

# **CEPF Final Project Completion Report**

Organization Legal Name: Environmental Defenders Office Limited

Project Title: Legal Capacity Building for Environmental Protection

in the East Melanesian Islands

Grant Number: 64256

**CEPF Region:** East Melanesian Islands

4 Increase local, national and regional capacity to

**Strategic Direction:** conserve biodiversity through catalyzing civil society

partnerships

**Grant Amount:** \$115,006.00

Project Dates: July 01, 2014 - December 31, 2018

Date of Report: June 10, 2019

## **Implementation Partners**

List each partner and explain how they were involved in the project

Principal project partners and their involvement in the project are as follows:

- 1. Solomon Islands Environmental Law Association (SIELA): Local partner in Solomon Islands. EDO NSW provided capacity development support to SIELA.
- 2. Landowners Advocacy Legal Support Unit (LALSU): Local partner within the Public Solicitor's Office in Solomon Islands. We partnered with LALSU to provide capacity development support to SIELA and legal assistance to local community and environmental groups.
- 3. Oceans Watch Solomon Islands (Oceans Watch): Local partner in Solomon Islands. Oceans Watch acted as an intermediary between legal groups and local community members on Temotu Island.
- 4. Vanuatu Environmental Law Assocation (VELA): Local partner in Vanuatu. EDO NSW provided capacity development support to VELA.
- 5. Papua New Guniea Environmental Law Association (PELA): Local partner in Papua New Guinea. EDO NSW provided capacity development support to PELA.
- 6. Center for Environmental Law and Community Rights (CELCOR): Local partner in Papua New Guinea. EDO NSW provided capacity development support to CELCOR.

### **Conservation Impacts**

Summarize the overall impact of your project, describing how your project has contributed to the implementation of the CEPF ecosystem profile

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The main impact of the project was that through CEPF assistance and support, public interest environmental law has been kept alive and has been given an opportunity to grow in the Pacific region. The background to this is that until around 2013 and 2014, the MacArthur Foundation was the principal donor for EDO NSW's capacity development activities in the South Pacific. At around this time, MacArthur Foundation informed EDO NSW that they would be exiting the region due to a revised strategic plan. This left EDO NSW the difficult task of having to find funding for its niche area of work - public interest environmental law - in a sector and region that is already financially constrained. We were very fortunate in 2014 to have secured funding from the Packard Foundation (for fisheries work in Fiji and PNG) and CEPF (for capacity development support in PNG, Solomon Islands and Vanuatu). This funding kept our International Progam alive and in turn, enabled us to support SIELA, VELA and PELA in obtaining seed funding from CEPF. Through this support, in 2017, EDO NSW was able to secure significant funding from Rainforest Foundation Norway (approx. US\$1m over 5 years) to support CELCOR in fighting illegal logging in PNG. Further, in a recent success, EDO NSW has also been able to secure considerable funding from the Australian Department of Foreign Affairs and Trade (approx US\$80,000, with 75% to SIELA and 25% to EDO NSW) to work with SIELA in delivering, among other things, continuing legal education programs across Solomon Islands.

In addition to the funding wins, we have worked with our partners to help them develop their governance and financial management systems, prepare strategic plans, deliver community legal education workshops, provide legal advice and bring decision makers to account. Also, in a notable win in Solomon Islands LALSU working with Oceans Watch and with EDO NSW support was able to prevent logging activity from expanding onto Teanu Island (a Key Biodiversity Area) adjacent to Vanikoro Island, in Temotu Province.

Further and significantly, in a region where the concept of public interest environmental law is quite new, EDO NSW has been able to engage with key players in partner countries and explain the different dimensions of public interest environmental law, how different organisations can work together in this space without competing with each other, and demonstrate (both through our work in Australia and across the Pacific) how public interest environmental law can help to empower communities and protect the environment.

Planned Long-term Impacts - 3+ years (as stated in the approved proposal)

Impact Description	Impact Summary
Key civil society organisations working in the area of public interest environmental law in PNG, Solomon Islands and Vanuatu have effective financial management, project management and organisational governance systems.	Both SIELA and VELA adopted and implemented the governance and financial management policies that we developed with them. CELCOR had a number of its own governance policies but adopted and implemented the financial management policy and financial procedures manual that EDO NSW had developed with partners. Also, a project management manual was developed and provided to partners.
2. Key civil society organisations working in the area of public interest environmental law in PNG, Solomon Islands and Vanuatu retain staff and are effective in achieving their objectives, including empowering the community and	Partners had mixed results in relation to this impact and faced challenges in retaining staff and carrying out their work effectively. This was largely a result of funding challenges and the lack of adequate and

protecting the environment.	sustainable funding.
3. The local community is empowered to use the law to protect the environment.	SIELA was successful in undertaking a number of community legal education workshops. Also, the Vanikoro community in Temotu Province, Solomon Islands have been supported through legal advice and have been empowered to protect their environment through the use of the law.
4. Critical ecosystems in PNG, Solomon Islands and Vanuatu are protected through the development and enforcement of environmental and planning law, including through the creation of protected areas, the halting of environmentally damaging development proposals, imposing appropriate conditions on developments, and the enforcement of environmental protection laws.	Through the combined work of SIELA, LALSU, Oceans Watch and EDO NSW, Teanu Island next to Vanikoro Island (which is a Key Biodiversity Area) was saved from being included in a logging licence and as a result was protected from logging activities.

Planned Short-term Impacts - 1 to 3 years (as stated in the approved proposal)

Impact Description	Impact Summary
1. Key financial management, project	As noted above, both SIELA and VELA adopted and
management, and organisational	implemented the governance and financial
governance systems (including procedures	management policies that we developed with them.
and policies) developed and implemented	CELCOR had a number of its own governance policies
for primary partners (PNG Environmental	but adopted and implemented the financial
Law Association (PELA), Solomon Islands	management policy and financial procedures manual
Environmental Law Association (SIELA),	that EDO NSW had developed with partners. Also, a
and Vanuatu Environmental Law	project management manual was developed and
Association (VELA)), and to the extent	provided to partners.
possible for the secondary partners	
(Center for Environmental Law and	
Community Rights (CELCOR), Eco Forestry	
Forum (EFF), and Transparency	
International Vanuatu).	
[DELETED] 1.a Capacity of environmental	See response at 1 above.
law partners to govern and manage their	
organisations increased through the	
development of at least five key	
governance policies for each of Solomon	
Islands Environmental Law Association	
(SIELA), PNG Environmental Law	
Association (PELA) and Vanuatu	
Environmental Law Association (VELA) and	
adoption of those policies by the boards of	
SIELA, PELA and VELA,	
[DELETED] 1.b. Capacity of environmental	See response at 1 above.
law partners to govern and manage their	
organisations increased through the	
development of a financial management	
procedures manual and a financial	
management policy for each of SIELA,	

DELA IVELA I I	
PELA and VELA and adoption of those	
policies by the boards of SIELA, PELA and	
VELA,	
[DELETED] 1.c. Capacity of environmental	See response at 1 above.
law partners to govern and manage their	
organisations increased through the	
development of a project management	
booklet for use by SIELA, PELA, VELA and	
Center for Environmental Law and	
Community Rights (CELCOR), and	
[DELETED] 1.d Capacity of environmental	Extensive and ongoing discussions were undertaken
law partners to govern and manage their	with board members and staff of SIELA, PELA, VELA and
organisations increased through the	CELCOR regarding governance and management
training of staff and board members of	strategies, including financial management and human
SIELA, PELA, VELA and CELCOR (at least 2	resource management strategies.
people per organisation and at least 8	
people in total) in governance and	
management strategies, including	
financial management and human	
resource management strategies.	
[DELETE] 2. Improved accountability and	Partners were challenged to effectively undertake
productivity within the primary partners	public interest environmental law work, largely due to
(PELA, SIELA and VELA) and to the extent	funding difficulties. However, as noted above, SIELA
possible within the secondary partners	was successful in undertaking a number of community
(CELCOR, EFF, and Transparency	legal education workshops.
International Vanuatu), as demonstrated	legal education workshops.
by increases in the number of advices	
provided, cases run, policy submissions	
made, and community outreach programs	
conducted.	
2. Sustainability of environmental law	Ctratagia plane, including sustainability issues, were
•	Strategic plans, including sustainability issues, were
partners increased by: (a) developing	developed for SIELA, PELA, VELA and CELCOR. EDO NSW
sustainability plans for each of SIELA,	assisted SIELA in obtaining a large CEPF grant and
PELA, and VELA, (b) securing donor	assisted PELA and VELA in obtaining small CEPF grants.
funding or project funding for each of	Further, in 2019, through EDO NSW's support, SIELA
SIELA, PELA, and VELA, to enable those	and EDO NSW received a significant grant (approx.
organisations to operate for at least 2	US\$80,000; with about 75% to SIELA and 25% to EDO
years from June 2017, and (c) developing a	NSW) from the Australian Department of Foreign Affairs
draft website design for SIELA.	and Trade (DFAT).
[DELETE] 3. Improved staff morale and	
staff retention as demonstrated by a	
reduced number of resignations.	
3. Increased capacity of staff of partner	
organisations to provide environmental	
law services to the community, including	
legal advice, community legal education,	
and/or litigation by training at least 1	

lawyer associated with each of SIELA, PELA, and VELA (at least 4 lawyers in	
total), through provision of precedent and	
template documents, reviewing drafts,	
provision of training seminars and on the	
job training.	
4. At least 1-3 critical ecosystem hot spots	
as set out in the relevant Ecosystem	
Profile are protected either through the	
establishment of a protected area or	
through the enforcement of	
environmental or planning legislation.	
AMENDMENT December 2016 By the end	
of the project (that is, June 2017):	With FDO NCW and I ALCH augment CIFLA has delivered
[DELETED] 4. Increased understanding in	With EDO NSW and LALSU support, SIELA has delivered a number of legal education training sessions, including
local professionals (including lawyers and other professionals) and/or local	one training session for the Royal Solomon Islands
communities of environmental law and	Police Force.
environmental rights by supporting SIELA	Police Force.
deliver at least 1 training event to at least	
15 people (members of SIELA and/or	
members of a local community).	
[DELETED] 5. Strengthened networks	We have maintained our networks across the region
between environmental lawyers working	through PaNEL, sharing information about
in the Pacific region through: (a) the	environmental law issues with partners, including SIELA,
sharing of information relevant to	PELA, VELA and CELCOR.
environmental lawyers in the region (at	, , , , s
least 1 email per month to the Pacific	
Network for Environmental Law (PaNEL)),	
(b) the convening a regional meeting of	
PaNEL members, including representatives	
of SIELA, PELA, VELA and CELCOR.	
1.d Capacity of environmental law	
partners to govern and manage their	
organisations increased through	
supporting SIELA update their strategic	
plan and PELA and VELA finalise their	
strategic plans.	
6. Increased capacity of staff of partner	We have worked with LALSU and Oceans Watch in
organisations to engage in public interest	particular to progress research, analysis and court
environmental litigation, including	documents in relation to a mining project on Nende
obtaining information and evidence,	Island and a logging project on Vanikoro Island, in
drafting court documents, and making	Temotu Province. Staff in partner organisations,
court appearances.	including in LALSU and Oceans Watch, have been able
	to build their skills and capacity in responding to
	environmental disputes.

Describe the success or challenges of the project toward achieving its short-term and long-term impact objectives

EDO NSW's short-term and long-term impacts essentially involved helping to build strong and stable environmental law organisations and then working with those organisations to empower the community and protect the environment through law. As mentioned above, we have had some significant funding successes and have been able to work with partners in developing simple but robust governance and financial management systems. This work has enabled the survival of public interest environmental law in the region.

We have also begun the work of empowering communities (through legal education and legal support) and protecting the environment (for example the Vanikoro Island and Teanu case). However, getting to this stage has not been without a range of significant challenges:

- 1. Lack of funding and capacity within partner organisations: With generally only limited seed funding available, partner organisations have not been able to hire staff to carry out their work plans. They have been reliant on volunteer boards and small grants which are disbursed intermittently. Therefore, they have struggled to gain any type of momentum. Further, where they have been able to hire staff, the limited funding and intermittent disbursements has meant that staff have not felt secure in their role. These factors may have contributed to the loss of SIELA's coordinator after 2 years on the project.
- 3. Administrative challenges: As communicated by grantees in the Mid-Term review in Honiara in December 2018, the administrative challenges associated with maintaining CEPF grants have taken their toll on grantees and the effectiveness of their projects. For example, completing nocost extension applications has often taken 2-4 days or more of grantees time, including time taken in discussions with the CEPF team, amending log frames, and responding to questions from CEPF team and so on. Such work diverts grantees from the delivery of their substantive programs. Whilst we understand the need for accountability, a balance needs to be struck and, currently, the administrative demands of CEPF grants appear to be such that the scales are tipped far too heavily on administration and accountability at the expense of project delivery.

Were there any unexpected impacts (positive or negative)?

The main unexpected impact was the resignation of the SIELA Coordinator after 2 years in the role. This resulted in a significant loss of time and work, and has also meant that the project has not progressed further since a new full time coordinator has not been hired.

# **Project Components and Products/Deliverables**

Describe the results from each product/deliverable:

	Component			Deliverable
#	Description	#	Description	Results for Deliverable
5	AMENDMENT	5.2	By June 2017,	EDO NSW trained the staff and board of SIELA on financial
	December 2016		training with	management, governance and project management
	& April 2017		SIELA in	issues, as planned.
	Develop capacity		relation to	
	of partner		financial	
	organisations in		management,	
	governance and		governance	
	management,		and project	
	including		management	
	financial		completed.	
	management			
	and project			
	management			
	(Relates to Short			
	Term Impact 1.)			
1	Financial	1.1	Report	All key partners started from a base where there were no
	procedures		assessing	financial systems, software and procedures manuals.
	manual for		adequacy and	
	primary partners		appropriatene	
	(PELA, SIELA and		ss of financial	
	VELA) and, to		systems,	
	the extent		software and	
	possible,		procedures	
	secondary		manual for	
	partners		each primary	
	(CELCOR, EFF,		partner	
	and		organisation.	
	Transparency			
	International			
	Vanuatu)			
	(partner			
	organisations)			
	developed or			
	updated, as the			
	case may be			
1	Financial	1.2	Financial	A template financial procedures manual was developed
	procedures		procedures	and provided to each key partner organisation. SIELA,
	manual for		manual for	VELA and CELCOR adapted and adopted the financial
	primary partners		each primary	procedures manual developed by EDO NSW. PELA did not

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	(PELA, SIELA and VELA) and, to the extent possible, secondary partners (CELCOR, EFF, and Transparency International Vanuatu) (partner organisations) developed or updated, as the case may be		partner organisation developed.	reach a stage where it adopted the financial procedures manual.
1	Financial procedures manual for primary partners (PELA, SIELA and VELA) and, to the extent possible, secondary partners (CELCOR, EFF, and Transparency International Vanuatu) (partner organisations) developed or updated, as the case may be	1.3	Report on workshop regarding implementatio n of financial procedures manual for all finance staff for each primary partner organisation.	The template financial procedures manual was provided to each key partner organisation and implementation of the manual was discussed with key staff of each organisation.
2	Project management capacity of the management team (including lawyers holding management positions) in each primary partner	2.1	Report assessing project management capacity of the management team of each primary partner organisation.	All partners started from a base where project management capacity was based on 1-3 years of general professional experience.

	organisation			
	and, to the			
	extent possible,			
	each secondary			
	· ·			
	partner			
	organisation,			
	improved			
2	Project	2.2	Report on	A project management manual was prepared and was
	management		workshop	provided and discussed with key partners.
	capacity of the		regarding	
	management		project	
	team (including		management	
	lawyers holding		for the	
	management		management	
	positions) in		team to	
	each primary		address any	
	partner		capacity gaps.	
	organisation			
	and, to the			
	extent possible,			
	each secondary			
	partner			
	organisation,			
	improved			
2	Project	2.3	Increased	Not applicable.
	management		organisational	
	capacity of the		capacity of	
	management		primary	
	team (including		partner	
	lawyers holding		organisations,	
	management		as	
	positions) in		demonstrated	
	each primary		by civil society	
	partner		tracking local	
	organisation		tool scores at	
	and, to the		project start	
	extent possible,		and end.	
	each secondary			
	partner			
	organisation,			
	improved			
3	Key governance	3.1	Report	Each key partner organisation started from a base where
	policies of	_	assessing	there were no governance policies.
	primary partner		adequacy and	
	organisations		appropriatene	
		I .	uppropriaterie	1

	and secondary		ss of	
	partner		governance	
	organisations		policies of	
	developed or		each primary	
	updated,		partner	
	including policies		organisation,	
	relating to the		including	
	roles and		policies	
	responsibilities		relating to the	
	of the board,		roles and	
	· ·			
	management		responsibilities	
	and staff		of the board,	
			management,	
			and staff.	
3	Key governance	3.2	Key	The following template governance policies were
	policies of		governance	prepared and provided to each key partner organisation:
	primary partner		policies of	1. Board Roles and Responsibilities
	organisations		each partner	2. Code of Conduct
	and secondary		organisation	3. Confidentiality
	partner		updated or	4. Conflict of Interest
	organisations		developed and	5. Duties of Board Members
	developed or		prepared, as	6. Work Health and Safety
	updated,		the case may	7. Financial Management Policy
	including policies		be, including	7. Timanola Management Folloy
	relating to the		policies	SIELA and VELA have adapted and adopted these policies.
	roles and		relating to the	Sied vand ved vindve dadpted and ddopted these policies.
	responsibilities		roles and	
	of the board,		responsibilities	
	management		of the board,	
	and staff		management,	
			and staff.	
3	Key governance	3.3	Report on	Template governance policies were provided to each key
	policies of		workshop	partner organisation and implementation of these
	primary partner		regarding	policies were discussed with SIELA and VELA.
	organisations		board,	
	and secondary		management,	
	partner		and staff roles	
	organisations		and	
	developed or		responsibilities	
	updated,		for all board	
	including policies		members,	
	relating to the		management	
	roles and		and staff for	
	responsibilities		each partner	
	of the board,			
			organisation.	
	management			

	and staff			
5	and staff Develop explicit codes of conduct or social contracts between EDO NSW and each of PELA, SIELA, VELA, CELCOR, EFF, and Transparency International Vanuatu.  AMENDMENT December 2016 & April 2017 Develop capacity of partner organisations in governance and management, including financial management and project management (Relates to Short Term Impact 1.)	5.1	Explicit codes of conduct or social contracts between EDO NSW and each of PELA, SIELA, VELA, CELCOR, EFF, and Transparency International Vanuatu.  By December 2018, financial procedures manual, financial management policy and key governance policies and project management training material finalised and relevant policies adopted by boards of ELA	Memoranda of understanding have been entered into with each key partner organisation, in particular, PELA, SIELA and VELA.  Financial procedures manual, financial management policy and key governance policies and project management training material finalised and relevant policies have been adopted by boards of SIELA and VELA. Financial procedures manuals and financial management policy have also been used by CELCOR.
5	AMENDMENT December 2016 & April 2017	5.3	By June 2018, ELAs have convened at	Board meetings have only been sporadically conducted by ELAs. It appears the boards of all ELAs will need to be reinvigorated.
	Develop capacity of partner organisations in governance and management, including financial management and project management		least 1 board meeting per quarter, held or prepared for 1 annual general meeting, and have reviewed, updated, or	

	(Relates to Short		developed	
	Term Impact 1.)		their strategic	
	, ,		plans.	
5	AMENDMENT	5.4	By October	EDO NSW provided training to CELCOR's CEO on
	December 2016		2017, training	management strategies in 2017.
	& April 2017		in country in	
	Develop capacity		PNG for	
	of partner		CELCOR's CEO	
	organisations in		on	
	governance and		management	
	management,		strategies,	
	including		including	
	financial		human	
	management		resource	
	and project		strategies	
	management		completed.	
	(Relates to Short			
	Term Impact 1.)			
6	AMENDMENT	6.1	By December	Sustainability plans were incorporated into each key
	December 2016		2018,	partner organisation's strategic plans. Essentially, each
	& April 2017		sustainability	key partner organisation's sustainability plan was to find
	Develop		plan (which	1-3 donors to provide core and activity funding.
	sustainability of		includes	
	partner		identification	
	organisations.		of new	
	(Relates to Short		funding	
	Term Impact 2.)		sources) for	
			each ELA	
			finalised.	
6	AMENDMENT	6.2	By December	VELA has commenced the process of applying for a large
	December 2016		2018, full CEPF	grant with CEPF. EDO NSW has provided some input into
	& April 2017		proposal for	this process.
	Develop		VELA	
	sustainability of		submitted, if	
	partner		invited.	
	organisations.			
	(Relates to Short			
	Term Impact 2.)			
6	AMENDMENT	6.3	By December	In conjunction with SIELA, EDO NSW submitted a funding
	December 2016		2018, at least	proposal with the Australian Department of Foreign
	& April 2017		1 funding	Affairs and Trade for a revised amount of approximately
	Develop		letter of	US\$80,000. This proposal was successful and a grant
	sustainability of		inquiry (other	agreement was signed in February 2019.
	partner		than CEPF) in a	
	organisations.		form to be	

	(Relates to Short		submitted to a	
	Term Impact 2.)		donor or project prepared for each ELA and CELCOR.	
6	AMENDMENT December 2016 & April 2017 Develop sustainability of partner organisations. (Relates to Short Term Impact 2.)	6.4	By December 2017, SIELA's website designed and developed.	Due to the departure of SIELA's coordinator, this work was not able to be finalised.
7	AMENDMENT December 2016 Develop capacity of partner organisations to deliver public interest environmental law services including legal advice, litigation, policy and outreach to empower local communities (relates to Short Term Impacts 3, 4 and 5)	7.1	By December 2017, SIELA has delivered at least 1 training session for SIELA's members or 1 community legal education workshop.	SIELA worked with LALSU to provide training in relation to enforcement of environmental crimes to members of the Solomon Islands police force.
7	AMENDMENT December 2016 Develop capacity of partner organisations to deliver public interest environmental law services including legal advice, litigation, policy and	7.2	By December 2017, SIELA has delivered at least 1 significant legal advice.	EDO NSW supported LALSU, SIELA and Oceans Watch in the preparation of significant legal advices in relation to logging and mining issues in Temotu Province, in particular, logging in Nende, mining in Nende and logging in Vanikoro.

	outreach to			
	empower local			
	communities			
	(relates to Short			
	Term Impacts 3,			
	•			
7	4 and 5)	7.2	D. Danamahan	Commant to CELCOR has been musically under a consust.
7	AMENDMENT	7.3	By December	Support to CELCOR has been provided under a separate
	December 2016		2017, court	grant from Rainforest Foundation Norway.
	Develop capacity		documents in	
	of partner		relation to at	
	organisations to		least 1 court	
	deliver public		proceeding	
	interest		finalised with	
	environmental		CELCOR.	
	law services			
	including legal			
	advice, litigation,			
	policy and			
	outreach to			
	empower local			
	communities			
	(relates to Short			
	Term Impacts 3,			
	4 and 5)			
7	AMENDMENT	7.4	By June 2017,	Support to CELCOR has been provided under a separate
	December 2016		assignment	grant from Rainforest Foundation Norway.
	Develop capacity		proposal for	
	of partner		placement of	
	organisations to		Australian	
	deliver public		volunteer	
	interest		lawyer within	
	environmental		CELCOR	
	law services		submitted to	
	including legal		Australian	
	advice, litigation,		Volunteers for	
	policy and		International	
	outreach to		Development.	
	empower local			
	communities			
	(relates to Short			
	Term Impacts 3,			
	4 and 5)			
8	AMENDMENT	8.1	By October	A regional meeting of PaNEL members was conducted in
-				
	December 2016		2018, at least	Honiara by IUCN Oceania.

	T	ı		
	Support partners in engaging in environmental law networks, regionally and internationally. (Relates to Short Term Impact 5.)		meeting of the Pacific Network for Environmental Law conducted.	
8	AMENDMENT December 2016 & April 2017 Support partners in engaging in environmental law networks, regionally and internationally. (Relates to Short Term Impact 5.)	8.2	Key information and events on environmental law issues shared with partners.	There has been ongoing communication between partners about environmental law issues, opportunities and events.
9	Developing litigation capacity in partner organisations	9.1	By December 2018, SIELA, Oceans Watch and related partners have progressed Case #1 in Solomon Islands courts	Case #1 is the logging case in Vanikoro. Unfortunately, the relevant logging approvals were granted a number of years ago, therefore, commencing civil proceedings will not be possible as the limitation periods have expired long ago. In the reporting period, logging interests sought to expand the logging operations on Vanikoro, on to the nearby Teanu Island. However, LALSU working with Oceans Watch and with EDO NSW support was able to write to the relevant government agency and clarify that Teanu Island was not part of the original logging approvals granted, effectively preventing logging on Teanu Island. This was a noteable win. We continue to work with LALSU and Oceans Watch on this case, to seek justice in relation to previous logging activities (through a private criminal prosecution) and to prevent any further logging. However, a significant challenge is understanding what is actually happening on Vanikoro Island and it is increasingly apparent that a site visit to Vanikoro will be required by LALSU lawyers. This is to clearly understand which areas have been logged, which areas are under threat, and who will be the clients in any potential case. Further resources will be required in order to facilitate ongoing work on this case.
9	Developing litigation capacity in	9.2	By December 2018, SIELA, Oceans Watch	As previously reported, Case #2 is the Nende bauxite mining matter. This matter concerns a proposed bauxite mine on the island of Nende. Oceans Watch have
		L		

partner	and related	indicated that locals say that the mining company has
organisations	partners have	illegally obtained a prospecting licence by inadequately
	progressed	paying locals for access to their land and not following
	Case #2 in	due process, including not undertaking appropriate
	Solomon	consultations. Indeed it appears that the required
	Islands courts	landowner consultations occurred after the prospecting
		licence was granted, which would be illegal if that were
		the case. In an encouraging turn of events, in May 2018,
		the Minister for Mines, Energy and Rural Electrification
		cancelled the mining company's prospecting licence. The
		mining company challenged the Minister's decision to
		cancel their prospecting licence. In the reporting period,
		we have been able to forward work related to stopping
		the mine (undertaken by EDO NSW) to the Attorney
		General, via LALSU. We are currently waiting to hear the
		outcome of the case.

Please describe and submit any tools, products, or methodologies that resulted from this project or contributed to the results.

The main tools and products developed as part of this project were the following key governance, financial management and project management documents: 1. Board Roles and Responsibilities 2. Code of Conduct 3. Confidentiality 4. Conflict of Interest 5. Duties of Board Members 6. Work Health and Safety 7. Financial Procedures Manual 8. Financial Management Policy 9. Project Management Manual

EDO NSW also developed with partners: 1. a template strategic plan which could be used for environmental law partners; 2. template proposals for joint funding applications with partners.

### **Lessons Learned**

Describe any lessons learned during the design and implementation of the project, as well as any related to organizational development and capacity building.

Consider lessons that would inform:

- Project Design Process (aspects of the project design that contributed to its success/shortcomings)
- Project Implementation (aspects of the project execution that contributed to its success/shortcomings)
- Describe any other lessons learned relevant to the conservation community

A key lesson learned is that partners in fledgling organisations, not only require funding but regular, continuous and significant support to progress their work. Further, and it goes without saying, substantial and continuous seed funding is required for one to two years to ensure partners can

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secure at least one staff member to commit to the organisation and progress the work schedule. If the funding is insufficient and intermittent, then progress will be signficantly constrained.

### Sustainability / Replication

Summarize the success or challenges in ensuring the project will be sustained or replicated, including any unplanned activities that are likely to result in increased sustainability or replicability.

As noted above, CEPF funding has assisted in ensuring public interest environmental law can survive in the Pacific region into the long term. Through CEPF support EDO NSW has been able to continue its work in the region in building capacity in partners. CEPF support has enabled EDO NSW to survive difficult financial circumstances and secure significant funding into the medium term. In turn, this will mean that EDO NSW will be able to better support its partners in obtaining funding and undertaking their program activities. Indeed, evidence of this is already becoming apparent with the confirmation of DFAT funding for SIELA and EDO NSW for community legal education work in the Solomon Islands.

### Safeguards

If not listed as a separate Project Component and described above, summarize the implementation of any required action related to social, environmental, or pest management safeguards

Not applicable.

# **Additional Comments/Recommendations**

Use this space to provide any further comments or recommendations in relation to your project or CEPF

As communicated by partners in the Mid Term Review in Honiara in December 2018, the rigidity of the CEPF grants system posed a considerable obstacle to partners in effectively delivering program work. As noted above, simple no-cost extension applications would often take between 2-4 days of grantee's time to complete, with further time spent on meetings, amending log frames, responding to questions from CEPF and so on. Such time spent on administration of grants would mean that grantees would be diverted from actual program delivery. It would seem that this is not in the interests of any stakeholder. Having said this, we have been incredibly grateful for the attentiveness, willingness to listen, passion and ongoing support of the whole CEPF team.

## **Additional Funding**

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Provide details of any additional funding that supported this project and any funding secured for the project, organization, or the region, as a result of CEPF investment

### **Total additional funding (US\$)**

\$1,100,000.00

#### Type of funding

Please provide a breakdown of additional funding (counterpart funding and in-kind) by source, categorizing each contribution into one of the following categories:

- A Project Co-Financing (other donors or your organization contribute to the direct costs of this project)
- B Grantee and Partner Leveraging (other donors contribute to your organization or a partner organization as a direct result of successes with this CEPF funded project)
- C Regional/Portfolio Leveraging (other donors make large investments in a region because of CEPF investment or successes related to this project)

#### **B** Grantee and Partner Leveraging

- 1. Rainforest Foundation Norway: During the course of the current grant, in 2017, we secured funding from Rainforest Foundation Norway to assist CELCOR with forestry litigation and policy in Papua New Guinea. The funding offered to EDO NSW is an amount of AUD\$275,000 per year for 5 years (approx. US\$1,030,000 in total over 5 years). This was a game changing development and gives EDO NSW a platform, not only to make a significant impact with partners in PNG, but also to build and expand our work across the region. CEPF support was key to this funding success as it provided much needed funding to enable the program to survive between major grants.
- 2. Australian Department of Foreign Affairs and Trade (DFAT): In 2018, together with SIELA, we submitted a proposal for funding with DFAT, principally, to develop community legal education training materials and undertake legal education training in 3 communities across Solomon Islands. This funding application was successful and a grant agreement for approx. US\$80,000 (approx. 75% to SIELA and approx. 25% to EDO NSW) was signed in February 2019. Again, this is a significant success and will ensure we are able to continue to work with partners in Solomon Islands.

### **Information Sharing and CEPF Policy**

CEPF is committed to transparent operations and to helping civil society groups share experiences, lessons learned, and results. Final project completion reports are made available on our Web site, <a href="https://www.cepf.net">www.cepf.net</a>, and publicized in our newsletter and other communications.

1. Please include your full contact details (Name, Organization, Mailing address, Telephone number, E-mail address) below

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