

RESTORATIVE JUSTICE

Edited by
Carolyn Hoyle

CRITICAL CONCEPTS IN
CRIMINOLOGY

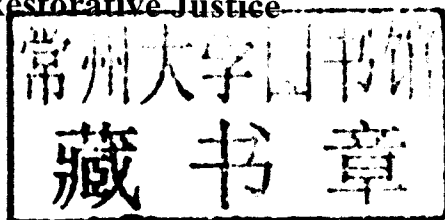


RESTORATIVE JUSTICE

Critical Concepts in Criminology

*Edited by
Carolyn Hoyle*

Volume I
The Rise of Restorative Justice



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Chronological table of reprinted articles and chapters

<i>Date</i>	<i>Author</i>	<i>Article/Chapter</i>	<i>Source</i>	<i>Vol.</i>	<i>Chap.</i>
1977	Randy E. Barnett	Restitution: a new paradigm of criminal justice	<i>Ethics</i> 87(4): 279–301	I	2
1977	Nils Christie	Conflicts as property	<i>British Journal of Criminology</i> 17(1): 1–15	I	1
1985	Harry Blagg	Reparation and justice for juveniles: the Corby experience	<i>British Journal of Criminology</i> 25(7): 267–79	II	18
1989	Dean E. Peachey	The Kitchener experiment	M. Wright and B. Galaway (eds) <i>Mediation and Criminal Justice: Victims, Offenders and Community</i> , London: Sage, pp. 14–26	I	7
1992	Philip Pettit with John Braithwaite	Not just deserts, even in sentencing	<i>Current Issues in Criminal Justice</i> , 4(3): 225–39	IV	72
1992	Andrew von Hirsch and Andrew Ashworth	Not not just deserts: a response to Braithwaite and Pettit	<i>Oxford Journal of Legal Studies</i> , 12(1): 83–98	IV	71
1993	Andrew Ashworth	Some doubts about restorative justice	<i>Criminal Law Forum</i> 4(2): 277–99	I	4
1993	Daniel W. Van Ness	A reply to Andrew Ashworth	<i>Criminal Law Forum</i> 4(2): 301–6	I	5
1994	John Braithwaite and Stephen Mugford	Conditions of successful reintegration ceremonies: dealing with juvenile offenders	<i>British Journal of Criminology</i> 34(2): 139–71	I	10
1994	Kate Warner	Family group conferences and the rights of the offender	C. Alder and J. Wundersitz (eds) <i>Family Conferencing and Juvenile Justice: The Way Forward or Misplaced Optimism?</i> , Canberra: Australian Institute of Criminology, pp. 141–52	IV	58

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1994	Lucia Zedner	Reparation and retribution: are they reconcilable?	<i>Modern Law Review</i> , 57(2): 228–50	IV	75
1996	Tony F. Marshall	The evolution of restorative justice in Britain	<i>European Journal on Criminal Policy and Research</i> 4(4): 21–43	I	9
1996	Suzanne M. Retzinger and Thomas J. Scheff	Strategy for community conferences: emotions and social bonds	B. Galaway and J. Hudson (eds) <i>Restorative Justice: International Perspectives</i> , Monsey, NY: Criminal Justice Press, pp. 315–36	IV	64
1996	Lode Walgrave and Ivo Aertsen	Reintegrative shaming and restorative justice: interchangeable, complementary or different?	<i>European Journal on Criminal Policy and Research</i> , 4(4): 67–85	IV	65
1998	Howard Zehr and Harry Mika	Fundamental concepts of restorative justice	<i>Contemporary Justice Review</i> 1(1): 47–56	I	3
2000	Kathleen Daly	Revisiting the relationship between retributive and restorative justice	H. Strang and J. Braithwaite (eds) <i>Restorative Justice: Philosophy to Practice</i> , Burlington, VT: Ashgate Publishing Company, pp. 33–54	IV	76
2000	Elizabeth Kiss	Moral ambition within and beyond political constraints: reflections on restorative justice	R. I. Rotberg and D. Thompson (eds) <i>Truth v. Justice: The Morality of Truth Commissions</i> , Princeton, NJ: Princeton University Press, pp. 68–98	II	31
2000	Michael Levi	Shaming and the regulation of fraud and business “misconduct”: some preliminary explorations	S. Karstedt and K.-D. Bussmann (eds) <i>Social Dynamics of Crime and Control</i> , Oxford: Hart Publishing, pp. 117–32	III	51

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2000	Michael Radelet and Marian J. Borg	Comment on Umbreit and Vos: retributive versus restorative justice	<i>Homicide Studies</i> 4(1): 88–92	II	28
2000	Mark S. Umbreit	Reply to Radelet and Borg	<i>Homicide Studies</i> 4(1): 93–7	II	29
2000	Mark S. Umbreit and Betty Vos	Homicide survivors meet the offender prior to execution: restorative justice through dialogue	<i>Homicide Studies</i> 4(1): 63–87	II	27
2001	Kieran McEvoy and Harry Mika	Punishment, policing and praxis: restorative justice and non-violent alternatives to paramilitary punishments in Northern Ireland	<i>Policing and Society</i> 11: pp. 359–82	III	39
2002	Andrew Ashworth	Responsibilities, rights and restorative justice	<i>British Journal of Criminology</i> 42(2): 578–95	IV	56
2002	John Braithwaite	In search of restorative jurisprudence	L. Walgrave (ed.) <i>Restorative Justice and the Law</i> , Cullompton, Devon: Willan Publishing, pp. 150–67	IV	55
2002	John Braithwaite	Responsive regulation	<i>Restorative Justice and Responsive Regulation</i> , Oxford: Oxford University Press, pp. 29–43	III	47
2002	John Braithwaite	Worries about restorative justice	J. Braithwaite, <i>Restorative Justice and Responsive Regulation</i> , Oxford: Oxford University Press, pp. 137–68	IV	79
2002	Donna Coker	Transformative justice: anti-subordination processes in cases of domestic violence	in H. Strang and J. Braithwaite (eds) <i>Restorative Justice and Family Violence</i> , Cambridge: Cambridge University Press, 128–52	II	23

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<i>Date</i>	<i>Author</i>	<i>Title</i>	<i>Source</i>	<i>Vol.</i>	<i>Chap.</i>
2002	Adam Crawford	The state, community and restorative justice: heresy, nostalgia and butterfly collecting	L. Walgrave (ed.) <i>Restorative Justice and the Law</i> , Cullompton, Devon: Willan Publishing, pp. 101–29	III	38
2002	Kathleen Daly	Restorative justice: the real story	<i>Punishment and Society</i> 4(1): 55–79	I	13
2002	R. A. Duff	Restorative punishment and punitive restoration	L. Walgrave (ed.) <i>Restorative Justice and the Law</i> , Cullompton, Devon: Willan Publishing, pp. 82–100	IV	78
2002	Christian Eliaerts and Els Dumortier	Restorative justice for children: in need of procedural safeguards and standards	E. G. M. Weitekamp and H.-J. Kerner (eds) <i>Restorative Justice: Theoretical Foundations</i> , Cullompton, Devon: Willan Publishing, pp. 204–23	IV	57
2002	Barbara Hudson	Restorative justice and gendered violence: diversion or effective justice?	<i>British Journal of Criminology</i> 42(3): 616–34	II	21
2002	Eugene McLaughlin and Anja Johansen	A force for change? The prospects of applying restorative justice to citizen complaints against the police in England and Wales	<i>British Journal of Criminology</i> 42: 635–53	III	53
2002	Gabrielle Maxwell and Allison Morris	Restorative justice and reconviction	<i>Contemporary Justice Review</i> 5(2): 133–46	III	44

2002	Jeremy Prichard	Parent-child dynamics in community conferences: some questions for reintegrative shaming, practice and restorative justice	<i>The Australian and New Zealand Journal of Criminology</i> , 35(3): 330-46	IV	68
2002	Richard Young	Testing the limits of restorative justice: the case of corporate victims	C. Hoyle and R. Young (eds) <i>New Visions of Crime Victims</i> , Oxford: Hart Publishing, pp. 133-72	III	37
2003	Anthony Bottoms	Some sociological reflections on restorative justice	A. von Hirsch, J. Roberts, A. Bottoms, K. Roach and M. Schiff (eds) <i>Restorative Justice and Criminal Justice: Competing or Reconcilable Paradigms?</i> , Oxford: Hart Publishing, pp. 79-113	I	6
2003	Declan Roche	Semi-formal justice: combining informal and formal justice	D. Roche, <i>Accountability in Restorative Justice</i> , Oxford: Oxford University Press, pp. 226-39	IV	60
2003	Heather Strang and Lawrence W. Sherman	Repairing the harm: victims and restorative justice	<i>Utah Law Review</i> 1: 15-42	III	35
2003	Andrew von Hirsch, Andrew Ashworth and Clifford Shearing	Specifying aims and limits for restorative justice: a 'making amends' model?	A. von Hirsch, J. Roberts, A. Bottoms, K. Roach and M. Schiff (eds) <i>Restorative Justice and Criminal Justice: Competing or Reconcilable Paradigms?</i> , Oxford: Hart Publishing, pp. 21-41	I	11

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2003	Robert Weisberg	Restorative justice and the danger of "community"	<i>Utah Law Review</i> 1: 343-74	III	40
2003	Richard Young and Carolyn Hoyle	Restorative justice and punishment	S. McConville (ed.) <i>The Use of Punishment</i> , Cullompton, Devon: Willan Publishing, pp. 199-234	IV	77
2004	Russ Immarigeon	What is the place of punishment and imprisonment in restorative justice?	H. Zehr and B. Toews (eds) <i>Critical Issues in Restorative Justice</i> , Monsey, NY: Criminal Justice Press; Cullompton, Devon: Willan Publishing, pp. 143-54	III	42
2004	Gabrielle Maxwell and Allison Morris	What is the place of shame in restorative justice?	H. Zehr and B. Toews (eds) <i>Critical Issues in Restorative Justice</i> , Monsey, NY: Criminal Justice Press; Cullompton, Devon: Willan Publishing, pp. 133-42	IV	67
2004	Joan Pennell	Family group conferencing in child welfare: responsive and regulatory interfaces	<i>Journal of Sociology and Social Welfare</i> 31(1): 117-35	III	49
2004	Julian V. Roberts and Loretta J. Stalans	Restorative sentencing: exploring the views of the public	<i>Social Justice Research</i> 17(3): 315-34	II	17
2005	James Dignan	Evaluating restorative justice from a victim perspective: empirical evidence	J. Dignan, <i>Understanding Victims and Restorative Justice</i> , Maidenhead, Berkshire: Open University Press, pp. 132-61	III	34

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2005	Brenda Morrison	Restorative justice in schools	E. Elliott and R. M. Gordon (eds) <i>New Directions in Restorative Justice: Issues, Practice, Evaluation</i> , Cullompton, Devon: Willan Publishing, pp. 26–52	III	52
2005	Michael M. O'Hear	Is restorative justice compatible with sentencing uniformity?	<i>Marquette Law Review</i> , 89(2): 305–25	IV	73
2005	Richard Young, Carolyn Hoyle, Karen Cooper and Roderick Hill	Informal resolution of complaints against the police: a quasi-experimental test of restorative justice	<i>Criminal Justice</i> 5(3): 279–317	III	54
2006	John Braithwaite, Eliza Ahmed and Valerie Braithwaite	Shame, restorative justice, and crime	F. T. Cullen, J. P. Wright, and K. R. Blevins (eds) <i>Taking Stock: The Status of Criminological Theory – Advances in Criminological Theory</i> , vol. 15, New Brunswick: Transaction Publishers, pp. 397–417	IV	63
2006	Kathleen Daly	Restorative justice and sexual assault: an archival study of court and conference cases	<i>British Journal of Criminology</i> 46(2): 334–56	II	24
2006	Ian Edwards	Restorative justice, sentencing and the Court of Appeal	<i>Criminal Law Review</i> , 110–23	IV	74
2006	Gabrielle Maxwell and Allison Morris	Youth justice in New Zealand: restorative justice in practice?	<i>Journal of Social Issues</i> 62(2): 239–58	II	20

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2006	Declan Roche	Dimensions of restorative justice	<i>Journal of Social Issues</i> 62(2): 217–38	III	48
2006	Tom R. Tyler	Restorative justice and procedural justice: dealing with rule breaking	<i>Journal of Social Issues</i> 62(2): 307–26	III	41
2006	Elmar G. M. Weitekamp, Stephan Parmentier, Kris Vanspauwen, Marta Valiñas and Roel Gerits	How to deal with mass victimization and gross human rights violations: a restorative justice approach	U. Ewald and K. Turkovic (eds) <i>Large-Scale Victimisation as a Potential Source of Terrorist Activities</i> , Amsterdam: IOS Press, pp. 217–41	II	30
2007	Lieve Bradt, Nicole Vettenburg and Rudi Roose	Relevant others in restorative practices for minors: for what purposes?	<i>The Australian and New Zealand Journal of Criminology</i> , 40(3): 291–312	IV	69
2007	Adam Crawford	Situating restorative youth justice in crime control and prevention	E. van der Spuy, S. Parmentier and A. Dissel (eds) <i>Restorative Justice: Politics, Policies and Prospects</i> , Cape Town: Juta and Co. Ltd, pp. 1–21	II	19
2007	Chris Cunneen	Reviving restorative justice traditions?	G. Johnstone and D. W. Van Ness (eds) <i>Handbook of Restorative Justice</i> , Cullompton, Devon: Willan Publishing, pp. 113–31	IV	62

2007	James Dignan, Anne Atkinson, Helen Atkinson, Marie Howes, Jennifer Johnstone, Gwen Robinson, Joanna Shapland and Angela Sorsby Liz Elliott	Staging restorative justice encounters against a criminal justice backdrop: a dramaturgical analysis	<i>Criminology and Criminal Justice</i> 7(1): 5–32	II	14
2007		Security, without care: challenges for restorative values in prison	<i>Contemporary Justice Review</i> 10(2): 193–208	II	16
2007	Carolyn Hoyle	Policing and restorative justice	G. Johnston and D. Van Ness (eds) <i>Handbook of Restorative Justice</i> , Cullompton, Devon: Willan Publishing, pp. 292–311	II	15
2007	David Miers	The international development of restorative justice	G. Johnstone and D. W. Van Ness (eds) <i>Handbook of Restorative Justice</i> , Cullompton, Devon: Willan Publishing, pp. 447–67	I	12
2007	Kristina Murphy and Nathan Harris	Shaming, shame and recidivism: a test of reintegrative shaming theory in the white-collar crime context	<i>British Journal of Criminology</i> 47: 900–17	III	50
2007	George Pavlich	Ethics, universal principles and restorative justice	G. Johnstone and D. W. Van Ness (eds) <i>Handbook of Restorative Justice</i> , Cullompton, Devon: Willan Publishing, pp. 615–30	IV	59

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2007	Lawrence W. Sherman and Heather Strang	Reducing repeat offending	L. Sherman and H. Strang, <i>Restorative Justice: The Evidence</i> , London: The Smith Institute, pp. 68–71	III	43
2007	Julie Stubbs	Beyond apology? Domestic violence and critical questions for restorative justice	<i>Criminology and Criminal Justice</i> 7(2): 169–87	II	22
2007	Aidan Wilcox and Richard Young	How green was Thames Valley? Policing the image of restorative justice cautions	<i>Policing & Society</i> 17(2): 141–63	III	46
2008	Harry Blagg	Restorative justice: a good idea whose time has gone?	H. Blagg, <i>Crime, Aboriginality and the Decolonisation of Justice</i> , Sydney: Federation Press, pp. 74–90	IV	61
2008	Phil Clark	The rules (and politics) of engagement: the <i>gacaca</i> courts and post-genocide justice, healing and reconciliation in Rwanda	P. Clark and Z. Kaufman (eds) <i>After Genocide: Transitional Justice, Post-Conflict Reconstruction and Reconciliation in Rwanda and Beyond</i> , London: C. Hurst and Co. Publishers Ltd; New York: Columbia University Press, pp. 297–319	II	33
2008	Annie Cossins	Restorative justice and child sex offences: the theory and the practice	<i>British Journal of Criminology</i> 48: 359–78	II	25

2008	Kathleen Daly	Setting the record straight and a call for radical change: a reply to Annie Cossins on 'Restorative Justice and Child Sex Offences'	<i>British Journal of Criminology</i> 48(4): 557–66	II	26
2008	Nathan Harris and Shadd Maruna	Shame, shaming and restorative justice: a critical appraisal	D. Sullivan and L. Tiff (eds) <i>Handbook of Restorative Justice</i> , Abingdon, Oxon: Routledge, pp. 452–62	IV	66
2008	Carolyn Hoyle	Restorative justice, victims and the police	T. Newburn (ed.) <i>Handbook of Policing</i> , 2nd edn, Cullompton, Devon: Willan Publishing, pp. 794–823	III	36
2008	Carolyn Hoyle and Stephen Noguera	Supporting young offenders through restorative justice: parents as (in)appropriate adults	<i>British Journal of Community Justice</i> , 6(3): 67–85	IV	70
2008	Paul McCold	The recent history of restorative justice: mediation, circles, and conferencing	D. Sullivan and L. Tiff (eds) <i>Handbook of Restorative Justice</i> , Abingdon: Routledge, pp. 23–51	I	8
2008	Gwen Robinson and Joanna Shapland	Reducing recidivism: a task for restorative justice?	<i>British Journal of Criminology</i> 48: 337–58	III	45
2008	Lars Waldorf	Mass justice for mass atrocity in post-genocide Rwanda	Excerpt from 'mass justice for mass atrocity: rethinking local justice as transitional justice', <i>Temple Law Review</i> 79(1): 1–87	II	32

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