



## Specific Programme Criminal Justice

### European Commission

Directorate-General Justice – Directorate B: Criminal Justice



INSTITUTE OF CONFLICT RESOLUTION  
SOFIA - BULGARIA

# **3E-RJ- MODEL Record and Assessment Tool on RJ: *RECORD QUESTIONNAIRE - A.6* *RJ out of the CJS***

## **3E-RJ-MODEL**

**The 3E Model for a Restorative Justice Strategy in Europe  
Greece, United Kingdom, Bulgaria, Finland, Hungary, Poland, Spain  
(including research also in Turkey, the Netherlands, Denmark, Germany)  
JUST/2010/JPEN/AG/1534**

**November 2011**

Country concerned: \_\_\_\_\_

User's name: \_\_\_\_\_

## General and Procedural Characteristics of RJ out of the CJS (A.6)

Concerning the reference country and according to your professional experience (please **colorize** the answer of your preference):

### Record\_Question.

A.6:

### Questions

*Please, mention briefly some of the most important examples/  
You may also add any Comment*

### Out of the CJS:

(not coming to the attention of the CJS authorities or parallel but independently CJS procedures)

**1. Are there RJ initiatives and practices that that are implemented between a victim and an offender without being provided in legislation and without coming to the attention of the CJ authorities or totally parallel and independently to CJ procedures?**

i. YES, WIDELY

ii. YES, MODERATELY

iii. YES, LIMITED

iv. NO, NOT IMPLEMENTED

*(if the space is not enough,  
you may refer to an annex that could  
be added at the end by pointing out  
to the specific Question*

**2. RJ programmes and practices that are implemented out of the CJS (informally) are usually:**

i. ...general, concerning all categories of crimes.

ii. ... special, concerning only specific categories of crimes.

iii. ... both general and special (some practices are implemented generally to any category of crime and others are implemented only to specific categories of crimes).

*(if the space is not enough,  
you may refer to an annex that could  
be added at the end by pointing out  
to the specific Question*

## Questions

*If answering is “ii” or “iii”, please, mention briefly some of the most important examples/You may also add any Comment*

### **Record\_Question. A.6:**

#### **3. RJ programmes and practices that are implemented out of the CJS (informally) are usually:**

- i.** ...general, concerning all groups of offenders.
- ii.** ...special, concerning only specific groups of offenders (apart from the group of Juveniles).
- iii.** ...both general and special (some measures are provided for any group of offenders and others are provided only for specific groups).

*(if the space is not enough, you may refer to an annex that could be added at the end by pointing out to the specific Question)*

#### **Out of the CJS: (not coming to the attention of the CJS authorities or parallel but independently CJS procedures)**

#### **4. RJ programmes and practices that are implemented out of the CJS (informally) are usually:**

- i.** ...general, concerning all groups of victims.
- ii.** ...special, concerning only specific group of victims.
- iii.** ...both general and special (some measures are provided for any group of victim and others are provided only for specific groups).

*(if the space is not enough, you may refer to an annex that could be added at the end by pointing out to the specific Question)*

## Questions

You may add any Comment

**Record\_Question.  
A.6:**

**Out of the CJS:  
(not coming to the attention of the CJS authorities or parallel but independently CJS procedures)**

**5. RJ programmes and practices that are implemented out of the CJS are unfolding usually parallel to:** *(you may choose more than one answer)*

- i. POLICE LEVEL CJ PROCEDURES
- ii. PROSECUTION LEVEL CJ PROCEDURES
- iii. COURT LEVEL CJ PROCEDURES
- iv. CORRECTIONAL LEVEL CJ PROCEDURES
- v. RE-INTEGRATION LEVEL CJ PROCEDURES
- vi. ALL THE ABOVE LEVELS CJ PROCEDURES

**6. The referral to RJ informal initiatives can be derived by the initiative of:**

- i. THE VICTIM
- ii. THE OFFENDER
- iii. THE LEGAL COUNSEL/DEFENCE LAWYER
- iv. OTHER: \_\_\_\_\_

*if the space is not enough,  
you may refer to an annex  
that could  
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pointing out  
to the specific Question*

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pointing out  
to the specific Question*

Questions

You may add any Comment

**Record\_Question.**

**A.6:**

**7. The actual process of the RJ initiatives - implemented informally - is delivered and managed by:**

- i. A PUBLIC SOCIAL AGENCY (e.g. a municipal social service): \_\_\_\_\_
- ii. A NGO or A PRIVATE SOCIAL AGENCY (namely): \_\_\_\_\_
- iii. OTHER: \_\_\_\_\_

*if the space is not enough, you may refer to an annex that could be added at the end by pointing out to the specific Question*

**Out of the CJS:**

**(not coming to the attention of the CJS authorities or parallel but independently CJS procedures)**

**8. The involvement of:**

- i. LEGAL COUNSELS/DEFENCE LAWYERS
- ii. TRAINED MEDIATORS/FACILITATORS
- iii. SOCIAL WORKERS
- iv. THE VICTIM (local authorities, neighbours etc)
- v THE COMMUNITY (local authorities, neighbours etc):  
\_\_\_\_\_
- vi. OTHER (e.g. teachers, professors, colleagues etc): \_\_\_\_\_

*if the space is not enough, you may refer to an annex that could be added at the end by pointing out to the specific Question*

**is usually implemented at the actual process.**

Questions

You may add any Comment

**Record\_Question.  
A.6:**

**9. RJ initiatives that are implemented informally usually include the following forms:**

- i. VICTIM OFFENDER MEDIATION or CONCILIATION
- ii. COMMUNITY BOARDS/CONFERENCING
- iii. FAMILY GROUP CONFERENCING
- iv. PEACE CIRCLES or HEALING/SENTENCING CIRCLES
- v. REPARATIVE PROBATION
- vi. ALL THE ABOVE TYPES
- vii. OTHER: \_\_\_\_\_

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that could  
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pointing out  
to the specific Question*

**Out of the CJS:**

**(not coming to the attention of the CJS authorities or parallel but independently CJS procedures)**

**10. RJ programmes and practices that are implemented at this level usually include as part or as a result/outcome of the actual process:**

- i. A DIALOGUE BETWEEN THE VICTIM AND THE OFFENDER
- ii. A WRITTEN APOLOGY
- iii. AN AGREEMENT BETWEEN THEM
- iv. A. COMPENSATION
- vi MAKING COMMITMENTS
- vi. THE COMPLETION OF AN EDUCATION OR OTHER PROGRAMME
- vii. ALL THE ABOVE TYPES
- viii. OTHER:\_\_\_\_\_

*if the space is not enough,  
you may refer to an annex  
that could  
be added at the end by  
pointing out  
to the specific Question*

## **ANNEX**

### **COMMENT TO THE QUESTIONS**

QUESTION 1  
COMMENT:

QUESTION 2  
COMMENT:

QUESTION 3  
COMMENT:

QUESTION 4  
COMMENT: