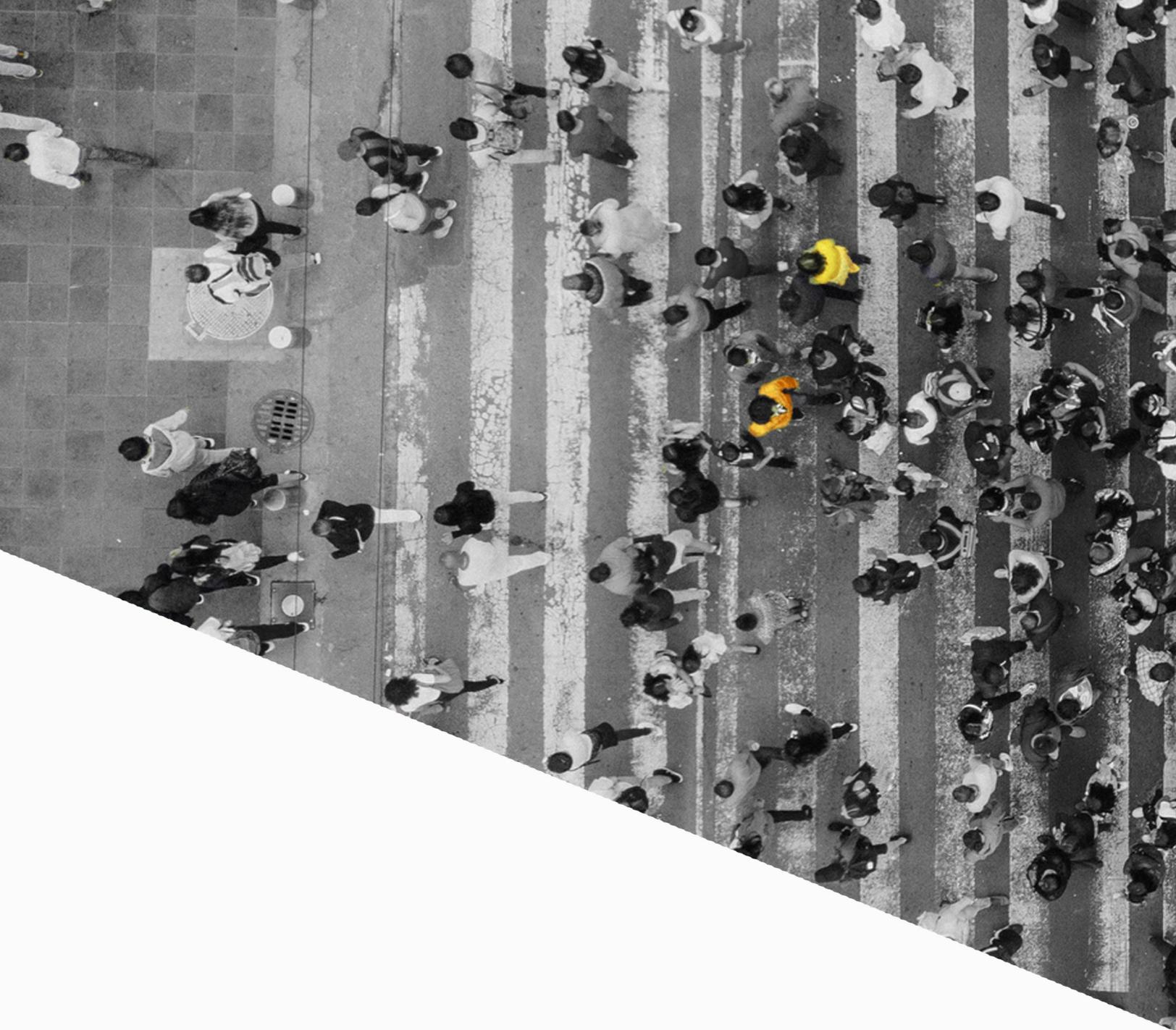


ICCLR

# ANNUAL REPORT



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# Providing Clarity

THE INTERNATIONAL CENTRE FOR CRIMINAL LAW REFORM  
AND CRIMINAL JUSTICE POLICY





PETER A. ALLARD SCHOOL OF LAW

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## The International Centre for Criminal Law Reform & Criminal Justice Policy

# A Message from the Chair

ICCLR has had another active and productive year. It has also been a year of significant and positive administrative change. I appreciate the work of the Directors who met in the Fall for a special mid-year meeting, as well as their ongoing support of me, as the Chair, and for providing input to the President and Executive Director on many issues during the year. We are indeed fortunate to have such a highly qualified and talented Board.

There have been changes in composition of the Board this year. Professor Joe Weiler has joined the Board as one of two representatives of the University of British Columbia. Further, just prior to our last annual meeting, Ellen Burack joined us as Canada's Public Safety representative, and Laurie Wright was appointed as representative of the Department of Justice (DOJ). We also welcomed Alan Kessel back to our Board as Canada's Global Affairs representative. He rejoined the Board in 2018 after a posting as Canada's Deputy High Commissioner in London.

We welcomed Joanna Nefs as our Executive Director in September of 2018. Joanna has experience working as a Crown Attorney with MAG Ontario, Project Lead and Duty Counsel with Legal Aid Ontario, criminal defense counsel and as Founder and Executive Director of a student legal clinic focused on homelessness. She holds an M.A. in Public and International Affairs and a Juris Doctor. Joanna has brought a much appreciated energy and enthusiasm to ICCLR and has already completed a number of important initiatives, overseeing a reworking of our website and successfully obtaining a number of key grants for ICCLR.

Dr. Peter German concluded his term as Acting Executive Director, with the appointment of Joanna Nefs, and we are very pleased that he is continuing on as President of ICCLR. Dr. Peter German has produced significant work on money laundering in British Columbia, and Canada more generally, following up his June 2018 report, *Dirty Money*. His second report, *Dirty Money 2*, focused on the province's real estate and luxury car markets and was released by the Attorney General of BC in May 2019.

In Fall 2018, David Markwei, our Program Coordinator, resigned to pursue other opportunities. David provided excellent service to ICCLR. We were fortunate to welcome Marcella Chan to our team. She is a stellar UBC student with a long resume of work in areas related to law and criminal justice.

We continue to receive core financial support from the DOJ. Our financial position remains stable. We have secured funding from DOJ's Justice Partnership and Innovation Program for the next three years.

Due to the new *Societies Act* in British Columbia, it was necessary to transition our existing registration to the new statute. We took this opportunity to streamline and revise the Bylaws, which had spawned numerous amendments over the decades. The process was more complex than expected, but is nearing completion and will set ICCLR on firm footing for further development.

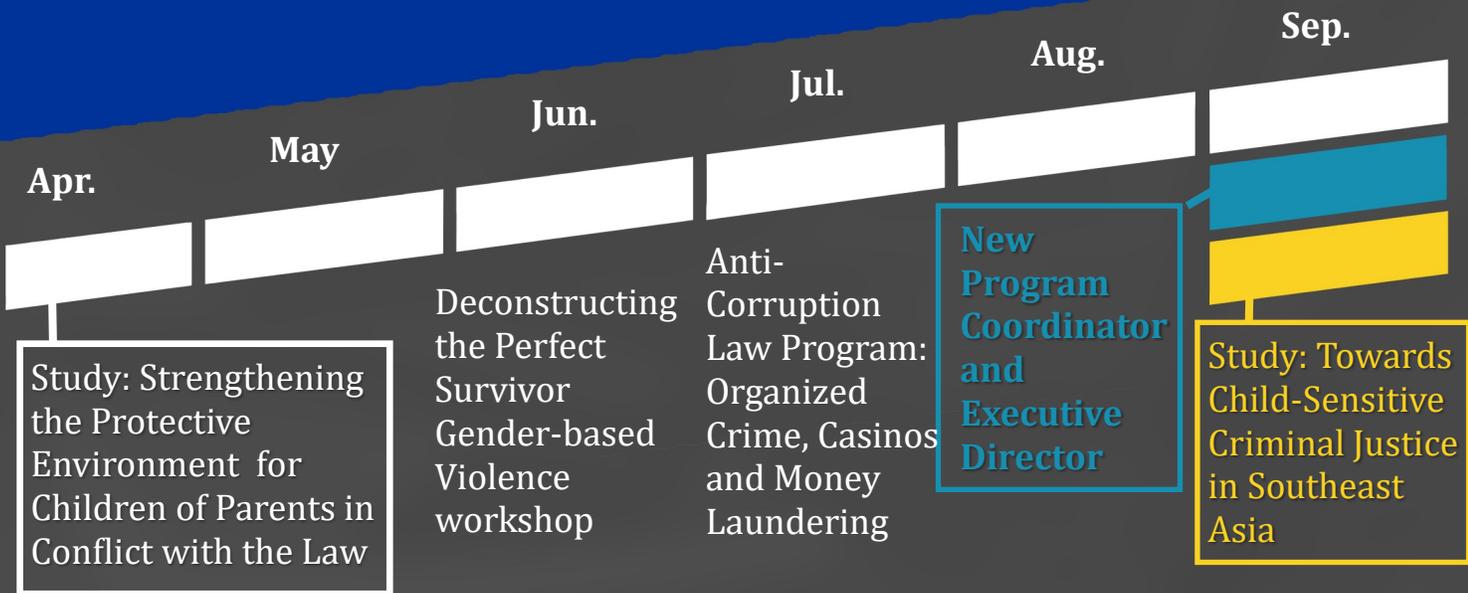
Finally, I would like to express my appreciation, on behalf of ICCLR, to our funders and supporters who make our continuing work possible. We are particularly grateful for the support provided by the DOJ, the Ministry of the Attorney General of BC, the British Columbia Law Foundation, Public Safety Canada, and the Vancouver Foundation.

**Professor Neil Boyd**  
Chairman of the Board



# ICCLR At a Glance

## 2018/2019



# 1745

Pages of published material authored by ICCLR Associates



# ONE

new cybercrime Associate on-boarded



# 2547

Emails sent by the Home Team



Projects and events involving  
**EIGHT**  
countries



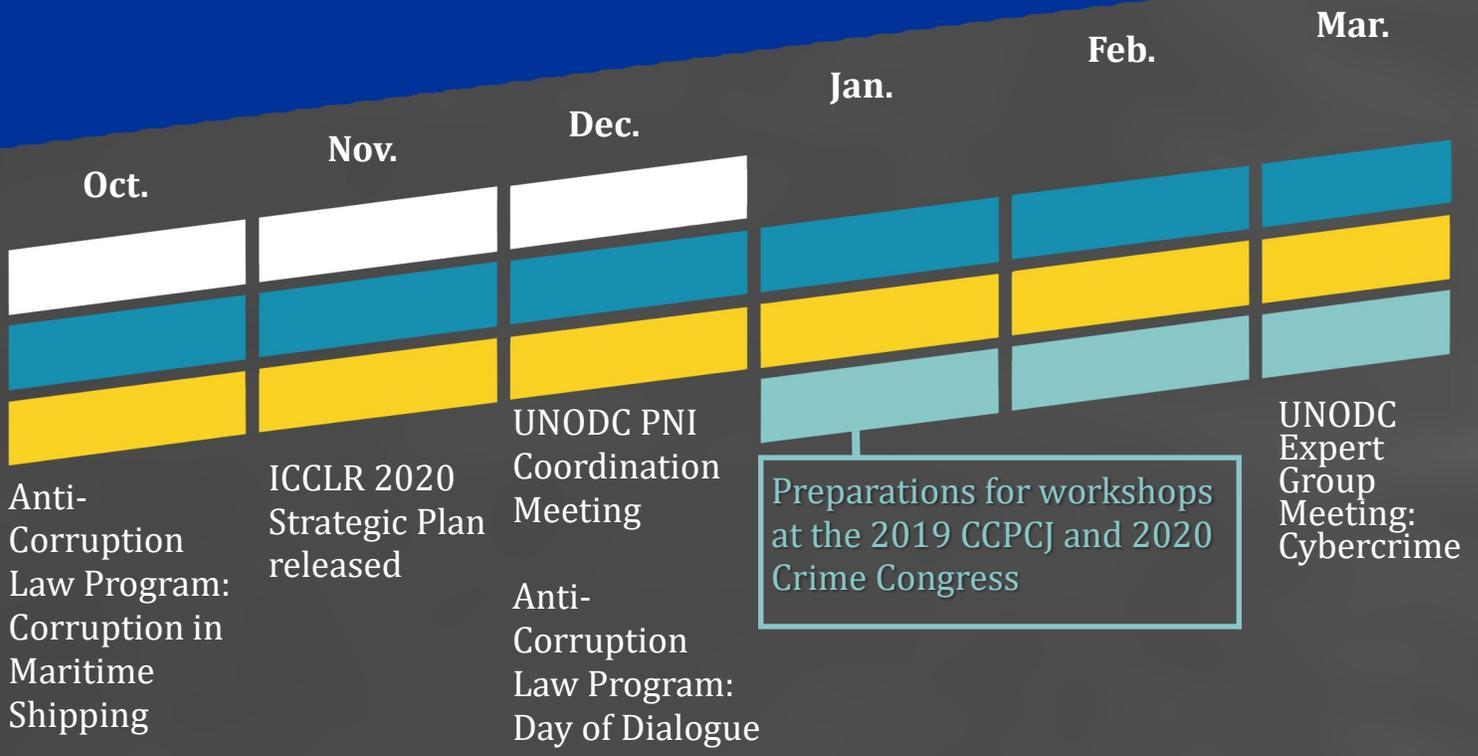
# SEVEN

new project proposals developed and submitted



# THREE

new board members appointed



**364**

Articles, reports and other publications included in our new on-line resource library



New organization by-laws drafted and approved



**83**

Past and on-going projects entered into our new project tracker database



# 2018/19 Projects

As an independent non-governmental institute, ICCLR is able to undertake projects and provide independent assessments and advice in an innovative and professional manner. ICCLR's flexibility and experience allow us to tailor our work to the areas of interest that are most relevant to our partners in the Canadian government, at the United Nations and in Canadian and international civil society. This year, ICCLR continued to provide insights and fill in data gaps to create meaningful, positive change on issues of criminal law and criminal justice policy.

## Shining a Light on Corruption

### Dirty Money

#### - DR. PETER GERMAN

In June of 2018 Dr. Peter German, ICCLR President, completed a report on money laundering for the Attorney General of British Columbia. The 247-page report, described the methods through which money laundering has been taking place in BC Casinos over the past several years. The report estimated more than \$100 million has been laundered through Vancouver casinos. The report included 48 recommendations for strengthening BC's response. In March of 2019 Dr. Peter German completed his second report on money laundering in British Columbia. This second report investigated money laundering in the housing market, the luxury vehicle market and in horse racing. Following the release of this second report the Government of British Columbia launched an official public inquiry into the issues.

### Anti-Corruption Law Program

In July 2018 ICCLR, along with its partners UBC and Transparency International, hosted a seminar: "Organized Crime, Casinos, and Money Laundering". The seminar discussion was led by Honourable David Eby, the Attorney General of British Columbia and Dr. Peter German. ICCLR also co-sponsored an Anti-Corruption Law Program Event on Corruption in Maritime Shipping.

### Corruption: Law, Theory & Practice

#### - GERRY FERGUSON

ICCLR Senior Associate Gerry Ferguson released the second edition of his book, *Corruption: Law, Theory & Practice* on December of 2018. This work discusses in depth the standards for combatting global corruption under the international anti-corruption conventions, and takes a specific look at the legislative and policy responses to corruption in the United States, the United Kingdom, and Canada.



## Combating Gender-Based Violence

### Women as Justice Makers: Perspectives from Southeast Asia

- EILEEN SKINNIDER

From 2015 to 2017, in collaboration with the Thailand Institute of Justice, ICCLR Senior Associate Eileen Skinnider completed research examining the situation, challenges and opportunities of women in the justice professions in Southeast Asia. The final report, launched in 2018, showed that women in the region have a relatively low presence in the justice professions. The report outlined the major barriers to increased participation, and listed several recommendations and strategies to promote enhanced justice system gender equality.

### Workshop: Deconstructing the Perfect Survivor

This event facilitated intersectional dialogue and exchange of good practices regarding supporting victims and survivors of sexualized violence. A particular focus of the workshop was centered on marginalized victims and increasing methods of support.



### On-going GBV Projects

This year, ICCLR Senior Associate Eileen Skinnider has been developing two resources in partnership with the UNODC. We look forward to discussing the *Handbook for the Judiciary on Effective Criminal Justice Response to Gender-Based Violence against Women* and the *Guidance Note for UNODC staff: Gender mainstreaming in the work of UNODC* after their release later this year.

## Improving Access to Justice & Justice System Efficiency

### A Feasibility Study on Measuring the Economic Impact of Criminal and Immigration and Refugee Legal Aid in Canada: Issues, Options, and Recommendations

- YVON DANDURAND AND JESSICA JAHN

This study identified the kinds of social and economic benefits analyses that are methodologically possible and realistically feasible given the state of and gaps in existing data on legal aid outcomes. The assessment offered concrete suggestions to demonstrate the social and economic benefits of investments in criminal, immigration and refugee legal aid services.

### On-going A2J Projects

This year, ICCLR Senior Associate Yvon Dandurand has been developing several A2J initiatives including the study: *Anatomy of Criminal Law Reform*, which explores the main drivers of change in the justice sector through consultations with key participants in the British Columbia criminal justice system. We also look forward to discussing ICCLR's partnership with the Law Foundation of BC for the Access to Justice Metrics Colloquium.



# CHILDREN AND THE LAW



## Towards Child-Sensitive Criminal Justice in Southeast Asia for Child Victims of Violence

EILEEN SKINNIDER

ICCLR Senior Associate, Eileen Skinnider, in partnership with the Thailand Institute of Justice, is currently developing a baseline analysis for the ten Member States of ASEAN using the UN Model Strategies on the Elimination of Violence against Children. This project will successfully culminate with an e-survey tool, final research report and a policy brief detailing all recommendations and best practices.

## Strengthening the Protective Environment for Children of Parents in Conflict with the Law

VIVIENNE CHIN & YVON DANDURAND

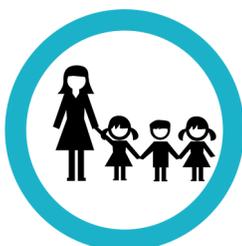
This multi-phased two-year project came to a successful completion this year for Public Safety Canada. As a result of this initiative, ICCLR helped two Northern British Columbian Indigenous communities improve access to justice for families and relations with BC Corrections. Through community mobilization activities, ICCLR helped schools strengthen the protective environment for children and promoted stronger engagement with Indigenous leadership. Outputs of this project included a framework for action and a community guide.



## Youth and the Law, 4<sup>th</sup> Edition, Chapters 4 and 10

YVON DANDURAND

Yvon Dandurand articulates the principles and purposes behind youth-related legislation in Canada. He underscores the duty of the state to protect children against violence and neglect. These important works assess the effectiveness of deterrence strategies for controlling youth crime. The author provides strategies to promote positive reintegration of youth after release from custody.



### The Best Interests of the Child and the Sentencing of Offenders with Parental Responsibilities

HAYLI MILLAR & YVON DANDURAND

This journal article was published in the academic journal *Criminal Law Form*. It examines six common law countries on their application of the UN Convention on the Rights of the Child in their domestic laws and policies. The authors discuss youth sentencing reforms and provide analysis of twelve ways forward.

### Inaugural Course “Justice for Children” at Hanoi Law University

VIVIENNE CHIN & YVON DANDURAND

Over the past three years, ICCLR Senior Associates worked with partners to develop the curriculum, textbook and instructor’s guide for the course “Justice for Children”. They delivered training sessions to faculty members with a focus on rights-based and child-sensitive approaches. This course offers six topics on theory, administration and best responses for youth justice. The course is now being adapted for teaching at the graduate level.



### Protection Against Recruitment of Terrorist and Violent Extremist Groups

VIVIENNE CHIN & YVON DANDURAND

ICCLR Senior Associates delivered ten learning sessions on practical measures to rehabilitate child victims of extremist groups at the UNODC Regional Capacity Building Training Programme. The manual and training materials used child-sensitive and rights-based programming. The session materials have been pre-tested in 12 countries across Southeast Asia, the Middle East and North Africa.

**PROTECTING  
OUR  
CHILDREN**

# ICCLR at the United Nations



ICCLR is one of eighteen institutes in the United Nations Crime Prevention and Criminal Justice Programme Network. In UN resolutions, the Programme Network Institutes (PNIs) are often called upon by Member States to carry out research and policy development work. The PNIs meet regularly to coordinate efforts and undertake or support joint programme activities. Here are the ways that ICCLR and our Associates worked with the United Nations this year.

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**UNODC Expert Group Meeting on Cybercrime**, Vienna Austria (March, 2019) – Joanna Nefs and Jessica Jahn attended the EGM at the UNODC headquarters in Vienna, Austria and engaged in discussions with various international experts regarding the gap in cybercrime capacity building programs and the need to assist developing nations with implementing the *Budapest Convention of Cybercrime*.

**UNODC Introductory Handbook on the Prevention of Recidivism and the Social Reintegration of Offenders** (December, 2018) – Vivienne Chin and Yvon Dandurand authored this publication that focuses on the prevention of recidivism and emphasizes the crucial importance of effective programs to supervise and assist offenders and support their social reintegration.

**UNODC PNI Coordination Meeting**, Tokyo Japan (December, 2018) – Joanna Nefs and Peter German attended and discussed the planning and coordination of the upcoming PNI Workshop on Hate Crimes at the 2019 CCPCJ. ICCLR volunteered to assist fellow Canadian PNI, the International Centre for the Prevention of Crime, in coordinating and planning the event.

**UNODC Meeting**, Vienna Austria (December, 2018) – Vivienne Chin and Yvon Dandurand presented their research on the social reintegration of children victims of recruitment by terrorist and violent extremist groups.

**UNODC Inter-regional Meeting**, Bangkok Thailand (September, 2018) – Vivienne Chin and Yvon Dandurand presented their research on preventing the recruitment of children by terrorist and violent extremist groups.

## Other Events, Reports and Publications

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- ***The Fragility of a Culture of Lawfulness*** – Yvon Dandurand and Jessica Jahn (December 2018)
- **Workshop on North Korea’s Current Economic Situation and Global Peace** – Yvon Dandurand as a panelist (February 2019)
- ***The Failing International Legal Framework on Migrant Smuggling and Human Trafficking*** – Yvon Dandurand and Jessica Jahn (February 2018)
- ***From Confrontation to Reconciliation - A Legal Analysis of the Meng Wanzhou Incidents*** – Vincent Yang (2019)
- ***Combating Trafficking of Women and Children - An Assessment of Recent Efforts*** – Vincent Yang as a presenter at the Annual Conference of the International Society for the Reform of Criminal Law (July 2018)
- **A report prepared for the Evaluation Division, Department of Justice Canada – Measuring the Economic Impact of Family and Legal Aid in British Columbia: Feasibility Review** – Yvon Dandurand and Jessica Jahn

## The ICCLR Home Team

The ICCLR Home Team (made up of the executive and program support staff) worked hard this year to increase ICCLR’s processes and improve our administrative organizational performance.

In December of 2018 ICCLR created a new on-line project tracking database. The Project Tracker allows our team to quickly call up specifics concerning past and present projects including financial data, the project outputs and the down-road impact that can be traced back to our projects.

The nature of policy reform means that projects implemented by ICCLR Associates have lasting effects years, or even decades after the project is completed. In January of 2019 ICCLR released its inaugural Impact Report that describes the long-term effects of ICCLR’s past work.

This year the ICCLR Home Team also worked towards developing our new website, to be launched in June of 2019. The new website will feature a library of over 350 reports, articles and other publications. These resources contain valuable insights for policy makers as well as the general public on best options and new insights for improving criminal law and criminal justice policy. The library is searchable and free on-line.

# 2019 Impact Report

## By the Numbers

The inaugural ICCLR Impact Report in December 2018 provides a set of metrics that ICCLR could use to measure our value to our partners and our impact in our areas of focus. Several of the metrics, such as the number of times a report has been downloaded, relate to information that will be available when our new website is launched in June 2019. There are currently 82 past and on-going projects loaded into our project tracker database. So far we have gathered statistics relating to the number of funders that we have partnered with in the past 3 years. We found that 75% of our partners since 2016 chose to work with ICCLR again.

## Telling Our Stories

ICCLR has been leading research, education, and technical assistance projects since 1992. Although the statistics reported above concern only 2016 to 2018, our history reaches back much farther. Because of the nature of our work, however, we may not be able to report on the impact of our initiatives for some time after projects are completed. The following narratives describe some of the accomplishments of ICCLR and our Associates in previous years and share how the results of work we did then is being felt today.

# 14

**Organizations  
have funded  
projects  
led by ICCLR  
Associates  
since 2016**



# 75%

**Of funding  
partners  
from 2016 to  
2018 chose  
to work with  
ICCLR on  
subsequent  
projects**



## Violence Against Women in Viet Nam

More than half of the women in Viet Nam experience some type of emotional, physical or sexual domestic violence during their lifetime. Although violence against women, including domestic violence, marital rape, trafficking in women and girls and violations of women's reproductive rights are grave violations of human rights, they frequently go unrecognized and unpunished. This can send the message that these forms of discrimination against women are acceptable.

The Government of Viet Nam has committed to prioritizing ending violence against women, strengthen interventions and promoting gender equality across the institutions in the country. To accelerate progress, evidence-based, victim-centered programming and solutions are necessary to drive change forward.

ICCLR Senior Associate, Eileen Skinnider, supported UNODC and UN Women by developing the *Assessment of the Situation of Women in the Criminal Justice System in Viet Nam (8678)* and a UN multi-country study *The Trial of Rape*. In 2015, Ms. Skinnider was also requested by UN Women to work with the Ministry of Justice of Viet Nam to support a review of their Penal Code and Penal Procedure Code from a gender lens. Many of the recommendations and best practices provided by Ms. Skinnider are reflected in the 2015 Penal Code. Her work continued to gain momentum, and in early 2017, she developed a women's justice perception study with a focus on ensuring better enforcement of criminal laws to improve access to justice by women subjected to violence.



**“ There are no gender-neutral interventions when you are ultimately working with and for *all people*.”**

**- Eileen Skinnider**

## Legal Aid in China



Legal aid is a vital component in access to justice. It works to ensure equality before the law and is crucial for promoting the rule of law. In the 1980s and early 1990s no comprehensive nationwide legal aid system existed in China, but recognizing the

crucial role that legal aid plays, the Chinese Government prioritized the development of a national legal aid system.

Starting in 1994, ICCLR began a long and productive relationship working with the Government of China to modernize criminal procedure policies. Over the next 15 years, ICCLR engaged in dozens of capacity building and technical assistance projects to support the development of some of China's first legal aid programs.

In 1996 the Ministry of Justice issued a notice urging every region of China to establish legal aid centers. National legal aid regulations were adopted in 2003.

According to official statistics, more than 1.32 million cases were assisted by legal aid offices in 2015 alone. The work done by Legal Aid offices is an important part of the justice system in China.

## Measuring Access to Justice in Canada

Access to justice (A2J) is essential for the protection of human rights and fundamental freedoms. Lengthy court delays can lead to costly prison overcrowding, family financial hardship, and the erosion of trust in the administration of justice. In every community, equal access to justice has wide-ranging implications from the protection of property to freedom from violence. Unfortunately, without a coordinating framework it is difficult to determine what data should be collected in order to build good A2J policies and programs.



ICCLR Senior Associate, Yvon Dandurand, together with Jessica Jahn, developed the *Access to Justice Measurement Framework* for British Columbia, for the civil society network A2JBC. This framework provides a basis upon which various justice system stakeholders can work to collaboratively produce data for the creation of innovative, user-centered and evidence-based A2J initiatives.

Since its 2017 publication the Measurement Framework has had significant impact on the way that organizations think about measuring A2J in Canada. The BC Justice and Public Safety Council referenced the importance of and explicitly endorsed Dandurand's framework in their 2019-2022 *Strategic Plan*. The University of Saskatchewan, reference Dandurand's work throughout their 2018 report on increasing access to justice in Saskatchewan. And, at the Access to Justice Metrics Colloquium held in May 2019 it was revealed that the *Access to Justice Measurement Framework* was being piloted in two project evaluations in Saskatchewan, one on violence against women and one on a medical legal partnership project by the Centre for Research, Evaluation and Action Towards Equal Justice.

## Funding Highlights

ICCLR is supported by the Department of Justice Canada through the Justice Partnership and Innovation Program. Additional project funding is provided by the support of charitable foundations, grant making bodies and other governmental and non-governmental organizations. Below is an example of some of ICCLR's recent project grants.

### Select On-going and Recently Completed Grants

Support Provided By	Project	Amount
Thailand Institute of Justice	Child-Sensitive Criminal Justice in Southeast Asia	\$80,000
Public Safety Canada	Strengthening the Protective Environment for Children of Parents in Conflict with the Law	\$63,350
Law Foundation of British Columbia	Criminal Justice Reform - Identity Theft and Fraud	\$100,000
United Nations Office on Drugs and Crime	South Sudan Prison Reform	\$379,800
Ethiopia Ministry of Justice	Ethiopia Criminal Justice Reform Project	\$193,750

## 2019/20 Work Plan

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The new ICCLR Strategic Plan for 2018 to 2020 was released in the fall of this fiscal year. Going forward, ICCLR will continue to follow through on this plan's objectives and action points. In doing so, we work towards our stated goals; demonstrating and sharing ICCLR's impact on criminal justice, diversifying ICCLR's financial partnerships, and making the best use of ICCLR's wealth of expertise.

With many of our objectives completed or significantly underway, in the coming year, the ICCLR team will also be able to focus on successfully and efficiently administering our new and on-going projects.

Particularly, we are excited about the opportunity to develop our new initiative, a dedicated Anti-Corruption Centre within ICCLR. The work we engage through this centre will advance the global state of knowledge on corruption and money laundering. The first project anticipated as part of this initiative is an international review of best practices in civil forfeiture regimes.



## Thank You to Our Members

ICCLR's work would not be possible without the support and collaboration from our many generous and knowledgeable members. Our distinguished Board of Directors is appointed by our Member Organizations:



Department of Justice  
Canada  
Ministère de la Justice  
Canada



ISRCL



BRITISH  
COLUMBIA  
Ministry of  
Attorney General



THE UNIVERSITY  
OF BRITISH COLUMBIA



SIMON FRASER  
UNIVERSITY  
ENGAGING THE WORLD



Public Safety  
Canada

Sécurité publique  
Canada



Global Affairs  
Canada

Affaires mondiales  
Canada



UNODC  
United Nations Office on Drugs and Crime

## Thank You to Our Community

This year ICCLR was also assisted financially and through in-kind exchanges by these generous members of our community:

vancouver  
foundation



The Law Society  
of British Columbia



NATIVE COURTWORKER  
AND COUNSELLING ASSOCIATION OF BRITISH COLUMBIA



University  
of Victoria

EFry

Elizabeth Fry Society  
of Greater Vancouver



Legal  
Services  
Society

UNIVERSITY  
OF THE FRASER VALLEY



BRITISH  
COLUMBIA  
Ministry of Children  
and Family Development



TRANSPARENCY  
INTERNATIONAL  
CANADA

## The Home Team



**Peter German**  
President



**Joanna Nefs**  
Executive Director



**Peter Burns**  
Advisor Emeritus



**Marcella Chan**  
Program Coordinator

## Associates



**Allan Castle**



**Vivienne Chin**



**Yvon Dandurand**



**Gerry Ferguson**



**Richard Frank**



**Alison MacPhail**



**Maureen Maloney**



**Hayli Millar**



**Ruth Montgomery**



**Eileen Skinnider**



**David Winkler**



**Vincent Yang**

**Daniel Préfontaine**

## Board of Directors

**Professor Neil Boyd**

*Chair and Simon Fraser Representative*  
SFU School of Criminology

**Professor Sara Sun Beale**

*International Society for the Reform of Criminal Law Representative*  
Duke Law School

**Mr. John Brandolino**

*United Nations Office on Drugs and Crime Representative Ex-Officio*  
UNODC Director for Treaty Affairs

**Ms. Ellen Burack**

*Department of Public Safety Canada Representative*  
Assistant Deputy Minister,  
Community Safety and Countering Crime

**Hon. Thomas A. Cromwell**

*Ministry of the Attorney General of BC Representative*  
Senior Counsel,  
Borden Ladner Gervais

**Mr. Alan Kessel**

*Global Affairs Canada Representative*  
Assistant Deputy Minister,  
Legal Affairs and Legal Advisor

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*International Society for the Reform of Criminal Law Representative*  
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**Professor Dennis Pavlich**

*University of British Columbia Representative*  
Peter A. Allard School of Law

**Professor Simon Verdun-Jones**

*Simon Fraser University Representative*  
SFU School of Criminology

**Professor Joseph Weiler**

*University of British Columbia Representative*  
Peter A. Allard School of Law

**Ms. Laurie Wright**

*Department of Justice Canada Representative*  
Assistant Deputy Minister,  
Public Law and Legislative Services

# Get Involved

There are many ways to get involved with ICCLR. Join us to take action, create lasting impact and advance the criminal justice priorities of Canada and the United Nations.

## Career Opportunities

At ICCLR, we strive to create a culture that is centered around employee growth and career development, mentorship, and sponsorship. If you are interested in employment opportunities, follow our LinkedIn and Twitter page for the latest openings. For consultant opportunities, please email your CV to [icclr@allard.ubc.ca](mailto:icclr@allard.ubc.ca).



## Internships & Practicums



ICCLR can be a great place to start your career. Whether your interest lies in conducting research, organizing events or program management and development, ICCLR has a place for you. Let us know how you want to be involved by emailing a cover letter and CV to [icclr@allard.ubc.ca](mailto:icclr@allard.ubc.ca).

## Donations

We warmly welcome any donations to support ICCLR's work and to the Don and Kathy Sorochan Scholarship fund. ICCLR is registered in Canada as a not-for-profit organization. It has benefited from the support of hundreds of individuals, foundations, academic institutions and governments who share our vision in advancing criminal law reform, public safety, and criminal justice policy. All charitable donations to ICCLR are eligible for a tax receipt in Canada. You can make a donation at [www.icclr.org/get-involved/](http://www.icclr.org/get-involved/)



# PETER A. ALLARD SCHOOL OF LAW

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