

修復式司法之簡介

制度緣起

「修復式司法」係透過對話過程，協助被害人、加害人等進行充分的對話，讓當事人間有機會互相陳述、澄清案件事實、聽取對方的感受、提出對犯罪事件的疑問並獲得解答，修復因衝突而破裂之社會關係（刑事訴訟法第248條之2第1項參照）。

修復與調解有何不同

我國調解制度雖一定程度上發揮解決糾紛及修復關係之功能，惟調解所能投入之時間及資源較為有限，而修復式司法係由專業之修復促進者以更充分之時間及資源來進行修復式司法程序，不僅能解決糾紛，亦能修復關係。

實施流程

參加修復式司法完全不收費用，修復期間原則上在3個月內完成，經評估後可再延長3個月。如雙方達成協議，促進者將協助簽署協議書，並協助轉向調解程序，以取得執行名義。

詢問專線

089-310180轉本署觀護人室，或掃描QR Code觀看修復式司法簡介。



An Introduction to Restorative Justice

Origins and Definition

“Restorative justice” is an approach to justice that seeks to repair harm by organizing a meeting between the victim and the offender. It provides opportunities for victims, offenders and communities affected by a crime to communicate about the causes, circumstances and the impact of that crime, and to share their experience of what happened and address their needs.

Through the process of communication, the goal is for them to create a consensus for what the offender can do to repair the harm from the offense. Eventually it could provide an opportunity for healing, reparation and reintegration. (Refer to Code of Criminal Procedure Article 248-2)

The Differences between Mediation and Restorative Justice

Mediation is a structured negotiation process in which a neutral impartial third party, the mediator, facilitates their agreement on a resolution of their dispute. However, the mediation process is limited by time and resources. On the other hand, restorative justice process, including conferences, dialogues and circles, is guided by skilled facilitators, and provides both dispute resolution and reparation.

The Process of Restorative Justice Program

The program is free of charge. In principle, we would accomplish the program within 3 months; nonetheless, the process could extend for another 3 months after evaluation if it is necessary. If the two parties reach a consensus, the facilitator would assist them to sign an agreement and transfer to the mediation to make the agreement legally binding.

Consultation Service

Tel : 089-310180 (Please contact probation officers for assistance.)

QR code (A video about restorative justice)

