

Restorative Justice

Theoretical foundations

Edited by

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Restorative Justice Theoretical Foundations

**Elmar G. M. Weitekamp, Hans-Jürgen
Kerner**



Restorative Justice Theoretical Foundations:

Restorative Justice: Theoretical Foundations Elmar G. M. Weitekamp, Hans-Jürgen Kerner, 2012-12-06 This title explores the theoretical foundations of restorative justice. It looks at restorative justice philosophy and the ways in which models have been applied to adults, corporate crime, family violence, and to cases of extreme violence. **Restorative Justice in Context** Elmar G. M. Weitekamp, Hans-Jürgen Kerner, 2011 **Handbook of Restorative Justice** Gerry Johnstone, Daniel Van Ness, 2013-01-11 This book provides a comprehensive and authoritative account and analysis of restorative justice, one of the most rapidly growing phenomena in the field of criminology and justice studies. This book aims to meet the need for a comprehensive, reliable, and accessible overview of the subject. It draws together leading authorities on the subject from around the world in order to elucidate and discuss the key concepts and principles of restorative justice, explain how the campaign for restorative justice arose and developed into the influential social movement it is today, describe the variety of restorative justice practices, explain how they have developed in various places and contexts, and critically examine their rationales and effects. Identify and examine key tensions and issues within the restorative justice movement. Brings a variety of disciplinary and interdisciplinary perspectives to bear upon the understanding and assessment of restorative justice. The **Handbook of Restorative Justice**, New Directions in Restorative Justice Elizabeth Elliott, Robert Gordon, 2013-06-17 This book is based on papers originally presented at the 6th International Conference on Restorative Justice in Vancouver. It is concerned with several new areas of practice within restorative justice, with sections on restorative justice and youth, aboriginal justice, and restorative justice victimization and restorative justice, and evaluating restorative justice. **Restorative Justice**, 2005 **Restorative Justice and the Law** Lode Walgrave, 2012-12-06 Restorative justice has developed rapidly from being a barely known term to occupying a central role in debates on the future of criminal justice. But as it has become part of the mainstream of debate, so new tensions and issues have emerged. One of the most crucial issues is to find an appropriate combination of restorative justice based essentially on informal deliberation and the law. The purpose of this book is to analyse the several dimensions to this issue. It explores the social and ethical foundations of restorative justice, seeks to position it in relation to both rehabilitation and punishment, and examines the possibility of developing and incorporating restorative justice as the mainstream response to crime in terms of the principles of constitutional democracy. Amongst the questions it addresses are the following: How are informal processes to be juxtaposed with formal procedures? What is the appropriate relationship between voluntarism and coercion? How can the procedures and practices of restorative justice be combined with legal standards, safeguards, and precepts? How can one balance restorative responses with legally sanctioned punishment? In this book, a distinguished team of contributors consider this crucial set of relationships between restorative justice and the law, building upon papers and discussions at the fifth international restorative justice conference in Leuven, Belgium, in September.

2001 restorative justice has grown rapidly throughout the world this book addresses the central issue of relationship of restorative justice to existing law and legal systems chapters from world leading authorities **Restorative Justice** Margarita Zernova, 2016-12-05 The legitimacy and performance of the traditional criminal justice system is the subject of intense scrutiny as the world economic crisis continues to put pressure on governments to cut the costs of the criminal justice system This volume brings together the leading work on restorative justice to achieve two objectives to construct a comprehensive and up to date conceptual framework for restorative justice suitable even for newcomers and to challenge the barriers of restorative justice in the hope of taking its theory and practice a step further The selected articles start by answering some fundamental questions about restorative justice regarding its historical and philosophical origins and challenge the concept by bringing into the debate the human rights and equality discourses Also included is material based on empirical testing of restorative justice claims especially those impacting on reoffending rates victim satisfaction and reintegration The volume concludes with a critique of restorative justice as well as with analytical thinking that aims to push its barriers It is hoped that the investigations offered by this volume not only offer hope for a better system for abolitionists and reformists but also new and convincing evidence to persuade the sceptics in the debate over restorative justice

Restorative Justice Today Katherine S. van Wormer, Lorenn Walker, 2012-08-17 Restorative Justice Today Applications of Restorative Interventions takes a hard look at the issues and concepts surrounding restorative justice and current restorative practices used in a broad range of areas today In a time when the cost of prisons and jails is on the rise resulting in more offenders being kept out of the community this timely and contemporary book exposes readers to a range of restorative practices that can be implemented The authors renowned experts in the area of restorative justice provide information not found in other restorative justice texts Reconstructing Law and Justice in a Postcolony Nonso Okafo, 2016-04-08 Drawing on data from a cross section of postcolonial nations across the world and on a detailed case study of Nigeria this book examines the experience of recreating law and justice in postcolonial societies The author's definition of postcolonial societies includes countries that have emerged from external colonial rule such as Nigeria and India as well as societies that have overcome internal dominations such as Afghanistan and Iraq Suggesting that restructuring a system of law and justice must involve a consideration of the traditions customs and native laws of a society as well as the official often foreign rules this volume examines how ethnically complex nations resolve disputes whether criminal or civil through a combination of formal and informal social control systems This book is unique in its concern with how the average citizens of a postcolonial society can play more active parts in their nation's law and justice and how modern and increasingly urban societies can learn from indigenous peoples and institutions which are more informal in their approaches to problem solving The concluding chapter looks at the possibility of an increased role for civil as opposed to criminal response in the social control system of a postcolonial society *Restoring Justice* Daniel W. Van Ness, Karen Heetderks Strong, 2014-02-01 Restoring

Justice An Introduction to Restorative Justice offers a clear and convincing explanation of restorative justice a movement within criminal justice with growing worldwide influence It explores the broad appeal of this new vision and offers a brief history of its development The book presents a theoretical foundation for the principles and values of restorative justice and develops its four cornerpost ideas of encounter amends inclusion and reintegration After exploring how restorative justice ideas and values may be integrated into policy and practice it presents a series of key issues commonly raised about restorative justice summarizing various perspectives on each

Community Justice in Australia Brian Stout, 2023-02-28 This new edition of *Community Justice in Australia* expands on the discussion of how people who have committed offences can be engaged in the community It considers how the concept of community justice can be successfully applied within Australia by social workers criminologists parole officers and anyone working in the community with both adults and young people The book defines community justice and applies the concept to the Australian context It then explains theories of offending behaviour considers relevant Australian legislation policy and intervention strategies and examines the implications for both young people and adults Restorative justice is also discussed The latter part of the book focuses on practical issues including working in community justice organisations technology public protection and desistance approaches Each chapter contains an engagement with the implications of community justice approaches for Indigenous groups and features reflective questions practical tasks and guidance for further reading This accessible and practical book will be indispensable for instructors students and practitioners working in the community with people who have committed offences

The Shaming of Sexual Offenders Anne-Marie McAlinden, 2007-04-05 Winner of the 2008 British Society of Criminology Book Prize Sex offenders particularly those who offend against children feature prominently in contemporary law and order debates Child sexual abuse is a small component of the broader category of gendered and sexualised violence which causes significant trauma for victims yet continues to evade conventional approaches to justice This is evidenced not only by the low number of prosecutions due mostly to low levels of reporting and evidential difficulties at trial but also by the failure of the justice system to prevent re offending largely due to the limited availability and effectiveness of prison treatment programmes Following Braithwaite's dichotomy of reintegrative and disintegrative shaming this book argues that contemporary popular and state led responses to the risk posed by sex offenders are largely disintegrative in nature At best the offender may be labelled stigmatised and ostracised from the community while at worst he may be subjected to violence and vigilante action and ultimately return to offending behaviour The failure of these retributive responses means there is considerable scope for exploring alternative forms of justice and their potential for improving the outcome for victims offenders and communities affected by sexual offences This book examines the controversy of whether restorative justice can be applied to child sexual abuse as one of the most intractable of contemporary societal problems and if so what special considerations might apply Although restorative schemes with sex offenders are in short supply a few initiatives have developed in Canada and parts of

the United States which have effected significant benefits in reintegrative shaming The book examines whether such ad hoc schemes may be of general application with child sexual abuse and whether they may be implemented on a more holistic basis

Handbook on Sentencing Policies and Practices in the 21st Century Cassia Spohn,Pauline Brennan,2019-06-14 Sentencing Policies and Practices in the 21st Century focuses on the evolution and consequences of sentencing policies and practices with sentencing broadly defined to include plea bargaining judicial and juror decision making and alternatives to incarceration including participation in problem solving courts This collection of essays and reports of original research explores how sentencing policies and practices both in the United States and internationally have evolved explores important issues raised by guideline and non guideline sentencing and provides an overview of recent research on plea bargaining in the United States Australia and the United Kingdom Other topics include the role of criminal history in sentencing the past and future of capital punishment strategies for reducing mass incarceration problem solving courts and restorative justice practices Each chapter summarizes what is known identifies the gaps in the research and discusses the theoretical empirical and policy implications of the research findings The volume is grounded in current knowledge about the specific topics but also presents new material that reflects the thinking of the leading minds in the field and that outlines a research agenda for the future This is Volume 4 of the American Society of Criminology s Division on Corrections and Sentencing handbook series Previous volumes focused on risk assessment disparities in punishment and the consequences of punishment decisions The handbooks provide a comprehensive overview of these topics for scholars students practitioners and policymakers

Victims of Crime and Community Justice Brian Williams,2005-05-15 Dr Brian Williams lays bare the assumptions about victims and offenders that currently restrict efficient policy making He evaluates proposed solutions including restorative justice and informal community justice and draws on evidence and experiences from the UK and around the world to investigate which measures have proved effective

Restorative Justice Holly Ventura Miller,2008-05-19 Covers scholarly work in criminology and criminal justice studies sociology of law and the sociology of deviance

Shame Punishment Thom Brooks,2019-10-28 Shame punishment has existed for perhaps as long as people have been punished and the issue has been revisited in recent years to help improve crime reduction efforts In this collection shame punishment is examined from various critical perspectives including its relation with expressivism the diversity of shame punishment used today the link between shame punishment and restorative justice the relationship between dignity and shame punishment shame punishment and its use for sex offenders and critics of shame punishment in its different incarnations The selected essays are from leading experts and represent the most important contributions to scholarly research in the field

Justice in Transition Anna Eriksson,2013-05-13 This book provides a unique account of the high profile community based restorative justice projects in the Republican and Loyalist communities that have emerged with the ending of the conflict in Northern Ireland Unprecedented new partnerships between Republican communities and the

Police Service of Northern Ireland have developed and former IRA and UVF combatants and political ex prisoners have been amongst those involved Community restorative justice projects have been central to these groundbreaking changes acting as both facilitator and transformer Based on an extensive range of interviews with key players in this process many of them former combatants and unique access to the different community projects this book tells a fascinating story At the same time this book explores the wider implications for restorative justice internationally highlighting the important lessons for partnerships between police and community in other jurisdictions particularly in the high crime alienated neighbourhoods which exist in most western societies as well as transitional ones It also offers a critical analysis of the roles of both community and state and the tensions around the ownership of justice and a critical unromanticized assessment of the role of restorative justice in the community

Juvenile Justice John T. Whitehead, Steven P. Lab, 2012-02-24 *Juvenile Justice* An Introduction is a student friendly analysis of all aspects of the juvenile justice system The book covers the history and development of the juvenile justice system and the unique issues related to juveniles including police interaction court processes due process movements toward diversion and deinstitutionalization and community intervention This book also examines particular issues within juvenile justice such as female delinquency gang delinquency and the use of the death penalty and Life Without Parole with juveniles Evidence based suggestions for successful interventions and treatment are included with a focus on performing cost benefit analyses of what works versus what is ineffective with juveniles The book concludes with a look to the future of the juvenile court including the real possibility of abolition Provides an engaging introduction to all aspects of the juvenile justice system in America This seventh edition builds on a trusted and well known textbook with new material on key issues such as sexting bullying social media and the issues of non delinquent youths Robust offerings for students include study questions discussion questions What You Need to Know sections in each chapter key terms identified online case study questions and links to relevant websites Instructors are provided with helpful test question banks lesson plans sample syllabi PowerPoint lecture slides and links to useful websites Glossary consolidates key terms with definitions

Why Punish? How Much? Michael H. Tonry, 2011 Punishment like all complex human institutions tends to change as ways of thinking go in and out of fashion Normative political social psychological and legal ideas concerning punishment have changed drastically over time and especially in recent decades *Why Punish How Much* collects essays from classical philosophers and contemporary theorists to examine these shifts Michael Tonry has gathered a comprehensive set of readings ranging from Kant Hegel and Bentham to recent writings on developments in the behavioral and medical sciences Together they cover foundations of punishment theory such as consequentialism retributivism and functionalism new approaches like restorative communitarian and therapeutic justice and mixed approaches that attempt to link theory and policy This volume includes an accessible introduction that chronicles the development of punishment systems and theorizing over the course of the last two centuries *Why Punish How Much* provides a fresh and comprehensive

approach to thinking about punishment and sentencing for a broad range of law sociology philosophy and criminology courses

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