



RESTRUCTURING PAPER  
ON A  
PROPOSED PROJECT RESTRUCTURING  
OF  
JUDICIAL SERVICES AND SMART INFRASTRUCTURE PROJECT  
APPROVED ON JULY 9, 2014  
TO  
REPUBLIC OF AZERBAIJAN

GOVERNANCE

EUROPE AND CENTRAL ASIA

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## ABBREVIATIONS AND ACRONYMS

FM	Financial Management
GOA	Government of Azerbaijan
IBRD	International Bank for Reconstruction and Development
IFR	Interim Unaudited Financial Reports
JSSIP	Judicial Services and Smart Infrastructure
MOE	Ministry of Economy
MOF	Ministry of Finance
MOJ	Ministry of Justice
PDO	Project Development Objective
PIU	Project Implementation Unit
RP	Restructuring Paper
WB	World Bank

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## BASIC DATA

### Product Information

Project ID P144700	Financing Instrument Investment Project Financing
Original EA Category Partial Assessment (B)	Current EA Category Partial Assessment (B)
Approval Date 09-Jul-2014	Current Closing Date 31-Dec-2018

### Organizations

Borrower Cabinet of Ministers, Republic of Azerbaijan	Responsible Agency Ministry of Justice
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### Project Development Objective (PDO)

Original PDO

The objective of the project is to improve the access, transparency and efficiency of delivery of selected justice services.

### Summary Status of Financing

Ln/Cr/Tf	Approval	Signing	Effectiveness	Closing	Net Commitment	Disbursed	Undisbursed
IBRD-84070	09-Jul-2014	22-Oct-2014	31-Oct-2014	31-Dec-2018	100.00	78.31	21.69

### Policy Waiver(s)

Does this restructuring trigger the need for any policy waiver(s)?

No



## I. PROJECT STATUS AND RATIONALE FOR RESTRUCTURING

### A. Project Status

1. The project finances state-of-the-art 'smart infrastructure', the design and implementation of e-court services, and innovative approaches to facilitate access for those in need (legal aid, alternative dispute resolution, gender barriers, juvenile justice) at an estimated cost of USD 200 million (IBRD financing: USD 100 million, GOA financing: USD 100 million). The project development objective (PDO) is to improve the access, transparency and efficiency of delivery of selected justice services. The project has made laudable progress in delivering judicial services since implementation began in 2014, such as the roll-out of e-court services in four out of six regions and testing innovative solutions such as the automation of court order proceedings. Speedier court processes, more effective use of resources already led to savings in the state budget and have eased the workload burden of judges and staff while increasing access and transparency for citizens and businesses alike. The project is in compliance with the respective financial management (FM) covenants, namely, satisfactory financial management arrangements. The project submits timely and acceptable quarterly interim unaudited financial reports (IFR). The most recent project financial statements audit for the year 2017 was found satisfactory and acceptable to the World Bank.
2. The lack of government funding is the major constraint on the completion of activities and achievement of the PDO. The insufficient availability of GOA contribution led to delays in the implementation of critical elements such as the roll-out of e-Courts, while other important activities could not commence, putting the reliability and security of operations and investments made so far at risk, and limiting the achievement of project development objectives. Specifically, construction works in Surakhani, Masalli and Sumgayit are deteriorating due to a slow-down in implementation, putting investments made so far at risk. System-critical events, namely the Main Data Center in Baku and the Reserve Data Center in Yevlakh, could not commence. This is a concrete threat to the reliability and security of operations of the MOJ, including the judiciary, and the Ministry of Transport, Communication and High Technologies (MinCom). Recognizing the risks presented by delayed counterpart fund contributions, the Ministry of Justice (MOJ) with support from the GOA has significantly reduced the gap in disbursements made from the GOA share vs the IBRD loan by about half in the last six months.
3. Currently, the project is scheduled to close on December 31, 2018 but several implementation steps remain as described above. It is for this reason that the GOA has requested an 18-months extension of the current closing date. The request was received by the World Bank Country Office on September 10, 2018. In addition to extending the project closing date, the GOA also requested to revise the current results framework to reflect changes in the law, new strategic priorities of the MOJ and the judiciary, as well as achievements on the ground already accomplished.

### B. Rationale for Restructuring

4. **Closing Date Extension.** The proposed extension of 18 months would be the first extension of the project's closing date. The GOA considers this a strategic project because of the way it impacts citizens and the business environment; speedier court processes and a more effective use of resources have already led to savings in the state budget. However, to ensure that the project fully achieves its objectives, an extension of the closing date would be necessary to complete all the required technical work to successfully achieve institutional and investment results related to court modernization and justice service delivery.
5. The extension would also allow the GOA to comply fully with its counterpart fund obligations under the project. During comprehensive discussion the World Bank held with the MOJ, Ministry of Finance and Ministry of Economy



(MOE), the commitment to timely and adequate provision of GOA counterpart funds throughout the extension period was reconfirmed. Extending the project's closing date by 18 months until June 30, 2020, will allow the GOA to take advantage of two budget cycles (2019, 2020) to make the necessary counterpart funding available. In addition, the Project Implementation Unit (PIU) has already shared updated time schedules for the most critical elements, in particular the roll-out of e-Courts, with the World Bank team and agreement has been reached on ensuring that the updated timeline is complied with.

6. As a consequence of the closing date extension, the disbursement estimates as well as implementation schedule would also be revised. Please consult *Section IV. Detailed Change(s) – Disbursement Estimates* for details.
7. **Revisions to Results Framework.** In order to ensure project alignment with changes in the law and new strategic priorities of the MOJ and the judiciary as well as to appropriately reflect the project's contribution to the PDO, there is also a need to update the project's results framework. The updated results framework will track (a) project progress and benefits resulting from the continued roll-out of e-Courts, and (b) sustainability of achievements during the extended implementation period. In particular, recent changes in priorities and the law as well as achievements in pilot-testing new approaches require revisions in two intermediate results indicators ("smart courts constructed", "cost savings from reduced administrative and compliance burden of business inspections") and adding a new PDO-level indicator ("electronic processing of uncontested civil enforcement cases").



## II. DESCRIPTION OF PROPOSED CHANGES

### A. Closing Date

1. The closing date is proposed to be extended by 18 months with a new closing date of June 30, 2020.

### B. Changes to the Results Framework

2. The proposed revisions to the results framework and results indicators are the following:
  - (a) Add a new PDO-level Indicator: “Number of uncontested civil enforcement cases electronically processed using the JSSIP-financed automated system”.

In order to increase the efficiency of services provided by Azerbaijan’s courts, the project is focusing on e-services, including testing new tools to decrease the workload burden of judges and speeding up processes while at the same time increasing access and transparency for court users. The project’s innovative character and push for e-services in the judiciary deserves to be reflected adequately also in its results framework.
  - (b) Revise the Intermediate Results Indicator: “Smart courts constructed”.

The target value needs to be reduced from 13 to 12 smart courts constructed as GOA priorities have changed. Instead of investing further in hard infrastructure, the GOA’s focus is on e-service delivery to increase access for citizens and businesses, transparency and efficiency. The previously planned Court Complex of Baku City Specialized Court will therefore not be constructed under the project. As this construction was planned to be 100 percent financed by GOA counterpart funding, taking it off the project will relieve pressure on scarce GOA resources. This change will not affect the PDO achievability and impact.
  - (c) Revise the end target date of the Intermediate Results Indicator: “Cost savings from reduced administrative and compliance burden of business inspections”.

The end target value and date of this indicator needs to be revised, to reflect only the achievement prior to October 2015 when its practical relevance was superseded by a change in law. Law No. 1410-IVQ of October 20, 2015 and the Presidential Decree No 660 of October 26, 2015 have postponed the requirement to undertake business inspections; first until October 31, 2017, now extended until further notice. As such from the fall of October 2015 when the request for inspections was suspended, the project can no longer track the related cost savings.
  - (d) Amend the end dates and targets of the remaining indicators to reflect the project’s revised closing date.
3. The proposed revisions to the indicators are specified in Part IV (Detailed Changes, Results Framework) of this restructuring paper (RP). Upon approval of the RP, the changes to the Results Framework as requested will be communicated back to the client jointly with the World Bank’s concurrence to extend the Project’s closing date. A draft of the letter prepared by LEG is submitted with the RP.



### III. SUMMARY OF CHANGES

	Changed	Not Changed
Results Framework	✓	
Loan Closing Date(s)	✓	
Disbursement Estimates	✓	
Implementation Schedule	✓	
Implementing Agency		✓
DDO Status		✓
Project's Development Objectives		✓
Components and Cost		✓
Cancellations Proposed		✓
Reallocation between Disbursement Categories		✓
Disbursements Arrangements		✓
Overall Risk Rating		✓
Safeguard Policies Triggered		✓
EA category		✓
Legal Covenants		✓
Institutional Arrangements		✓
Financial Management		✓
Procurement		✓
Other Change(s)		✓
Economic and Financial Analysis		✓
Technical Analysis		✓
Social Analysis		✓
Environmental Analysis		✓

### IV. DETAILED CHANGE(S)



**LOAN CLOSING DATE(S)**

Ln/Cr/Tf	Status	Original Closing	Revised Closing(s)	Proposed Closing	Proposed Deadline for Withdrawal Applications
IBRD-84070	Effective	31-Dec-2018		30-Jun-2020	30-Oct-2020

**DISBURSEMENT ESTIMATES**

Change in Disbursement Estimates

Yes

Year	Current	Proposed
2015	3,700,000.00	10,273,890.03
2016	10,300,000.00	13,814,892.20
2017	20,000,000.00	31,077,670.38
2018	35,000,000.00	22,897,717.80
2019	31,000,000.00	12,575,829.59
2020	0.00	9,360,000.00



**Results framework**

**COUNTRY: Azerbaijan**

**Judicial Services and Smart Infrastructure Project**

**Project Development Objectives(s)**

The objective of the project is to improve the access, transparency and efficiency of delivery of selected justice services.

**Project Development Objective Indicators by Objectives/ Outcomes**

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<b>Improve the access, transparency and efficiency of delivery of selected justice services</b>								
Users expressing satisfaction with access, transparency and efficiency of selected justice services (Percentage)	0.00	25.00	30.00	40.00	50.00	50.00	55.00	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>To track progress and achievement of the project's objectives the end target and date have been revised to reflect the project's new closing date.</i>							
Direct project beneficiaries (Number)	0.00	5,000.00	10,000.00	20,000.00	70,000.00	120,000.00	150,000.00	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>The target set by this intermediate indicator has already been achieved. To track sustainability of the project's objectives and further uptake as more and more courts will be connected the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i>							
Female beneficiaires (Percentage)	0.00	5.00	10.00	15.00	25.00	30.00	33.00	



# The World Bank

Judicial Services and Smart Infrastructure Project (P144700)

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<b>Action: This indicator has been Revised</b>								
<p><b>Rationale:</b>  <i>The target set by this intermediate indicator has already been achieved.            To track sustainability and further uptake the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i></p>								
IDP and refugee beneficiaries (Percentage)		0.00	2.00	4.00	7.00	10.00	11.00	12.00
<b>Action: This indicator has been Revised</b>								
<p><b>Rationale:</b>  <i>To track sustainability and further uptake the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i></p>								
Access: Beneficiaries utilizing legal aid services (Number)		2,200.00	3,000.00	4,000.00	6,000.00	7,000.00	9,000.00	10,000.00
<b>Action: This indicator has been Revised</b>								
<p><b>Rationale:</b>  <i>To reflect the new project's closing date and taking into account the delays in starting implementation of the legal aid pilot the indicator's target dates have been revised accordingly.</i></p>								
Legal aid laws and procedures reviewed and improvements adopted (Yes/No)		No	No	Yes	Yes	Yes	Yes	Yes



# The World Bank

Judicial Services and Smart Infrastructure Project (P144700)

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>To track sustainability and further progress the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i>							
Disputes submitted to pilot ADR system (Number)	0.00	0.00	0.00	200.00	400.00	400.00	400.00	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>As no additional resources are allocated to this activity, the intermediate indicator's end target has been revised to track sustainability and uptake while taking into account the project's new closing date.</i>							
Supreme Court E-Library information is accessed by users (Number)	0.00	0.00	0.00	4,000.00	10,000.00	10,000.00	10,000.00	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>To track sustainability the intermediate indicator's end target is maintained, its date has been revised to take into account the project's new closing date.</i>							
MOJ IT Call Center and Help Desk operational (Yes/No)	No	No	Yes	Yes	Yes	Yes	Yes	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>The target set by this intermediate indicator has already been achieved and is kept to track sustainability of the project's objectives.</i>							
Smart courts constructed (Number)	7.00	7.00	8.00	10.00	10.00	11.00	12.00	



# The World Bank

Judicial Services and Smart Infrastructure Project (P144700)

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>The target value was reduced from 13 to 12 smart courts constructed as GOA priorities have changed. Instead of investing further in infrastructure, the GOA's focus is on e-service delivery to increase access for citizens and businesses, transparency and efficiency. The previously planned Baku City Specialized Court Complex will therefore not be constructed under this project.</i></p>							
Transparency: Performance information available on Ministry of Justice and Supreme Court websites (Number)	0.00	2.00	4.00	5.00	5.00	5.00	5.00	
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>The target set by this intermediate indicator has been partially achieved. To track further progress and sustainability the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i></p>							
Audio-video court proceedings transcription system operational in JSSIP financed courts (Yes/No)	No	No	Yes	Yes	Yes	Yes	Yes	
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>To track sustainability and further uptake as more courts will be connected the intermediate indicator's end date has been revised to take into account the project's new closing date.</i></p>							
Information on construction activities is publicly accessible (Yes/No)	No	Yes	Yes	Yes	Yes	Yes	Yes	



Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<b>Action: This indicator has been Revised</b>								
	<p><b>Rationale:</b>  <i>This is a continued monitoring and supervision tool, hence the intermediate indicator's end date has been revised to take into account the project's new closing date.</i></p>							
Information on performance and budgets is available on MOJ and Supreme Court websites (Yes/No)	No	No	No	Yes	Yes	Yes	Yes	Yes
<b>Action: This indicator has been Revised</b>								
	<p><b>Rationale:</b>  <i>The target set by this intermediate indicator has already been achieved and is kept to track sustainability of the project's objectives. The intermediate indicator's end date has been revised to take into account the project's new closing date.</i></p>							
Justice Sector Gender Strategy and Action Plan publicly available (Yes/No)	No	No	Yes	Yes	Yes	Yes	Yes	Yes
<b>Action: This indicator has been Revised</b>								
	<p><b>Rationale:</b>  <i>This activity is ongoing. To track progress and sustainability, the intermediate indicator's end date has been revised to take into account the project's new closing date.</i></p>							
Efficiency: Time taken to enforce contracts through courts (Days)	237.00	237.00	230.00	225.00	215.00	212.00	210.00	
<b>Action: This indicator has been Revised</b>								
	<p><b>Rationale:</b>  <i>To track sustainability and further progress the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i></p>							



# The World Bank

Judicial Services and Smart Infrastructure Project (P144700)

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
Cost savings from reduced administrative and compliance burden of business inspections (Amount(USD))		0.00	10.00	15.00	25.00			25.00
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>The target set by this intermediate indicator has already been achieved.</i>  <i>The end target data has been revised as its practical relevance is superseded. Law No. 1410-IVQ of October 20, 2015 and the Presidential Decree No. 660 of October 26, 2015 have postponed the requirement to undertake business inspections: first until October 31, 2017, now extended until further notice. The project cannot track the cost savings of a postponed government procedure.</i></p>							
Average energy consumption in JSSIP-financed 'smart courts' (MWh/year)		0.70	0.00	0.00	0.50	0.30	0.30	0.30
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>The target set by this intermediate indicator has already been achieved and is kept to track sustainability of the project's objectives. The intermediate indicator's end date has been revised to take into account the project's new closing date.</i></p>							
Number of uncontested civil enforcement cases electronically processed using the JSSIP-financed automated system (Number)		5,000.00	0.00	5,000.00	10,000.00	20,000.00	25,000.00	27,000.00
<b>Action: This indicator is New</b>	<p><b>Rationale:</b></p>							



# The World Bank

Judicial Services and Smart Infrastructure Project (P144700)

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<p><i>In order to increase the efficiency of services provided by Azerbaijan's courts, the project is focusing on e-services and testing in this context new tools to decrease the workload burden on judges and speeding up processes while at the same time increasing access and transparency for court users. The project's innovative character and push for e-services in the judiciary deserves to be reflected adequately also in its results framework.</i></p>								

## Intermediate Results Indicators by Components

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<b>A. Judicial Service Delivery Improvements</b>								
Direct project beneficiaries (Number)		0.00	5,000.00	10,000.00	20,000.00	70,000.00	120,000.00	150,000.00
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>The target set by this intermediate indicator has already been achieved. To track sustainability of the project's objectives and further uptake as more and more courts will be connected the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i></p>							
Female beneficiaries (Percentage)		0.00	5.00	10.00	15.00	25.00	30.00	33.00



# The World Bank

Judicial Services and Smart Infrastructure Project (P144700)

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>The target set by this intermediate indicator has already been achieved.            To track sustainability and further uptake the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i></p>							
IDP and refugee beneficiaries (Percentage)	0.00	2.00	4.00	7.00	10.00	11.00	12.00	
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>To track sustainability and further uptake the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i></p>							
Legal aid laws and procedures reviewed and improvements adopted (Yes/No)	No	No	Yes	Yes	Yes	Yes	Yes	
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>To track sustainability and further progress the intermediate indicator's end target and date have been revised to take into account the project's new closing date.</i></p>							
Disputes submitted to pilot ADR systems (Number)	0.00	0.00	0.00	200.00	400.00	400.00	400.00	
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b>  <i>As no additional resources are allocated to this activity, the intermediate indicator's end target has been revised to track sustainability and uptake while taking into account the project's new closing date.</i></p>							



Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<b>B. Strengthening Institutional Capacity, Efficiency and M&amp;E</b>								
MOJ IT Call Center and Help Desk operational (Yes/No)	No	No	No	Yes	Yes	Yes	Yes	Yes
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>The target set by this intermediate indicator has already been achieved and is kept to track sustainability of the project's objectives.</i>							
Audio-video court proceedings transcription system operational in JSSIP financed courts (Yes/No)	No	No	No	Yes	Yes	Yes	Yes	Yes
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>To track sustainability and further uptake as more courts will be connected the intermediate indicator's end date has been revised to take into account the project's new closing date.</i>							
Information on performance and budgets is available on MOJ and Supreme Court websites (Yes/No)	No	No	No	No	Yes	Yes	Yes	Yes
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>The target set by this intermediate indicator has already been achieved and is kept to track sustainability of the project's objectives. The intermediate indicator's end date has been revised to take into account the project's new closing date.</i>							
Justice Sector Gender Strategy and Action Plan is publicly available (Yes/No)	No	No	No	Yes	Yes	Yes	Yes	Yes



# The World Bank

Judicial Services and Smart Infrastructure Project (P144700)

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>This activity is ongoing. To track progress and sustainability, the intermediate indicator's end date has been revised to take into account the project's new closing date.</i>							
Supreme Court E-Library information is accessed by users (Number)	0.00	0.00	0.00	4,000.00	10,000.00	10,000.00	10,000.00	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>To track sustainability the intermediate indicator's end target is maintained, its date has been revised to take into account the project's new closing date.</i>							
Cost savings from reduced administrative and compliance burden of business inspections (Amount(USD))	0.00	10.00	15.00	25.00			25.00	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b> <i>The target set by this intermediate indicator has already been achieved.</i> <i>The end target data has been revised as its practical relevance is superseded. Law No. 1410-IVQ of October 20, 2015 and the Presidential Decree No. 660 of October 26, 2015 have postponed the requirement to undertake business inspections: first until October 31, 2017, now extended until further notice. The project cannot track the cost savings of a postponed government procedure.</i>							
<b>C. Expansion and Modernization of Justice Infrastructure</b>								
Smart courts constructed (Number)	7.00	7.00	8.00	10.00	10.00	11.00	12.00	
<b>Action: This indicator has been Revised</b>	<b>Rationale:</b>							



# The World Bank

Judicial Services and Smart Infrastructure Project (P144700)

Indicator Name	DLI	Baseline	Intermediate Targets					End Target
			1	2	3	4	5	
			<p><i>The target value was reduced from 13 to 12 smart courts constructed as GOA priorities have changed. Instead of investing further in infrastructure, the GOA's focus is on e-service delivery to increase access for citizens and businesses, transparency and efficiency. The previously planned Baku City Specialized Court Complex will therefore not be constructed under this project.</i></p>					
Information on construction activities is publicly accessible (Yes/No)	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b> <i>This is a continued monitoring and supervision tool, hence the intermediate indicator's end date has been revised to take into account the project's new closing date.</i></p>							
Average energy consumption in JSSIP-financed 'smart courts' - kilowatt-hours per square meter per annum (Megawatt hour(MWh))	0.70	0.00	0.00	0.50	0.30	0.30	0.30	0.30
<b>Action: This indicator has been Revised</b>	<p><b>Rationale:</b> <i>The target set by this intermediate indicator has already been achieved and is kept to track sustainability of the project's objectives. The intermediate indicator's end date has been revised to take into account the project's new closing date.</i></p>							