DEFENSORIA DEL PUEBLO

REPUBLICA DEL PERU

Defensoría del Pueblo

OMBUDSMAN OFFICE OF PERU: CHILDREN'S DIVISION

"The Role of the Ombudsman Office of Peru in Juvenile Restorative Justice"

Bali, 27th June 2013

Role of the Ombudsman Office of Peru

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NATIONAL FRAMEWORK

- **Article 162º Constitution Act 1993.**
- **Article 1º Ombudsman Office Act.**

INTERNATIONAL FRAMEWORK

- **Concluding Observations: Peru. Committee on the Rights of the Child (14/03/2006). Recommendation Nº 18.**

- **General Comment Nº 2 (2002) Committee on the Rights of the Child:** *The role of independent human rights institutions in the promotion and protection of the rights of the child.*

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Main Offices and Branches of the Ombudsman Office

Main Focus of the Ombudsman Office

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1. The recognition of the specific rights of children and adolescents.

2. Children and adolescents as subjects with rights.

3. The best interests of the child.

4. The gender perspective.

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Activities in Restorative Justice

Promoting restorative justice, specifically social and educational measures that do not deprive individuals of their liberty

- Identification and treatment of precedent-setting cases.
- Generation of various reports and documents containing recommendations for various sectors.
- Provision of opinions on legislative proposals on request.
- Participation in meetings on the subject.

Recommendations

- Fulfil the recommendations of the Committee on the Rights of the Child and the UN Guidelines on the subject.
- Technical and economic resource allocation to regional and local government.
- Further development of restorative justice programs in public institutions. These programs should be evaluated when they are completed.
- Implementation of new restorative juvenile justice strategies.

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Recommendations

- More training for legal operators.
- Further development of research related to the development and practices of restorative justice.
- Sensitization of the media on the treatment of news related to children in conflict with the law and the benefits of using restorative justice.
- Increase awareness within society to eliminate the perception of impunity for adolescents in conflict with the law.

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Thank you very much