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Toolkit on Diversion and Alternatives to Detention

Introduction

What are diversions and alternatives?

Why are they important?

How do we do them?

Resources

International Instruments

General

Resources Specifically Created for the Toolkit

Theme

Process

Profession

Country

Sample Forms and Guidelines

Sample IEC materials - Publicity and Fact Sheets

Project Examples

FAQs

Key Reference Documents

Restorative Justice

[“Help! I'm still confused! What's the relationship between diversion, alternatives, restorative justice & a child rights-based approach?”](#) [Powerpoint]

Resource created for this toolkit.

[‘Learn more about restorative justice’](#)[Word 119kb]

Resource compiled for this toolkit.

[UNODC Handbook on Restorative Justice Programmes, 2006](#) [Pdf 4.03Mb]

Practical publication not specific to children (although it includes a short section on this), but the guidance is nonetheless fully applicable. Includes sections on: types of programmes; principles and safeguards; implementing and operating programmes; the dynamics of interventions; monitoring and evaluation; useful web-based resources; and debates around restorative justice. Also includes a copy of the UN Basic Principles on the Use of Restorative Justice Programmes in Criminal Matters.

[UNODC \(Nigeria\) 'Training Manual on Alternative Dispute Resolution and Restorative Justice', October 2007](#) [Pdf 292kb]

Contains sections on: Overview and context for ADR; ADR under Nigerian law; Approaches to negotiation - links between negotiation and mediation; Introduction to mediation; Mediator skills; Advanced mediation skills; Why restorative justice?; Overview of the concepts and models; Designing an ADR and RJ system in Nigeria; Evaluating the judiciary for ADR and RJ. Material is presented as straightforward information rather than as a series of training exercises. Not specific to children.

[‘The Little Book of Restorative Justice’, Howard Zehr with Ali Gohar, 2003](#) [Pdf 762kb]

One of the key texts of the modern restorative justice movement. This version is adapted - with boxes inserted into the main text - with some practical examples and relevance to Pakistan / Afghan cultures & ‘high context’ cultures (largely homogenous cultures with a strong reliance on mutually understood internal frames of reference).

[‘Continuum of Restorative Justice’, Howard Zehr \(Centre for Justice and Peacebuilding, EMU\)](#) [link to video clip - 6.5 mins]

This clip shows Howard Zehr, one of the key figures associated with the modern restorative justice movement, speaking about the following issues: Continuum of restorative justice; shame; respect; honour, humiliation & vindication; recognising our limits; restorative justice definition and values; indigenous justice, social justice & values.

[‘Lima Declaration on Restorative Juvenile Justice’, November 2009](#) [Word 78kb]

The concluding statement from the First World Congress on Restorative Juvenile Justice held in Lima, Peru, 4-7 November 2009.

First World Congress on Restorative Juvenile Justice held in Lima, Peru, 4-7 November 2009

Keynote speeches:

- [‘Restorative Juvenile Justice - The Challenges - The Rewards’, Renate Winter](#) [Pdf 60kb]
- [‘Advancing Restorative Justice as the Ground for Youth Justice’, Lode Walgrave](#) [Pdf 87kb]
- [‘Judging Children as Children – A Restorative Juvenile Justice System’, Michael Corriero](#) [Pdf 63kb]
- [‘A Restorative Justice Approach to Working with Children in Residential Care’, Dr. Willie McCarney](#) [Pdf 207]

Specialised conferences:

- [‘Strategic use of radio to create a climate of restorative juvenile justice’, Charito Calvachi-Mateyko](#) [Pdf 90kb]
- [‘Street Boys as a Challenge for Restorative Justice in Brazil’, Fernanda Fonseca](#) [Pdf 42kb]
- [‘Restorative Juvenile Justice - The Challenges - The Rewards’, Chris Graveson](#) [Pdf 232kb]
- [‘Restorative Justice as a Unifying Force for Child Justice Theory and Practice’, Ann Skelton](#) [Pdf 270kb]
- [‘Juvenile justice as a key element of national human rights policy and restorative juvenile justice - recent trends in juvenile delinquency and juvenile justice in Bosnia and Herzegovina’, Hajrija Sijerčić-Čolić](#) [Pdf 330kb]
- [‘Prove it! The need for quality research, documentation and statistics as evidence for advocacy and programming’, Marie Wernham](#) [Pdf 278kb]

Workshops:

- [‘Victim- offender mediation in Flanders, Belgium: An example of a well developed good practice’, Saskia Kuypers](#) [Pdf 78kb]
- [‘My Three Decades of Using Restorative Practices with Delinquent and At-Risk Youth: Theory, Practice and Research Outcomes’, Ted Wachtel](#) [Pdf 129kb]

Commissioned papers:

- [‘Family Group Conferencing in Juvenile Justice Practice’, Furkat Lutfulloev](#) [Pdf 180kb]
- [‘Restorative Juvenile Justice and the Child Soldier: Protection of the Perpetrator?’, Tasneem Deo](#) [Pdf 186kb]

[Hawaii - ‘Conferencing: A New Approach for Juvenile Justice in Honolulu’, Loren Walker, Restorative Practices E-Forum, 5 November 2002](#) [PDF 53kb]

Study report of an experimental diversion project by The Honolulu Police Department for first time juvenile offenders in the City and County of Honolulu: involved diversion to

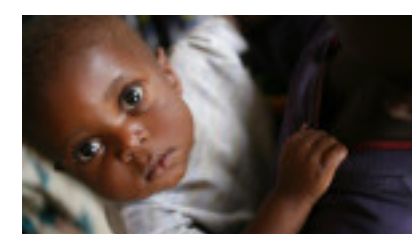
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restorative justice conferences instead of traditional diversion programmes. Analyzed the effects of conferencing on participant satisfaction, offender agreement compliance, and recidivism. Results show that victims were highly satisfied with the process and conferenced children arrested for nonviolent offenses did not escalate to arrests for violent crimes, while those who participated in traditional programs had a significantly higher arrest rate for subsequent violent crimes.

['Introduction of the restorative justice concept and victim-offender mediation practice in Serbia and Montenegro within the 'Children's Chance for Change' project – A juvenile justice reform initiative in Serbia and Montenegro'. UNICEF \[no date - but after 2006\]](#) [Pdf 28kb]

Brief overview of the legislative and policy context and a diversion pilot project, with a particular focus on the mediation component. Includes results and challenges.

['Justice for Children: Detention as a Last Resort - Innovative Initiatives in the East Asia and Pacific Region', UNICEF East Asia and Pacific Regional Office \[no date\]](#) [Pdf 2.12Mb]

Chapter 3 on 'Diversion and restorative justice' contains 4 project examples: 1. Community-Based Prevention and Diversion Programme – Cebu City, Philippines; 2. Police 'Youth Aid Diversion' Project – New Zealand; 3. The Restorative Justice Programme – Palau; 4. Community-Based Programme and Services for Juveniles in Conflict with the Law – Quezon City, Philippines.

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