

palgrave▶pivot

COMMUNITY REPARATION FOR YOUNG OFFENDERS

Perceptions, Policy and Practice

Nicholas Pamment





Community Reparation for Young Offenders

Other Palgrave Pivot titles

David F. Tennant and Marlon R. Tracey: **Sovereign Debt and Credit Rating Bias**

Jefferson Walker: **King Returns to Washington: Explorations of Memory, Rhetoric, and Politics in the Martin Luther King, Jr. National Memorial**

Giovanni Barone Adesi and Nicola Carcano: **Modern Multi-Factor Analysis of Bond Portfolios: Critical Implications for Hedging and Investing**

Rilka Dragneva and Kataryna Wolczuk: **Ukraine between the EU and Russia: The Integration Challenge**

Viola Fabbri, Massimo Guidolin and Manuela Pedio: **The Transmission Channels of Financial Shocks to Stock, Bond, and Asset-Backed Markets: An Empirical Analysis**

Timothy Wood: **Detainee Abuse During Op TELIC: 'A Few Rotten Apples'?**

Lars Klüver, Rasmus Øjvind Nielsen and Marie Louise Jørgensen (editors): **Policy-Oriented Technology Assessment Across Europe: Expanding Capacities**

Rebecca E. Lyons and Samantha J. Rayner (editors): **The Academic Book of the Future**

Ben Clements: **Surveying Christian Beliefs and Religious Debates in Post-War Britain**

Robert A. Stebbins: **Leisure and the Motive to Volunteer: Theories of Serious, Casual, and Project-Based Leisure**

Dietrich Orlow: **Socialist Reformers and the Collapse of the German Democratic Republic**

Gwendolyn Audrey Foster: **Disruptive Feminisms: Raced, Gendered, and Classed Bodies in Film**

Catherine A. Lugg: **US Public Schools and the Politics of Queer Erasure**

Olli Pyyhtinen: **More-than-Human Sociology: A New Sociological Imagination**

Jane Hemsley-Brown and Izhar Oplatka: **Higher Education Consumer Choice**

Arthur Asa Berger: **Gizmos or: The Electronic Imperative: How Digital Devices have Transformed American Character and Culture**

Antoine Vauchez: **Democratizing Europe**

Cassie Smith-Christmas: **Family Language Policy: Maintaining an Endangered Language in the Home**

Liam Magee: **Interwoven Cities**

Alan Bainbridge: **On Becoming an Education Professional: A Psychosocial Exploration of Developing an Education Professional Practice**

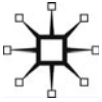
palgrave▶pivot



Community Reparation for Young Offenders: Perceptions, Policy and Practice

Nicholas Pamment
University of Portsmouth, UK

palgrave
macmillan



COMMUNITY REPARATION FOR YOUNG OFFENDERS

Copyright © Nicholas Pamment, 2016.

Foreword © Lord Carlile of Berriew, 2016.

Softcover reprint of the hardcover 1st edition 2016 978-1-137-40045-1

All rights reserved. No reproduction, copy or transmission of this publication may be made without written permission.

No portion of this publication may be reproduced, copied or transmitted save with written permission. In accordance with the provisions of the Copyright, Designs and Patents Act 1988, or under the terms of any licence permitting limited copying issued by the Copyright Licensing Agency, Saffron House, 6-10 Kirby Street, London EC1N 8TS.

Any person who does any unauthorized act in relation to this publication may be liable to criminal prosecution and civil claims for damages.

First published 2016 by
PALGRAVE MACMILLAN

The author has asserted his right to be identified as the author of this work in accordance with the Copyright, Designs and Patents Act 1988.

Palgrave Macmillan in the UK is an imprint of Macmillan Publishers Limited, registered in England, company number 785998, of Houndmills, Basingstoke, Hampshire, RG21 6XS.

Palgrave Macmillan in the US is a division of Nature America, Inc., One New York Plaza, Suite 4500 New York, NY 10004-1562.

Palgrave Macmillan is the global academic imprint of the above companies and has companies and representatives throughout the world.

ISBN: 978-1-349-68007-8

E-PDF ISBN: 978-1-137-40046-8

DOL: 10.1057/9781137400468

Distribution in the UK, Europe and the rest of the world is by Palgrave Macmillan®, a division of Macmillan Publishers Limited, registered in England, company number 785998, of Houndmills, Basingstoke, Hampshire RG21 6XS.

Library of Congress Cataloging-in-Publication Data is available from the Library of Congress

A catalog record for this book is available from the Library of Congress

A catalogue record for the book is available from the British Library



For my parents

Contents

List of Figures	vii
List of Tables	viii
Foreword	x
<i>Lord Carlile of Berriew CBE QC</i>	
1 Introduction	1
2 Reintegration to Retribution: The Development of Unpaid Work for Offenders in England and Wales	7
3 Realising the Potential: The Research Evidence Base for Unpaid Work	29
4 Youth Justice Community Reparation in Practice	56
5 Conclusion: The Future Direction of Youth Justice Community Reparation	75
Bibliography	83
Index	103

List of Figures

4.1	Age of participants	57
4.2	Referral point	57
4.3	Offence leading to referral	58
5.1	Summary of evidenced-based principles for the delivery of unpaid work most likely to lead to successful outcomes	77



List of Tables

2.1	1998 sentencing framework	15
2.2	Current sentencing framework	19
3.1	Comparison of 'raw' adult reconviction figures 1983–2003 (<i>Custody, Probation, Probation with 4A/4B requirements and Community Service</i>)	31
3.2	Offender characteristics within the four disposal groups	33
3.3	Two-year reconviction rates for community penalties and custody	33
3.4	A comparison of offender characteristics by disposal (males only)	34
3.5	Actual and predicted reconviction rates by disposal (criminal history and social variables)	35
3.6	Adult reconviction: results from the 2001 Cohort	36
3.7	Community orders detail: reconviction rates by requirement type, 2009 Cohort (requirements selected here are based on 100 or more offenders)	36
3.8	Summary of studies into adult community service	38
3.9	Offenders' attitudes and contact with beneficiaries (acquisition of skills and usefulness of work)	41
3.10	Views on community service as a sentence, by order type	43
3.11	Views on community service impact	44
3.12	Reconviction rates by community disposal for males in 2001	47

3.13	Summary of studies into youth justice community reparation	48
3.14	Reconviction rate by type of restorative intervention (34 projects)	51
3.15	Summary and integration of positive and negative practices relating to unpaid work (YJCR and adult CS) most likely to lead to successful outcomes	53
4.1	Placement type by non-skills and skills-based activities	59
4.2	Offenders' qualitative responses to the acquisition of skills	61
4.3	Offenders' qualitative responses to 'problem solving'	64

Foreword

This timely publication is the first to make a really profound, fully researched examination of community reparation for young offenders. It is timely, given the reduction over recent years in the number of young offenders in custody, and the apparent appetite of the present Secretary of State for Justice to increase the long-term effectiveness of sentencing.

The notion of reparation has developed in recent years. Seen at first as a form of recognition of the real effect of crime on victims, its scope has broadened as practitioners have witnessed the important and beneficial effect on offenders' own perception of their actions when they become part of restorative justice activities. There is now no doubting the combined effect of reparation in (i) making victims feel better about the insult done to them, and (ii) making offenders behave better in the future through an enhanced understanding of the consequences of their actions. This book lays out a clear analysis of those processes, and leaves the reader with a strong notion that community reparation, properly applied, must be recognised as one of the most effective sentencing options available. It demands dedication, imagination and hard work on the part of service providers, and commitment on the part of the offenders, but it is clear that in many cases those combined aims can be fulfilled.

The cost benefit of effective community reparation is beyond doubt. The successful reintegration of unhappy and disaffected young men and women into the flow of everyday normality promises a reduction in the later use

of adult prison sentences, cohesive family life, and increased respect between generations.

The value of the extensive and methodologically rigorous research undertaken by Nicholas Pamment enables us to evaluate the type of work undertaken as part of reparation. He demonstrates that the merely menial is likely to prove less productive and successful than programmes which challenge thinking skills. A critical faculty is not a privilege provided only to those with higher education. Young people have a profound moral sense, indeed often moral 'codes' shared with their friends and peer group. Sometimes those values can be distorted and even dissipated in self-justification, or blaming others for a sense of separation from parents or other legitimate authority. Community reparation can counter those failures, by fostering in former offenders their own critical faculty as to what really is right or wrong, what they would regard as reasonable if done to them. This is an important discussion, and the book stimulates it by its reliance on real evidence, founded on the experience of participants.

I believe that future practice will be influenced by this book, which should become required reading for practitioners, including lawyers and judges at all levels.

Lord Carlile of Berriew CBE QC

palgrave▶pivot

www.palgrave.com/pivot