INTRODUCTION

- background:
  - PhD of Criminology, KU Leuven (2005), research since 1994
  - European Master in Mediation, IUKB, Sion, Suisse (1999-2010)
  - Master en Médiation, Université du Luxembourg (2002-...)
- prevention pyramid: framework for restorative communities:
  - widespread scientific model
  - more than solving conflicts
  - culture of encounter -> freedom in human relationships?
- existential approach: the deeper dimension of life

FROM 'DAILY' TO 'EXISTENTIAL'

"The only thoughts I have are of Nicholas, Ian and you." * "I just want to tell you that I really love you, always." * "Call me, please as soon as you are in the office. I need to know that you're okay." * "Honey, I want to tell you how much I love you. I'm worried. I don't want to lose you, now that I have you back. You mean everything to me. You have my whole heart and my whole life. I love you so much." * "I know you're in a new relationship and you do not care about me. But in case something happens, know that I love you, baby. I miss you. Goodbye." * "Are you okay?" * "Where are you?" * "CALL ME NOW!" ...

Wikileaks, 573,000 sms sent within the 24 hours around the 09 11 attacks in the United States

* The majority of us functions at a daily, functional level
* In extreme circumstances we "descend" to the existential level

EXERCISE

"What in your personal life held you hostage emotionally and prevented you from focusing partly or completely on your work, your studies last month?"
LIFE AS A CYCLE

SUMMER
- procreation
- marriage
- transition childhood-adolescent

AUTUMN
- grandparents
- leaving life
- transition nursery-child

SPRING

WINTER

THE FLOW OF LIFE

LOSS OF FREEDOM:
- "hostage taking", mental prison (blockage in the flow of life)
- freedom as one of the highest human qualities (freedom for love)
- blockage in our flow of life: existential integration in our narrative identity?

CONSEQUENCES:
- dialectics between victim- and offenderhood
- pain that doesn't digest, dissolve, "compost", continues rambling
- this can be conscious / unconscious
- leads to the "right to destructiveness" (I. Böszörményi-Nagy)
- field of application: micro, meso, macro

RIGHT TO DESTRUCTIVENESS (I. Böszörményi-Nagy) (1)

- concept of systemic family therapy (I. Böszörményi-Nagy)
- relationship and loyalty between parents and children are central
- existential right to love, warmth, affection, protection, ...
- not fulfilled? -> right to destructiveness
- goal: the zero-account of a painful past
- right to destructiveness towards parents, significant thirds: adolescence as "judge!"

RIGHT TO DESTRUCTIVENESS (I. Böszörményi-Nagy) (2)

- is a normal basismechanism in human interaction:
  - unfriendly -> me too
  - aggression in traffic -> me too
  - to much work -> theft of goods of the enterprise
  - to expensive -> escape payment

- from 'subtle' (e.g. unfriendly) to 'totally' (e.g. problematic divorce)
- a daily, permanent and uninterrupted process
- expression: chain, bottle up, escalation (P. Patfoort, 2008)
- breaking open: pain digestion, human encounter

DON'T FORGET:
- Conflicts, crime, trauma always mean a loss of FREEDOM: inner and relational
- Restoring relationships (mediation, RP, ...) is restoring FREEDOM
- Restorative communities: freedom in relations
  - no need for right tot destructiveness
  - deeper encounter and flow between each other
- Integral and positive approach
A DOUBLE ANSWER TO CONFLICTS / CRIME

- **EXTERNALIST ETHICS**
  - Applying the law (penal) justice system, rights of women, children, animals, deontological codes, ...
  - Autonomous part of life

- **INTERNALIST ETHICS**
  - Restoring freedom: restorative justice, mediation, RP, circles, family conferencing, round tables, ...
  - Self regulating ethical force

> *complementary relationship: different outcomes*
> *subsidiarity: first 'freedom'*

EXISTENTIAL ETHICS?

- > MEDIATION AND RJ: restoring freedom
- > common source: **EXISTENTIAL ETHICS**

**commercial:**

“sometimes it takes more than medication”

ETHICS AND NARRATIVE IDENTIY

- **EXTERNALIST ETHICS**
  - Ethics of rights
  - Formal, heteronomous life sphere

- **INTERNALIST ETHICS**
  - Ethics of freedom
  - Informal, autonomous or vernacular life sphere

**ME**

narrative identity – flow of life

REDRESS: A DOUBLE ANSWER

- restoring material, emotional and existential **freedom**: flow of life and human relations
- doing **justice**, applying the **law**: norms of society, punishment,

thus:

- there are always two answers
- they are complementary
- they cannot replace each other
- common **source:** existential ethics
### A DOUBLE ANSWER TO CONFLICT / CRIME

<table>
<thead>
<tr>
<th>CLASSICAL APPROACH</th>
<th>MEDIATION/RESTORATIVE JUSTICE</th>
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<tbody>
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<td>JUSTICE</td>
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<td>DELINQUENCY</td>
<td>OFFENDER ORIENTED</td>
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<td></td>
<td>RELATIONAL, CONTEXTUAL</td>
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<td>ETHICS</td>
<td>DEFINITION OF DISTANCE</td>
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<td>DEFINITION OF PROXIMITY</td>
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<td>APPROACH</td>
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<td>JUSTICE</td>
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<td>MEDIATION PROCESS/ RESTORATIVE JUSTICE</td>
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<td>INFORMAL NETWORKS</td>
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### FUNDAMENTAL REDRESS

or: growing in existential freedom

REDRESS, ... expresses itself in a growing freedom on a material, psychic and existential level, which can be reduced as a consequence of the delinquent act in a different degree within the different parties involved.

FUNDAMENTAL REDRESS, ... means that as many elements as possible, which have led to the delinquent act, such as experiences of victimisation of the offender, aggression provoking attitudes of the victim, and/or criminogenetic factors in the environment, are taken into account, in order to contribute to a deeper, existential redress, which means to be connected (again) and fully with ones flow of life.


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### IIRP World Conference
Kortrijk, Belgium, 15-17 May 2019

1. INTRODUCTION
2. CONFLICTS, CRIME: A LOSS OF FREEDOM
3. FREEDOM AND JUSTICE
4. THE PREVENTION PYRAMID AND REDRESS
5. CONNECTED COMMUNITIES AND FREEDOM IN RELATIONS
6. EXERCISE

### A SOCIETY IN DISTINTEGRATION
from a welfare state to a security state

<table>
<thead>
<tr>
<th>Welfare State</th>
<th>Security State</th>
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<tbody>
<tr>
<td>* Welfare state:</td>
<td>* Security state:</td>
</tr>
<tr>
<td>(striving for) welfare</td>
<td>(striving for) security</td>
</tr>
<tr>
<td>as a dominant theme:</td>
<td>as a dominant theme:</td>
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<tr>
<td>- growth and expansion</td>
<td>- recession and decrease</td>
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<tr>
<td>- integration as dynamics ('spring-summer')</td>
<td>- disintegration as dynamics ('fall-winter')</td>
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<tr>
<td>- climax: golden sixties</td>
<td>- crises as a continuous thread (and not as an exception)</td>
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<tr>
<td>- future as desire</td>
<td>- future as a threat</td>
</tr>
</tbody>
</table>

### PREVENTION AND SECURITY
a short history (schematically)

- **Phase 1:** 1970
  - curative measures - rupture - well-being
- **Phase 2:** 1970-1980
  - curative measures - prevention 70-80's - well-being
  - 1990-2000 prevention becomes security and spreads out
- **Phase 3:** 1990-
  - curative measures - prevention - well-being
THE LANDSCAPE OF PREVENTION
TURNING 90° CLOCKWISE = THE PREVENTION PYRAMID

• the prevention pyramid covers and structures the whole field of prevention
• turn the prevention landscape 90° so that it is ‘vertical’ with ‘curation’ above and ‘well being’ below = structure of the pyramid

THE PREVENTION PYRAMID
TURNING THE LANDSCAPE 90° CLOCKWISE

A CULTURE OF MEDIATION AND ENCOUNTER
the prevention pyramid

* Bringing order:
  - order in the huge and complex field of prevention
  - order in the problems, order in the answers

* Enlarging:
  a larger perspective on conflict towards a general culture of encounter

* Orientation:
  general well being, the general quality of life in society, positive orientation: a culture of mediation and encounter

THE PERSPECTIVE OF THE PREVENTION WORKER
putting on the prevention glasses, or not

• Prevention is is “what is called so”: the PREVENTION GLASSES

A B C

- bicycle light
- sleep on time
- take care of a child
- care of vulnerable

see in the dark, sleeping is healthy, love it, basic care in our society, nice for visitors

accident prevention
prevent overfatigue
prevent diseases
prevent problem escalation
deter burglars

BASIC QUALITY
PREVENTION

When do we call something preventative?

- relative concept, not an absolute concept
- facts, situations, persons, ... in relation to ...

+: basic quality
-: risk, danger

THE VIEW OF THE PREVENTION WORKER

Basic tension: problem orientation → well being

• basic tension:
  - becomes visible in more extreme situations
  - is present everywhere e.g.:
    - inner conflict
    - partner relation
    - team
  - tendency to polarization is a fundamental mechanism

• the pyramid is constructed on this tension:
  from “or-or” to “and-and-and”
The prevention pyramid: a culture of Restorative Justice and encounter

**LEVEL 4: CURATIVE MEASURES**

- "question" = a problem
- "answer" = solving the problem
- examples

- conflict mediation ([http://moderator.be/](http://moderator.be/))
- peer mediation
  - minor facts (e.g. peers: pupils by pupils)
  - limited number of participants
- group conferencing (HERGO: [www.licand.be](http://www.licand.be))
  - serious facts (fight, serious violence, physical aggression)
  - strong emotions
  - high emotional amplitude
- reparation of the damage (cf. flow of life in different dimensions)
- attention and support for the victim
- time out projects / Naft
- intervention (teacher, director, security, police, prosecutor, judge, ...)
- therapy, punishment, ...

**LEVEL 3: SPECIFIC PREVENTION MEASURES**

- training on aggression, resistance, self defence ([www.arktos.be](http://www.arktos.be))
- training on non violent communication [www.patpatfoort.be/ES-Pat.htm](http://www.patpatfoort.be/ES-Pat.htm)
- problem oriented circles: [www.licand.be](http://www.licand.be); [www.lesouffle.be](http://www.lesouffle.be)
- preventative: stopping potential escalation, more informal
- growing tension in the group, negative mentality, growing bullying, ...
- rock and water: [www.rockandwaterprogram.com](http://www.rockandwaterprogram.com)
- camera surveillance, electronic surveillance
- alarm procedures
- control on drugs, weapens, ...
- safety locks on doors, windows, ...
- ...
LEVEL 2: GENERAL PREVENTION MEASURES

- **“question”** = a possible problem
- **“answer”**: stimulating well being (problem goes to the background)
- **examples**

- Curative measures
  - positive, non violence techniques ([www.patpatfoort.be](http://www.patpatfoort.be))
  - Circles on well being: ([www.ligand.be](http://www.ligand.be); [www.lesouffle.be](http://www.lesouffle.be); [www.arktos.be](http://www.arktos.be))

- Specific prevention measures
  - gender training
  - training intercultural competencies, diversity, gender
  - training social competencies: Kaffee Detinee – project in prison
  - attention for newcomers, festivities, birthdays, special moments
  - clean and nice environment, ...
  - nature in the city, on the playground, in schools, ...

- General prevention measures
  - positive orientation: problems are not the focus
  - preventative: stopping potential escalation
  - integration of a potentially difficult youngster, stimulation relationships in the group, learning through encounter on gender, diversity
  - gender training
  - training intercultural competencies, diversity, gender
  - training social competencies: Kaffee Detinee – project in prison
  - attention for newcomers, festivities, birthdays, special moments
  - clean and nice environment, ...
  - nature in the city, on the playground, in schools, ...

STIMULATING THE GENERAL QUALITY OF LIFE

- **examples**
  - positive climate, respecting pluralism and diversity
  - culture of connectedness and encounter
  - basic care and participation
  - attention for minorities and vulnerable groups
  - space for existential growth
  - nice activities, team building and positive team spirit
  - circles and horizontal communication ([www.ligand.be](http://www.ligand.be); [www.lesouffle.be](http://www.lesouffle.be), [www.arktos.be](http://www.arktos.be))
  - positive relationships,
  - improving involvement and encounter
  - not problem based
  - example: pupils express their passions, their talents, ...

LARGER SOCIETY

- **examples**
  - larger society; neighbourhood, regional and national policy, ...
  - international developments, rise of the safety society and the mediation society
  - individualization
  - growing diversity
  - terrorism and violence
  - media
  - government, politics:
    - no internal measures on this level
    - participation in the organizational structures of society
    - society can be influenced: sensibilization on RJ and RP
    - political awareness on RJ, RP
The prevention pyramid: a culture of Restorative Justice and encounter

**FORMING OF ATTITUDES AND STRUCTURAL MEASURES**

- *forming of attitudes* = sensibilisation, posters, flyers, publicity, conferences, ...
- *structural measures* = changes on a (infra-)structural level
- *they go hand in hand, in a strong interaction*
- *on all levels*

**CURATIVE MEASURES**

**SPECIFIC PREVENTION MEASURES**

**GENERAL PREVENTION MEASURES**

**STIMULATING THE GENERAL QUALITY OF LIFE**

**SOCIETY IN ITS SOCIAL, POLITICAL AND ECOLOGICAL DIMENSION**

**LEVEL**

4

3

2

1

0

**POLICY FEEDBACK**

**WELL BEING**

- orientation

 + orientation

**THE PREVENTION PYRAMID**

positive – negative orientation

- basic tension: problem- or well being oriented
- or: negative – positive orientation
- or level 3 and 4: problem oriented or – orientation
- or level 1 and 2: well being oriented or + orientation

**THE PREVENTION PYRAMID**

a framework for an integral and positive prevention

**SPECIFIC PREVENTION MEASURES**

**GENERAL PREVENTION MEASURES**

**STIMULATING THE GENERAL QUALITY OF LIFE**

**SOCIETY IN ITS SOCIAL, POLITICAL AND ECOLOGICAL DIMENSION**

**LEVEL**

4

3

2

1

0

**POLICY FEEDBACK**

**WELL BEING**

- orientation

 + orientation

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6. EXERCISE
Reshaping local communities through restorative practices with the PREVENTION PYRAMID 1

ENLARGING RJ TO RP:
- the prevention pyramid: enlarging restorative justice to restorative practices
- basic tension: problem oriented vs. well being oriented
- jumping over the invisible rupture towards reinforcing and developing positive elements: level 1-2 and 3-4 of the pyramid
- a culture of connectedness is the best ‘prevention’ and contributes to a general well being: spirit of RJ/RP
- an integral and positive approach

Reshaping local communities through restorative practices with the PREVENTION PYRAMID 2

FREEDOM AS THE BASE OF CONNECTED COMMUNITIES
- restoring freedom is more than handling conflicts
- restoring freedom is becoming free of the “right to destructiveness”
- restorative practices have to do with relationships
- restorative practices have to do with freedom
- enlarging freedom to the whole community: conflict mediation, conferencing, building communities on freedom in relationships

THE PREVENTION PYRAMID framework for a culture of restorative practices

- restorative practices on all levels
- enlarging freedom in human relations (freedom)
- within a just organisation (justice)

EXERCISE
The prevention pyramid: RP in your environment, ...
- Blanco pyramid, fill in:
  - analyze your community, practice, school, neighbourhood, ...
  - what are you doing already? what could you do?
  - write down in the form
  - empty spaces? all levels?
  - take into account the right to destructiveness
- Exchange experiences, learn form each other
- Think positively and integrally
The Prevention Pyramid

Fit a measure? I

- the view of the prevention worker
- "Prevention is what is called so"
- so concrete as possible! (not: 'project', 'programme', ...)

STEP 1:
- ORGANISATION INTERNAL MEASURE: level 1 to 4
- ORGANISATION EXTERNAL MEASURE: level 0 (v.r. directors, responsibilities, ...)

STEP 2:
- PROBLEM ORIENTED MEASURE: level 3 or 4
- WELL BEING ORIENTED MEASURE: level 1 or 2

STEP 3:
- prevention glasses: level 2 or 3
- no prevention glasses: level 1 or 4

The Prevention Pyramid

The culture of Restorative Justice and encounter

- problem oriented vs well being, or RJ vs RP:
  - concentrate on positive elements
  - take care of problematic approaches
  - RP have a positive preventative effect
- start with level 1 of the pyramid
- concentrate on 'freedom in relationships' and the risk of the 'right to destructiveness' (Nagy)

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MEER INFORMATION?

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- www.johandeklerck.be (coming soon)