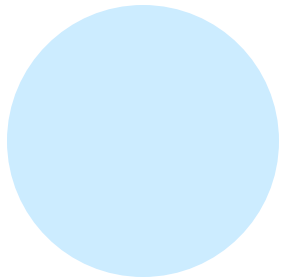


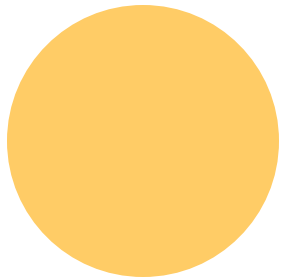
Department of Justice
Working for Justice that Moves
Beyond Punishment



Presented by

LEILA M. DE LIMA

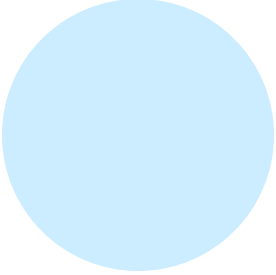
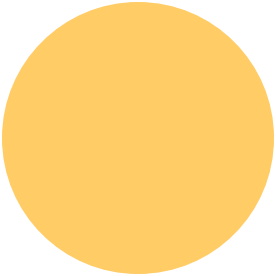
Secretary

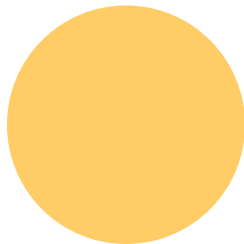
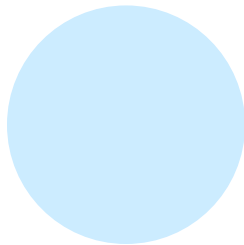
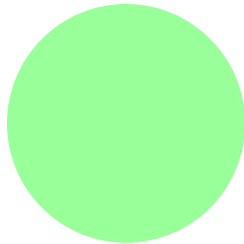




Restorative Justice



- 
- 
- *a theory of justice that emphasizes repairing the harm caused or revealed by criminal behavior*



Prisoners “today are no longer slaves of the state to be worked at will often to the point of injury or death”

“no matter how serious their crimes, retain basic civil and human rights that were unheard of in earlier prisoners.”

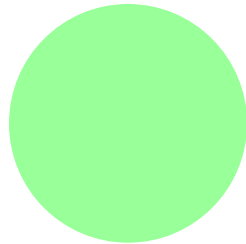


Criminal Justice System (CJS)

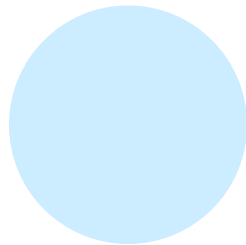
- “set of legal and social institutions for enforcing criminal law in accordance with a defined set of procedural rules and limitations”



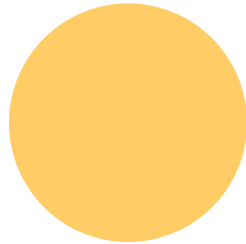
Five (5) subsystems or pillars of CJS



1 – law enforcement



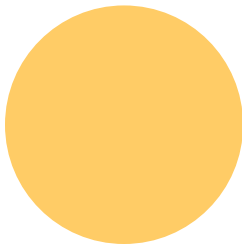
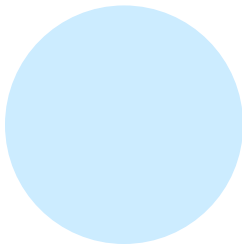
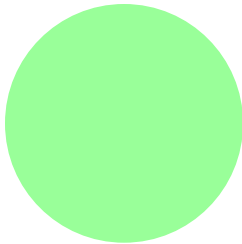
2 – the bar



3 – the bench

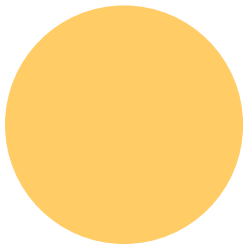
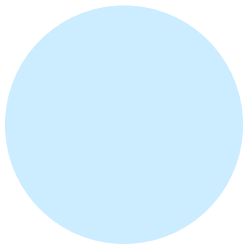
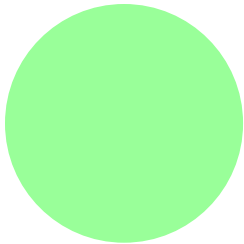
4 – the corrections system

5 – the community



“The notion of a ‘system’ suggests something highly rational—carefully planned, coordinated, and regulated. Although a certain amount of rationality does exist, much of the functioning of criminal justice agencies is unplanned, poorly coordinated, and unregulated. ... Moreover, each of the institutions and actors [involved in the criminal justice system] has its own set of goals and priorities that sometimes conflict with those of other institutions and actors, or with the supposed goals and priorities of the system as a whole...”

(Professors Richard S. Frase and Robert R. Weidner)



“ ...all of the institutions and actors in the criminal justice system are highly interdependent. What each one does depends on what the others do, and a reform or other change in one part of the system can have major repercussions on other parts. It is therefore very useful to think about criminal justice as a system, not only to stress the need for more overall planning, coordination, and structured discretion, but also to appreciate the complex ways in which different parts of the system interact with each other.”

(Professors Richard S. Frase and Robert R. Weidner)



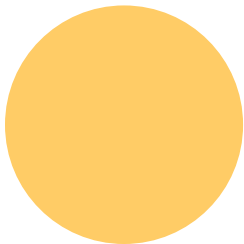
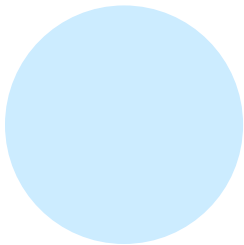
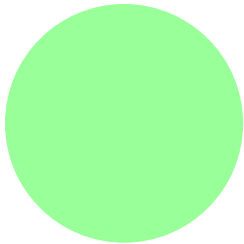
E.O. No. 386 (1989)

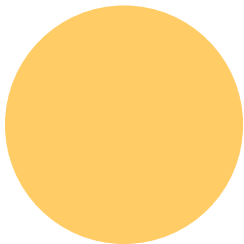
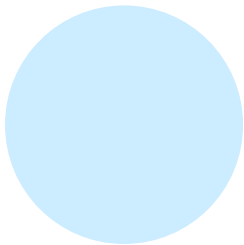
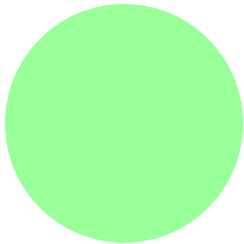
- **Law enforcement – PNP, NBI, NAPOLCOM**
- **Prosecution –NPS, Tanadbayan, JAGO,**
- **Courts – SC,CA, lower court, Sandiganbayan**
- **Corrections – BuCor, PPA, BJMP, Provincial Jails,BPP**
- **Community – DILG,DSWD**



Restorative Justice – 3 Principles:

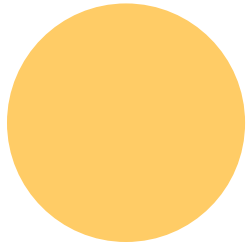
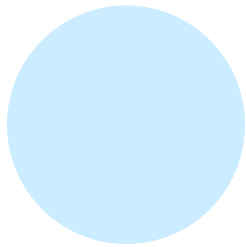
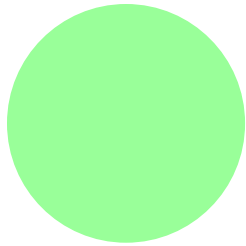
- 1. Justice requires that we work to restore those who have been injured.**
- 2. Those most directly involved and affected by crime should have the opportunity to participate fully in the response if they wish.**
- 3. Government's role is to preserve a just public order, and the community's is to build and maintain a just peace.**



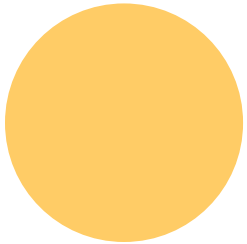
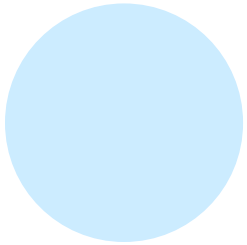
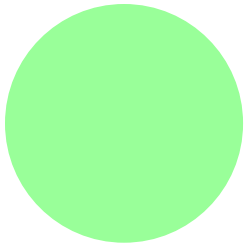
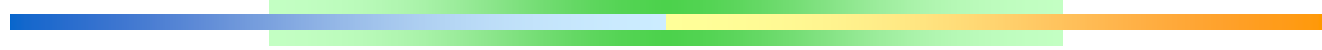


Restorative programs – 4 Key Values:

1. **Encounter**: Create opportunities for victims, offenders and community members who want to do so to meet to discuss the crime and its aftermath
2. **Amends**: Expect offenders to take steps to repair the harm they have caused
3. **Reintegration**: Seek to restore victims and offenders to whole, contributing members of society
4. **Inclusion**: Provide opportunities for parties with a stake in a specific crime to participate in its resolution



Restorative justice focuses
“on redressing the harm
done to the victims, holding
offenders accountable for
their actions and... engaging
the community in the
resolution of that conflict.”



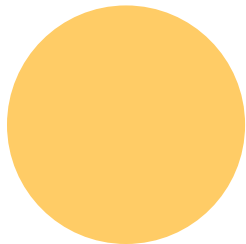
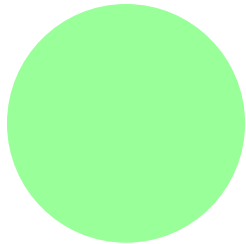
BuCor

BPP

PPA

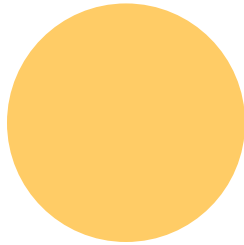
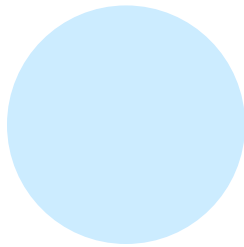
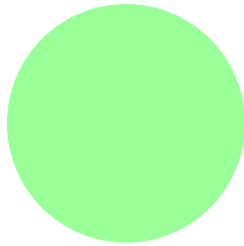
PAO

NPS



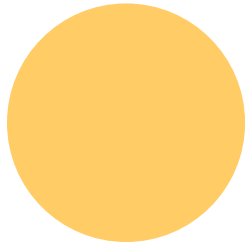
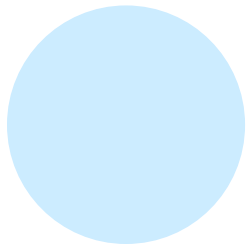
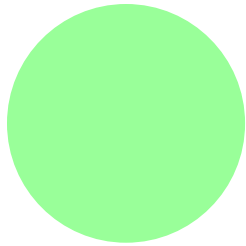
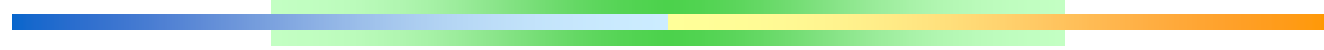
BuCor

- formal and non-formal forms of education
- Re-engineered organizational scheme
- Additional buildings/dormitories
- BuCor LOVE Foundation

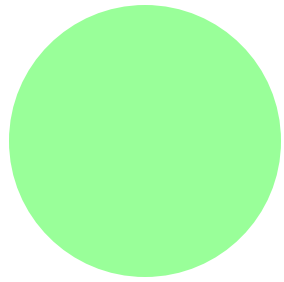


PPA

- **Therapeutic Community (TC) Modality**
- **Volunteer Probation Aide Program**
- **Restorative Justice Program**



“The punishment of criminals should be of use; when a man is hanged he is good for nothing.” (Voltaire)



www.doj.gov.ph



THANK YOU!

