

Procedures used in restorative justice

Marko Bošnjak, L.L.M., Research Assistant, Institute of Criminology at the Faculty of Law, Kongresni trg 12,1000 Ljubljana, Slovenia

The paper presents different procedures developed on the basis of the restorative justice concept. Since special attention is devoted to mediation as the most important of these procedures, the paper provides a description of the course of the mediation procedure and presents different types of mediation procedures that have been developed in the world. The author then describes possibilities of successfully concluded or, at least on the part of the offender, sincerely attempted mediation under classical procedural and substantive criminal law.

Finally, he makes proposals for the appropriate formulation and implementation of mediation in the Slovene legal system.

Keywords: mediation, restorative justice, criminal procedure, penal sanctions, alternatives, foreign criminal law systems

UDC: 343.121: 343.122 + 347.995