

ANNUAL REPORT

2020/2021

International Centre for
Criminal Law Reform and
Criminal Justice Policy



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About ICCLR

Message from the Chair of the Board

Prof. Neil Boyd

Chair of the Board



The International Centre for Criminal Law Reform and Criminal Justice Policy (ICCLR) has had another active and productive 12 months, though one shaped throughout the full fiscal year by the events of the continuing global pandemic.

We were very pleased to have Joanne Macri join ICCLR as our Executive Director, last August, just before our September Board meeting in 2020. Joanne has now been with us for a full year and has been actively involved in meeting with our Associates and collaborating with both myself and our President Peter German on a variety of projects. Joanne is a Canadian citizen, and U.S. trained lawyer who had been working in the United States for the previous 25 years and had most recently been employed by the New York State Office of Indigent Legal Services as the Statewide Chief Implementation Attorney and Regional Initiatives Director.

Dr. Peter German has continued in his role as our President and has intensified his efforts to spur ICCLR to respond effectively to ongoing issues of corruption - money laundering, and the threats posed by transnational organized crime. Peter has been actively developing an anti-corruption institute within ICCLR, an initiative that we will be discussing in some detail at this year's Board meeting. The targeting of corruption both at home in Canada and internationally is a United Nations priority, fitting very comfortably within ICCLR's mandate.

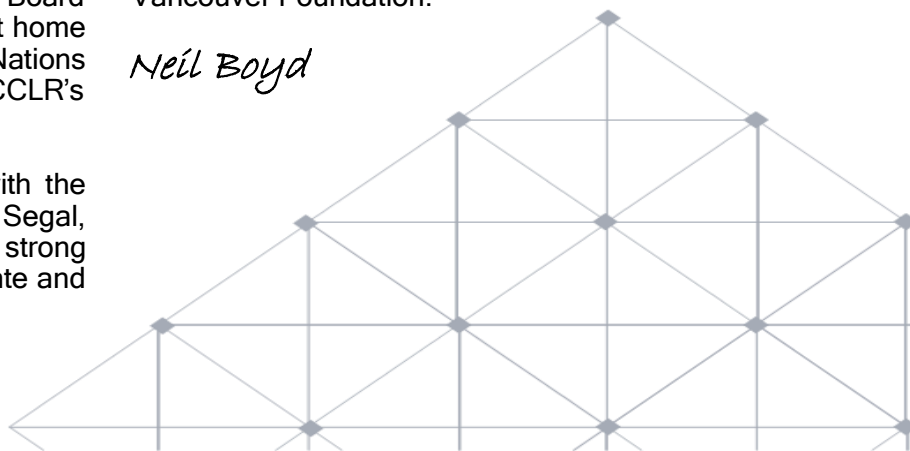
We have hired a contractor to help us with the development of this new institute, Rachael Segal, an accomplished lawyer who has a very strong background of working within both the private and

public sectors. The new institute is tentatively named as the Vancouver Institute for Global Anti-Corruption (VIGAC). We also have a very strong VIGAC Advisory Committee and are extremely pleased with the national and international character of this Committee

The work of the Centre continues to be guided by the President, Dr. Peter German, and by the Board of Directors. Associates of the Centre, many of whom have been engaged in and have supported the work of ICCLR over the past twenty-five years, continue to enhance the Centre's capacity and remain critical to its continued success. The Centre has been involved in a number of projects and activities over the past fiscal year. This Annual Report speaks to the many and myriad accomplishments of our staff and associates.

Finally, I would like to take this opportunity to express my appreciation, on behalf of ICCLR, to our funders and to our supporters who make our continuing work possible. We would like to make particular mention of the support provided by the Department of Justice Canada, the Attorney General of B.C., the Law Foundation of British Columbia, Public Safety Canada, and the Vancouver Foundation.

Neil Boyd



ICCLR Overview

The International Centre for Criminal Law Reform (ICCLR) is an independent UN-affiliated international research institute based in Vancouver, Canada.

As a registered charity, it undertakes the development and delivery of technical assistance programs, develops tools and manuals, conducts research and policy analysis, and actively supports international cooperation to fight against serious crimes.

Founded in 1991, ICCLR is a joint initiative of the Government of Canada, University of British Columbia, Simon Fraser University, the International Society for the Reform of Criminal Law, and the Province of British Columbia. It is officially affiliated with the United Nations pursuant to a formal agreement between the Government of Canada and the UN.



Our Mission

ICCLR promotes the rule of law, democracy, human rights, and good governance in criminal law and the administration of criminal justice, domestically, regionally and globally.

TECHNICAL ASSISTANCE

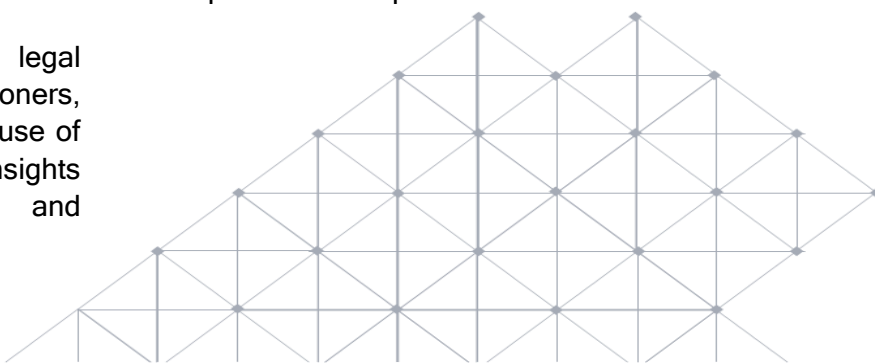
ICCLR develops and delivers technical assistance programs including needs assessments, capacity building measures, performance indicators, and measurement frameworks. In addition, ICCLR Associates can provide recommendations on legislative reform, legislation drafting and treaty implementation.

ANALYSIS AND REPORTING

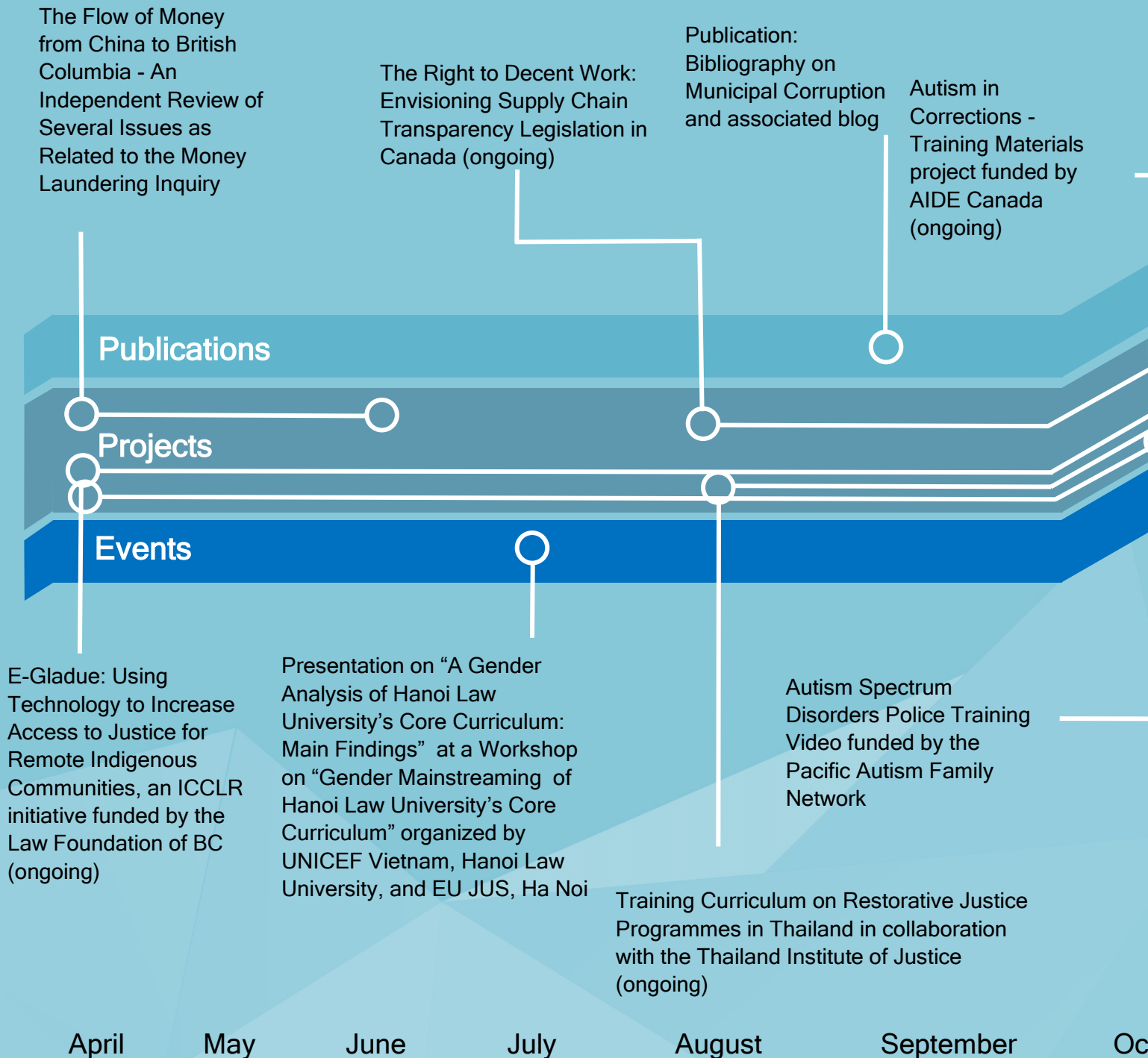
ICCLR Associates include criminologists, legal specialists, former law enforcement practitioners, computer scientists and gender experts. Because of this cadre of expertise, ICCLR is able to offer insights that incorporate multiple perspectives and dimensions in many fields.

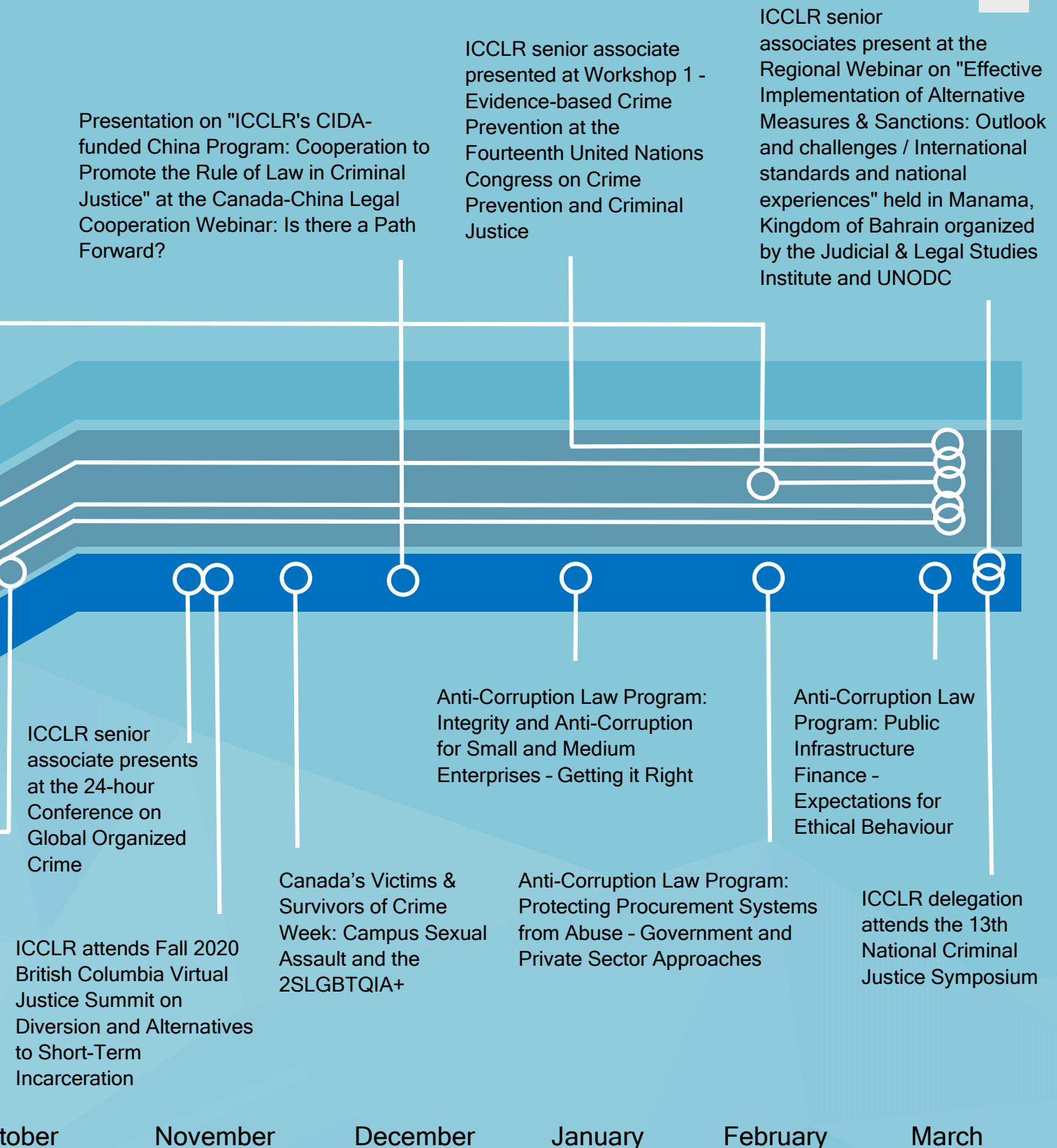
THOUGHT LEADERSHIP

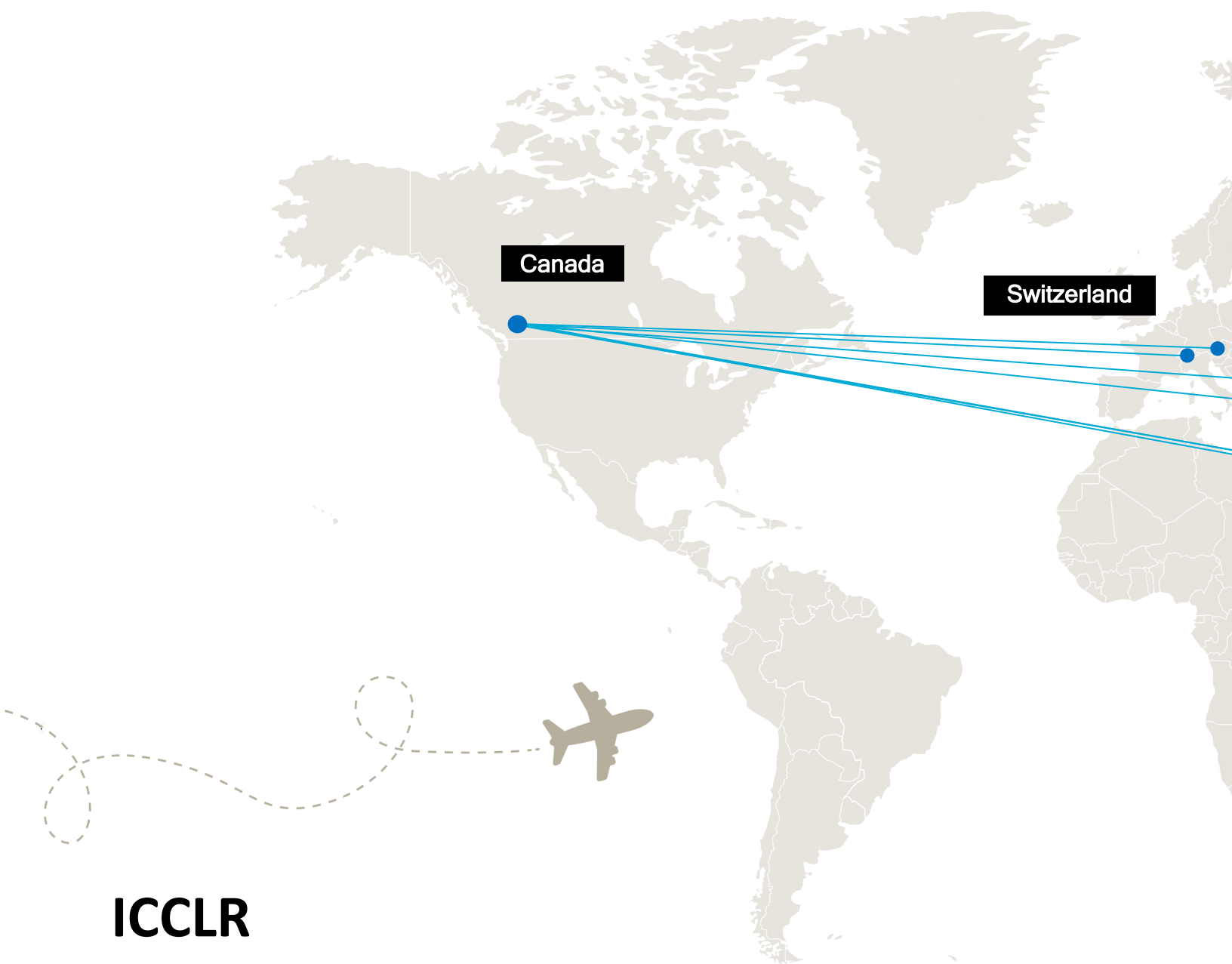
Hosting conferences, developing workshops, and participating in seminars and expert meetings are among ICCLR's most important activities. ICCLR delivers current, timely and community-specific programming to advance conversations with policymakers and stakeholders. ICCLR Associates engage in thought leadership as accomplished workshop leaders and presenters around the world.



ICCLR at a glance 2020/2021

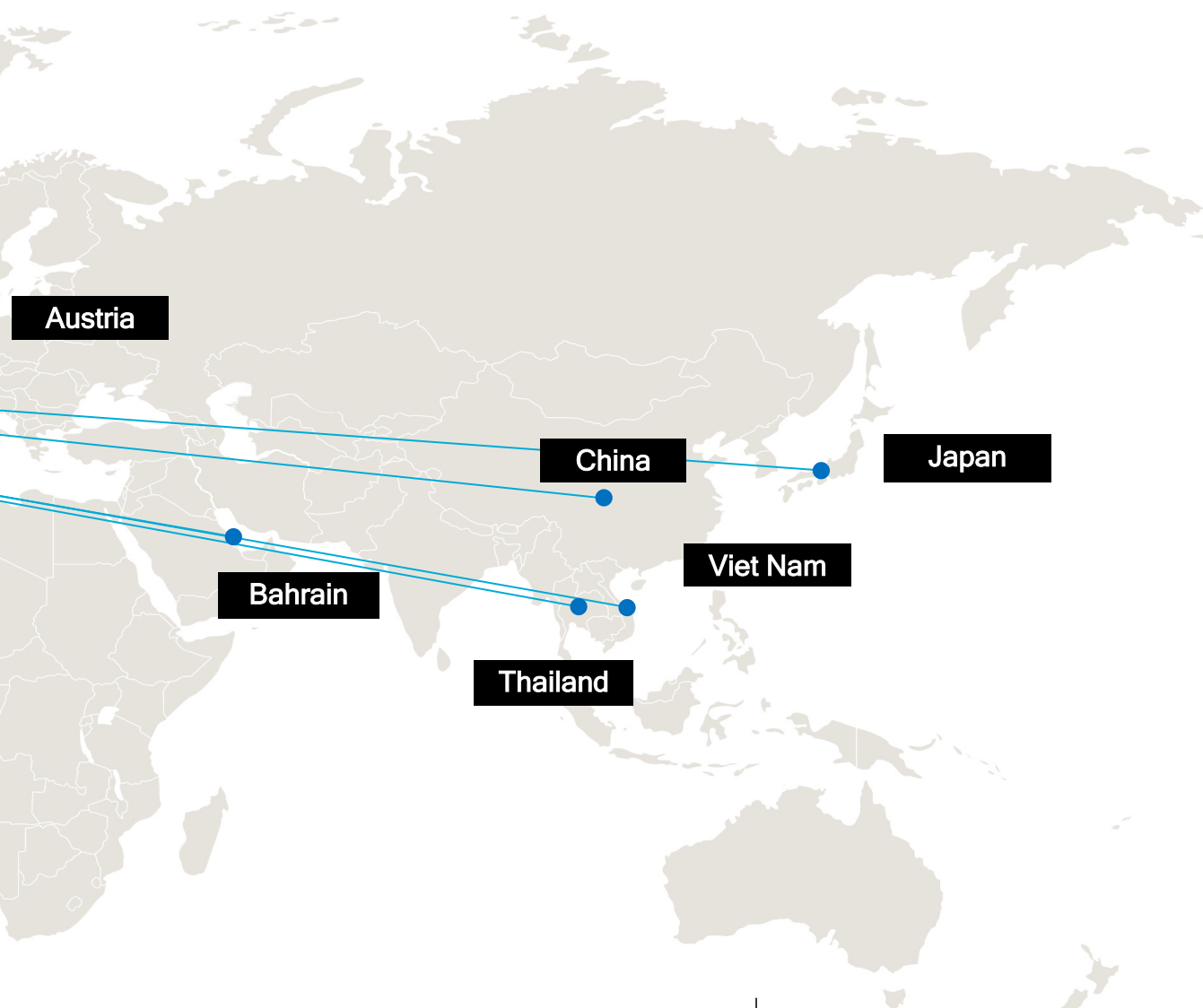






ICCLR AROUND THE WORLD

This year ICCLR and associates provided technical assistance, analysis/ reporting or thought leadership in the following countries among many other virtual engagements.

**386**

Publications loaded onto our
online publication library

**2,193**

Followers on social media

**25**

Presentations, speaking
engagements and delegations
led by ICCLR thought leaders

**39**

Technical assistance projects

2020/21 Projects

As an independent non-governmental institute, ICCLR is able to undertake projects and provide independent assessments and advice in an innovative and professional manner. ICCLR's flexibility and experience allow us to tailor our work to the areas of interest that are most relevant to our partners in the Canadian government, at the United Nations and in Canadian and international civil society. This year, ICCLR continued to provide insights and fill in data gaps to create meaningful, positive change on issues of criminal law and criminal justice policy.

The Growing Support for Restorative Justice

UNODC Handbook on Restorative Justice Programmes (Second Edition)

Building on the first edition, this handbook has been developed for UNODC by ICCLR Senior Associate Yvon Dandurand, Annette Vogt at the University of Fraser Valley and Jee Aei (Jamie) Lee at UNODC in collaboration with the Thailand Institute of Justice. As a whole, the handbook provides in a clear and concise fashion, an overview of the merits of restorative justice programmes and the good practices in their design and implementation. To celebrate the release of this handbook, a webinar launch was convened by UNODC and TIJ in May 2020.

Twenty years of growing support for restorative justice: presenting the second edition of the UN Handbook

Published in the *International Journal on Restorative Justice* vol. 3 in 2020, this journal article authored by ICCLR Senior Associate Yvon Dandurand and Jee Ai (Jamie) Lee from UNODC provides an overview of trends and new developments to date in view of the growing recognition and use of restorative justice programmes in criminal matters. It introduces the most recent milestone namely the release of the Second Edition of the UNODC Handbook on Restorative Justice Programmes.

Training Curriculum on Restorative Justice Programmes in Thailand

In partnership with the Thailand Institute of Justice (TIJ), ICCLR Senior Associate Yvon Dandurand is developing a culturally responsive training curriculum on restorative justice programmes in Thailand. The initiative will produce two separate outputs - a training curriculum with a variety of modules aimed at criminal justice practitioners and facilitators and a user manual to provide TIJ with technical guidance in successfully implementing the training curriculum at the ground level. Outcomes of this training curriculum are to encourage and strengthen restorative justice interventions in Thailand, bridge the gap between different departments in the provision of restorative justice, and equip relevant practitioners with the knowledge and skills necessary in implementing restorative justice programmes. As well, it would further provide a standardized training method for restorative justice in Thailand while aiming to be replicable and streamlined. This project draws from two past initiatives led by ICCLR senior associates including the Second Edition of the Handbook on Restorative Justice Programmes published by UNODC in May 2020 and the research study entitled, "Harmonious Justice: The State of Restorative Justice in Thailand."

Canada's Legal Response to Human Trafficking

Racialized, Gendered, and Sensationalized: An examination of Canadian anti-trafficking laws, their enforcement, and their (re)presentation

This journal article was published in the *Canadian Journal of Law and Society* and was authored by ICCLR Senior Associate Dr. Hayli Millar and Dr. Tamara O'Doherty from Simon Fraser University. Using an intersectional and critical analysis, the authors examine 127 prosecuted trafficking cases in Canada and explore related claims of racial and gender bias together with sensationalism in the enforcement of Canadian anti-trafficking in persons laws. The research findings observe the racially selective identification and prosecution of sex trafficking cases through a heteronormative and gender binary lens. As the article concludes, there is a clear and pressing need to publish race-disaggregated crime and criminal court data and to challenge deeply ingrained stereotypes using various means.

Improving Care in Corrections

Alignment of Vietnamese Law on the Treatment of Juvenile Prisoners With International Standards and Norms

Duy Tan Huynh Le from Hanoi Law University and ICCLR Senior Associate Yvon Dandurand authored this article published in *Youth Justice* examining Vietnamese law as it relates to the prison regimes applicable to juvenile detainees and the extent to which it complies with internationally accepted standards and norms. The authors review existing measures for the protection of juveniles against all forms of violence during their incarceration, including abusive disciplinary measures and the absence of independent oversight of prisons. They also consider arguments for and against the building of juvenile prisons to separate juveniles from adults as required by article 37 of the Convention on the Rights of the Child. The article concludes with recommendations for legal reforms.

Canadian Human Trafficking Prosecutions and Principles of Fundamental Justice: A Contradiction in Terms?

This report continues ICCLR Senior Associate Dr. Hayli Millar and Dr. Tamara O'Doherty's ongoing longitudinal work (2014-2020) empirically examining the charging and prosecution of Canadian trafficking in persons offences. In addition to documenting the complex legal issues and challenges that arise in enforcing anti-trafficking laws, the authors focus their attention on the application and interpretation of law. The findings of the report solidify scholarly concerns about the effects of ongoing conflation of sex work and human trafficking, and the expansion of criminalization and other forms of legal regulation related to the commercial sex sector. An ICCLR blog written by the authors accompanied the release of this report entitled, "Canadian Implementation of the UN Trafficking Protocol: Promoting or Eroding Access to Equity and Justice?"

Autism in Corrections –Training Materials

Recognizing the need to assist correctional staff in managing the specific challenges that a prison setting presents for persons with ASD, ICCLR has started a new project this year to develop training materials that will be interactive, informative, and easily accessible to correctional staff in supporting detained or incarcerated persons with ASD. The project made possible by AIDE Canada aims to educate correctional staff on how to apply good practices for recognizing and responding to persons with ASD; integrate good Canadian practices relating to assessment and de-escalation techniques involving persons with ASD in crisis; and be easily accessible to those involved in the management of detained or incarcerated persons as well as the public. The project is currently underway and we look forward to making available the final product later next year.

Sentencing Alternatives

Promoting Family-focused Defence Strategies and Community-based Alternatives: A Toolkit for Criminal Defence Lawyers and Other Criminal Justice Stakeholders Initiative

Children whose parents come into conflict with the law, and particularly those whose parents are incarcerated, experience tremendous stress and disruption in their lives that can affect their development and social adaptation. There is current momentum in British Columbia favoring reduction in short-term incarceration, particularly of Indigenous offenders, and implementing community-based alternatives that promote public safety and the successful reintegration of offenders. This ICCLR project, funded by the Vancouver Foundation, aims to develop and implement a toolkit that provides family-focused defense strategies, best practices and community-based alternatives and resources that will serve to mitigate the unintended consequences of the child/ren of a parent/legal guardian in conflict with the law. The toolkit will be based on the practical measures and strategies articulated in ICCLR's Framework for Action to Enhance the Protective Environment for Children of Incarcerated Parents. The project is based on ICCLR's and its partners prior work in this area including: community mobilization projects in three communities in British Columbia; convening focus groups involving provincial court judges; the publication of a community guide on how to support children of incarcerated parents (Supporting Children with Incarcerated Parents: A Free Community Guide); the submission of a policy brief for the Department of Justice Canada; the conduct of a focus group discussion with provincial court judges in British Columbia; and, the publication of an article on "The Best Interests of the Child and the Sentencing of Offenders with Parental Responsibilities". In support of this initiative, ICCLR will work in partnership with the Legal Aid BC, the Elizabeth Fry Society of Greater Vancouver (EFry), the School of Criminology University of Fraser Valley, the Canadian and International Coalitions for Children of Incarcerated Parents and the Representative of Children and Youth of BC to develop and implement positive family-focused outcomes and community-based alternatives for justice-involved parent(s)/legal guardian(s) over the three-year period of this project.

Effective Implementation of Alternative Measures & Sanctions: Outlook and challenges / International standards and national experiences

ICCLR Senior Associates Vivienne Chin and Yvon Dandurand presented at the Regional Webinar on "Effective Implementation of Alternative Measures & Sanctions: Outlook and challenges / International standards and national experiences", Manama, Kingdom of Bahrain, March 22-23, 2021, organized by the Judicial & Legal Studies Institute (JLSI) & The United Nations Office on Drugs and Crime.

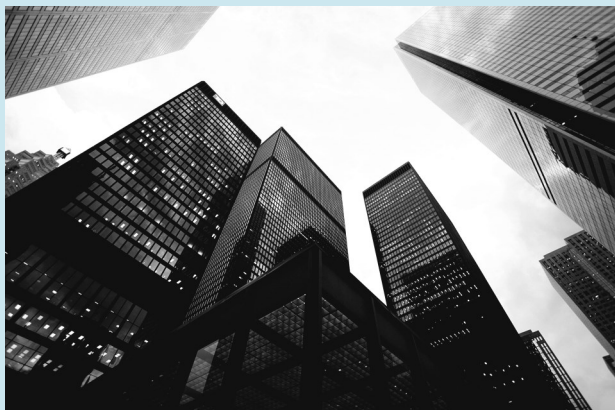
- Vivienne Chin, Panel #1: "Use of non-custodial measures and sanctions: Why do so many attempts fail?"
- Yvon Dandurand, Panel #2: "What's holding us back? Getting serious about implementing effective community-based non-custodial measures"



Anti-Corruption

Building on the momentum of last year, ICCLR continued on the development of the Board approved concept of an anti-corruption institute within ICCLR tentatively referred to as the Vancouver Institute for Global Anti-Corruption (VIGAC). Having completed an environmental scan of similar institutes, ICCLR is strategically situated to develop such an institute that focuses on the Americas and Asia. The heightened public concern in British Columbia over drug addiction and related death, money laundering, and transnational organized crime provides impetus for a project which targets corruption at home and abroad, which happens also to be an international and United Nations priority. It will be a first of its kind for Canada. VIGAC builds on the project work, training courses, conferences

and workshops, research, presentations and writing by ICCLR Associates over the past two decades. The development of VIGAC is being spearheaded by our President Dr. Peter German who was a Canadian delegate to the Conference of the States Parties to the United Nations Convention against Corruption and whose doctoral work centered on the issue of international asset recovery along with Rachael Segal a lawyer with considerable experience in both the governmental and non-governmental sectors. Thanks to their dedication and extensive outreach, we have now recruited a wonderful group of Canadian and international experts committed to serve on the VIGAC Advisory Committee. We look forward to announcing the launch of VIGAC later this year.



Counter Illicit Finance Alliance of British Columbia

ICCLR has accepted an invitation to become a member of the Counter Illicit Finance Alliance of British Columbia (CIFA-BC), which is the first permanent public-private partnership of its kind in Canada and is comprised of 38 stakeholders who share a mutual interest in protecting economic financial integrity in British Columbia.



Photo by Sean Pollock and Braden Collum on Unsplash.

International Partnership Against Corruption in Sport

ICCLR accepted an invitation by the UNODC to join the International Partnership Against Corruption in Sport (IPACS), which is a multi-stakeholder initiative aimed at bringing together international sports organizations, governments, inter-governmental organizations, and other relevant stakeholders to strengthen and support efforts to eliminate corruption and promote a culture of good governance in and around sport. An ICCLR delegation participated in the meeting of the Steering Committee of IPACS on November 16, 2020.

Anti-Corruption Law Program Series

The Anti-Corruption Law Program (ACLP) is a joint program under a collaborative working partnership between ICCLR, the Peter A. Allard School of Law, and Transparency International Canada. The ACLP is an ongoing series of CPD-accredited public education events - including keynote public lectures, seminars, partial-day and full day invited conferences, and colloquium format sessions - that are open to lawyers, business professionals, law enforcement officials, government representatives and bureaucrats, students, and academics alike. These public education events are designed to provide a fertile setting for learning and informed discussion among participant panelists and registrants regarding the role the law may play in the global fight against corrupt business practices. In 2020/21, the ACLP has convened experts in the field of anti-corruption to participate in the following seminar discussions:

- **Integrity and Anti-Corruption for Small and Medium Enterprises - Getting it Right** conducted on January 29, 2021. The seminar explored issues that confront small and medium-sized enterprises that seek to grow their market share and “do the right thing” – conduct business with integrity, help fight corruption, and comply with applicable anti-corruption laws.
- **Protecting Procurement Systems from Abuse - Government and Private Sector Approaches** conducted on February 26, 2021. The seminar explored measures that can be used to protect purchasing organizations and procurement suppliers from unethical or illegal conduct in the operation of procurement processes.
- **Public Infrastructure Finance - Expectations for Ethical Behaviour** conducted on March 25, 2021. The seminar explored the expectations for ethical behaviour in projects that are fully or partially financed by public financial institutions.



Bibliography on Municipal Corruption

In its continuing work on anti-corruption, ICCLR contracted with Trevor Hunt, a law student at the University of British Columbia, to research and develop a bibliography on the literature of municipal corruption, both in Canada and abroad. This guide is intended to provide individuals with starting points for researching municipal corruption, in Canada and around the world.



The Flow of Money from China to British Columbia - An Independent Review of Several Issues as Related to the Money Laundering Inquiry

In 2020, ICCLR Senior Associate Dr. Vincent Yang authored the report entitled, *The Flow of Money* that was submitted to the Cullen Commission.





*ICCLR has been
leading criminal law
and criminal justice
policy reform projects
since 1991.*

Other ICCLR Projects

This year, ICCLR associates continued to regularly publish blogs and think pieces for public consumption:

- Municipal Corruption - A Literature Review
- Alternatives to Short-Term Incarceration in B.C.
- Canadian Implementation of the UN Trafficking Protocol: Promoting or Eroding Access to Equity and Justice?
- The Role of Civil Society in Monitoring the Impact of the United Nations Convention of Transnational Organized Crime
- Money Laundering, Organized Crime, and Police Governance
- Restorative Justice Principles and the Criminal Justice Process
- Sports-based Crime Prevention
- Children Victims of Trafficking by Violent Extremist Groups
- The Pandemic Tests our Justice Institutions but the Hardest Challenges Have Yet to Come



"Promising Law Enforcement Practices in Disrupting Illicit Drug Markets" - ICCLR Senior Associate Yvon Dandurand delivered this presentation at the workshop on "Online Illicit Cannabis Sales and Organized Crime," as part of the Cannabis Compliance and Enforcement Web Series, Public Safety Canada.



"ICCLR's funded CIDA-China Program: Cooperation to Promote the Rule of Law in Criminal Justice" - ICCLR Senior Associate Vincent Yang presented at the "Canada-China Legal Cooperation Webinar: Is there a Path Forward?"



"A Gender Analysis of Hanoi Law University's Core Curriculum: Main Findings" - ICCLR Senior Associate Yvon Dandurand delivered this presentation at a Workshop on "Gender Mainstreaming of Hanoi Law University's Core Curriculum."

The Erosion of Justice Symbolism

This journal article authored by ICCLR Senior Associates Yvon Dandurand and Jessica Jahn considers the symbolism of our justice images and that our justice mythology must be renewed and put at the service of another vision for our future together, particularly one that is less legalistic and less nationalistic.



Police and Autism – Training Tool

ICCLR developed a training video, in collaboration with the Pacific Autism Family Network (PAFN), the RCMP and the Vancouver Police Department to educate police officers and the public on the benefits of facilitating positive interactions between law enforcement and persons with ASD during first response.

Military Justice System Performance Monitoring Framework

ICCLR Senior Associate Yvon Dandurand developed this framework that provides a robust series of justice indicators which report objective data on the effectiveness, efficiency and legitimacy of the military justice system.



ICCLR at the United Nations



ICCLR is one of eighteen institutes in the United Nations Crime Prevention and Criminal Justice Programme Network. In UN resolutions, the Programme Network Institutes (PNIs) are often called upon by Member States to carry out research and policy development work. The PNIs meet regularly to coordinate efforts and undertake or support joint programme activities. Here are the ways that ICCLR and our Associates worked with the United Nations this year.

- UNODC and TIJ Launch Webinar of the UNODC Handbook on Restorative Justice Programmes - Second Edition, 22 May 2020
- United Nations Crime Prevention and Criminal Justice Programme Network Institutes (PNI) Coordination Meeting, 17 June 2020
- UNODC Webinar on Judicial Responses to Gender-based Violence During the COVID-19 Pandemic, 17 June 2020
- UNODC Webinar on Judiciary in Nepal on Judicial Responses to Gender-based Violence Against Women and Girls, 23-24 July 2020
- Ninth Open-ended Intergovernmental Expert Meeting to Enhance International Cooperation Under the UNCAC, 16-18 November 2020
- Steering Committee Meeting of the International Partnership Against Corruption in Sport, 16 November 2020
- UNODC Expert Group Meeting on the Impact of COVID-19 on Criminal Justice Responses to Gender-based Violence Against Women, 17-19 November 2020
- Second Intersessional Meeting of the Conference of the States Parties to the United Nations Convention Against Corruption on the Preparations for the Special Session of the General Assembly Against Corruption (UNGASS), 19-20 November 2020
- Regular 29th Session of the Commission on Crime Prevention and Criminal Justice (CCPCJ), 3-4 December 2020
- Reconvened Session of the 29th Session of the CCPCJ and the 63rd Commission on Narcotics Drugs, 3-4 December 2020
- UNODC Expert Group Meeting on Gender and the Organized Crime Convention, 1-2 February 2021
- Third Intersessional Meeting of the Conference of the States Parties to the United Nations Convention Against Corruption on the Preparations for the Special Session of the General Assembly Against Corruption (UNGASS), 22-23 February 2021
- Fourteenth United Nations Congress on Crime Prevention and Criminal Justice, 7-12 March 2021

The Right to Decent Work: Envisioning Supply Chain Transparency Legislation in Canada

As the Canadian Parliament continues to consider legislation to address child labour and forced labour in corporate supply chains, ICCLR has engaged on a project to develop a legislative guide that would describe and assess a range of options and examples that policymakers and lawmakers may wish to consider in the implementation of supply chain (transparency) legislation for Canada. The legislative guide will review the international legal framework and conduct a comparative analysis of state practice in enacting and implementing supply chain transparency legislation based on selected countries. It will examine the respective merits of various legislative options for implementing supply chain transparency legislation within Canadian jurisdiction. The guide will also recommend measures to ensure that Canada complies with the requirements of International Labour Organization (ILO) instruments with respect to ratifying specific governance, technical conventions and/or enacting domestic legislation as they pertain to decent work in global supply chains. It would also provide a helpful basis for technical assistance projects and other initiatives that will be undertaken as part of international efforts in securing decent work within global supply chains. By doing so, this initiative hopes to promote greater awareness in Canada regarding the right to decent work within highly complex global supply chains with a view of empowering businesses, consumers and other key stakeholders to address labour exploitation risks.

The Home Team

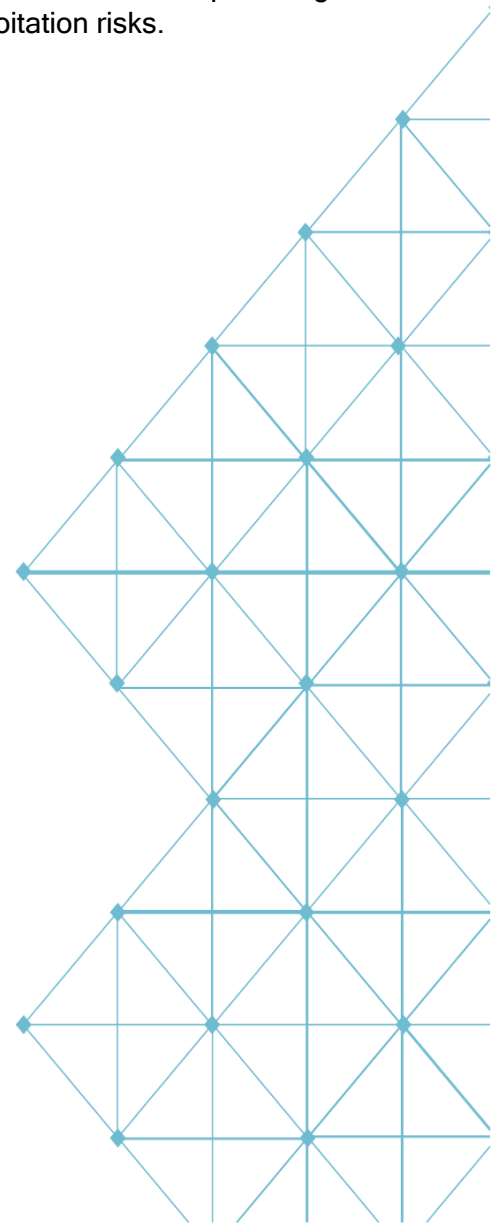
The ICCLR Home Team (made up of the executive and program support staff) worked hard this year to increase ICCLR's processes and improve our administrative organizational performance.



This year, ICCLR will be introducing its first podcast series to provide an effective way to support and promote BIPOC youth who are actively engaged in impactful, innovative, and empowering solutions and strategies. We anticipate that this project will support our efforts to encourage dialogue with a growing cadre of contemporary criminal justice innovators.



ICCLR will also be introducing a new "Research Commons" section to its website as an effort to continue to promote and support the development of scholarship in the areas of international criminal law, criminal law policy and criminal law reform. ICCLR welcomes the opportunity to receive and consider submissions of articles, papers and/or presentations for ICCLR website online publication.



Impact Reports for 2020/21



By the Numbers

The ICCLR Impact Report serves to measure our value to our partners and our impact in our areas of focus. There are currently 137 past and on-going projects loaded into our project tracker database that are individually being tracked under a set of key metrics. This year, we found that 30 organizations have worked and/or funded projects led by ICCLR associates. We also celebrate this year the fact that ICCLR and its associates have been involved in 59 projects whether it was providing technical assistance, analysis/reporting or thought leadership around the world. We continue to work on issues of criminal law and criminal justice policy where data gaps are present, information is limited, and where meaningful positive change can occur when government policies are strengthened.



Telling Our Stories

ICCLR's long history of successful partnerships with authorities and civil society organizations all over the world speaks to the quality of our work and to our ability to continue to assist governments in developing and sustaining healthy, safe communities. Because of the nature of our work, however, we may not be able to report on the impact of our initiatives for some time after projects are completed. The following narratives describe some of the accomplishments of ICCLR and our associates in previous years and share how the results of work we did then is being felt today.

Child-Sensitive Criminal Justice for Child Victims of Violence

Violence against children is recognized as a complex problem that requires a holistic and multi-sectoral response. Criminal justice institutions must strengthen their efforts to prevent and respond to violence against children. They need to demonstrate greater diligence in investigating, prosecuting, convicting and rehabilitating perpetrators of violent crimes against children, so as to effectively protect children against violence. However, they must also ensure that their own practices do not compound the problem and subject children to further abuses and trauma. All interventions must be age and gender appropriate, respect and



Photo by Ben Dutton on Unsplash.

uphold the children's rights, and be responsive to the children's needs, interests, and circumstances. Appreciating that violence against children remains highly prevalent, socially tolerated and largely unpunished crime, many countries are adopting measures to ensure that their criminal justice system offer more effective protections to child victims of violence.

The *United Nations Model Strategies and Practical Measures on the Elimination of Violence against Children in the Field of Crime Prevention and Criminal Justice* (Model Strategies), adopted by the UN General Assembly in December 2014, offer a holistic approach for criminal justice system to prevent and respond to violence against children,. The Model Strategies provide guidance for the implementation of a comprehensive and holistic crime prevention and criminal justice framework that address violence against children in its many forms, including violence against children within the justice system. . ICCLR Senior Associate Prof. Yvon Dandurand, the lead UN consultant for the development of the Model Strategies, developed two tools to facilitate their implementation: *Introducing the United Nations Model Strategies and Practical Measures on the Elimination of Violence against Children in the Field of Crime Prevention and Criminal Justice: A New Tool for Policymakers, Criminal Justice Officials and Practitioners* and *Planning the Implementation of the United Nations Model Strategies and Practical Measures on the Elimination of Violence against Children in the Field of Crime Prevention and Criminal Justice: A Checklist* The tools were published by UNODC with the support of Thailand Institute of Justice, a PNI partner of ICCLR.

The Model Strategies have been used in different contexts to assess criminal justice systems' responses to violence against children and, more generally, justice for children. Building on ICCLR's previous work in this field, a forthcoming publication entitled *Towards Child-Sensitive Criminal Justice in Southeast Asia for Child Victims of Violence: A Baseline Analysis Using the UN Model Strategies on the Elimination of Violence against Children*, by ICCLR Senior Associate Eileen Skinnider, examines the measures taken by ASEAN countries have taken to prevent and respond to violence against children. Using the Model Strategies as a blueprint and guiding framework, this study reviews the current situation in the ten member states of ASEAN, maps out good and innovative practices within the region, and offers recommendations for enhancing the criminal justice response to violence against children.

Culturally Sensitive Restorative Justice Programmes in Thailand



Photo by William Rouse on Unsplash.

The promotion of restorative justice is relevant to the achievement of Goal 16 of the 2030 Agenda for Sustainable Development on peaceful and inclusive societies, in particular its Target 3 on promoting the rule of law at the national and international levels and ensuring access to justice for all. As a participatory process, restorative justice allows for a rights-based victim-centred approach in comparison to the offender-centric approach commonly observed in conventional criminal justice processes. To ensure the successful provision of restorative justice programmes, criminal justice practitioners must

be equipped with the knowledge, skills, and techniques necessary for effective restorative justice interventions.

ICCLR has a long history of engaging in projects that promote and advance restorative justice programming. In November 2017, as mandated by the Economic and Social Council resolution 2016/17, UNODC convened an expert group meeting attended by ICCLR associates in Ottawa, to review the use and application of the Basic Principles on the Use of Restorative Justice Programmes in Criminal Matters, as well as new developments and innovative approaches in the area of restorative justice. The expert group recommended that additional practical guidance be developed on various issues concerning restorative justice in criminal matters. A suggestion endorsed by the Commission on Crime Prevention and Criminal Justice, at its 27th session. As a result a second edition of the UNODC *Handbook on Restorative Justice Programmes* was developed by ICCLR Senior Associate Prof. Yvon Dandurand and Ms. Annette Vogt and published in May 2020 by UNODC in collaboration with the Thailand Institute of Justice. Since then, the Handbook has been widely used, both as a reference document and a training tool, by policymakers, legislators, criminal justice professionals, community groups, and restorative justice practitioners.

Prof. Dandurand, with Mr. Vongthep Arthakaivalvatee and Mr. Ukrit Sornprohm of TIJ, co-directed a national study of the implementation of restorative justice in Thailand. The study report, *Harmonious Justice: The State of Restorative Justice in Thailand*, identified the need for a comprehensive national strategy accompanied by a sustained capacity building initiative for the effective delivery of restorative justice interventions at all stages of the criminal justice process, and beyond. A majority of the practitioners interviewed during the study expressed the need for capacity building initiatives and a more structured training programme on restorative justice. Building on this momentum, ICCLR and TIJ are now working closely to develop a training curriculum for restorative justice champions and practitioners in Thailand.

Towards Self-Determined Justice for Indigenous People in Canada

The overrepresentation of Indigenous persons in Canadian prisons continues to prevail despite increased efforts by courts to consider systemic factors and sentencing measures to address this crisis in the Canadian criminal justice system. Since the Supreme Court of Canada's historical decision in *R. v. Gladue*, [1999] 1 S.C.R. 688, Gladue reports have become an indispensable sentencing tool providing the court with essential information about an Indigenous person's unique circumstance and outlining viable and culturally appropriate sentencing alternatives to incarceration and/or restorative justice options. Gladue reports have also represented an opportunity for community engagement and empowerment necessary to support a rehabilitative path to healing. However, despite the increased availability of Gladue services, a significant disparity remains between the number of Indigenous men, women, youth and those who identify as non-binary genders in accessing Gladue reports.

In 2019, ICCLR published *Production and Delivery of Gladue Pre-Sentence Reports: A Review of Selected Canadian Programs*, a report surveying Gladue report writing programs in Canada while also considering the future state of Gladue report service delivery in British Columbia (BC). The report compares and presents information gathered

about Gladue report service delivery models from interviews with 159 stakeholders from various jurisdictions in Canada and concludes with several recommendations concerning the need for future consultations, research, and data collection. The report also notes the need for greater funding to support Indigenous communities and organizations in their development of restorative justice resources, including those grounded in Indigenous laws and legal processes that support alternatives to jail that also meet the principles and purposes of sentencing. In alignment with these recommendations, the April 2021 transition of Gladue services from Legal Aid BC to the BC First Nations Justice Council (BCFNJC) has removed some barriers related to requesting a Gladue report. Now any First Nations, Métis, or Inuit person can request a Gladue report, whether or not they have a private lawyer or are a client of Legal Aid BC.



Photo by Sonya Romanovska on Unsplash.

ICCLR, with support from the Law Foundation of British Columbia, continues to engage in an ongoing multi-year initiative aiming to better understand how technology can be used to increase access to Gladue reports for Indigenous peoples, particularly women, non-binary genders and youth living in remote communities in BC. With the first phase of this initiative successfully completed, ICCLR continues to work closely with partners such as UBC Law Professor, Patricia Barkaskas, project co-lead, Dallas Tooshkenig B.A., J.D., members of the BC First Nations Justice Council, community representatives, and other relevant Indigenous stakeholders to develop a virtual education campaign intended to educate and encourage greater access to and use of Gladue services by Indigenous women, youth and non-binary genders. Once completed, this Indigenous led and informed project, which is the first of its kind, will help increase greater access to justice for Indigenous people, especially those living in remote communities of BC, since the educational campaign shares the most updated information about Gladue rights and resources in one permanent online location.

ICCLR remains committed in its ongoing efforts to improve and increase access in the delivery of a justice system that reflects the values of the community it serves. These initiatives also support ICCLR's longstanding dedication to supporting greater access to alternatives to incarceration. Through education and awareness, this will help to build a strong foundation for future evolution in access to Gladue services and will provide a platform for increasing both self-determination and autonomy for Indigenous communities involved with the criminal justice system.

Funding Highlights

ICCLR is supported by the Department of Justice Canada through the Justice Partnership and Innovation Program. Additional project funding is provided by the support of charitable foundations, grant making bodies and other governmental and non-governmental organizations. Below is an example of some of ICCLR's recent project grants.

Select Ongoing and Recently Completed Grants

Support Provided By	Project	Amount
Law Foundation of British Columbia	E-Gladue - Using Technology to Increase Access to Justice for Remote Indigenous Communities	\$73,000
Thailand Institute of Justice	Training Curriculum on Restorative Justice Programmes in Thailand	\$41,236
Pacific Autism Family Network	Autism in Corrections - Training Materials	\$25,000
Canadian Bar Association	The Right to Decent Work: Envisioning Supply Chain Transparency Legislation in Canada	\$44,525
Pacific Autism Family Network	Autism Spectrum Disorders (ASD) Police Training Video	\$16,000
The Vancouver Foundation	Promoting Family-focused Defence Strategies and Community-based Alternatives: A Toolkit for Criminal Defence Lawyers and Other Criminal Justice Stakeholders Initiative	\$290,000
Law Foundation of British Columbia	Criminal Justice Reform - Identity Theft and Fraud	\$100,000
United Nations Office on Drugs and Crime	South Sudan Prison Reform	\$379,800
Ethiopia Ministry of Justice	Ethiopia Criminal Justice Reform Project	\$193,750

Thank You to Our Members

ICCLR's work would not be possible without support and collaboration from our many generous and knowledgeable members. Our distinguished Board of Directors is appointed by our Member Organizations:



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This year ICCLR was also supported by these generous members of our community:

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Looking Ahead

ICCLR remains committed to advancing our mission and to focusing our efforts on new horizons while seeking opportunities to develop more inclusive and integrated justice responses necessary to support the future of crime prevention and preservation of the rule of law.

”

ICCLR continues to follow the Strategic Plan approved by our Board in 2018, advancing programs and initiatives in a number of key areas, including access to justice, restorative justice, violence against women and children, corrections, and anti-corruption. As we continue with the current plan's objectives and action points, we do so in furtherance of our stated goals of demonstrating and sharing ICCLR's impact on criminal justice, diversifying ICCLR's financial model, and making the best use of our pool of talent and expertise. ICCLR intends to revisit the Strategic Plan this year to address the many changes influencing criminal justice policy and criminal law reform in a post-pandemic environment. The growing transnational nature of crime, partly the result of globalization, digitalization, and mobility trends, has made international cooperation an indispensable part of the international community's crime prevention and criminal justice agenda. In addition, the security and development challenges posed by organized crime, illicit economies, and corruption seem only to diversify and intensify. The introduction of the Vancouver Institute for Global Anti-Corruption (VIGAC) will ensure that ICCLR continues to be strategically situated in playing a vital role in supporting the domestic and international fight against both corruption and money laundering. ICCLR also intends to engage in meaningful and critical research and exchanges on the future of international criminal justice cooperation, the prevention of hate crimes and combating cybercrime and to consult with while encouraging collaborative engagements among legal practitioners, government departments and agencies, civil society organizations, research institutions, and other academic units in universities in Canada, the US and abroad to advance its efforts in these areas. ICCLR remains committed to advancing our mission and to focusing our efforts on new horizons while seeking opportunities to develop more inclusive and integrated justice responses necessary to support the future of crime prevention and preservation of the rule of law.

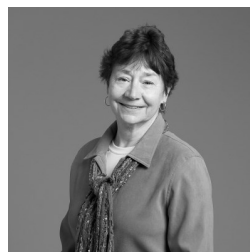
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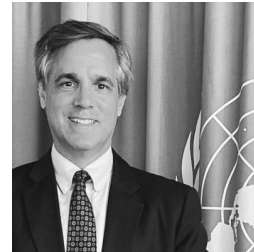
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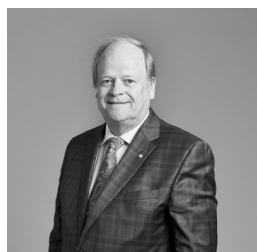
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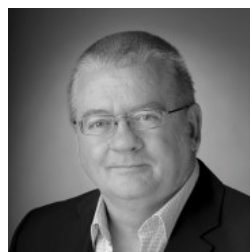
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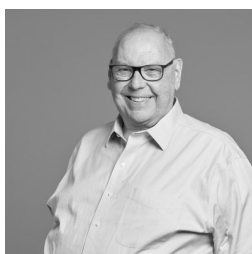
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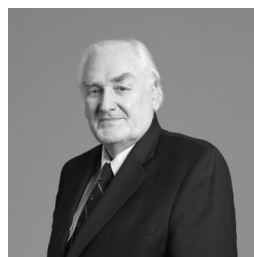
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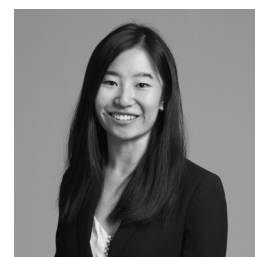
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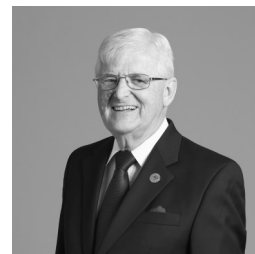
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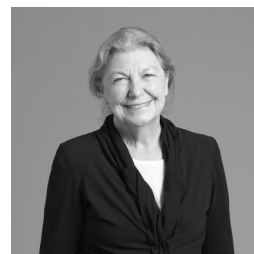
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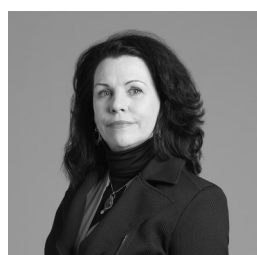
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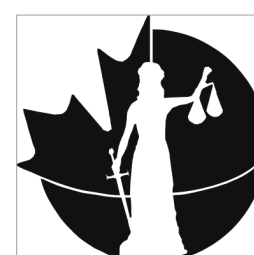
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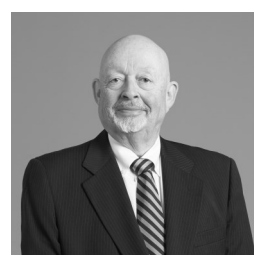


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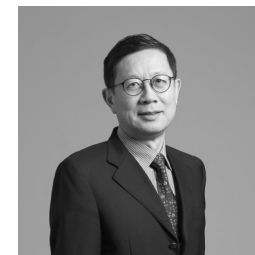


Eileen Skinnider

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David Winkler



Vincent Yang

The Don and Kathy Sorochan Scholarship



Donald and Kathy Sorochan are founding directors of the International Society for the Reform of Criminal Law (ISRCL) and the International Centre for Criminal Law Reform and Criminal Justice Policy (ICCLR). This award has been established in Donald and Kathy Sorochan's name in recognition of their many achievements to law and justice, nationally and internationally, and for the invaluable support they have given to the work and activities of both ISRCL and ICCLR over the past twenty years. This scholarship is

open to criminology and law students at Simon Fraser University and the University of British Columbia, ICCLR's two sponsoring universities.

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