

Cooperating Source:



Oscar Zapata Alcázar, Coordinator of the Program "Eje No Penal."

Progress and Prospects for the year 2022

BY: OSCAR ZAPATA

General Program Coordinator

Improvement of efficiency, access, transparency, and satisfaction of users is the main objective of this Program when providing services in non-criminal matters.

We shall achieve the desired Legal Certainty, an essential foundation of any modern State in search of development and investment through an improved institutionalized Justice Administration System, as well as by increasing the production, analysis, and data transmission of justice administrators, decreasing socioeconomic, cultural, and geographic ba-

riers for vulnerable populations, and improving the efficiency of justice administrators in providing service to citizens.

Along these lines, we are pleased to announce that to date; three investment projects constituting the investment program "Improvement of non-criminal justice services through the implementation of the Electronic Judicial File (EJE)" are VIABLE.

The VIABLE investment cost concerning the Investment Projects (IP) is as follows:

Participant institutions:

Cooperating Source:



PERÚ
Ministerio
de Justicia
y Derechos Humanos



Junta Nacional
de Justicia



Tribunal Constitucional



BANCO MUNDIAL
BIRF - AIF

- i) IP - Improvement of the National Board of Justice's service provision model to achieve the adequate implementation of the "EJE", US\$ 13,689,648.
- ii) IP - Improvement of the Constitutional Court's service provision model to achieve the adequate implementation of the "EJE", US\$ 3,184,693.
- iii) PI - Improvement of the Free Legal Advice's services (ALEGRA) to achieve the adequate implementation of the "EJE", US\$ 17,295,169.



We are pleased to announce that to date; three investment projects constituting the investment program "Improvement of non-criminal justice services through the implementation of the Electronic Judicial File (EJE)" are VIABLE



UPDATED INVESTMENT COSTS OF THE PROGRAM ACCORDING TO THE INVESTMENT PORTFOLIO AND STATUS

N°	Código Único	Cartera de proyectos / Ideas	Inversión	Inversión	Unid. Ejec.	Estado
			(S/)	(US\$)		
3	2412541	Improvement of the National Board of Justice's service provision model to achieve the adequate implementation of the "EJE".	45,860,320	13,689,648	UE 003-PMSAJ MINJUSDH	Viable
4	2412543	Improvement of the Constitutional Court's service provision model to achieve the adequate implementation of the "EJE".	10,668,723	3,184,693		Viable
5	2412545	Improvement of the free legal advice's services (ALEGRA) to achieve the adequate implementation of the Electronic Judicial File (EJE).	57,938,815	17,295,169		Viable
TOTAL COST			114,467,858	34,169,510		

Source: Annual Operational Plan 2022 Public Investment Program "Improvement of Non-criminal Justice Services through the implementation of the Electronic Judicial File (EJE)"

Participant institutions:

Cooperating Source:

PROJECTIONS FOR THE YEAR 2022

Following the coordination between the units of the Investment Program “EJE NO PENAL” and the beneficiary entities of the Program: National Board of Justice, Consti-

tutional Court, and Ministry of Justice and Human Rights has been prepared the financial programming for the tax year 2022 in accordance with the Public Sector Budget Act for Tax Year 2022, as shown in the following table:

Investment Program “Improvement of non-criminal justice services through the implementation of the electronic judicial file (EJE)” under Sole Investment Code (CUI) No. 2413068		TOTAL 2022		
N°	INVESTMENTS	TOTAL	ROOC (E)	ROOC (I)
		22,252,863	10,595,490	11,657,373
1	UE PMSAJ MINJUSDH PROJECTS	17,151,709	10,595,490	6,556,219
1.1	Investment Project “Improvement of the National Board of Justice’s service provision model to achieve the adequate implementation of the EJE” under CUI No. 2412541	6,990,036	4,099,422	2,890,614
1.2	Investment Project “Improvement of the Constitutional Court’s service provision model to achieve the adequate implementation of the EJE” under CUI No. 2412543	1,762,269	1,150,115	612,154
1.3	Investment Project “Improvement of the free legal advice’s services (ALEGRA) to achieve the adequate implementation of the EJE” under CUI No. 2412545	8,399,404	5,345,953	3,053,451

Source: Annual Operating Plan 2022 Public Investment Program “Improvement of Non-criminal Justice Services through the Implementation of the Electronic Judicial File (EJE)”

Participant institutions:

Cooperating Source:



Econ. Rodolfo Albán Guevara, Executive Director of the Program "Eje No Penal", leads the work meetings.

Within the Programming of physical targets for the year 2022 to achieve the objectives, the following contracts for Goods and/or Services have been considered.

Investment Project "Improvement of the National Board Justice's service provision model to achieve the adequate implementation of the EJE" under CUI No. 2412541

Component 1.

- Formulation of quality management system documents under the ISO 9001:2015 quality standards.

Component 2.

- Technological equipment dimensioning study of the National Board of Justice (JNJ).
- Vulnerability Control / Ethical Hacking Service.
- Acquisition of RDP remote connection

- licenses (windows server and clients).
- Licensing and training Alfresco Suite.
- Licensing Collaboration Suite.

Component 3.

- Service to improve the User Experience (UX) of the portal to facilitate user information.
- Acquisition of an equipment kit for the production of virtual material.
- Development of virtual orientation tools on the selection and assignment service, the evaluation and ratification service, and the disciplinary process service.
- Training service on user service.

Investment Project "Improvement of the Constitutional Court's service provision model to achieve the adequate implementation of the EJE" under CUI No. 2412543

Participant institutions:

Cooperating Source:

Component 1.

- Process Evaluation and Redesign.
- Development of TC and SAJ performance indicators.
- Process Monitoring System.
- Legal logic model to create a semi-automatic proposal of a report for Habeas Data cases.
- Computer application to build a semi-automatic proposal of a report for Habeas Data cases (artificial intelligence).

Component 2.

- Physical and digital infrastructure to support the "EJE" (Data Center).
- UPS solution of 10KVA with 4 hours of autonomy + Air Conditioning Solution + Extended Warranty + Cabinet 42 U.
- Official UPGRADE Training on Oracle Database 11.2 AD.

Equivalent Documents

- Equivalent Document of Phase 02, 03 and 04.

Investment Project "Improvement of the free Legal Advice's Services (ALEGRA) to achieve the adequate implementation of the EJE" under CUI No. 2412545

Component 1.

- Technical File - Mega ALEGRA, Huamanga - Ayacucho.
- Technical File - ALEGRA, Pasco - Pasco.
- Technical File - ALEGRA, Abancay - Apurimac.
- Technical File - ALEGRA, Andahuaylas - Apurimac.
- Technical File - ALEGRA, Jaén - Lambayeque.

- Technical File - ALEGRA Headquarters, Comandante Espinar.
- Refurbishment of Mega ALEGRA Headquarters, Huamanga - Ayacucho.
- Refurbishing of ALEGRA Headquarters, Pasco - Pasco.
- Refurbishment of ALEGRA Headquarters, Abancay - Apurimac.
- Refurbishment of ALEGRA Headquarters, Andahuaylas - Apurimac.
- Refurbishing of ALEGRA Headquarters, Jaén - Lambayeque.
- Refurbishment of ALEGRA Headquarters, Comandante Espinar.

Component 4.

- Implementation of the ALEGRA Centers Training Plan.

Equivalent Documents

- Equivalent Document of Subcomponent 2.
- Equivalent Document of Component 3 (involves Action 3.1.2).

ACHIEVABLE GOALS FOR 2022

After showing all the details of the activities to be executed this year, I would like to summarize the expected goals for the tax year 2022.

We want to initiate the Interoperability Process based on the software acquired for the Documentary Processing and Reception Desk. The deployment, adaptation, and maintenance of this software in several entities of the justice system that we are responsible for as Executing Unit 003,

Participant institutions:

Cooperating Source:



From left to right. Luis Ávila, Freddy Aramburú and Jorge Lizonde, Project Managers of the Program "Eje No Penal."

will allow a quick, easy and safe communication and registration of the information generated by an entity and for required consultation by others.

We need to evaluate logical and intelligent models that include procedures and legal conditions necessary for the institutions in order to build semi-automatic proposals for reports and resolutions based on lawsuits, appeals, regulations, case law, and comparative legislation.

We want to obtain the technological equipment and integrated design of mission information systems and administrative management (business architecture).

We want to develop consulting services for the implementation of the Knowledge Management System to specialize the participants and ensure they provide a faster and more efficient service for the benefit of the users, who are the citizens and their institutions.

I must mention that all the described efforts will change the organizations. The same ones that we are planning as training, webinars, and booth-camps. Through solid coordination with the HR departments of each of the entities, who are the ideal ones to manage the process of adaptation and reinvention in the new structural and technological contexts.

Participant institutions:

Cooperating Source:



Technological application for resolution of Habeas Data in the Constitutional Court

The application is a virtual assistant to validate files, which will provide a proposal of a report to resolve the Habeas Data in the Constitutional Court.

In Peru, the Habeas Data is the legal action to be filed by any citizen to whom the right of access to official and public information has been affected. The Habeas Data also includes the protection of personal data (called informative self-determination) being no other than the information that a person considers sensitive and that the general public should not have access to.

On average, the resolution of a Habeas Data case takes between a year and a year and a half. However, if technological tools were available for Magistrates to process the information in a faster and more efficient way, it would be possible to reduce this time considerably, to one month at the most.

For this reason, the Improvement Program of the Justice Services - EJE NO PENAL is working on the development of an innovative application for the Constitutional Court. To automate those tasks still performed manually and taking a lot of time, and to speed up

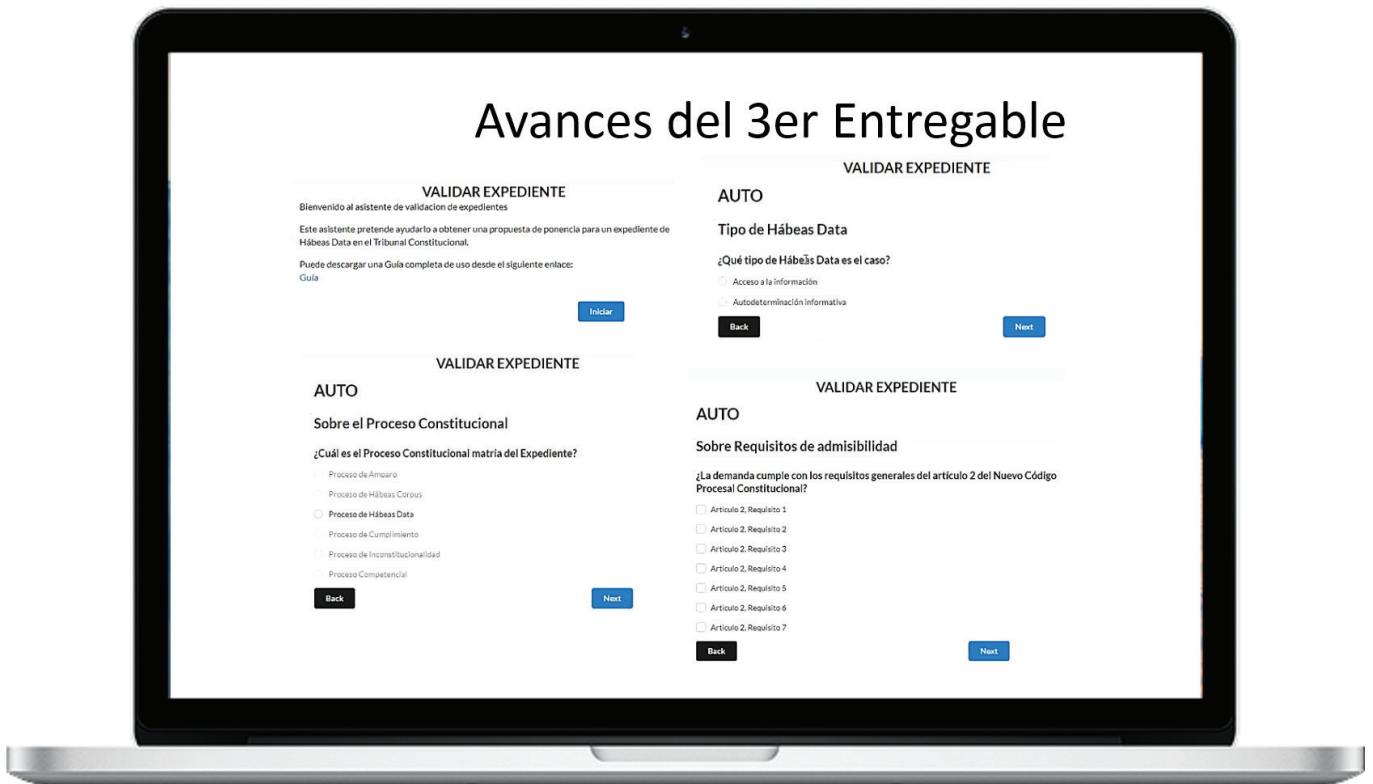
Participant institutions:

Cooperating Source:

the procedures for the benefit of the litigants. “Today, the advisors at the Constitutional Court who draft the resolutions, after having received the indications from the Magistrates, evaluate the case step by step, verifying the compliance with the requirements. If the file has 400 pages, they must review the data in those 400 pages and then draft from scratch, checking dates, pages, looking for case law”, says Dr. Alan Martinez, Lawyer of Estudio MJ Abogados y Consultores. “With the application that we are developing this change radically because they are quickly given the dates and specific data after answering a template of questions for the

system to provide a proposed solution to the case based on precedents.”

This application is a virtual assistant to validate files, which will provide a proposal of a report to resolve the Habeas Data process in the Constitutional Court. To create this computer application have been consulted around 320 claims before the Constitutional Court filed in 2020 and 2021. Many of them were declared inadmissible, while another large part of inadmissible court records and very few claims resulted in sentences. The legal reasoning that emerges from the analysis of these 320 files and verdicts indicates, For



Reference picture. Template of the virtual assistant for file validation.

Participant institutions:

Cooperating Source:

example, that it would be easier to foresee the resolution of a file that arrived after the deadline. Parameters such as these will be systematically and automatically validated while the justice administrator answers the virtual assistant's question template for approximately 30 minutes. At the end of that time, a proposed ruling would be available with a high level of certainty.

“During this year 2022, we focus on the design, redesign, monitoring, and testing system. And by 2023, we expect to have the application in place,” says the engineer Luis Avila, Head of the Constitutional Court Project. “This need arose for reasons of pandemic and quarantine, we work from home, and we need to shorten the time to define whether a claim is going to be accepted or not, and if it is accepted, to know if it proceeds or not. It is possible to systematize everything that the Magistrates do, and takes months through this expert system”.

By validating files, the procedural burden of the Constitutional Court may reduce between 10 and 15%. The application will optimize the institution's workflow, and the prototype could be expanded to other processes such as cassations or the problems arising from court fees.

“If one of the parties wants to delay a proceeding, it does not pay the court fee.

Then what does the Supreme Court do? As they see the files in order of arrival, they wait for the advisor to realize the court fee has not been paid to declare it inadmissible and order payment. Then, it is re-drawn to enter it again and only then is it decided whether it is admissible or not. In a system such as the one we are developing, once transferred to the Judiciary, the court clerk shall answer the questions of the virtual assistant, showing there is no fee and issuing immediately the draft resolution declaring the inadmissibility due to lack of payment. Or if the filing of cassation is outside the ten-day deadline. Then it is immediately transcended, the resolution is issued and the process does not take another year”, says Dr. Alan Martinez, Lawyer of Estudio MJ Abogados y Consultores.

Countries such as the United States already have similar systems that, through questions, show similar case law criteria or precedents to see the resolution of cases in a predictive manner. The digital transformation of the justice sector is becoming more than necessary in a country that measures the procedural burden in years of waiting. For this reason, the digital transformation undertaken by the Program “EJE NO PENAL” and financed by the World Bank seeks the intensive use of technology to establish a systematized and urgent resolution route. However, this does not replace the importance of reviewing a file to fully understand and analyze or considering the specificity of the unique cases that may arise.

Participantes institucionales:

Cooperación Operante:


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