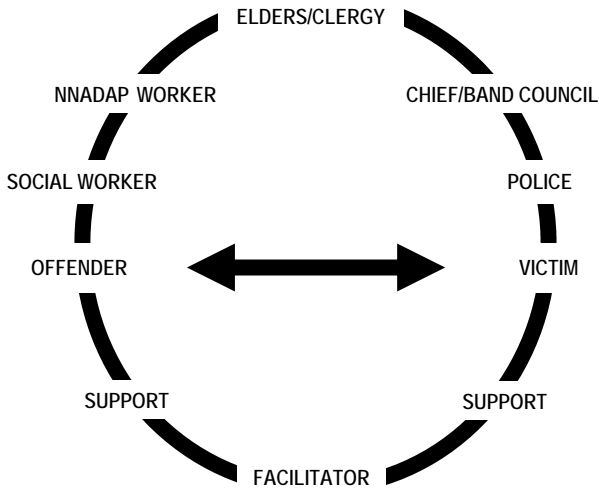


THE PARTICIPANTS OF A RESTORATIVE JUSTICE CIRCLE ARE:

- The victim and his/her supporters (i.e. family members, friends, etc.)
- The offender and his/her supporters (i.e. family members, friends, etc.)
- Key persons involved in helping the offender and victim such as youth workers, social workers, teachers and counselors
- Elders
- Other concerned members of the community

RESTORATIVE JUSTICE CIRCLE



FOR MORE INFORMATION ON THE COMMUNITY YOUTH JUSTICE PROGRAM, CONTACT:

Restorative Justice Manager or Administrative Assistant

Thunder Bay, ON
 Toll Free: 1-800-465-5581
 Tel: (807) 622-1413
 Fax: (807) 622-3024

Community Youth Justice Worker
 NALSC Branch Office, Sioux Lookout

Toll Free: 1-877-673-4488
 Tel: (807) 737-4488
 Fax: (807) 737-4847
 ZONE THREE: Sandy Lake, Pikangikum, Kitchenuhmaykoosib Inninuwug, and other communities as required.

Community Youth Justice Worker
 NALSC Branch Office, Sioux Lookout

Toll Free: 1-866-590-4763
 Tel: (807) 737-7701
 Fax: (807) 737-4847
 ZONE THREE: Kasabonika Lake, Kingfisher Lake, Wapekeka, Wunnumin Lake, and other communities as required.

Community Youth Justice Worker
 NALSC Branch Office, Moosonee, ON

Toll Free: 1-855-336-0914
 Tel: (705) 336-0914
 Fax: (705) 336-0915
 ZONE ONE: Moosonee, Moose Cree, Kashechewan, Fort Albany, Attawapiskat, and other communities as required.

COMMUNITY YOUTH JUSTICE PROGRAM

“Maa-Mü-Nah-Chi-Ke-Win”



NISHNAWBE-ASKI LEGAL SERVICES CORPORATION

Head Office:
 Suite 106—100 Anemki Drive
 Fort William First Nation
 Thunder Bay, ON P7J 1J4

Thunder Bay Office:
 86 S. Cumberland Street
 Thunder Bay, ON P7B 2V3
 Tel: (807) 622-1413
 Fax: (807) 622-3024
 Toll Free: 1 (800) 465-5581

www.nanlegal.on.ca

Revised June 2015

“EXERCISE YOUR RIGHTS”



HOW IT WORKS

Through Nishnawbe-Aski Legal Services proven Restorative Justice model, Community Youth Justice Workers (YJWs) receive youth diversions from the courts, police and probation officers in the communities that they serve.

Once a diversion is received, the YJWs plan for a Circle to take place where the youth will be given the opportunity to fully understand their behavior and how it affected those around them. The Circle is conducted in a manner that is traditionally and culturally suited to them.

Through the involvement of the victim, the offender and the community, the YJWs will facilitate Circles working towards a resolution that affords reparation, healing and successful reintegration of youth while preventing further harm. The youth will be held accountable for his/her actions.

WHO CAN REFER TO THE YOUTH JUSTICE PROGRAM ?

- Judges
- Crown Attorneys
- Duty Counsel
- Community Legal Workers
- Police Officers
- Probation Officers
- Chief and Council
- Principal/Teachers
- Community Resource Workers
- Parents & Individuals

WHAT ARE SOME EXAMPLES THAT CAN BE REFERRED TO RESTORATIVE JUSTICE?

Circles are being used for civil matters, child custody cases, neighborhood disturbances (e.g. barking dogs, loud music), workplace disputes and harassment. In schools, Circles are being used for serious discipline problems like bullying, truancy and harassment.

For criminal matters, Circles are ideally used at the pre-charge diversion stage—at the investigating officer's discretion.

This process is used for both young offenders and adults for the following types of cases:

Pre-Charge:

- Theft Under
- Assault
- Break and Enter
- Breaches
- Mischief Under
- Highway Traffic Act

Post Charge:

Less than \$5000.00

- Theft, s. 334
- Take Motor Vehicle Without Consent, s. 335(1)
- False Pretence, s. 362(1) & s. 362(2)
- False Statement, s. 362(1) & s. 362(2)
- Break & Enter, s. 348(1)
- Assault, s. 266
- Mischief, s. 430(1) & s. 430(4)
- Cause Disturbance, s. 175(1)
- Highway Traffic Act

The Crown Attorney carefully considers all of the circumstances of the particular charge before deciding whether the offence may be referred for diversion.

THE FOLLOWING QUESTIONS SHOULD BE ASKED WHEN CONSIDERING A RESTORATIVE JUSTICE CIRCLE

- Has someone been harmed?
- Is there a need to repair the harm?
- Has the offender admitted responsibility?
- Could a RJC cause further harm?
- Does the victim want this process?

Participation by all parties (victim, offender, etc.) must be voluntary. A forum should be considered when the offender has made an admission and agrees to participate.

WHAT TYPE OF DISPOSITIONS, CONDITIONS OR REQUIREMENTS MAY BE INCLUDED IN THE RJ AGREEMENT?

Throughout the years that we have delivered the Restorative Justice Program, the following are some of the conditions in Care Plans, which result from the "Circle":

- Volunteer work in the community—tend to Elders, get firewood, do shoveling, gather food, volunteer at or attend community events
- Fine
- Written or verbal apology
- Attend presentations
- Attendance at school
- Make and present gifts to the persons harmed
- Attend a treatment program or self-help program