

## LINE OF ACTION



# INCLUSIVE JUSTICE



## Democratic Governance

See  
results



This line promotes the integration and inclusion of population groups in vulnerable situations through the protection and dissemination of their rights. These groups include migrants; children and adolescents; the victims of violent crimes; young people in conflict with the law; persons deprived of liberty; people belonging to ethnic minorities; and women who are in situations of gender-based discrimination.

### WHICH AREAS ARE INVOLVED?

- Reduction in barriers to access to justice, especially for the most vulnerable groups.
- Models for innovation in access to justice, for which work is being carried out on implementing open justice policies and in defining and implementing restorative justice programmes.
- Alternative Conflict Resolution Mechanisms —ACRM—.
- Strengthening the Public Defender's Powers.
- The reintegration of persons deprived of liberty into society and the labour market.



### EUROSOCIAL+ EXPERIENCES

Access to justice is a hallmark of the EUROSociAL+ Programme, as it constitutes one of the dimensions in the fight against exclusion and inequalities, which is reflected in the distance between the formal perfection of the rules, which establish values and principles, and the actual reality, in which they cannot be enforced and made effective.

EUROSociAL+ relies on existing judicial and/or extra judicial institutional mechanisms to try to eliminate barriers or obstacles to accessing justice and promotes innovations that can give better results, such as restorative justice or open justice.

From the beginning, the 2005 EUROSociAL Programme has accompanied the countries in the region and the regional networks in initially defining the Brasilia Rules for Access to Justice for people in vulnerable conditions and in

disseminating and implementing them at the national level in Latin American countries. All this has contributed to improving access to justice and guaranteeing the protection of the rights of persons in vulnerable conditions.

### REGIONAL ACTIONS

At the regional level, regional collaboration spaces and platforms are supported, oriented towards the exchange of experiences, the



### WHICH SDG DOES IT INVOLVE?



### EUROPEAN CONSENSUS

Initiative: Good governance, democracy, the rule of law and human rights

"The EU and its Member States will promote efficient, independent, open and responsible justice systems to promote the rule of law. They will continue to support the reform of justice in order to promote access to justice for all, and in particular for the poorest and most vulnerable groups of society"



EUROSociAL+ is a consortium led by:



generation of knowledge, and the construction of shared agendas and models. Actions promoted:

- With the Inter-American Association of Public Defenders (**AIDEF**): a regional diagnosis on institutional violence in prisons and a regional guide that designs a model for the Registration, Communication and Comprehensive Care System for Victims of Institutional Prison Violence (SIRCAIVI) has been supported. Regional diagnosis on legal assistance to migrants, refugees and foreigners for the subsequent definition of a model and a regional legal assistance network for migrants.
- The **Ibero-American Judicial Summit** is working on the implementation of the 100 Brasilia Rules. A manual to define public policies for access to justice has been prepared along with a commented guide on the Brasilia Rules and an awareness and communication strategy. The Ibero-American Judicial Summit is being accompanied in the implementation of the Road Map to turn the 100 Brasilia Rules into an International Agreement. More than 20 countries participate through the main justice networks: CJI, AIAMP, AIDEF and COMJIB. The objective is to promote access to justice, promoting an international convention that makes the 100 Brasilia Rules binding.
- With the Ibero-American Association of Public Prosecutors (**AIAMP**), progress is being made on revising and updating the "Santiago Guidelines" on the protection of victims and witnesses.

## ACTIONS BY COUNTRIES

- ARGENTINA: Protocol for receiving complaints regarding gender violence in the Public Prosecutor's Office ATAJOS offices. The Office of the National Ombudsman is being accompanied in improving access to justice in ESCR and in the implementation of SIRCAIVI.



Together with COPOLAD II and EL PAcCTO, in 2019 the bi-regional Conference was held on developing the use of alternative measures to prison, and in 2020 a Webinar was held on alternative measures to prison in times of Covid-19 and challenges for the future.

Also in the implementation of the Regional Model for the Defense of People in the Context of Mobility and in the implementation of SIRCAIVI.

- BOLIVIA: definition of the Institutional Strategic Plan by the Plurinational Public Defence Service
- BRAZIL: implementation of the community mediation undertaken by the Community Justice Programme of the Justice Tribunal for the Federal District and Territories of Brazil. With the Defensoria Pública da União the implementation of the Regional Model for the Defense of People in the Context of Mobility.
- COLOMBIA: the mechanism for access to justice for rural women implemented within the framework of the Integral Rural Reform defined in the Peace Agreements with the Ministry of Justice and Law (MJD). Juvenile

Restorative Justice Programme with the MJD and the national Attorney General's Office.

- COSTA RICA: Open Justice Plan of the Judiciary and definition of an Open Public Defence. Implementation of SIRCAIVI and an inter-institutional mechanism to promote the social integration of young people in the Juvenile Criminal Sanction Enforcement stage.
- CHILE: the Public Criminal Defender is collaborating in: Defence protocol for migrants and foreigners and specialised defence protocol for women deprived of freedom; implementation of SIRCAIVI; specialised defence model for early hours of detention in police stations.

The Judicial Branch has been supported in defining a Protocol on Access to Justice for migrants.

The Ministry of Justice and Human Rights is collaborating in: Juvenile justice reform (definition of the juvenile restorative justice policy); civil procedural reform (local justice policy); design of a new health care management model for people in prison; Policy and national plan for access to justice for the creation of the National System for Access to Justice.

With the National Prosecutor's Office: definition of a comprehensive care system for victims and witnesses.

- HONDURAS: design and implementation of the institutional policy on access to justice in compliance with the 100 Brasilia Rules.
- PANAMA: with the Judicial Body, the Panamanian Ministry of the Interior and the Attorney General's Office, support in defining a Strategic Plan and in drafting the Alternative Method for Conflict Resolution Bill. Protocol for the referral of cases from the Civil, Criminal, Family and Juvenile and Adolescence Jurisdictions to the Alternative Conflict Resolution Mediation Centres.
- URUGUAY: model for care for victims and witnesses with the Prosecutor's Office and with INISA, definition of a new model with alternative measures for young criminal law offenders.
- PERU: Judicial Participation Protocol for Children and Adolescents and an application manual.

## EUROsocial TV

EUROSOCIAL CHANNEL ON YOUTUBE



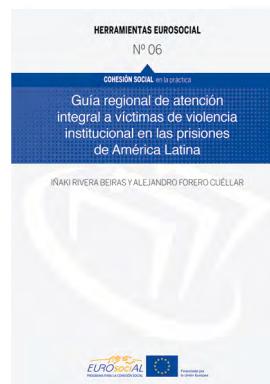
Justice for social cohesion. The case of Lorenza Cayuhan and "The 100 rules of Brasilia"



Reportaje «Medidas alternativas a la privación de libertad»

# Publication

## EuroSociAL LIBRARY



- Guía comentada de las Reglas de Brasilia
- Estrategia de comunicación y sensibilización de carácter regional sobre las Reglas de Brasilia
- Guías de Santiago sobre protección de víctimas y testigos
- Acceso a la justicia de personas en contexto de movilidad humana
- Elementos para la constitución de la Red Interamericana de Defensa de Personas en contexto de movilidad
- Modelo Regional de Defensa de Personas en Contexto de Movilidad
- Protocolo de actuación para la solicitud de información entre Defensorías Públicas en contexto de movilidad
- Protocolo de defensa penal para personas migrantes y extranjeras en Chile
- Protocolo de Assistência Jurídica a Pessoas Migrantes e Refugiadas em Áreas de Fronteira
- Estrategia regional de comunicación y sensibilización para políticas favorables a la aplicación de medidas alternativas a la privación de libertad
- Perspectiva de género y alternativas a las penas de privación de libertad en prisión
- Diagnóstico para la implementación de prácticas y procesos de justicia juvenil restaurativa en Quibdó, Colombia
- Modelo de Protocolo para la práctica de la Justicia Juvenil Restaurativa
- Diagnóstico sobre el acceso a la justicia en Chile

- Manual para la construcción de políticas públicas sobre acceso a la justicia
- Guía para mujeres rurales en el acceso a la justicia y a la tierra
- Protocolo de atención a mujeres rurales para el acceso a la justicia y a la tierra
- Programa Formativo Transversal para Institucionalidad sobre Mujer Rural
- Caja de herramientas para facilitar la orientación a mujeres rurales
- Programa formativo para organizaciones de mujeres sobre mujer rural
- Guia de Formação em Mediação Comunitária
- Diagnóstico del modelo de Justicia Abierta en Costa Rica
- Diagnóstico de la violencia institucional en las prisiones de América Latina
- Guía regional de atención integral a víctimas de violencia institucional en las prisiones de América Latina
- Diagnóstico de la situación de la defensa a personas detenidas en unidades policiales en Chile
- Modelo de defensa a personas imputadas detenidas en unidades policiales en Chile
- Protocolo para la defensa penitenciaria de mujeres condenadas privadas de libertad en Chile
- Ciclo de diálogos Chile – Unión Europea: compartiendo experiencias sobre procesos y contenidos constitucionales

## REPORTS

- Implementación de las nuevas Reglas de Brasilia a nivel latinoamericano
- Las Reglas de Brasilia son un instrumento clave para garantizar el acceso a la justicia
- Promovemos el acceso a la Justicia en alianza con la Asociación Interamericana de Defensorías Públicas
- Mejorar la protección de los derechos fundamentales a través de la AIAMP
- Definición e implementación de la Guía Regional de actuación ante casos de violencia institucional carcelaria
- Protocolo Modelo Regional para derivación de casos a prácticas de justicia juvenil
- El fortalecimiento del acceso a la justicia para las mujeres rurales
- Fortalecer el acceso a la Justicia para mujeres en materia de derechos y conflictos
- Diseño e implementación del Modelo de Defensa Penitenciaria de Mujeres privadas de libertad en Chile