

Index

- Abahlali base Mjondolo, 53
- Access to Justice Cluster Program (AJC), 70–71
- Accountability
- and post-conflict development, 212
 - community oversight (accountability of paralegals to communities), 33–34, 194–95
 - corporate accountability, 128
 - local accountability, 190
 - state accountability, 15–17, 126–27, 185–88, 189, 257
- Advocacy, 60, 151, 158–62, 176, 181, 224
- advocating to translate grassroots experience into systemic change, 18–19
 - and organizing, 12, 158
 - political, 162
- African Minerals Limited. *See* Sierra Leone Diamond Corporation (SLDC)
- African National Congress, 15, 47, 50, 52, 53
- Alternative dispute resolution, 55
- Alternative Law Groups (ALG), 12, 16, 99, 102, 112
- Alternative Legal Assistance Center (SALIGAN), 16, 33, 99
- Anti-Privatisation Forum (South Africa), 53
- Apartheid, 14, 46–47
- antiapartheid movement and transition to democracy, 28
 - dom pass, 46
 - influx control, 46
 - pass laws, 15, 46
- ASEAN countries, 102
- Asia Foundation, 100, 111
- Association of University Legal Advice Institutions (AULAI) Trust, 64, 65, 70–71
- Ateneo Human Rights Center (AHRC), 99, 108
- Atlantic Philanthropies, 24, 59, 64, 69
- Authoritarianism. *See also* Democracy responses against, 15, 35
- Balay Alternative Legal Advocates for Development in Mindanaw (BALAOD), 99
- Bantay dagat*, 104, 109, 114, 127, 130
- Bantay gubat*, 104, 109, 114, 117, 127, 130
- Barangay justice system*, 16, 113, 124, 132
- Barangay* captain, 114, 130
 - Barangay* development council (BDC), 106, 113
 - Barangay* protection order (BPO), 114
- Barazas*, 170, 184, 185, 187
- Barefoot lawyers. *See* Community paralegals
- Berenschot, Ward, 12, 27, 29, 139
- Billings, Lucy, 19 n. 42
- Black Sash, 4, 15, 48, 50, 59–62, 71
- Black Sash Trust, 64
 - Grahamstown Regional Office, 61
 - Johannesburg Regional Office, 59, 62
- Bourdieu, Pierre, 144
- BRAC, 5, 25, 216, 232
- Braima, Lyttelton, 210
- British Department for International Development (DFID), 232
- Case management
- case data, 32–33, 235–37
 - case forms, 71, 251
 - case logs, 60, 71, 93
 - case management systems, 93, 198
 - case tracking, 10, 168, 211, 217–22
 - interviews, 72, 218
 - Monitoring and evaluation (M&E), 115, 131
- Catholic Access to Justice Project (Sierra Leone), 213, 216
- Catholic Justice and Peace Commission (JPC), 33, 174, 216, 242, 249, 253
- Catholic Organization for Relief and Development Aid (CORDAID), 111
- Center for Legal Education and Aid Networks (CLEAN), 174

- Center for Migrant Workers (KANLUNGAN), 99, 108
- Centre for Applied Legal Studies (CALs) (South Africa), 48
- Centre for Criminal Justice (South Africa), 44, 50, 54, 68–70, 78, 82, 92
- Certificate of Land Ownership Awards (CLOA), 116
- Chapman, Peter, 17, 19, 241
- Children's Legal Bureau (CLB), 99
- Cisnero, Maria Roda, 18, 96
- Citizen vs. Citizen disputes. *See* Intra-community disputes
- Citizens Advice Forum, 50
- Civil society organizations (CSOs). *See* Organizations
- Clarke, Thomas, 8
- Cluff Gold Company, 210–12, 236
- Community Advice Offices (CAOs), 11, 20, 22, 28, 33, 34
- Community health workers, 3
- Community Justice Advisors (CJAs), 250–58
- Community Law and Rural Development Centre (CLRDC), 49, 51, 68–70, 73–74
- Community Monitoring and Advocacy Programme (CMAP), 60
- Community paralegals
 advantages of, 5, 167
 definition of, 2–3, 103–4
 formal recognition of, 19–23, 114, 131, 133, 191, 217
 impact of, 18, 121–23
 limitations of, 5–6
 payment of, 31–32, 192, 197
 problem solving of, 10–13
 recruitment of, 31, 59, 197
 specialization of, 35, 113, 119, 180
 supervision of, 33, 198, 236, 237
 training of, 57, 70, 92, 104, 107, 121, 135, 157, 176, 194–96
 types of, 108–9
- Conteh, Sonkita, 13 n. 32, 230 n. 36, 233
- Contractual disputes, 79
- Convention for a Democratic South Africa, 50
- Corruption, 229–31
 in court, 154, 166, 167, 227, 246
 in local government, 190, 229
 in paralegals, 28
 paralegals fighting corruption, 257
- Courts
 access to courts, 52, 89, 260
 and corruption. *See* Corruption in court
 distrust toward, 154, 161
 formal court, 167
 native court, 169
 relationship with paralegals, 91
 tribal court, 83
- Criminal justice. *See* Justice
- Culture
 cultural factors, 26–28, 36–37, 200
 customary local systems, 167
 tribal authority, 200
- Dale, Pamela, 7, 213–16
- Debt claims, 79, 81
- Defense of Nature (TK), 99, 108
- Democracy
 and repressive regimes, 14–16, 35, 172
 democratic reform, 51
 role of paralegals in deepening democracy, 37, 93, 162, 237, 261
- Diokno, Jose W., 101–3, 121
- Disputes with firms, 3, 17, 18, 161, 201, 225, *See also*
 corporate accountability
 and power imbalance, 36, 128
 and protection of community lands, 182, 225
- Disputes with states, 3, 17, 18, 93, 126, 161, 185, 187, 188, 225, *See also* state accountability
 and power imbalance, 36
- DPRD (Indonesia), 158, 159
- Drage, Katherine, 20, 27, 28, 32, 34, 43
- Dugard, Jackie, 20, 27, 28, 32, 34, 43
- Duterte, Rodrigo, 16
- Education, 70, 76, 205
- Elections, 159–60, 173–74
- Elias, Norbert, 144
- Environmental justice, 225, 229–30
- Environmental laws, 107, 119, 131
- Environmental Legal Assistance Center (ELAC), 99, 108
- Erasmus, Greg, 28, 55, 65, 87
- Familial disputes, 74, 75, 201, 202, 256, *See also*
 Intra-community disputes
- Financing. *See also* Legal aid funding
 challenges obtaining, 85, 193
 client contributions, 235
 community fundraisers, 26
 development assistance, 24
 efforts to diversify, 25–26, 36
 international, 36, 232
 public, 19, 192, 233
 risks to paralegal independence, 25, 234
- Ford Foundation, 6, 69, 111
- Foundation for Human Rights, 59
- Franco, Jennifer, 18, 96

- Free Legal Assistance Group (FLAG), 15, 99, 101, 107, 108
- Funding. *See* Financing
- Gauri, Varun, 1, 2, 210 n. 1
- Gender
 - domestic violence, 36, 132, 203, 204, 257
 - gender-based violence, 52, 188, 203
 - sexual violence, 43–44, 69, 189
 - women's rights, 17, 200, 222
- George Civic Association, 49
- German Catholic Bishops' Organisation for Development Cooperation (MISEREOR), 111
- Golub, Stephen, 3, 6
- Governance, Justice, Law and Governance Programme (GJLOS), 167, 177
- Grassroots organizations. *See* Organizations
- Haki Centre, 179
- Harding, Joanne, 86, 92
- HIV/AIDS, 67
- Housing
 - access to state-sponsored housing, 77
 - forced evictions, 8
 - lawsuits related to, 158
- Identity documents, 77
- Indonesia
 - Ministry of Law and Human Rights, 20, 141
- Indonesian laws
 - Law on Legal Assistance (2011), 20
 - Legal Aid Bill (2011), 140, 162
- Inequality
 - in access to justice, 142
 - under relational sociology, 144
- Informal Settlements Network (South Africa), 53
- Infrastructure
 - grievances in relation to, 223, 249
 - infrastructure constraints in the justice sector, 241
- Institutions
 - institutional factors, 17, 36, 97, 111–12, 184, 190, 226, 258
 - intermediary, 2
 - judicial institutions, 76, 96
 - legal institutions, 142
 - local government units, 109, 119, 120
 - local institutions, 245
 - paralegals' relationship with local institutions, 29
 - regulatory/administrative institutions, 229–31
 - state institutions, 2, 81–83, 246
- Integrated Bar of the Philippines (IBP), 100, 103, 118
- International Commission of Jurists – Kenya Chapter (ICJ), 168, 173–74, 198
- International Development Law Organization (IDLO), 247
- International Federation of Women Lawyers – Kenya Chapter (FIDA), 168, 173–76
- Intra-community disputes, 3, 6, 11, 16–18, 141, 181, 205, 206, 223
 - and effectiveness of mediation, 90
 - and relationship to cultural and social norms, 150, 200
 - and relationship to local institutions, 36, 123–24, 145, 190
 - debt claims, 79
 - methods of resolution in, 152, 253
- Jalloh, Gibrill, 210
- Joseph Rowntree Charitable Trust, 64, 69
- Justice
 - criminal, 82
 - reform, 133–34
 - social, 45, 66, 112, 133–34
- Kampala Declaration on Community Paralegals (2012), 2
- Kenya
 - Ministry of Justice, 178
 - Ministry of Lands, 186
 - Ministry of Water, 185
 - National Human Rights Policy and Action Plan, 193
 - Water Appeals Court, 187
- Kenya Human Rights Commission (KHRC), 173, 175
- Kenya Law Reform Commission (KLRC), 176
- Kenyan laws
 - Access to Information Bill, 193
 - Legal Aid Act (2016), 20, 178, 191–93, 206
 - Legal Practitioners Act of 1906, 169
- Kituo Cha Mashauri. *See* Kituo Cha Sheria
- Kituo Cha Sheria, 166, 168, 171–74, 179
- Knight, Rachael, 7, 257
- Koroma, Ernest Bai, 216
- Koroma, Simeon, 212, 230
- Kubayi, Winnie, 69
- Kumar, Sunil, 7
- Labor disputes
 - and power imbalance, 147
- Landless People's Movement (South Africa), 53

- Law
 and politics, 120, 160, 162, 172, 220–31
 common, 51, 83
 customary, 83, 212, 226
 customary law, 169, 225
 enforcement, 119–20
 firms, 56, 88, 110
 legislation, 20, 48, 107, 192
 litigation, 227–28
 policies, 98, 126
 school, 103, 260
- Law Society of Kenya (LSK), 170–73
- Lawyers
 bar associations, 170, 259
 difficulties accessing, 5, 19, 44, 212, 260
 litigation, 44, 88, 227, 233
 pro bono, 88, 171, 180
 public interest, 2, 110–11, 130, 132
 relationship to paralegals, 19
- Lawyers for Human Rights (LHR) (South Africa), 48
- Legal aid
 board, 20, 22, 217, 234
 civil, 58
 developmental, 97, 101–2, 104
 funding, 36, 234 n. 49, 235 n. 50
 legislation, 9, 20, 26, 140, 162, 191–93, 206, 211, 217, 233, 258
 systems, 21–23
- Legal Aid South Africa (LASA), 47, 57–59, 85
 call center, 62
 justice center, 89
- Legal Assistance Center for Indigenous Filipinos (PANLIPI), 99, 108
- Legal awareness, 10–12, 121, 175
- Legal clinic
 walk-in clients, 58, 179
- Legal dualism, 243
- Legal Education Aid Programme (LEAP), 173, 174
- Legal empowerment, 2, 25, 96, 108, 213, 222 n. 15, 227–28
 and social accountability, 158–59
- Legal intermediaries, 34, 156, 157, 161
abogadillo, 34, 103, 125
blackman lawya, 34
makelar kasus, 34, 156
- Legal literacy. *See* Legal awareness
- Legal Resources Centre (LRC) (South Africa), 48, 57
 Grahamstown LRC, 50
- Legal Resources Foundation Trust (LRF), 168, 174, 179
- Legislation. *See* Law
- LegiWatch, 51
- Lembaga Bantuan Hukum (LBH), 139
- Liberia
 Liberian National Police (LNP), 246
 Ministry of Internal Affairs (MIA), 243
- Liberian laws
 Domestic Relations Law and Penal Law, 242
- Litigation. *See* Law
- Lobbying, 15, 107, 159, 181
- Local dispute resolution, 11–12, 16–19, 148, 186, 245–46
 and customary courts, 212
 as shaped by political contexts, 160
 other actors in (aside from paralegals), 156
 state-judicial dispute tribunals, 98
- Local government units. *See* Institutions
- Maguindanao Massacre, 103
- Mansuri, Ghazala, 34 n. 76
- Manuel, Clare, 228
- Manuel, Marlon, 16
- Marcos, Ferdinand, 15, 101, 102, 124
- Martial law (Philippines), 101, 121
- Maru, Vivek, 1, 55, 87, 210, 212
- McQuoid-Mason, David, 85
- Mediation, 11–12, 17, 55, 80, 90–91, 124, 147–55, 200, 203, 224–25, 251
- Meinzen-Dick, Ruth, 19 n. 42
- Methodist Church of Sierra Leone, 216, 217, 237
- Mining, 115, 210–12, 227–28
 impact on water supply, 1, 12, 128, 182–83
 sand-mining, 1
- Moi, Daniel Arap, 169, 172–73
- Monitoring, 48, 60, 127, 173–74, 175, 179, 180, 247
- Monitoring and evaluation (M&E). *See* Case management
- Monrovia Central Prison (MCP), 247
- Mott Foundation, 59, 64, 71
- Movement of Attorneys for Brotherhood, Integrity and Nationalism (MABINI), 102
- Moy, H. Abigail, 29, 32, 33, 165
- Mtshali, Langa, 85, 92
- Mueller, Valerie, 19 n. 42
- Muslims for Human Rights (MUHURI), 168, 179
- National Alliance for the Development of Community Advice Offices (NADCAO), 20, 28, 63–66, 87, 93
- National Community Based Paralegal Association (NCBPA), 54, 64, 65
- National Council of Churches of Kenya (NCCCK), 172–73
- National Forum for Human Rights, 212
- National Legal Aid and Awareness Programme (NALEAP), 177–78

- National Legal Aid Service (Kenya), 20, 192–93
- National Welfare Forum (South Africa), 62
- Natural resources, 106, 139, 242
water, 185–87
- Negotiation, 55, 148–49, 197, 211, 226, 252
- Netherlands Organization for International Assistance (NOVIB), 111
- Network
coordination, 35, 193
umbrella clusters, 79, 89
vertical networks, 30–31, 228, 236
- Network Movement for Justice and Development (Sierra Leone), 217
- Norwegian Refugee Council (NRC), 249
- Nubian Rights Forum, 179
- Omnibus Rules and Regulations Implementing the Migrant Workers and Overseas Filipinos Act (1995), 105
- Open Society Foundation, 24, 140, 146, 216, 232, 247
- Open Society Institute. *See* Open Society Foundation
- Open Society Justice Initiative (OSJI), 212, 216
- Organization for Economic Cooperation and Development (OECD), 228
- Organizations
civil society organizations (CSOs), 50, 53, 63, 193
community-based organizations, 197
effective organizational choices, 31–35
grassroots organizations, 33, 108, 109, 118
organizational factors, 89–93, 193–94, 258
- Organizing, 12, 112–13, 119, 181, 231
- Our Land Our Future Public Pledge (Sierra Leone, 2018), 230
- Paralegal Education Skills Advancement and Networking Technology (PESANTEch), 112
- Paralegal Support Network (PASUNE), 167, 176–78, 191
- Payne, Chelsea, 17, 19, 241
- Pensions, 71, 73
- Philippine laws
Comprehensive Agrarian Reform Extension with Reforms (CARPER) (2009), 105
Comprehensive Agrarian Reform Program (CARP) (1980), 105
Indigenous Peoples Rights Act (IPRA) (1997), 105
Juvenile Justice and Welfare Act (JJWA) (2006), 105
Local Government Code (1991), 105, 124
National Integrated Protected Areas System (NIPAS) Law (1991), 105
Philippine Fisheries Code (1998), 105, 115
Violence against Women and Children Act (VAWC) (2004), 105
- Philippines
Bureau of Fisheries and Aquatic Resources (BFAR), 114
Department of Agrarian Reform (DAR), 21, 106, 107
Department of Environment and Natural Resources (DENR), 21, 114, 127
Department of Labor and Employment (DOLE), 114
National Labor Relations Commission, 21, 107
Office of the Court Attorney (OCA), 118
Public Attorney's Office, 125
Supreme Court of, 21, 100, 103, 107, 117–18, 130
- Pitkin, Hannah, 2
- Plan International, 168, 180
- Policies. *See* Law
- Poverty
and impact on paralegal work, 132
poverty alleviation and legal empowerment, 25, 261
- Power
imbalance of, 8, 35, 128, 141, 161, 201, 225
- Prison Fellowship Liberia (PFL), 247
- Protestant Lawyers' League (PLL), 102, 107
- Protests, 48
- Public Law Institute (PLI), 173
- Rallies. *See* Protests
- Rao, Vijayendra, 34 n. 76
- Referral system, 55, 89–90
- Regulatory/administrative institutions. *See* institutions
- Revitalisation of Legal Aid (RLA), 145, 155
- Revolutionary United Front (RUF), 212
- Rights
consciousness, 180, 255
consumer, 60
land, 7, 105, 225
- Rinaldi, Taufik, 12, 27, 29, 139
- Ringold, Dena, 15
- Rules and Regulations Governing the Hinterland of Liberia (the "Hinterland Regulations"), 243
- Rural Poor Institute for Land and Human Rights Services (RIGHTS), 99
- Sandefur, Justin, 8, 10, 253–54, 256, 257
- Sandefur, Rebecca, 8
- Service delivery, 60, 82, 261

- Siddiqui, Bilal, 8, 10
- Sierra Leone
 Environmental Protection Agency, 230
 Ministry of Lands, 230
 Special Court for Sierra Leone, 212
- Sierra Leone Diamond Corporation (SLDC), 227–28, 236
- Sierra Leonean laws
 Child Rights Act (2007), 222
 Devolution of Estates Act (2007), 222
 Domestic Violence Act (2007), 222
 Environment Protection (Mines and Minerals) Regulation (2013), 229
 Land Policy (2015), 230
 Legal Aid Law (2012), 20, 211, 217, 233
 Right to Information Act, 229
- Social Change Assistance Trust (SCAT), 26, 34, 50, 54, 60, 66–68, 86
 Fund-Raising Incentive Scheme (FRIS), 67
- Social embeddedness, 37, 90–91, 155, 157
- Social movements
 and paralegals, 27–28, 33, 123, 129
- Social security, 52, 62, 76, 77
 social grants, 50, 56, 61
- Socio-Economic Rights Institute of South Africa (SERI), 85, 91
- Solidarity toward Agrarian Reform and Rural Development (KAISAHAN), 33, 99
- Soliman, Hector, 18, 96
- South Africa
 Constitution of, 51, 89
 Department of Home Affairs, 60, 77
 Department of Judicial Affairs and Constitutional Development (DJCD), 83
 Police Service, 54, 69, 82
- South African Defence and Aid Fund, 47
- South African Human Rights Commission (SAHRC), 83
- South African laws
 Bill of Rights, 44, 53, 83
 Consumer Protection Act (2011), 60
 Legal Aid Act (1969), 47
 Legal Practice Act (2014), 84
 Legal Practice Bill (2002), 20, 65, 84
 National Credit Act (2005), 60
 Social Assistance Act (1992), 61
- South African National Civic Organisation (SANCO), 49
- South African Social Security Agency (SASSA), 60, 77
- Sustainable Development Institute (SDI), 242, 247–49
- Systemic change, 37, 235 n. 50
 challenge of funding, 235
 through network collaboration, 31
 translating grassroots experience into systemic change, 18–19, 33
- Talbot, Colin, 8
- Taskforce on Non-Lawyers, 259
- The Carter Center, 249–53
- The Children's Foundation (CRADLE). *See* Widows' and Orphans' Welfare Society of Kenya (WOWESOK)
- The Society for Elimination of Rural Poverty (India), 7
- Tilly, Charles, 144
- Timap for Justice, 6, 7, 211, 213–16, 217, 222, 227–28
- Troicare, 232
- Trust (from communities). *See* social embeddedness
- Truth and Reconciliation Commission (TRC), 178
- UN Commission on Legal Empowerment, 1, 5
- UN Peacebuilding Fund, 249, 259
- Unemployment, 56
 unemployment benefit claim, 74
- Unions, 30, 56, 117, 157
- United Democratic Front (UDF), 49
- United Nations Development Programme (UNDP), 140, 141, 145, 156, 160, 232
- Varvaloucas, Alaina, 8
- Wajir Human Rights Network, 179
- Widows' and Orphans' Welfare Society of Kenya (WOWESOK), 174
- Wiggan, Jay, 8
- Women's Legal and Human Rights Bureau (WLB), 99, 109
- Women's rights. *See* Gender
- World Bank, 99, 140, 141, 145, 155, 160, 213
 Justice for the Poor Project, 145, 146, 157
- Writ of amparo, 105, 127
- Writ of habeas data, 105
- Writ of kalikasan, 105, 127
- Zulu, Thandiwe, 59

