



# **THE MOROCCAN JUDICIAL NETWORK FOR INTERNATIONAL COOPERATION**



**MINISTÈRE  
DE LA JUSTICE  
MAROC**

**THE MOROCCAN JUDICIAL NETWORK FOR  
INTERNATIONAL COOPERATION**

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# 1. Introduction

This publication intends to be a useful guide about the Moroccan Judicial Network for International Cooperation (MJNIC), created by Ministerial Order of the Moroccan Ministry of Justice. In this guide you shall find detailed information about the MJNIC, its operation and the details of the fifty contact points that integrate it. You shall also find general information about the International Judicial Cooperation, paying special attention to the European experiences in this field.

Included in the first section, is an introduction to the International Judicial Cooperation, where its historical evolution is described. Afterwards, the guide shall explain the cooperation in the framework of the European Union, in both criminal and civil matters, with a special reference to the specific mechanisms of the Cooperation and the telematic means of support. Many of those means are currently being developed through a common work of the Spanish and Moroccan Ministries of Justice, with the support of the Spanish Agency of International Cooperation, and they shall be at the Moroccan Network's disposal.

In the second part you shall find a brief introduction to the MJNIC as well as the integral text of its Regulation, approved by the Moroccan Ministry of Justice.

Finally, we shall include the list of the MJNIC's members with their contact details, which shall allow you to contact them easily for any questions related to the Judicial Cooperation with Morocco



## 2. The Moroccan Judicial network for international cooperation

### I. Concept

The **Moroccan Judicial network for international cooperation** (MJNIC), is a group of magistrates, judges and public prosecutors, with special expertise in international legal cooperation, intended to facilitate, to improve and to encourage the international legal cooperation requested or given by Morocco, through the active advising and supporting to the judicial authorities involved, both national and international, in order to achieve the informal intermediation between them, with two possibilities of intervention:

- In relation to specific problems: answering to specific consulting of the judicial authorities in an informal intervention that doesn't prevent from the reciprocal respect to the formal mechanisms of cooperation established in the current valid conventions.
- In relation to the general weaknesses of cooperation: contributing to create instruments intended to facilitate, to improve and to encourage the international legal cooperation.

And all this as an instrument conceived at the direct service of the national and international judicial authorities, and indirectly, at the service of the national and international administrative authorities involved in the cooperation.

Thereby, the Network appears to the likeness of those already existing in Europe and Latin America, as a realistic solution for the weakness of the legal answer offered by the traditional model of international legal cooperation in relation to the new challenges to face, and for the weakness of the answer that allowed to check the diagnosis of the cooperation reality in Morocco. Above all, the Network acts in the training field and supply of means of access to information and direct contacts of a small group of magistrates. The resources are initially concentrated in this small group of magistrates, who extend afterwards the benefits received to the rest of the judges and prosecutors through the multiplying effect that is the exercise of the duties assigned to this group and that justify its existence.

The functions fulfilled by the members of the Network don't have a jurisdictional nature. The magistrates that integrate it don't act as such in the exercise of their functions as members of the Network. Therefore their intervention has to be compatible with the full respect to the jurisdictional power of the judicial organizations that request or execute acts of cooperation. Contact points advice, inform, act as active intermediaries or coordinate, but they don't exercise their jurisdictional power and they don't have any power to influence, beyond advising, information, intermediation and coordination, in the decisions that only concern magistrates in the exercise of their jurisdictional power in relation to a specific refereed or received request for cooperation.

### II. The MJNIC characteristics

The MJNIC is a unique Network with civil and criminal competences, which is preferable compared to the European system of differentiation between civil and criminal Networks for the following reasons:

- It is an **initial structure** of the Network that must be adjusted to the simplest model, without prejudice to its subsequent evolution towards models of organization more complex.



- The attribution of mixed competences, civil and criminal is usual in the **Moroccan judicial organization**.
- The separation in the **European judicial networks** is due to the differentiated legal framework of the judicial cooperation in civil and commercial matters integrated in the First Pillar, and the cooperation in criminal matters that is still included in the Third Pillar, that obviously does not exist in Morocco.
- The experience has proved the **convenience** of not making, initially, a formation excessively differentiated that could impoverish it.<sup>1</sup>
- There are many bilateral treaties signed with Morocco that regulate jointly the cooperation in civil and criminal matters.
- The option of a unique network is compatible with the specialization forecast of the contact points in the 50% approximately.

It is a decentralized Network. In the case of Networks having a supranational composition, this dispersion requires the location of a contact point in each of the member countries, at least. A national network, like the Moroccan one that is being created, requires the location of at least one contact point of each specialty in the different territories, identified according to the nature and the scopes of the network, with those corresponding to each Court of appeal, according to the judicial organization of the Kingdom. This way, an innovative instrument that contributes to encourage and facilitate an effective and efficient cooperation, more agile, is obtained without having to alter the conventional framework in this matter and with a full guarantee of respect to its provisions and demands.

This system is based on the jurisdictional nature of act of cooperation requested, and most of the time it is also executed by a judicial authority. This is why, without denying the necessity and the importance of the govern authority intermediation in the transmission of the requests for judicial assistance, in a broader sense, the Network, with its judicial composition reaffirms the jurisdictional nature immanent to the international legal cooperation.

The MJNIC, as a judicial network, is part of the effort driven by Morocco to modernize Justice in general, that together with the classical conventional cooperation intends to seize the opportunities offered by the regional and international environment to strengthen this modernizing effort in cooperation.

In the other hand, the Moroccan system offers a comparative advantage that reinforces the system adopted: the presence of Magistrates with jurisdiction in all the Directorates concerned in the cooperation, offers a double profile suitable –for their professional origin and destination– to the convenience of having contact points in the competent ministerial departments without renouncing to the judicial composition of the Network.

### III. Composition

The MJNIC shall be composed of an approximate number of 50 expert magistrates, so called “contact points of the MJNIC”, specialized in civil or criminal matters and having a territorial jurisdiction, national or regional, and fulfilling the following minimum requisites:

- a) Minimum seniority of five years in the Judicial Career.
- b) Situation of active service within the jurisdiction or within a service of the Ministry of Justice central administration, or situation of special services, as long as in these last two cases they serve a destination in a body having competence in international judicial cooperation.





- c) Civil or criminal competence of the body to which they are appointed, in relation to the posts of civil and criminal specialty respectively.
- d) Enough knowledge, oral and written of a foreign language.

Specialization in civil and criminal matters allows a suitable concentration of the resources, at least in the phase of continuous training, and ensures a higher level of competence. However, this specialisation shall be compatible with a joint training fund, since, in the practice there are problems in which civil and criminal matters converge, such as those related to international child abductions.

In any case, the reference to the civil specialty shall be understood as including commercial, administrative and labour matters. However, the volume of the cooperation generated by the commercial jurisdiction might advise the designation of a contact point having specific knowledge on this matter or appointed to the Commercial Courts.

The contact point status shall be lost by resignation, loss of the status of Magistrate in active service or in special services with the requisites of article 3 b) of the Regulation, by motivated agreement of the Regulatory Council or in some cases, by the change destination of the magistrate.

## IV. Functions of contact points

The functions and obligations of contact points (articles 13 and 14) correspond with the mission and scopes of the Network. Its ultimate justification is found in the diagnosis about the current situation of cooperation in Morocco and in the conviction that the Network can contribute to correct the detected malfunctions, bringing:

- Information on sources and access means, interpretations and usual practices.
  - In response to specific consultations
  - Participating in the compilation and systemization of the Conventions and updating the information accessible to all the magistrates.
- Information and follow- up in relation to specific requests for assistance to be executed or waiting to be formally requested.
  - Helping in the letters rogatory write up or extradition requests.
  - Advising the most appropriate channels to ensure the execution of a request that has not been processed formally yet.
  - Following up the requests in process.
- Direct contacts between the judicial authorities concerned.
  - Intermediating between them, taking advantage of the established contacts and their command of languages other than Arabic.
  - Facilitating the location details for a direct contact, in each particular case and in relation to the foreign judicial authorities through the creation and up dating of the Moroccan Judicial Atlas.
- Coordination between different related requests.

- Moroccan judges and prosecutors training in the field of international legal cooperation.

Each contact point shall exercise the functions of article 16, in the territorial ambit, national or regional that corresponds with the jurisdiction assigned by the Regulatory Council, respecting the criterion of geographical proximity and specialization, without prejudice of giving preference to the criterion of maximum efficiency in the exercise of their functions and the correct attention to emergency situations.

The designation as contact point, even though implies certain privileges, means an additional workload for the selected magistrates. Therefore, in the case – that shall be the usual- when they are fulfilling functions within the jurisdiction as judges and prosecutors, they shall not be exempted from their jurisdictional functions, considered in a broad sense, including those that correspond to both judges and the public prosecutor. This tends to encourage an actual spirit of service within the contact points, as well as an upright understanding of their status as instruments to the service of the cooperation and for that, of other magistrates. As such, they shall be accessible and attentive and encouraged by a permanent interest in improving their training and making it available to others.

## V. The management of the MJNIC

The informal and no strictly jurisdictional nature of the functions assigned to contact points, does not deny the necessity of a management and government mechanism for the Network in which they are integrated. The no jurisdictional nature itself demands a specific mechanism, different from the general one applicable to magistrates in the exercise of their functions as judges and prosecutors, that doesn't imply at all, the recognition of any kind of autonomy of the Network as a public body.

MJNIC's management shall correspond to its Regulatory Council integrated by:

- a) The Secretary General of the Ministry of Justice, who shall be the President;
- b) The Director of Criminal Affairs and Pardon;
- c) The Director of Civil Affairs;
- d) The Director of Studies, Cooperation and Modernization;
- e) A representative of the contact points elected by them.

The competences of the Regulatory Council shall be the following:

- **Selection**

The initial competence of the Regulatory Council is obviously the selection of its first members. The selection process shall be repeated with the same requisites and guarantees, as soon as a vacancy jeopardizes the necessary territorial coverage for both specialties civil and criminal, or when the necessities show the inadequacy of the initial territorial jurisdiction, by default or by excess of the consultations volume.

- **Evaluation**

Another essential function of the Regulatory Council is to evaluate the fulfilment of the functions by the contact points. The evaluation shall be done according to the number of evacuated requests and the participation in other tasks entrusted to the Network, such as passive and active training. The information shall be provided by each contact point



annually, in a standard document accompanied with the corresponding memories of the activities, other than the consultations, in which he has participated.

- **Suspension and reallocation**

Attending to the territorial jurisdiction, the Regulatory Council shall make the appropriate decisions for the provisional coverage of the entrusted functions, while a new contact point is selected, when there is a vacancy. At the same time, if there was a change of destination outside the assigned territory, the Council shall consider the convenience of suspending the contact point and reallocating the territorial jurisdictions or keep the contact point without a specific territorial jurisdiction provisionally. Here we have to take in account the possible underutilization of the resources dispensing with a contact point already trained and creating the necessity of training a new one.

- **Planning**

In general and after the appropriate studies, the Regulatory Council shall approve the Development Strategic Plan with a triennial regularity of recurrence by analogy with the first plan and considering the minimums recommended by the experts. As an essential component of the Strategic Plan, an evaluation of the Network impact and its fitness for the fulfilment of the assigned scopes shall be made. The Strategic Plan shall be develop in annual Action Plans. The Network members shall enjoy a special prominence in the development of these ones.

The priority attention to ordinary management matters or to the visibility and presence of the MJNIC in international meetings shall not overshadow the importance of the planning or the assumption of tasks in a medium and long term, as it happened in fact with the Spanish Judicial Network for a long time.

- **Financing**

The budgetary studies shall be the necessary complements to the Strategic and Action Plans, since they shall ensure the possibility of internal financing of the different activities through the resources of the Ministry of Justice or the possibility to resort to external –national or foreign- financing.

- **Activities promotion**

The Regulatory Council is also in charge of the selection of the contact points having specific tasks in the Network (Vademecum, Judicial Atlas, etc.) or appointed to participate in formative activities where the status of network member is a necessary requisite or a preferential status. In this process, the rules of publicity and transparency, merit, capacity and equality shall be respected.

- **Resources management**

As the Network doesn't have a budgetary autonomy, the Regulatory Council shall look for possible financing in the budget of the Ministry of Justice, coordinating its intervention with the Directorate of Budget and Equipment or resort to external financing, with the cooperation of international donors, without excluding the contribution of private or semi-private organizations as long as the internal legislation allows it.



- **Good practices**

For a better operation of the international legal cooperation, the Regulatory Council can suggest or adopt through its President, some agreements indicating good practices specifically addressed to the contact points of the Network, such as circulars or instructions, when necessary.

The ordinary management of the MNJIC shall be assumed by the Directorate of Studies, Cooperation and Modernization in which the Council can delegate, temporarily or permanently the functions of article 20, except those referred to:

- the selection of the contact points
- the evaluation of the fulfilment by the contact points, as it constitutes the basic element to decide the suspension of the contact points that is also a no delegable competence
- the suspension of the contact points and the reallocation of jurisdictions
- the planning, at least in what concerns the approval of the triennial and annual plans, which shall not be created, obviously, by the Regulatory Council directly.

The nature no delegable of the previous functions shall not prevent from entrusting preparatory or administrative tasks related to them, to the Directorate of Studies, Cooperation and Modernization, to some member of the Regulatory Council in the case of the planning, to the contact points themselves.



### 3. Regulation of the Moroccan Judicial network for international cooperation (MJNIC)

#### I. Creation of the Moroccan Judicial network for international cooperation

**Art. 1:** The Moroccan Judicial network for international cooperation (from now on MJNIC, “the Network”) shall be created as a group of magistrates<sup>2</sup> with special expertise in international legal cooperation, intended to facilitate, to improve and to encourage the international legal cooperation requested or given by Morocco, within the strict respect to the conventional and legal established framework.

**Art. 2:** Without prejudice of the rules provided by Title V of this Regulation, the MJNIC shall be integrated as a flexible structure, with no jurisdictional functions, in the organization chart of the Ministry of Justice, without legal personality or budgetary autonomy.

#### II. Composition

**Art. 3:** The MJNIC shall be composed of an approximate number of 50 expert magistrates, so called “contact points of the MJNIC”, specialized in civil or criminal matters and having a national or regional territorial jurisdiction, and fulfilling the following minimum requisites:

- a) Minimum seniority of five years in the Judicial Career
- b) Situation of active service within the jurisdiction or a service of the Ministry of Justice central administration or situation of special services, as long as in the last two cases they serve a destination in a body having competence in international judicial cooperation.
- c) Civil or criminal competence of the body to which they are appointed, in relation to the posts of civil and criminal specialty respectively.
- d) Enough knowledge, oral and written of a foreign language.

For the purposes of this Regulation, the references to the civil specialty shall be understood as including the commercial, administrative and labour matters.

**Art. 4:** The “national contact points of the MJNIC are those who exercise their functions in relation to the whole national territory and whose designation is related to their destination in the Supreme Court and the Court of Appeal in Rabat, with criminal specialty or, to their destination in administrative bodies assuming specific competences in international legal cooperation matters, if provided by the proposal requirements.

The regional contact points of the MJNIC are those who exercise their functions in the territory of a Court of Appeal or, in the cases of article 13 from this Regulation, of several Courts of Appeal bordering or close to each other.

The national and regional contact points shall be called “civil contact points” or “criminal contact points” depending on the specialty that they prioritarily prove. In the case of article 13 if the functions corresponding to the civil and criminal specialties were accumulated in the same contact point, they shall be called “mixed contact point”.



**Art. 5:** The contact point status shall be lost by resignation, by losing the status of Magistrate in active service or in special services with the requisites of article 3 b) or by agreement duly motivated of the Regulatory Council.

When a contact point of the Network obtains a post in an body, territory or jurisdictional order, different from those to which his functions as a contact point were related until that moment, the Regulatory Council shall value the opportunity of suspending him in his functions or, contrarily, of redistributing the territorial or functional jurisdictions, without loss of the contact point status.

**Art. 6:** The designation as a contact point, with mention of the corresponding specialty and the territorial jurisdiction and any possible modifications, as well as the suspension in the contact point status, shall be officially communicated to the interested person. The certified copy of this communication shall be attached to the personal file of the magistrate

### III. Selection

**Art. 7:** The MJNIC contact points shall be selected among those magistrates who, fulfilling the minimum requisites of article 3, shall obtain the maximum marks, in relation with the assessed merits, considering complementary criterions of equitable distribution by territory and by specialization in civil and criminal matters.

**Art. 8:** The selection process shall be developed in full respect to the rules of publicity, equality, merit and capacity.

**Art. 9 :** In relation to the selection of its members, the Regulatory Council of the MJNIC shall be in charge of:

- a) The development of the proposal requirements.
- b) The guarantee of its publicity
- c) The verification of the concurrence of the minimum requisites mentioned in article 3
- d) The evaluation of the merits put forward according to the objective criterions established in the proposal requirements
- e) The provisional selection of candidates, the communication of those interested and the resolution of possible contestations of the provisional selection
- f) The definitive selection of contact points.

**Art. 10 :** Without prejudice of its development in the corresponding proposal requirements, that shall establish with objective criterions the coefficient assigned to each one, the assessed merits in the selection of the contact points of the MJNIC shall be the following:

- a) Specialized academic training in international legal cooperation matters.
- b) Practical experience in the processing of international legal cooperation files.
- c) The command of another language, different to the national one and to the one invoked by the candidate to prove the concurrence of the requisite mentioned in article 3.



- d) Publications related to the international legal cooperation.
- e) Efficiency in the fulfilment of the main activity

**Art. 11:** After the verification of the requisites mentioned in article 3 and the evaluation of the merits put forward, the selection of the contact points shall intend to the total coverage of the territory, both in civil and criminal specialties, appointing at least, two regional contact points, one specialized in civil matters and the other one in criminal matter, to the ambit of each Court of Appeal and with destination in their corresponding territory, without prejudice of the next article.

In any case, at least two national contact points with criminal specialty fulfilling the requisites mentioned in article 3, shall be appointed, respectively to the Supreme Court and to the Court of Appeal in Rabat.

When the proposal requirements provides so, some contact points shall be appointed to administrative bodies assuming specific competences in international legal cooperation, as long as they fulfil the minimum requisites established in article 3.

**Art. 12:** In order to facilitate the coverage of necessities, the Regulatory Council, shall establish in the first announcement the total number of posts announced, distributed by specialties and national or regional territorial jurisdiction, specifying this one, and respecting the contents of the second paragraph of the previous article.

This distribution shall not prevent from its subsequent modification by the Regulatory Council in latter announcements and this, without prejudice of the following article.

**Art. 13:** If it was not possible to fulfil fully the objective of total and specialized coverage of the territory in the terms of article 11 of this Regulation, for absence of candidates fulfilling the necessary requisites, for obvious insufficiency of merits or for lacking the necessary means to the efficient fulfilment of the functions, the Regulatory Council shall:

- Appoint to a certain Court of Appeal, a candidate suitable for fulfilling the minimum requisites and necessary merits as well as having the correct supply of means, already appointed to the territorial ambit of a different Court of Appeal bordering or nearby that one.
- Appoint other national or regional contact points, suitable for requisites, merits and means supply reasons, to an additional national jurisdiction or a territorial one corresponding to one or several Courts of Appeal different from the one to which he is appointed principally, through a geographical rule, or
- Appoint jointly one contact point within the same territory of jurisdiction, to functions in civil and criminal matters, in one or several Courts of Appeal.

The Regulatory Council shall use the provisions of the previous paragraph provisionally and extraordinarily, intending to the appropriate coverage of vacancies in the following announcements, according to the general rules contained in article 11 of this Regulation.

**Art. 14:** The contact points selected shall complete, with the best optimization an initial training promoted by the Regulatory Council. The non-fulfilment of this obligation shall imply the loss of the contact point status, approved by the Regulatory Council in motivated decision.

## IV. Functions of contact points

**Art. 15:** The essential function of the MNJIC contact points shall be to facilitate, to improve and to encourage the international legal cooperation requested or given by Moroccan Kingdom.

**Art. 16:** Especially, the contact points' functions shall be the following:

- a) Advising the national and foreign judicial authorities, supplying directly the necessary information, according to the conventional or internal, national and foreign regulation, the available means of access to that information or the state of specific requests for judicial assistance in process,
- b) The active and informal intermediation between the national and foreign judicial authorities requesting the assistance or in charge of its execution, by contacting directly with them or through the contact points of other networks, and promoting the direct contact between those authorities, facilitating the necessary details for this purpose;
- c) The facilitation of the coordination of different requests related to a same object or related to each other.

The fulfilment of these functions shall be compatible with the strict respect of the conventional and legal mechanisms that regulate the judicial international cooperation in the Kingdom and with the full respect to the jurisdictional power of the judicial bodies concerned.

**Art. 17:** At the same time, the MNJIC contact points shall assume the following obligations:

- a) To promote the training activities of other magistrates, in the field of international legal cooperation and participate in them, as teachers when they shall be appointed for it, specially in those happening in the territory where they fulfil their functions;
- b) To participate in the creation of documents and instruments that shall facilitate without their intermediation, the access to the information, the practical indications and the appropriate lists of contacts in order to facilitate an agile, efficient and intense cooperation;
- c) To participate, except justifiable cause, in the meetings, courses, seminars and other activities or events when, in their announcement or selection, the contact point status is a necessary requisite or assessed merit and in particular, in the periodical meetings of the Network;
- d) To use all the technical means more appropriate to answer soon and effectively to all the requests addressed by the judicial and administrative, national and foreign authorities, related to their function, before whom they shall ensure their availability.
- e) To register each one of their interventions as contact point, in the format facilitated by the Regulatory Council, as well as write an individual report of their participation in training activities;





- f) To create an annual report of all their activities as contact point that shall be presented before the regulatory Council, accompanied by the individual reports of the previous paragraph, for their proof and evaluation;
- g) To facilitate their personal details, telephone number as well as their mail address and communicate as soon as possible any modification on them.

**Art. 18:** Each MNJIC contact point shall fulfil the functions of article 16 of this Regulation, in the national or regional territorial ambit corresponding to the jurisdiction appointed by the Regulatory Council, respecting the rules of geographical proximity and specialization, without prejudice of giving preference to the criterion of maximum efficiency in the exercise of their functions and the correct attention to emergency situations.

**Art. 19:** The appointment as a MNJIC contact point shall not imply any remuneration or exemption of the jurisdictional functions assigned, to the magistrates in situation of active service.

## V. Direction and management

**Art. 20:** The MNJIC's direction shall correspond to its Regulatory Council integrated by:

- a) The Secretary General of the Ministry of Justice, who shall be the President;
- b) The Director of Criminal Affairs and Pardon;
- c) The Director of Civil Affairs;
- d) The Director of Studies, Cooperation and Modernization;
- e) A representative of the contact points elected by them

**Art. 21:** The Regulatory Council shall be composed of the non elected members mentioned in the previous article, and once the first selection process completed, a representative of the contact points selected shall be elected.

The election of the representative of the contact points in the Regulatory Council, for a three years period renewable, shall be done by the President's announcement. The contact point that receives the highest number of votes and accepts the designation shall be elected. In case of a tie vote, the decision shall be made by the drawing between them.

As long as it is possible, the election of the contact points representative shall coincide with a meeting of the Regulatory Council to which all of them have been summoned. However, the emission of a vote by post shall be admissible.

The Regulatory Council shall supervise the selection process in order to guarantee the respect of the regulations of this article and the transparency of such process.

The elected representative shall terminate his service in case of resignation or loss of the contact point status, according to article 5 of this Regulation.

**Art. 22:** The MNJIC Regulatory Council shall fulfil the following competences:

- a) The initial selection of the contact points, as well as the provision of the vacancies or new posts created, in attention to the necessities revealed by the Network's operation, according to the Title III of this Regulation.
- b) The evaluation of the functions fulfilment by the contact points selected with an annual regularity of recurrence.
- c) The suspension of the contact points and the reallocation of the territorial jurisdictions or specialties, among those designated, according to article 5 of this Regulation;
- d) To approve, after the appropriate studies, the Development Strategic Plan of the MNJIC with a triennial regularity of recurrence and the Annual Action Plan of the Network;
- e) To make the necessary studies and formalities in order to ensure the budgetary coverage of the MNJIC activities, through a transparent formula of internal or external financing;
- f) To promote the implementation of the Action Plan, initial and continuous training of the contact points and in general, the efficient fulfilment of the functions attributed to the contact points, distributing among them the specific activities to develop in the ambit of the functions mentioned in article 16 a), b) and c) of this Regulation, through a process respectful with the rules of publicity, equality, merit and capacity.
- g) To manage the supply of material and technical means necessary for the fulfilment of their functions by the contact points;
- h) To create or approve circular or instructions proposals of good practices specifically addressed to the contact points of the Network;

**Art. 23:** The Regulatory Council shall meet at the invitation of its President, at least twice a year, and at the proposal of the majority of its members or of any of them if the President feels the need.

All the present persons shall sign the record of the development of the Regulatory Council meetings, which shall be filed and custodied in the Directorate of Studies, Cooperation and Modernization.

**Art. 24:** The Regulatory Council validly constituted with the absolute majority of its members, shall adopt its decisions by the majority of the emitted votes. The Council's President shall be able to use his casting vote if a decision of the majority wasn't possible. If it wasn't urgent he can also postpone the decision until a subsequent meeting of the Council.

**Art. 25:** The protocolary representation of the MNJIC shall correspond to the Regulatory Council President, who can delegate it, occasionally, in any of its members or in a contact point of the Network.

**Art. 26:** The ordinary management of the MNJIC shall be assumed by the Directorate of Studies, Cooperation and Modernization, in which the Council can delegate temporarily



or permanently the functions of article 20, except those contained in the paragraphs a), b), c) and d).

**Art. 27:** The Directorate of Studies, Cooperation and Modernization shall fulfil the following functions:

- a) to communicate to all the magistrates of the Kingdom and the responsible persons and contact points of analogue networks in other countries, the list of contact points, with their personal details, telephone number, mail address and indicating their territorial jurisdiction, specialty and languages allowing the direct communication with each of them, as well as any variation affecting the provided details;
- b) to communicate to all the contact points, the Regulatory Council decisions and any other important information for the good exercise of their functions;
- c) To create the agenda of the Regulatory Council meetings, including the proposal addressed by its members and to prepare the material means and the auxiliary personal for its celebration.



## 4. The MJNIC Correspondents

Name	Fonction and post	Fax	Telephone n°	email	Languages
Meddoun Samira	Councillor in the Court of Appeal. Head of Judicial Cooperation in Civil Matters Unit	037 73 05 51	D 037 70 33 48 M 063 93 70 97 S 037 72 11 51	meddoun@justice.gov.ma	Spoken and read: Arabic, French.
Dahbi Mohamed	Advocate General Head of the judicial executions in criminal matters Division	037 70 33 47 037 72 44 18	M 067 87 68 83	dahbi@justice.gov.ma	Spoken and read: Arabic, French.
Oudija Bensalem	Councillor in the Supreme Court. Head of Studies and Legislation Division	037 26 36 79	D 037 26 36 79 M 061 20 30 29 S 037 26 36 67	oudija@justice.gov.ma	Spoken and read: Arabic, Spanish, French.
Barez el Mostafa	Assistant to the Director of Public Prosecutions in the Court of Kenitra. Assigned in The Penitentiary and Reintegration Administration.	037 67 47 85	D 037 67 56 94 M 061 29 37 35 061 20 85 67 S 037 67 47 82	barez@justice.gov.ma	Spoken and read: Arabic, French.  Read: English.
Labiad Omar	Chief Justice in the Supreme Court	037 71 51 06	D 037 72 49 44 M 068 65 96 93 S 037 71 49 36	labiad@justice.gov.ma	Spoken and read: Arabic, Spanish, French.
Shissah Hikma	Chief Justice in the Supreme Court	037 71 51 06	M 065 18 18 85 S 037 71 49 36	shissah@justice.gov.ma	Spoken and read: Arabic, Spanish, French.
Hallak Fatima	First Advocate General	037 71 49 41	D 037 71 50 84 M 062 72 33 48 S 037 71 49 40	hallak@justice.gov.ma	Spoken and read: Arabic, French.
Agouram M'hand	First Chief Justice in the Court of Appeal of Casablanca	022 93 85 69	D 022 93 85 75 M 066 90 05 24 S 022 93 85 70	M.agouram@justice.gov.ma	Spoken and read: Arabic, French, Tamazight.  Read: English
Rhzioual Berrada M'hammed	First Chief Justice in the Court of Appeal of Fez	035 62 25 14	D 035 62 43 12 M 061 35 32 72 S 035 62 25 14	Berrada@justice.gov.ma	Spoken and read: Arabic, French.
Elamrani Abderrazak	Chief Justice in the Commercial Court of Casablanca	022 38 14 96	D 022 57 03 87 M 061 30 87 72 M 061 06 30 78 S 022 37 98 72	elamrani@justice.gov.ma	Spoken and read: Arabic, French.
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D: Direct  
M: Mobile  
S: Secretary

## (Notes)

1. Nota bene: The term “Magistrates” is here used all along the text with the meaning that it has in the Moroccan Law, i.e., including both judges and public prosecutors integrated in a unique corps.





