

## Mediation as an Alternative form of the Juridical Proceeding toward Juvenile Delinquents

### Abstract

In the paper the origins and the core meaning of restorative justice are presented. The paper is also focused on the legal basis, meaning, rules and the schema of the mediatory proceeding. Advantages and disadvantages of mediation are analyzed, explored in three perspectives: generally treated social one, specific to the aggrieved party and specific to juvenile delinquents. The Author claims that mediation could be treated as an alternative for the traditional proceeding toward juvenile delinquents.

**Key words:** *mediation, mediator, mediatory proceeding, restorative justice, juvenile delinquent.*

### Mediation as an alternative form of proceedings with juveniles

Considering the reactions to juvenile delinquency different models can be noticed. After the retributive model – oriented to measure out a penalty treated as retaliation for evil and the rehabilitative model – concentrated on the rehabilitation of the juvenile perpetrator of a forbidden deed there is an attempt to create a restorative model, whose major aim is to make amends or compensate for the injustice inflicted by a crime.

In penal justice the most important is the effect and in reform (compensation) justice the process which occurs between the perpetrator and the victim.

When defining reform justice B.D. Meier takes into consideration two elements. One of them is the ascertainment that reform justice is such an approach in the sys-