

CS in the Netherlands + Capacitybuilding



Conference on Community Sanctions in Central and East European Countries

Ben Zengerink higgsbosonmanagement 06-06-2014

Content

- 1. Probation and Community Sentences in the Netherlands (briefly)
- 2. Capacitybuilding and Lessons learned in Romania



Community Sentence

- Independent main sentence, besides a fine and a (conditional) prison sentence
- Not for serious violences and sex cases
- Not if it's a repeated offence
- To be imposed by:
 - <u>Cour</u>t as a sentence (max 240 hrs)
 - The Public Proscecutor
 as a penalty order issued by a public prosecutor or fixed penalty (up to 180 hours)



Execution

- Dutch Probation Service
- 5 community sentence units spread over the Netherlands
- Individual and group projects
- Every year about 2 million hours for useful work for society at more than 1,500 social organisations



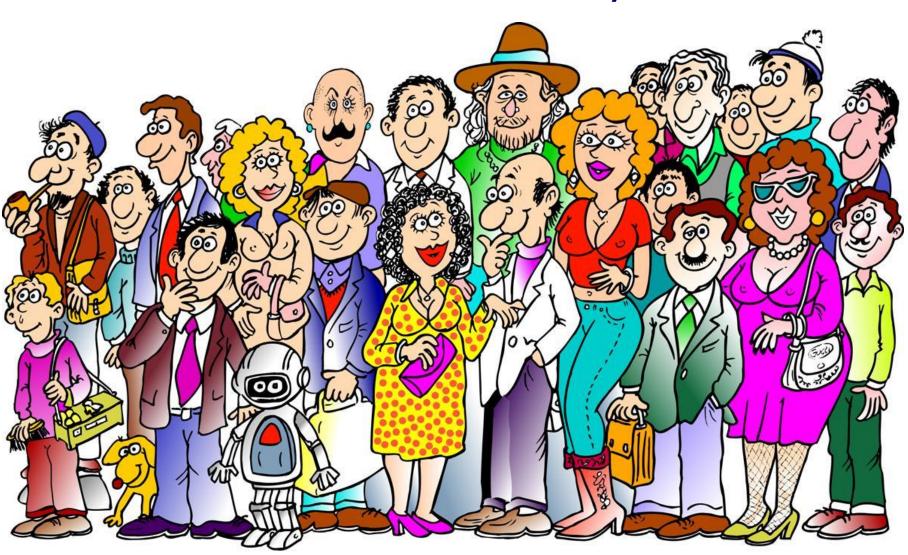
Facts and Figures 2013

- 29.000 orders communitysentence
- 70 hours average
- 2 million hours
- 292 Staff
- € 31.5 million budget
- Custody would have cost € 225 million





Probation Family



will de probation family be able to put an man on the moon?

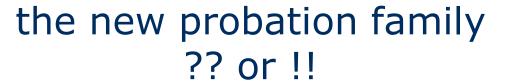


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implementationrules according to Ben

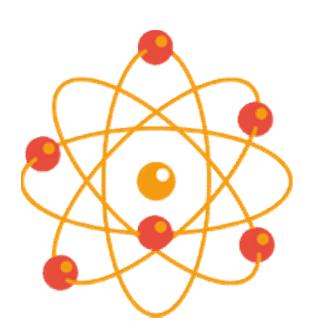
- 1. Have fun
- 2. Organize your believes
- 3. Create motivation
- 4. Organize synergy top down bottom up
- 5. Practice positive reinforcement
- 6. Embrace, explore and exploit differences
- 7. Transfer
- 8. Anchor
- 9. Dare to say no
- 10.Pity those who didn't use the last bullet in their gun







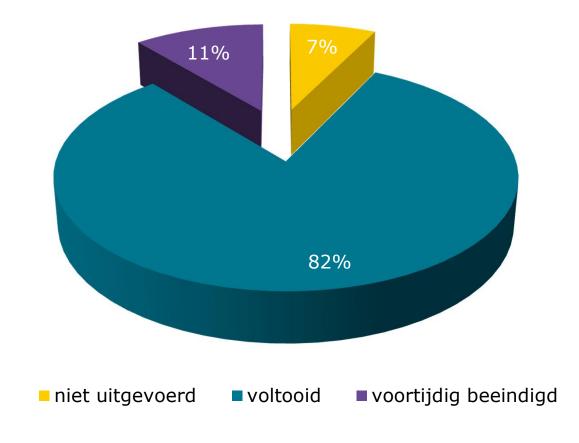




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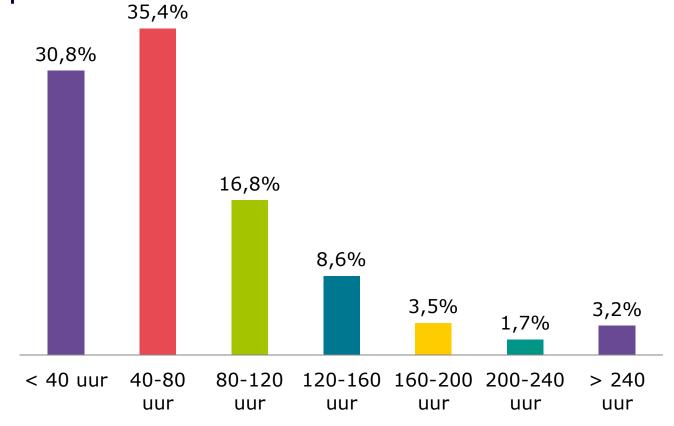
Ben Zengerink benzengerink@gmail.com www higgsbosonmanagement.nl

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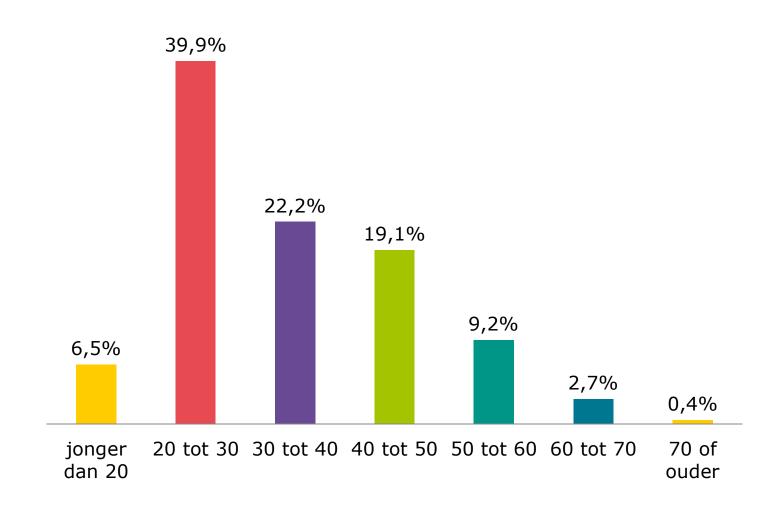


Numbers

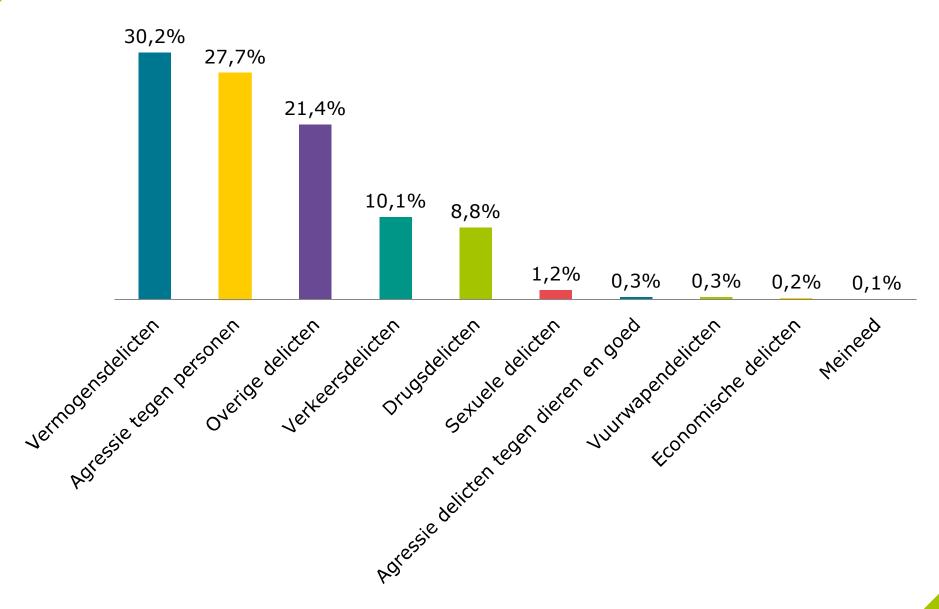
In total 30,574 community punishment orders imposed in 2012



Age of persons who have been subject to a community sentence



Types of offences





Rules during the community sentence

- Arriving on time
- Travel expenses are not compensated
- No telephone or music
- No alcohol, drugs or weapons
- Observing safety instructions, incl. wearing a safety vest (working conditions service)



Violation of the rules

- In the event of a sickness report: chance of inspection at home
- In the event of a violation :
 - First time a yellow card, after this the community sentence will be revered back to court.
 - For every 2 hours of the sentence that are not carried out: 1 day prison
 - Court decides



Requirements for projects

- Sufficient work and adequate supervision
- Useful and practical work
- Complying with working condition rules
- No compensation
- Approval by the Public Prosecution Service

Dutch Probation Service carries out announced and unannounced inspections of projects



Recent developments

- Cuts: less group placements
- Legislative change: no combination with supervision possible anymore in case of serious violence and sex cases
- Political assignment: taking care that the community sentence is actually perceived as a punishment by the person who has been subject to a community sentence and by the victim
- Study 'Citizens as judges': support base for community sentence in society.



Community sentence in the 'green' sector National

Cooperation with Saved Equipment (Gered Gereedschap):

- Collecting and fixing equipment
- Composing tool boxes:
 - " Metalworker
 - " Electrician
 - " Car mechanic
 - " Plumber
- Delivery to technical schools and starting entrepreneurs in Asia, Africa and Latin-America



Community punishment order in the 'green' sector Rotterdam

Food garden

- Garden where food is grown for the Food Bank
- Person who is subject to a community punishment order lends a helping hand

Community punishment order in the 'green' sector The Hague

Workshop

- Recycling scaffolding wood to make furniture for institutions for multi-handicapped persons
- Intensive assistance and development job skills





Community sentence in the 'green' sector National

Cooperation with thrift shops

- As external project
- •Fix furniture and make it saleable
- •Ship non-sellable items to Costa Rica in cooperation with Chiquita and MissieWerk









Community sentence as a step to work Amsterdam

Cooperation with DWI (Department for Work and Income)

- •Initial processing community sentence is update status DWI
- Information is shared and exchanged
- Progress monitoring of separate programmes
- Common projects
- •Community sentence is pre-bridging phase for programme at DWI

Reclassering Nederland

Community sentence as a step to work Den Haaq

Cooperation with the Haeghe Group:

- Commercial company of municipality of The Hague
- Corporate social responsibility
- Mission: to give an opportunity to people with a disadvantage on the labour market
- •3,000 employees with a labour handicap employed

Community sentence as a step to work Den Haaa

Cooperation with the Haeghe Group:

- Places for persons who have been subject to a community sentence with a disability
- Transferring supervision clients and persons who have been subject to a community sentence to a rehabilitation project after their punishment

Types of work (amongst others):

- Making and maintaining town street furniture
- Repairing school books
- Car wash without water



Challenges and questions

- How can we also use the community sentence as a step to work, for example though certification?
- How do you deal with commercial jobs, which make a contribution to sustainability or offer opportunities to persons who are or have been subject to a community sentence?





The visit

Program

22/1 Introduction to Wales Probation

Background of the 'Green

employability' project

Visit to YMCA accreditation

department

Visit to Cardiff workplace

Visit to employer in the green sector



General

- Community Payback is one of the community orders:
 - Probation service officers for low risk cases, including CP
 - Probation officers medium and high risk cases
- It takes a 2-year training to become a probation officer



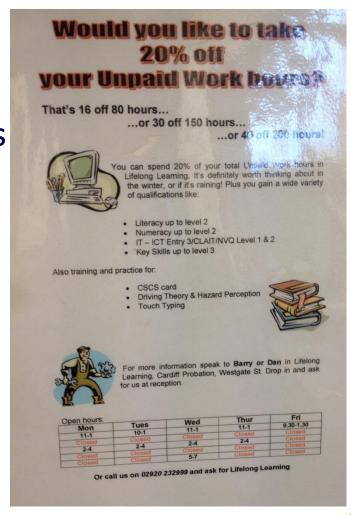
Swift justice:

- Appr. 2-3 months between crime committed and punishment:
 - Pre-sentence reports ready within 1-15 days
 - First working day within 7 days after sentencing



Context

- Appr. 70% of the offenders have a supervision order next to CP
- 20% of the CP hours can be used for training





Recent developments

- Recently started with Restorative Justice
- Every sentence has to consist of at least one 'punitive' element (CP, curfew, fine)
- Intensive Offender Management Teams



What started it:

- EU-regulations leading to increase in costs for waste storage
- Need for 'green' solutions: growth in the green economy

The idea:

 Qualify offenders for a job in the expanding 'green sector'



Goal:

- At the end of their probation offenders have a job or at least qualifications in the green sector
- For example in 'waste management', re- and upcycling or alternative energy



Results of the project

- Over 130 offenders started the programme
- 35 got a job because of the programme
- Almost all have one or more qualifications in the green sector
- Many employers were willing to work together with the probation in finding job opportunities

Certificates

- All offenders get the opportunity to get 1 or more certificates
- 'Health & Safety' certificate as the basic training
- Other examples:
 - Tool maintainence
 - Carpentry
 - Recylcing
 - Retail
 - Etc.



Certificates

- Certificaten are accredited by an independent organisation
- Certificates are generally excepted in Wales (same system as the Open University)
- Each points resembles 10 hours of training. For example: Health&Safety is 3 points



Field visits

Workplace Cardiff

- Carpentry workshop
- Free used wood is used as 'raw material' for constructing furniture, fences, etc.
- Furniture is sold to schools, social enterprises, etc.
- Offenders also renovate schools, gardens, etc.
- Separate space available for training (certificates)





Lessons learned



Lessons learned 1

'Green' community sentences

- We already have many 'green' projects in the Netherlands, but we are not aware of it
- Focus on 'green' projects opens opportunities for offenders
- 'Green' community sentences can also be used for promotional goals: "Community sentence is a sustainable sentence"



Lessons learned 2

Certificates

- Look into possibilities in the Netherlands to transfer CP experience into generally excepted qualifications
- Perhaps by working together with ROC's?
- Look into possibilities for the Dutch Probation
 Service to become an accredited 'leerbedrijf'



Lessons learned 3

Employability:

- Getting offenders in a regular job requires focus, lots of energy and time and support from all levels within Probation and from other organisations
- Timing is crucial in order to succeed
- Idea of 'social enterprise' appeals as a way to become less dependent on subsidies to reach our goals...