



**Master of Advanced Studies in  
Children's Rights (2009 – 2010)**

**INSTITUT UNIVERSITAIRE KURT BOSCH – UNIVERSITY OF FRIBOURG**

**MODULE 6**

**Juvenile Justice**

23 February 2010

*Master of Advanced Studies in Children's Rights 2009-2010*

**Module 6 – Juvenile Justice  
IUKB Sion**

<b>Monday 1 March 2010</b> Introduction	<b>Tuesday 2 March 2010</b> Juvenile justice legislation	<b>Wednesday 3 March 2010</b> Policy reform	<b>Thursday 4 March 2010</b> What works?	<b>Friday 5 March 2010</b> Child friendly justice
<i>Room S01</i>	<i>Room S01</i>	<i>Room S01</i>	<i>Room S01</i>	<i>Room S011</i>
<b>Behind Closed Eyes: Spencer/Liberia</b>	<b>Lecture</b> – Overview of the international legal framework on juvenile justice (Nigel Cantwell)	<b>Lectures</b> – The Interagency Panel on Juvenile Justice (Davinia Ovetv Bondi) – DCI Follow-up projects to General Comment No. 10 (Anna Volz)	<b>Lecture</b> – Recent trends in criminological research on juvenile delinquency (Peter Van der Laan)	<b>Lecture</b> – European Guidelines for a child friendly justice (Ankie Vandekerckhove)
<i>Room S01</i>	<i>Room S011</i>	<i>Room S01</i>	<i>Pramont</i>	<i>Room S01</i>
<b>Lecture</b> – Criminal responsibility and children's rights (Karl Hanson)	<b>Lecture</b> – Juvenile justice legislation and practice in Europe (Frieder Dünkkel)	<b>Workshop</b> – Policy reform in juvenile justice (Anna Volz and Davinia Ovetv Bondi)	<b>Study visit</b> – Visit of the juvenile detention centre Pramont, Granges	<b>Lecture</b> – Juvenile justice on its way to respect children's human rights (Eugeen Verhellen)
<i>Room S01</i>	<i>Room S01</i>	<i>Rooms S01 &amp; S11 &amp; Study hall</i>	<i>Rooms S01 &amp; S11</i>	<i>Room S01</i>
<b>Lecture</b> – Juvenile justice legislation and practice in Africa (Julia Sloth-Nielsen)	<b>Round table discussion</b> Do juvenile offenders deserve to be treated leniently?	<b>Project work</b>	<b>Praxis groups</b>	<b>Evaluation of the Module</b>
<i>Room S01</i>	<i>Rooms S01 &amp; S11 &amp; Cafeteria &amp; Study hall</i>	<i>Room S01</i>	<i>Room S01</i>	<i>Room S01</i>
<b>Case studies</b> – Discussion of cases in juvenile justice	<b>ITP</b> Meeting with tutors	<b>Case study</b> – The Swiss juvenile justice system (Christian Nanchen)	<b>Lecture</b> – “What works”: Effective methods to reduce juvenile delinquency and improve justice (Peter Van der Laan)	<b>Project work</b> Presentation and evaluation of the results

## ► General

The module deals with juvenile justice matters, and will study different models and practices of intervention towards children and young people accused of having committed an offence. Special attention will be paid to recent evolutions in the field of international law as well as in the field of criminological research and social practices regarding the treatment of juvenile offenders.

## ► Chronological overview of the sessions

### *Monday 1 March 2010 – Introduction*

**10.30 Film and introduction of the module** **Room S01**

*Title:* Behind closed eyes: Spencer/Liberia (Duco Tellegen, 2000)

*Abstract:* What happens when a child soldier is both a criminal and a victim of his country's war in Liberia? How does Eranda, a 7-year-old refugee from Kosovo, adjust to her life in a Macedonian refugee camp, in a temporary shelter in the Netherlands and then back in her war torn country in less than two years without bitterness? A young Rwandan girl becomes a mother before her eighteenth birthday. How does she learn to love her child and herself despite the violence that brought about the child's birth? The film explores how four children of war learn to build a future, despite their past. These children develop compassion for themselves on their journey to survival. Their stories leave you at the edge of your seat and teach us the meaning of courage.

**11.00 Lecture** **Room S01**

*Title:* Criminal responsibility and children's rights

*Abstract:* Starting with an overview of the origins and developments of youth protection and juvenile justice systems, the lecture will provide a general framework for the discussion on children's criminal responsibility. What does the children's rights framework imply for children's status in criminal law, in particular concerning their criminal responsibility? Should the recognition of child agency and children's subjective rights also involve the recognition of children's capacities *to do wrong*?

*Lecturer:* KARL HANSON is Associate Professor in public law, specialised in children's rights, at the Children's Rights Unit of the University Institute Kurt Bösch (IUKB) in Sion, Switzerland, where he teaches in the *Master interdisciplinaire en droits de l'enfant* and coordinates the *Master of Advanced Studies in Children's Rights*. He holds a Doctorate in Law from Ghent University, Belgium on the relationship and tensions between children's rights and children's criminal responsibility. His actual research interests include children's human rights and how children's conceptualisations of their rights ("Living Rights") can contribute to theorisations within the interdisciplinary children's rights field.

**12.30 Lunch**

**14.00 Lecture** **Room S01**

*Title:* Juvenile justice legislation and practice in Africa

*Abstract:* The lecture will present a general overview of approaches towards juvenile delinquency and juvenile justice systems in the African region. In particular, juvenile justice reforms in South Africa will be discussed, as well as an overview of the major trends in juvenile justice legislation, practices and debates on the continent.

*Lecturer:* JULIA SLOTH-NIELSEN is a Professor in the Law Faculty at the University of the Western Cape, South Africa. She holds the degrees BA, LLB, LLM and was awarded a LLD in 2001 for a thesis entitled "The influence of international law on South Africa's juvenile justice reform process". She was appointed to the South African Law reform Commission Project Committee on juvenile justice which prepared the Child Justice Bill 49 of 2002. She has consulted extensively on child law reform in Africa (Sudan, Zambia, Mozambique and Lesotho, for instance).

**15.30 Coffee break**

**16.00 Case studies** **Room S01**

Discussion of cases in juvenile justice

**17.30 Closure**

## ***Tuesday 2 March 2010 – Juvenile justice legislation***

### **9.00 Lecture**

***Room S01***

**Title:** Overview of the international legal framework on juvenile justice

**Abstract:** Comprehensive overview of the content and significance of the relevant CRC provisions, the United Nations Rules and Guidelines regarding juvenile justice (Rules for the Protection of Juveniles Deprived of their Liberty, Riyadh Guidelines and Beijing Rules) and of the Committee on the Rights of the Child's General Comment N° 10 on Juvenile justice (2007). Furthermore, the lecturer will develop his views, from an international and comparative perspective, on how this international legal framework can contribute shaping future developments in national and international juvenile justice legislation and practices.

**Lecturer:** NIGEL CANTWELL is an international children's rights consultant based in Geneva, Switzerland, working on children's rights and child protection issues, including juvenile justice, alternative care and inter-country adoption. He founded DCI in 1979 and co-ordinated the NGO Group's input into the drafting of the CRC. He has previously worked with Defence for Children International (DCI), UNICEF's Regional Office for Europe and UNICEF's Innocenti Research Centre.

### **10.30 Coffee break**

### **11.00 Lecture**

***Room S01***

**Title:** Juvenile justice legislation and practice in Europe

**Abstract:** The lecture will present a general overview of approaches towards juvenile delinquency and juvenile justice systems in the European region. In particular, the lecturer will discuss the major trends in juvenile justice legislation, practices and debates on the continent, both in Western and Eastern Europe.

**Lecturer:** FRIEDER DÜNKEL is Professor at the Department of Criminology of the University of Greifswald, Germany. His research areas include juvenile criminality and crime prevention, juvenile criminal law, execution of sanctions, esp. custodial sanctions and international comparative research. He has published extensively on corrections, juvenile justice and criminology as well as the system of penal sanctions. From 1989 on, he has been co-editor of the journal "*Neue Kriminalpolitik*".

### **12.30 Lunch**

### **14.00 Round Table discussion**

Do juvenile offenders deserve to be treated leniently?

***Room S01***

### **15.30 Coffee break**

### **16.00 ITP – Meeting with tutors**

***Rooms S01 & S11 & Cafeteria & Study hall***

### **17.30 Closure**

## ***Wednesday 3 March 2010 – Policy reform***

### **09.00-09.45 Lecture**

***Room S01***

***Title:*** The Interagency Panel on Juvenile Justice

***Abstract:*** Overview and discussion of the objectives and activities of the Interagency Panel on Juvenile Justice regarding the facilitation and coordination on country and global level of technical advice and assistance in juvenile justice by the Panel and its members. The Interagency Panel on Juvenile Justice is a group of United Nations bodies and non-governmental organisations mandated by the United Nations Economic and Social Council (ECOSOC) to coordinate the provision of technical advice and assistance in juvenile justice in accordance with the rights of the child.

***Lecturer:*** DAVINIA OVETT BONDI is Secretariat Coordinator of the Interagency Panel on Juvenile Justice (IPJJ). She has coordinated the Panel's Secretariat based in Geneva, hosted by Defence for Children International (DCI) – International Secretariat, since it was established in May 2007. She is a jurist with a Bachelor of Laws in European Law (LLB) from Warwick University, UK, a Master of Laws (LLM) in International Business Law from London School of Economics, UK, and a Postgraduate Diploma in Legal Practice (LPC) from the College of Law, Guildford, UK. She is specialised in international public and private law and has worked in human rights organisations in London and Geneva for over eight years.

### **09.45-10.30 Lecture**

***Room S01***

***Title:*** DCI Follow-up projects to General Comment No. 10

***Abstract:*** Overview and discussion of projects undertaken by the International Secretariat and national sections of Defence for Children International (DCI) regarding the implementation of the Committee on the Rights of the Child's General Comment No. 10 on Juvenile Justice.

***Lecturer:*** ANNA VOLZ works as Juvenile Justice Programme Officer at the Geneva-based international secretariat of Defence for Children International (DCI). She holds a Master degree in Political Science from the University of Lausanne and a Postgraduate Certificate in Human Rights from the University of Geneva. Anna has previously worked for the Swiss child relief NGO Terre des hommes as head of the child rights education unit, and for the Swiss federal government as child and youth policy advisor.

### **10.30 Coffee break**

### **11.00-12.30 Workshop**

***Room S01***

Policy reform in juvenile justice (Anna Volz and Davinia Ovetton Bondi)

### **12.30 Lunch**

### **14.00 Project work**

***Rooms S01 & S11 & Study hall***

### **15.30 Coffee break**

### **16.00 Case study**

***Room S01***

The Swiss juvenile justice system

CHRISTIAN NANCHEN is a Lawyer and Chief of the Children's Protection Office in Sion, Switzerland.

### **17.30 Closure**

## ***Thursday 4 March 2010 – “What works?”***

### **09.00 Lecture**

***Room S01***

**Title:** Recent trends in criminological research on juvenile delinquency

**Abstract:** The lecture will give a general overview of the current state of affairs in criminological research regarding juvenile delinquency. Questions that will be dealt with include if we are actually witnessing a juvenile crime wave? What are the most significant differences between countries and regions regarding juvenile delinquency? What lessons can we learn from criminological research concerning the principles causes of juvenile crime?

**Lecturer:** PETER VAN DER LAAN is Professor of social and educational care at the University of Amsterdam and senior researcher at the Netherlands Institute for the Study of Crime and Law Enforcement (NSCR) in Leiden, The Netherlands. He has a MA in special education and received his PhD from the Free University of Amsterdam for a thesis on alternative sanctions for juveniles. For many years he is involved in research concerning criminal justice in general and the impact of criminal justice interventions in particular. He has a special interest in juvenile matters. As a scientific expert he was involved in drafting two Council of Europe recommendations: Implementation of the European rules on Community Sanctions and Measures (2000) and New Ways of Dealing with Juvenile Delinquency and the Role of Juvenile Justice (2003). He also participated in numerous juvenile justice missions of the Council of Europe and the United Nations.

### **10.30 Coffee break**

### **11.00-12.30 Study visit**

Visit of the juvenile detention centre in Pramont, Granges

### **12.30 Lunch**

### **14.00 Praxis groups**

***Rooms S01 & S11***

### **15.30 Coffee break**

### **16.00 Lecture**

***Room S01***

**Title:** “What works”: Effective methods to reduce juvenile delinquency and improve justice

**Abstract:** The lecture will present a review of research-based evidence relevant to the prevention, treatment or control of juvenile delinquency as well as to the effects of interventions designed to improve juvenile justice systems. What lessons the “what works approach” can learn for policies aiming at the prevention of juvenile delinquency? And what are recommendations for the improvement of juvenile justice systems, with reference to the international legal framework regarding juvenile justice and children’s rights?

**Lecturer:** PETER VAN DER LAAN

### **17.30 Closure**

## Friday 5 March 2010 – Child friendly justice

**09.00 Lecture** **Room S01**

**Title:** European Guidelines for a child friendly justice

**Abstract:** The lecture will discuss the ongoing process for developing within the Council of Europe specific guidelines dealing with child-friendly justice.

**Lecturer:** ANKIE VANDEKERCKHOVE is scientific expert for the Group of Specialists on Child-Friendly Justice within the Directorate General of Human Rights and Legal Affairs at the Council of Europe. Between 1997 and 2009, she has been Children's Rights Commissioner in the Flemish Community of Belgium.

**10.30 Coffee break**

**11.00 Lecture** **Room S01**

**Title:** Juvenile justice on its way to respect children's human rights

**Abstract:** The lecture will discuss the history, reality and future prospects of the difficult relationship between juvenile justice and child protection systems. What is the position contained in the Convention on the Rights of the Child on the relation between both systems? Can a children's rights perspective contribute to entirely separate juvenile justice and child protection? What would be in particular the consequences of such a separation for the administration of juvenile justice and the position of juvenile offenders?

**Lecturer:** EUGEN VERHELLEN is emeritus Professor at the Educational Science Faculty and at the Law Faculty of Ghent University (Belgium) and founder of Ghent University's Children's Rights Centre.

**12.30 Lunch**

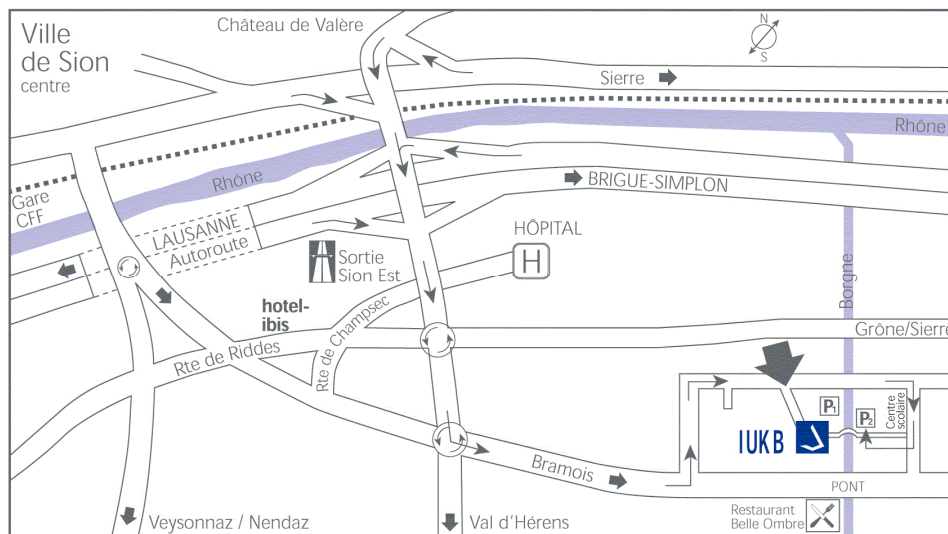
**14.00-18.00 Evaluation of the Module, Presentation and evaluation of project work** **Room S01**

**18.00 Closure**

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### ► Venue

All lectures will take place at the IUKB campus, which is situated in Bramois, a village at the outskirts of Sion.



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