

African Legal Support Facility
Results-Based Logical Framework

| HIERARCHY OF OBJECTIVES | EXPECTED RESULTS | REACH | PERFORMANCE INDICATORS | INDICATIVE TARGETS TIMEFRAME | ASSUMPTIONS / RISKS |
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| <p><u>Project purpose:</u></p> <p>Reduction in number of vulture fund litigation cases</p> | <p><u>Outcomes:</u></p> <p>Savings of Governments' revenue</p> | <p><u>Beneficiaries:</u></p> <p>RMC budgets</p> | <p><u>Outcome indicators:</u></p> <ul style="list-style-type: none"> > Number of cases dismissed at various courts > Cases settled instead of reaching judgments > Reduced rate of new cases being filed | <p><u>Progress anticipated in the medium term:</u> <u>Timeframe:</u> 0-10 years</p> <p>2008- Currently 11 RMCs targeted in 46 lawsuits 25 judgments awarded thus far for approximately US \$1 billion</p> <p>2018- 5 RMCs targeted in 25 lawsuits; consequential % reduction in amount of judgments</p> <p>Source</p> <ul style="list-style-type: none"> >Reports from the Facility >RMC's submission of information >Case dockets | <p><u>Assumption statement:</u></p> <p>Sufficient number of experienced lawyers to assist with litigation and sufficient resources to pay them</p> <p>Mitigation measure:</p> <p>Large pool of lawyers in the jurisdictions in which suits are brought. collaboration with national lawyers; reduced rates will be sought for representation of RMCs.</p> <p><u>Assumption statement:</u></p> <p>Facility is not itself target of lawsuits</p> <p>Mitigation measure:</p> <p>Facility will be set-up as a separate entity with standard international</p> |

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| | | | | | <p>organization immunities</p> <p><u>Assumption statement:</u> Sufficient funding for costly defense of RMCs</p> <p>Mitigation measure:</p> <p>Facility will: (i) be selective as to cases that it can assist with; (ii) negotiate reduced rates with law firms.</p> <p>Facility may also request RMCs to reimburse cost of legal representation if they are awarded judgments; and charge fees to users based on ability to pay</p> |
| | <p><u>Outcomes:</u></p> <p>Positive increase in Governments' revenue from identified contracts</p> | <p><u>Beneficiaries:</u></p> <p>> Population of RMCs' local populations living in area affected by commercial activity; > local staff and their dependents employed by private companies</p> | <p><u>Impact Indicators:</u></p> <p>Country Revenue (\$) increased</p> <p>Share of Government's Investment in social sector (%) increased</p> | <p><u>Progress anticipated in the long term:</u></p> <p>% increase in RMC revenue</p> <p>Source: National Statistics</p> | <p><u>Assumption statement:</u></p> <p>Transparency in the allocation and use of Funds</p> <p>Mitigation Measure Publication of income earned from contracts.</p> <p>Adoption of information disclosure policy for key sectors</p> |

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| <p><u>Project purpose:</u></p> <p>Better contractual terms and legal environment for private sector and less dependency on outside consultants</p> | <p><u>Outcomes:</u></p> <p><i>Private sector laws that can accommodate complex contracts;</i></p> <p><i>Both sides of transaction have their expectations met throughout life of contract or investment resulting in less disputes and lower legal costs and</i></p> | <p><u>Beneficiaries:</u></p> <p>RMC budgets</p> | <p><u>Outcome indicators:</u></p> <ul style="list-style-type: none"> > private sector laws that reflect “best practice” >More stable investment environment >Greater investment in country >Greater number of nationals who are exposed to experienced firms and best practices for contract terms and negotiations | <p><u>Progress anticipated in the medium term:</u> <u>Timeframe:</u> 0-10 years</p> <p>Increase in number of countries with up-to-date contract/commercial laws</p> <p>increase in number of lawyers trained to deal with relevant international transactions</p> <p>Source</p> <ul style="list-style-type: none"> >RMC budgets >ADB/IMF reports on investment >Local and international bar association figures; REC statistics > | <p><u>Assumption statement:</u></p> <p>Insufficient number of skilled nationals to assist in negotiations and revision of private sector laws</p> <p>Mitigation measure</p> <p>A large pool of experienced non-national lawyers and law firms</p> |
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| | <i>increased used of national expertise</i> | | | | |
| <p><u>Inputs and Activities</u></p> <p><u>Development of best practices</u></p> <ul style="list-style-type: none"> > Capacity building of nationals including government officials to negotiate complex commercial contracts <p>Information sharing</p> <ul style="list-style-type: none"> > Develop a database of precedents in vulture fund litigation cases > Develop a database of precedents in complex contracts | <p><u>Outputs</u></p> <p>Government officials are better skilled at negotiating contracts and developing better private sector laws</p> | <p><u>Beneficiaries:</u></p> <ul style="list-style-type: none"> >Concerned ministries of RMCs >Private sector partners | <p><u>Impact Indicators:</u></p> <ul style="list-style-type: none"> >Number of officials trained >Other capacity building activities (workshop, exchange visits, <u>secondment to law firms</u>) > Production of database | <p><u>Progress anticipated in the long term:</u></p> <p>less reliance on outside firms for negotiation of contracts</p> <p>>Better access to information</p> | <p><u>Assumption statement:</u></p> <p>Motivating nationals to work for RMCs and to remain employed by them</p> <p><u>Mitigation measure</u></p> <p>International standards for remuneration</p> <p><u>Assumption statement:</u></p> <p>RMCs are willing to share information about litigation and terms of contracts</p> <p><u>Mitigation measure</u></p> <p>RMCs benefit from such sharing of information</p> |