

Title: Juvenile Justice and Children's Rights – An Evaluation of the Swiss and South African Juvenile Justice System in the Light of International Law (Jugendstrafrecht und Kinderrechte - Betrachtung des Schweizerischen Jugendstrafrechts im Lichte der Internationalen Rechte des Kindes und im Vergleich zu Südafrika)

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Date of publication: September 2009

Publishers: Schultess Verlag

1) Aim of the book:

The analyses carried out in the book aim to find answers to the following questions: Can international law serve as a new model for juvenile justice and provide States with useful guidance? How far do the Swiss and South African justice systems comply with international law (past and present/future), and how far has the latter influenced the recent reform processes in the two countries?

2) Structure:

An **introductory chapter** briefly describes the time of the 'birth' of juvenile justice systems around 1900, as well as the models and trends that prevailed in the following decades. The chapter also contains a definition of a 'Children's Rights Model', which is considered – based on the work of Julia Sloth-Nielsen - as a new model of Juvenile Justice.

In a **second chapter**, the developments of international (and selected regional) juvenile justice instruments are presented, followed by a detailed analyses of these instruments. Mainly based on the above mentioned definition of a 'Children's Rights Model', the following areas are elaborated: Penal Objectives; Age Issues; Separation and Specialization; Diversion; Organization and Procedure (incl. Pre-Trial Detention, Legal Representation, Protection of Personality and Review); Sanctions.

Chapter three and four present the Swiss and South African way of dealing with juveniles in conflict with the law in the past, *'de lege lata* and *de lege ferenda*.

In the **fifth (and main) Chapter**, these national systems and their developments are evaluated in the light of the international framework in a comparative way, area by area as presented in the earlier Chapters. The Chapter concludes with an overview of the results of that evaluation.

A summary in German and English rounds the book off.

Ursina Weidkuhn