

Urban Indigenous Restorative Justice Programs

South Region - Native Counseling Services of Alberta

ACCPA - May 13th, 2021






SOUTHERN REGION

GLADUE PRINCIPLED JUDICIAL INTERIM RELEASE PILOT PROGRAM

- Joint Initiative with Alberta Justice and NCSA (Calgary Office)
- Implemented October 2017 at the Calgary Remand Centre

URBAN INDIGENOUS PEACEMAKER PROGRAM

- Operating in Calgary since 2019 and Lethbridge since 2020



GLADUE FACTORED BAIL REPORT

OVERVIEW

OUTCOMES

CHALLENGES

JUDICIAL INTERIM RELEASE

**The creation of a Gladue
Factored Report to assist
Indigenous accused where:**

- Bail has not been spoken to**
- Bail adjourned or put over for
Counsel/Legal Aid**
- Bail denied due to lack of
release plan**

JIR Overview



- Bail plans first step in compliance for offender**
- Collaboration can lead to successful outcomes**

**Report
Details**

Bail Report Sections

- **Personal Information**
- **Where did you grow up? Community involvement and family history**
- **Legal Information; history with bail and probation/corrections experiences**
- **Programs, Education, and Employment History**
- **Personal Well Being**
 - **Mental Health**
 - **Physical Health**
 - **Spiritual Health**
- **Addictions – Substance Misuse including History of Treatment (Residential and/or Community)**
- **Proposed Bail Plan**
 - **Residency and Employment**
 - **Familial and Community Supports**



OUTCOMES



- Client Granted/not Granted bail
- Increased knowledge of program and services
- Identify client based services that assist accused in addressing their needs while on bail
 - Connect accused with family, justice supports and community.

CHALLENGES

Program Awareness

- BUILDING NEW
RELATIONSHIPS WITH
COUNSEL**
- AWARENESS AND USE-
FULLNESS OF THE PROJECT**
- UTILIZATION OF IN-COURT
REFERRALS FOR DUTY
COUNSEL AND SERVICE
PROVIDERS**

Accused Supports

- ESTABLISHING CONSISTENT
SUPPORTS FOR CLIENTS AFTER
RELEASE**
- AVAILABILITY OF INTAKE TO
PROGRAMS FOR CLIENTS WHILE
REMANDED TO CUSTODY**
- INABILITY TO MAINTAIN
COMMUNICATION WITH CLIENTS
AFTER RELEASE**

The diagram features a large, light blue circle with a white border in the center. To its right are three smaller, semi-transparent blue circles arranged vertically. The background is a dark blue grid pattern.

CALGARY URBAN INDIGENOUS PEACEMAKER PROGRAM (CUIPP)

OVERVIEW

OUTCOMES

CHALLENGES

Peacemaker Program



The NCSA Urban Indigenous Peacemaker Program is a restorative method of restoring and resolving justice issues from a cultural perspective.

It is comprised of traditional cultural concepts and practices, which allows for consensus and an approach to resolving all concerns of all participants.

The Peacemaker Circle provides a safe space where all concerns can be addressed and all voices heard. The final result is an agreement that is mutually agreed upon by all parties. It allows participants to move forward and for healing to begin.

NCSA Urban Indigenous Peacemaker Coordinator

- Process begins with referral from Crown Prosecutor indicating file would be appropriate for the CUIPP Program
- Intakes completed with victim and offender to ensure willingness and participation in the process
- The information gathering is the most important part of the circle process. It gives the Circle Facilitator the opportunity to address expectations and concerns that may arise in the Circle

Who Attends a Circle?

The Peacemaker Circle is comprised of the following :

the Victim and/or their supports

the Community and/or representatives

the Offender and/or their supports

the Elders (Can be either male or female or both)

the Facilitator(s)

and the NCSA Peacemaker Circle Coordinator.

OUTCOMES



- Accountability through Informed Consent**
- Restored Balance of Relationships**
- Active Participation Increases Engagement**
- Report Submitted to Crown Prosecutor with Circle Recommendations**

CHALLENGES

Program Awareness

- BUILDING NEW
RELATIONSHIPS WITH SERVICE
PROVIDERS**
- AWARENESS AND
EFFECTIVENESS OF THE
PROGRAM**
- COVID-19**

Accused/Victim Supports

- ELDER AVAILABILITY AND
TRAINING**
- COMPRESSED TIMELINE OF
COURT**
- COMMUNITY PROGRAM WAIT-
LISTS**

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